<table>
<thead>
<tr>
<th>No.</th>
<th>Contents</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Meeting of Senate</td>
<td>2494</td>
</tr>
<tr>
<td>2</td>
<td>Documents</td>
<td>2494</td>
</tr>
<tr>
<td>3</td>
<td>Committee Reports Presented Since Last Sitting of Senate</td>
<td>2512</td>
</tr>
<tr>
<td>4</td>
<td>Committees—Leave to Meet During Sitting</td>
<td>2514</td>
</tr>
<tr>
<td>5</td>
<td>Vacancy in the Representation of New South Wales—Choice of Jennifer McAllister</td>
<td>2514</td>
</tr>
<tr>
<td>6</td>
<td>Vacancy in the Representation of Queensland</td>
<td>2515</td>
</tr>
<tr>
<td>7</td>
<td>Leader of the Australian Greens and Office Holders</td>
<td>2515</td>
</tr>
<tr>
<td>8</td>
<td>Construction Industry Amendment (Protecting Witnesses) Bill 2015</td>
<td>2515</td>
</tr>
<tr>
<td>9</td>
<td>Limitation of Liability for Maritime Claims Amendment Bill 2015</td>
<td>2516</td>
</tr>
<tr>
<td>10</td>
<td>Tribunals Amalgamation Bill 2014</td>
<td>2516</td>
</tr>
<tr>
<td>11</td>
<td>Questions</td>
<td>2533</td>
</tr>
<tr>
<td>12</td>
<td>Motions to Take Note of Answers</td>
<td>2533</td>
</tr>
<tr>
<td>13</td>
<td>Order of Business—Rearrangement</td>
<td>2533</td>
</tr>
<tr>
<td>14</td>
<td>Biosecurity Bill 2014</td>
<td>2533</td>
</tr>
<tr>
<td></td>
<td>Biosecurity (Consequential Amendments and Transitional Provisions) Bill 2014</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Quarantine Charges (Imposition—General) Amendment Bill 2014</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Quarantine Charges (Imposition—Customs) Amendment Bill 2014</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Quarantine Charges (Imposition—Excise) Amendment Bill 2014</td>
<td>2533</td>
</tr>
<tr>
<td>15</td>
<td>Notices</td>
<td>2534</td>
</tr>
<tr>
<td>16</td>
<td>Adjournment</td>
<td>2535</td>
</tr>
<tr>
<td>17</td>
<td>Attendance</td>
<td>2536</td>
</tr>
</tbody>
</table>
1 **MEETING OF SENATE**

The Senate met at 10 am. The President (Senator the Honourable Stephen Parry) took the chair, read prayers and made an acknowledgement of country.

2 **DOCUMENTS**

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

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

Auditor-General—Audit reports for 2014-15—

No. 28—Performance audit—Management of interpreting services: Department of Immigration and Border Protection; Department of Social Services. [Received 15 April 2015]

No. 29—Performance audit—Funding and management of the Nimmie-Caira System Enhanced Environmental Water Delivery Project: Department of the Environment. [Received 21 April 2015]

No. 30—Performance audit—Material sustainment agreements: Department of Defence; Defence Materiel Organisation. [Received 21 April 2015]

No. 31—Performance audit—Administration of the Australian Apprenticeships Incentives Program: Department of Education and Training. [Received 23 April 2015]

No. 32—Performance audit—Administration of the Fair Entitlements Guarantee: Department of Employment. [Received 23 April 2015]

No. 33—Performance audit—Organ and tissue donation: Community awareness, professional education and family support: Australian Organ and Tissue Donation and Transplantation Authority. [Received 29 April 2015]

No. 34—Performance audit—Administration of the natural disaster relief and recovery arrangements by Emergency Management Australia: Attorney-General’s Department. [Received 30 April 2015]

No. 35—Performance audit—Delivery of the petrol sniffing strategy in remote Indigenous communities: Department of the Prime Minister and Cabinet. [Received 5 May 2015]

No. 36—Performance audit—Administration of the Assistance for Isolated Children Scheme: Department of Human Services. [Received 6 May 2015]

Departmental and agency grants—Additional estimates—Letter of advice pursuant to the order of the Senate of 24 June 2008—Department of Agriculture. [Received 17 April 2015]

Economics References Committee—Report—Future of Australia’s naval shipbuilding industry: Tender process for the navy’s new supply ships (part 1)—Government response, dated April 2015. [Received 7 May 2015]

Environment—New South Wales—Shenhua Watermark coal mine—Letter to the President of the Senate from the Minister for the Environment (Mr Hunt), dated 5 May 2015, responding to the resolution of the Senate of 25 March 2015.

Estimates hearings—Unanswered questions on notice—Additional estimates 2014-15—Statements pursuant to the order of the Senate of 25 June 2014—Australian Public Service Commission. [Received 29 April 2015]

Finance portfolio. [Received 5 May 2015]

Industry and Science portfolio. [Received 1 May 2015]
Finance and Public Administration References Committee—Report—Commonwealth procurement procedures—Government response, dated April 2015. [Received 30 April 2015]

Foreign Investment Review Board—Report for 2013-14. [Received 5 May 2015]

Gene Technology Regulator—Quarterly report for the period 1 October to 31 December 2014. [Received 31 March 2015]

Health—Access to mental health services—Letter to the President of the Senate from the Minister for Health (Ms Ley), dated 21 April 2015, responding to the resolution of the Senate of 3 March 2015.

Immigration—Detention centres—Allegations of abuse—Letter to the President of the Senate from the Minister for Immigration and Border Protection (Mr Dutton), dated 2 April 2015, responding to the resolution of the Senate of 4 March 2015.

Indexed lists of departmental and agency files for the period 1 July to 31 December 2014—Statements of compliance, pursuant to the order of the Senate of 30 May 1996, as amended—

Office of the Official Secretary to the Governor-General. [Received 15 April 2015]

Treasury portfolio. [Received 29 April 2015]


Norfolk Island Administration—Financial statements for 2013-14—Independent report of the Australian National Audit Office. [Received 20 April 2015]

Northern Land Council—Report for 2013-14. [Received 29 April 2015]

Outback Stores Pty Ltd—Report for 2013-14. [Received 29 April 2015]

Productivity Commission—Report No. 74—Natural disaster funding arrangements (2 volumes), dated 17 December 2014. [Received 1 May 2015]

Regional forest agreement between the Commonwealth and Victoria—Joint Australian and Victorian Government response to the independent review on progress with implementation of the Victorian Regional Forest Agreements—Final report, dated May 2010—Report of independent assessor, dated October 2014. [Received 16 April 2015]


Rural and Regional Affairs and Transport References Committee—Reports—

Auditor-General’s reports on Tasmanian forestry grants programs—Government response, dated March 2015. [Received 22 April 2015]

Operational issues in export grain networks—Government response. [Received 8 May 2015]


Tiwi Land Council—Report for 2013-14. [Received 29 April 2015]

Transport—Cyclist safety—Letter to the President of the Senate from the Assistant Minister for Infrastructure and Regional Development (Mr Briggs), dated 16 April 2015, responding to the resolution of the Senate of 5 March 2015.
Order for production of documents—Document: The following document received on 22 April 2015 was tabled:

Industry—Automotive Transformation Scheme—Letter to the President of the Senate from the Minister for Finance (Senator Cormann), dated 20 April 2015, responding to the order of the Senate of 17 March 2015 and raising a public interest immunity claim.

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.]


Australian Prudential Regulation Authority Act 1998—
Australian Prudential Regulation Authority (confidentiality) determinations—No. 4 of 2015 [F2015L00343].
No. 5 of 2015 [F2015L00591].
Australian Prudential Regulation Authority instrument fixing charges—No. 1 of 2015 [F2015L000504].

Australian River Co. Limited Act 2015—Australian River Co. Limited Commencement Proclamation 2015 [F2015L00575].

Australian Prudential Regulation Authority Act 1998—
Australian Prudential Regulation Authority (confidentiality) determinations—No. 4 of 2015 [F2015L00343].
No. 5 of 2015 [F2015L00591].
Australian Prudential Regulation Authority instrument fixing charges—No. 1 of 2015 [F2015L000504].


Australian River Co. Limited Act 2015—Australian River Co. Limited Commencement Proclamation 2015 [F2015L00575].

Australian Prudential Regulation Authority Act 1998—
Australian Prudential Regulation Authority (confidentiality) determinations—No. 4 of 2015 [F2015L00343].
No. 5 of 2015 [F2015L00591].
Australian Prudential Regulation Authority instrument fixing charges—No. 1 of 2015 [F2015L000504].


Autonomous Sanctions Act 2011—
Autonomous Sanctions Amendment (Russia, Crimea and Sevastopol) Regulation 2015—Select Legislative Instrument 2015 No. 30 [F2015L00356].


Banking Act 1959—Banking exemption No. 1 of 2015 [F2015L00331].

Broadcasting Services Act 1992—Broadcasting Services (Events) Notice (No. 1) 2010—
- Amendment No. 3 of 2015 [F2015L00488].
- Amendment No. 4 of 2015 [F2015L00507].
- Amendment No. 5 of 2015 [F2015L00612].

Carbon Credits (Carbon Farming Initiative) Act 2011—
- Carbon Credits (Carbon Farming Initiative—Avoided Deforestation 1.1) Methodology Determination 2015 [F2015L00347].
- Carbon Credits (Carbon Farming Initiative—Domestic, Commercial and Industrial Wastewater) Methodology Determination 2015 [F2015L00352].
- Carbon Credits (Carbon Farming Initiative—Industrial Electricity and Fuel Efficiency) Methodology Determination 2015 [F2015L00346].

Civil Aviation Act 1988—
- Civil Aviation Regulations 1988 and Civil Aviation Safety Regulations 1998—
  - Directions — relating to the dropping of articles from gyroplanes at ASRA National Championships—CASA 29/15 [F2015L00369].
  - Exemption and permission — AOC holders with winching and rappelling privileges and the Australian Transport Safety Bureau (ATSB)—CASA EX50/15 [F2015L00451].
- Civil Aviation Safety Regulations 1998—
  - Engine Mount Fire Seal Washer—AD/GA8/8 Amdt 1 [F2015L00359].
  - Exemption — carriage of passengers on training flight—CASA EX74/15 [F2015L00608].
  - Exemption — flight in class D airspace within 16 kilometres of an aerodrome—CASA EX62/15 [F2015L00515].
Exemption — from holding an aerial application rating for aerial baiting operations and from Part 137 of CASR 1998—CASA EX70/15 [F2015L00619].
Exemption — maintenance on limited category and experimental aircraft—CASA EX51/15 [F2015L00340].
Exemption — requirement to wear seat belt and safety harness—CASA EX46/15 [F2015L00422].
Exemption — solo flight training using ultralight aeroplanes registered with the RAA at Archerfield Aerodrome—CASA EX63/15 [F2015L00613].
Exemption — solo flight training using ultralight aeroplanes registered with the RAA at Moorabbin Aerodrome—CASA EX61/15 [F2015L00616].
Exemption — weigh aircraft and determine the centre of gravity—CASA EX49/15 [F2015L00530].
Main Rotor Blades—AD/R44/25 Amdt 2 [F2015L00529].
Manual of Standards Part 173 Amendment Instrument 2015 (No. 1) [F2015L00381].
Repeal of Airworthiness Directives—
CASA ADCX 004/15 [F2015L00513].
CASA ADCX 005/15 [F2015L00514].
Commissioner of Taxation—Public Rulings—
Goods and Services Tax Ruling GSTR 2015/1.
Miscellaneous Taxation Rulings—Addenda—MT 2008/1, MT 2008/2, MT 2011/1 and MT 2012/3.
Product Rulings—
Addendum—PR 2013/16.
PR 2015/2-PR 2015/5.
Taxation Determinations—
Notices of Withdrawals—TD 92/181, TD 93/7, TD 93/73 and TD 96/22.
Taxation Ruling (old series)—Notice of Withdrawal—IT 2505.
Taxation Rulings—Addenda—TR 2006/10 and TR 2006/11.
Control of Naval Waters Act 1918—Control of Naval Waters Regulation 2015—Select Legislative Instrument 2015 No. 27 [F2015L00365].
Corporations Act 2001—
Amendments to Australian Accounting Standards – Extending Related Party Disclosures to Not-for-Profit Public Sector Entities – March 2015—
AASB 2015-6 [F2015L00539].
ASIC Corporations (Amendment No. 1) Instrument 2015 [F2015L00350].
ASIC Corporations (Amendment No. 2) Instrument 2015 [F2015L00586].
ASIC Corporations (Amendment No. 3) Instrument 2015 [F2015L00600].
ASIC Market Integrity Rules (APX Market) Amendment 2015 (No. 1) [F2015L00624].
ASIC Market Integrity Rules (ASX Market) Amendment 2015 (No. 1) [F2015L00622].
ASIC Market Integrity Rules (Chi-X Australia Market) Amendment 2015 (No. 1) [F2015L00620].
ASIC Market Integrity Rules (NSX Australia Market) Amendment 2015 (No. 1) [F2015L00625].
ASIC Market Integrity Rules (SIM VSE Market) Amendment 2015 (No. 1) [F2015L00627].


Currency Act 1965—
Currency (Royal Australian Mint) Determination 2015 (No. 4) [F2015L00382].
Currency (Royal Australian Mint) Determination 2015 (No. 5) [F2015L00637].

Customs Act 1901—
Customs (International Obligations) Regulation 2015—Select Legislative Instrument 2015 No. 32 [F2015L00373].
Customs Regulation 2015—Select Legislative Instrument 2015 No. 33 [F2015L00375].
Defence and Strategic Goods List Amendment Instrument 2015 [F2015L00499].


Defence Act 1993—
Section 58B—
Trainee’s dependant allowance, post indexes, benchmark schools and technical adjustments – amendment—Defence Determination 2015/14.
Section 58H—
Combat Controller and Combat Control Officers – Amendment—Defence Force Remuneration Tribunal Determination No. 1 of 2015.
Salaries – Armoured Personnel Carrier – Amendment—Defence Force Remuneration Tribunal Determination No. 2 of 2015.
Woomera Prohibited Area Rule 2014—Determination of Exclusion Periods for Amber Zone 1 and Amber Zone 2 for Financial Year 2015-2016 [F2015L00357].

Environment Protection and Biodiversity Conservation Act 1999—
Amendment of List of Exempt Native Specimens – New South Wales Abalone Fishery (30 March 2015)—EPBC303DC/SFS/2015/09 [F2015L00525].
Amendment of List of Exempt Native Specimens – Queensland River and Inshore (Beam) Trawl Fishery (7 April 2015)—EPBC303DC/SFS/2015/12 [F2015L00506].
Amendment of List of Exempt Native Specimens – South Australian Blue Crab Fishery (30 March 2015) (deletion)—EPBC303DC/SFS/2015/05 [F2015L00524].
Amendment of List of Exempt Native Specimens – South Australian Blue Crab Fishery (30 March 2015) (inclusion)—EPBC303DC/SFS/2015/06 [F2015L00523].
Amendment of List of Exempt Native Specimens – Southern Squid Jig Fishery (21 April 2015)—EPBC303DC/SFS/2015/13 [F2015L00601].
Amendment to the lists of threatened species, threatened ecological communities and key threatening processes under sections 178, 181 and 183 (164) (25 March 2015) [F2015L00502].
Amendment to the lists of threatened species, threatened ecological communities and key threatening processes under sections 178, 181 and 183 (167) (25 March 2015) [F2015L00503].
Amendment to the lists of threatened species, threatened ecological communities and key threatening processes under sections 178, 181 and 183 (169) (25 March 2015) [F2015L00505].
Amendment to the lists of threatened species, threatened ecological communities and key threatening processes under sections 178, 181 and 183 (170) (22 April 2015) [F2015L00628].
Amendments to the list of threatened ecological communities under section 181 (EC127) (30 April 2015) [F2015L00643].
Amendments to the list of threatened ecological communities under section 181 (EC130) (30 April 2015) [F2015L00646].
**Excise Act 1901**—Excise Regulation 2015—Select Legislative Instrument 2015 No. 38 [F2015L00355].

**Federal Court of Australia Act 1976**—
Federal Court (Bankruptcy) Amendment (Examination Summons and Other Measures) Rules 2015—Select Legislative Instrument 2015 No. 51 [F2015L00623].

**Financial Framework (Supplementary Powers) Act 1997**—


**Financial Sector (Collection of Data) Act 2001**—Financial Sector (Collection of Data) (reporting standard) determination No. 30 of 2015 – LRS 117.0 – Asset Concentration Risk Charge [F2015L00579].

**Fisheries Management Act 1991**—
Fisheries Management Amendment (Super Trawlers) Regulation 2015—Select Legislative Instrument 2015 No. 42 [F2015L00576].
Fisheries Management (International Agreements) Amendment (2012 to 2014 Measures) Regulation 2015—Select Legislative Instrument 2015 No. 43 [F2015L00544].
Small Pelagic Fishery Management Plan 2009—
Small Pelagic Fishery Overcatch and Undercatch Determination 2015 [F2015L00611].
Small Pelagic Fishery Total Allowable Catch (Quota Species) Determination 2015 [F2015L00610].
Southern and Eastern Scalefish and Shark Fishery (Closures) Direction No. 1 2015 [F2015L00520].

**Food Standards Australia New Zealand Act 1991**—
Australia New Zealand Food Standards Code – Schedule 1 – RDIs and ESADDIs [F2015L00491].
Australia New Zealand Food Standards Code – Schedule 2 – Units of measurement [F2015L00492].
Australia New Zealand Food Standards Code – Schedule 3 – Identity and purity [F2015L00493].
Australia New Zealand Food Standards Code – Schedule 4 – Nutrition, health and related claims [F2015L00474].
Australia New Zealand Food Standards Code – Schedule 5 – Nutrient profiling scoring method [F2015L00475].
Australia New Zealand Food Standards Code – Schedule 6 – Required elements of a systematic review [F2015L00476].
Australia New Zealand Food Standards Code – Schedule 7 – Food additive class names (for statement of ingredients) [F2015L00477].
Australia New Zealand Food Standards Code – Schedule 8 – Food additive names and code numbers (for statement of ingredients) [F2015L00478].
Australia New Zealand Food Standards Code – Schedule 9 – Mandatory advisory statements [F2015L00479].
Australia New Zealand Food Standards Code – Schedule 10 – Generic names of ingredients and conditions for their use [F2015L00480].
Australia New Zealand Food Standards Code – Schedule 11 – Calculation of values for nutrition information panel [F2015L00481].
Australia New Zealand Food Standards Code – Schedule 12 – Nutrition information panels [F2015L00482].
Australia New Zealand Food Standards Code – Schedule 13 – Nutrition information required for food in small packages [F2015L00483].
Australia New Zealand Food Standards Code – Schedule 14 – Technological purposes performed by substances used as food additives [F2015L00436].
Australia New Zealand Food Standards Code – Schedule 15 – Substances that may be used as food additives [F2015L00439].
Australia New Zealand Food Standards Code – Schedule 16 – Types of substances that may be used as food additives [F2015L00442].
Australia New Zealand Food Standards Code – Schedule 17 – Vitamins and minerals [F2015L00449].
Australia New Zealand Food Standards Code – Schedule 18 – Processing aids [F2015L00452].
Australia New Zealand Food Standards Code – Schedule 19 – Maximum levels of contaminants and natural toxicants [F2015L00454].
Australia New Zealand Food Standards Code – Schedule 20 – Maximum residue limits [F2015L00468].
Australia New Zealand Food Standards Code – Schedule 21 – Extraneous residue limits [F2015L00471].
Australia New Zealand Food Standards Code – Schedule 22 – Foods and classes of foods [F2015L00433].
Australia New Zealand Food Standards Code – Schedule 23 – Prohibited plants and fungi [F2015L00435].
Australia New Zealand Food Standards Code – Schedule 24 – Restricted plants and fungi [F2015L00438].
Australia New Zealand Food Standards Code – Schedule 25 – Permitted novel foods [F2015L00440].
Australia New Zealand Food Standards Code – Schedule 26 – Food produced using gene technology [F2015L00450].
Australia New Zealand Food Standards Code – Schedule 27 – Microbiological limits for foods [F2015L00453].
Australia New Zealand Food Standards Code – Schedule 28 – Formulated caffeinated beverages [F2015L00455].
Australia New Zealand Food Standards Code – Schedule 29 – Special purpose foods [F2015L00463].
Australia New Zealand Food Standards Code – Standard 1.1.1 – Structure of the Code and general provisions [F2015L00383].
Australia New Zealand Food Standards Code – Standard 1.1.2 – Definitions used throughout the Code [F2015L00385].

Australia New Zealand Food Standards Code – Standard 1.2.1 – Requirements to have labels or otherwise provide information [F2015L00386].

Australia New Zealand Food Standards Code – Standard 1.2.2 – Information requirements – food identification [F2015L00389].

Australia New Zealand Food Standards Code – Standard 1.2.3 – Information requirements – warning statements, advisory statements and declarations [F2015L00397].

Australia New Zealand Food Standards Code – Standard 1.2.4 – Information requirements – statement of ingredients [F2015L00392].

Australia New Zealand Food Standards Code – Standard 1.2.5 – Information requirements – date marking of food for sale [F2015L00401].

Australia New Zealand Food Standards Code – Standard 1.2.6 – Information requirements – directions for use and storage [F2015L00393].

Australia New Zealand Food Standards Code – Standard 1.2.7 – Nutrition, health and related claims [F2015L00394].

Australia New Zealand Food Standards Code – Standard 1.2.8 – Nutrition information requirements [F2015L00395].

Australia New Zealand Food Standards Code – Standard 1.2.9 – Information requirements – characterising ingredients and components of food [F2015L00398].

Australia New Zealand Food Standards Code – Standard 1.2.10 – Information requirements – country of origin labelling [F2015L00410].

Australia New Zealand Food Standards Code – Standard 1.2.11 – Food Additives [F2015L00396].

Australia New Zealand Food Standards Code – Standard 1.2.12 – Vitamins and minerals [F2015L00400].

Australia New Zealand Food Standards Code – Standard 1.2.13 – Processing aids [F2015L00402].

Australia New Zealand Food Standards Code – Standard 1.2.14 – Contaminants and natural toxicants [F2015L00408].

Australia New Zealand Food Standards Code – Standard 1.2.15 – Agvet chemicals [F2015L00415].

Australia New Zealand Food Standards Code – Standard 1.2.16 – Maximum Residue Limits Amendment Instrument No. APVMA 3, 2015 [F2015L00638].

Australia New Zealand Food Standards Code – Standard 1.2.17 – Prohibited and restricted plants and fungi [F2015L00416].

Australia New Zealand Food Standards Code – Standard 1.2.18 – Novel foods [F2015L00403].

Australia New Zealand Food Standards Code – Standard 1.2.19 – Food produced using gene technology [F2015L00404].

Australia New Zealand Food Standards Code – Standard 1.2.20 – Irradiation of food [F2015L00406].

Australia New Zealand Food Standards Code – Standard 1.2.21 – Microbiological limits for food [F2015L00411].

Australia New Zealand Food Standards Code – Standard 1.2.22 – Processing requirements for meat [F2015L00412].

Australia New Zealand Food Standards Code – Standard 1.2.23 – Cereal and cereal products [F2015L00420].
Australia New Zealand Food Standards Code – Standard 2.2.1 – Meat and meat products [F2015L00427].
Australia New Zealand Food Standards Code – Standard 2.2.2 – Eggs and egg products [F2015L00428].
Australia New Zealand Food Standards Code – Standard 2.2.3 – Fish and fish products [F2015L00429].
Australia New Zealand Food Standards Code – Standard 2.3.1 – Fruit and vegetables [F2015L00458].
Australia New Zealand Food Standards Code – Standard 2.3.2 – Jam [F2015L00459].
Australia New Zealand Food Standards Code – Standard 2.4.1 – Edible oils [F2015L00460].
Australia New Zealand Food Standards Code – Standard 2.4.2 – Edible oil spreads [F2015L00461].
Australia New Zealand Food Standards Code – Standard 2.5.1 – Milk [F2015L00462].
Australia New Zealand Food Standards Code – Standard 2.5.2 – Cream [F2015L00470].
Australia New Zealand Food Standards Code – Standard 2.5.3 – Fermented milk products [F2015L00413].
Australia New Zealand Food Standards Code – Standard 2.5.4 – Cheese [F2015L00414].
Australia New Zealand Food Standards Code – Standard 2.5.5 – Butter [F2015L00423].
Australia New Zealand Food Standards Code – Standard 2.5.6 – Ice cream [F2015L00424].
Australia New Zealand Food Standards Code – Standard 2.5.7 – Dried milk, evaporated milk and condensed milk [F2015L00425].
Australia New Zealand Food Standards Code – Standard 2.6.1 – Fruit juice and vegetable juice [F2015L00426].
Australia New Zealand Food Standards Code – Standard 2.6.2 – Non-alcoholic beverages and brewed soft drinks [F2015L00465].
Australia New Zealand Food Standards Code – Standard 2.6.3 – Kava [F2015L00466].
Australia New Zealand Food Standards Code – Standard 2.6.4 – Formulated caffeinated beverages [F2015L00467].
Australia New Zealand Food Standards Code – Standard 2.7.1 – Alcoholic beverages [F2015L00469].
Australia New Zealand Food Standards Code – Standard 2.7.2 – Beer [F2015L00384].
Australia New Zealand Food Standards Code – Standard 2.7.3 – Fruit wine, vegetable wine and mead [F2015L00388].
Australia New Zealand Food Standards Code – Standard 2.7.4 – Wine and wine product [F2015L00391].
Australia New Zealand Food Standards Code – Standard 2.7.5 – Spirits [F2015L00399].
Australia New Zealand Food Standards Code – Standard 2.8.1 – Sugars and honey [F2015L00405].
Australia New Zealand Food Standards Code – Standard 2.8.2 – Honey [F2015L00407].

Jervis Bay Territory Acceptance Act 1915—Administration Ordinance 1990—Water and Wastewater Services Fees Determination 2015 (Jervis Bay Territory) [F2015L00490].

Legislative Instruments Act 2003—
- List of legislative instruments due to sunset on 1 October 2016.

Loans Securities Act 1919—Loans Securities Regulation 2015—Select Legislative Instrument 2015 No. 64 [F2015L00632].


Migration Act 1958—
- Determination 2015—IMMI 15/073 [F2015L00354].
- Determination of Protection (Class XA) and Refugee Humanitarian (Class XB) Visas 2014—IMMI 14/117 [F2014L01819]—Revised explanatory statement.
- Migration Amendment (Protection and Other Measures) Regulation 2015—Select Legislative Instrument 2015 No. 47 [F2015L00542].
- Migration Amendment (Resolving the Asylum Legacy Caseload) Regulation 2015—Select Legislative Instrument 2015 No. 48 [F2015L00551].

Migration Regulations 1994—
- Arrangements for Applications for Bridging Visas 2015—IMMI 15/044 [F2015L00561].
- Arrangements for Business Skills Visas Applications 2015—IMMI 15/029 [F2015L00546].
- Arrangements for Child Visa Applications 2015—IMMI 15/030 [F2015L00547].
- Arrangements for E-Visitor and Subclass 676 Applications—IMMI 15/038 [F2015L00559].
- Arrangements for Employer Nomination and Regional Employer Nomination Skilled Visas 2015—IMMI 15/032 [F2015L00549].
- Arrangements for Maritime Crew and Superyacht Visa Applications 2015—IMMI 15/041 [F2015L00554].
- Arrangements for Medical Treatment Visa Applications 2015—IMMI 15/037 [F2015L00558].
- Arrangements for New Zealand (Family Relationship) Visa Applications 2015—IMMI 15/046 [F2015L00568].
- Arrangements for Other Family Visa Applications 2015—IMMI 15/034 [F2015L00553].
- Arrangements for Other Visas 2015—IMMI 15/031 [F2015L00548].
- Arrangements for Resident Return Visa Applications 2015—IMMI 15/033 [F2015L00550].
Arrangements for Skilled and Temporary Graduate Visa Applications 2015—IMMI 15/035 [F2015L00556].
Arrangements for Special Category Visa Applications 2015—IMMI 15/039 [F2015L00560].
Arrangements for Temporary Work (Short Stay Activity) (Subclass 400) Visa Applications 2015—IMMI 15/036 [F2015L00565].
Arrangements for Temporary Work Visa Applications 2015—IMMI 15/042 [F2015L00555].
Arrangements for Visitor Visa Applications 2015—IMMI 15/043 [F2015L00557].
Arrangements for Work and Holiday and Working Holiday Visa Applications 2015—IMMI 15/040 [F2015L00552].
Determination—Meaning of Enrolled in Full-Time Study at an Educational Institution 2015—IMMI 15/070 [F2015L00526].
Disclosure of Information to Prescribed Bodies 2015—IMMI 15/066 [F2015L00567].
Eligible Education Providers and Educational Business Partners 2015—IMMI 15/003 [F2015L00537].
English Language Tests, Scores and Passports 2015—IMMI 15/062 [F2015L00564].
Specified Place 2015—IMMI 15/054 [F2015L00387].
Specified Place to Provide a Personal Identifier 2015—IMMI 15/080 [F2015L00647].
Tests, Scores, Period, Level of Salary and Exemptions to the English Language Requirement for Subclass 457 (Temporary Work (Skilled)) Visas 2015—IMMI 15/028 [F2015L00563].
National Health (Botulinum Toxin Program) Special Arrangement Amendment Instrument 2015 (No. 1)—PB 33 of 2015 [F2015L00431].
National Health (Claims and under co-payment data) Amendment (Medication Chart Prescriptions) Rule 2015—PB 19 of 2015 [F2015L00437].
National Health Determination under paragraph 98C(1)(b) Amendment 2015 (No. 3)—PB 28 of 2015 [F2015L00338].
National Health Determination under paragraph 98C(1)(b) Amendment 2015 (No. 4)—PB 41 of 2015 [F2015L00589].
National Health (Efficient Funding of Chemotherapy) Special Arrangement Amendment Instrument 2015 (No. 4)—PB 44 of 2015 [F2015L00604].
National Health (Growth Hormone Program) Special Arrangement Amendment Instrument 2015—PB 34 of 2015 [F2015L00444].
National Health (Highly specialised drugs program for hospitals) Special Arrangement Amendment Instrument 2015—PB 30 of 2015 [F2015L00457].
National Health (Highly specialised drugs program for hospitals) Special Arrangement Amendment Instrument 2015 (No. 5)—PB 43 of 2015 [F2015L00607].
National Health (Listed drugs on F1 or F2) Amendment Determination 2015 (No. 3)—PB 35 of 2015 [F2015L00377].
National Health (List of Pharmaceutical Benefits) Amendment Instrument 2015 (No. 4)—PB 39 of 2015 [F2015L00595].
National Health (Multiple Hospitals Paperless Claiming Trial) Special Arrangement 2015—PB 37 of 2015 [F2015L00432].
National Health (Pharmaceutical Benefits – Early Supply) Amendment Instrument 2015 (No. 4) – specification under subsection 84AAA(2)—PB 46 of 2015 [F2015L00593].
National Health (Pharmaceutical Benefits) Regulations 1960—
National Health (Medication chart prescription trial hospital) Declaration 2015—PB 22 of 2015 [F2015L00510].
National Health (Payments for prescriber bag supplies) (Repeal) Determination 2015—PB 25 of 2015 [F2015L00441].
National Health (Prescriber bag supplies) Amendment Determination 2015 (No. 3)—PB 29 of 2015 [F2015L00339].
National Health (Prescriber bag supplies) Amendment Determination 2015 (No. 4)—PB 42 of 2015 [F2015L00588].
National Health (Price and Special Patient Contribution) Amendment Determination 2015 (No. 2)—PB 27 of 2015 [F2015L00333].
National Health (Price and Special Patient Contribution) Amendment Determination 2015 (No. 3)—PB 40 of 2015 [F2015L00590].
National Health (Residential Medication Chart) (Repeal) Determination 2015—PB 20 of 2015 [F2015L00446].

National Land Transport Act 2014—
Roads to Recovery List 2014 Variation Instrument No. 2015/1 [F2015L00500].
Roads to Recovery List 2014 Variation Instrument No. 2015/2 [F2015L00519].


Parliamentary Contributory Superannuation Act 1948—Parliamentary Superannuation Age Factors (Division 293 Tax Law) Determination 2015 (No. 1) [F2015L00521].

Primary Industries (Customs) Charges Act 1999—Primary Industries (Customs) Charges Amendment (Honey) Regulation 2015—Select Legislative Instrument 2015 No. 56 [F2015L00618].


Privacy Act 1988—
Privacy (Department of Veterans’ Affairs Contestability Review) Temporary Public Interest Determination 2015 [F2015L00332].

*Private Health Insurance Act 2007—Private Health Insurance (Prostheses) Amendment Rules 2015 (No. 1) [F2015L00540].

*Private Health Insurance (Council Administration Levy) Act 2003—Private Health Insurance (Council Administration Levy) Amendment Rules 2015 (No. 1) [F2015L00596].

*Public Governance, Performance and Accountability Act 2013—
  Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2012-2013 (No. 1) [F2015L00363].
  Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2013-2014 (No. 2) [F2015L00361].
  Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2014-2015 (No. 1) [F2015L00360].

  Public Governance, Performance and Accountability Legislation Amendment (Enactment of the Public Governance and Resources Legislation Amendment Act (No. 1) 2015) Rule 2015 [F2015L00577].

*Radiocommunications Act 1992—
  Radiocommunications (Spectrum Access Charges – 2.3 GHz Band) Determination 2015 (No. 1) [F2015L00494].


*Safety, Rehabilitation and Compensation Act 1988—


*Social Security Act 1991—
  Social Security (Australian Government Disaster Recovery Payment) Determination 2015 (No. 4) [F2015L00594].
  Social Security (Class of Visas – Newly Arrived Resident’s Waiting Period for Special Benefit) Determination 2015 [F2015L00534].
  Social Security (Class of Visas – Qualification for Special Benefit) Determination 2015 [F2015L00531].
Social Security (Declaration of Visa in a Class of Visas – Special Benefit Activity Test) Determination 2015 [F2015L00532].
Social Security (Personal Care Support – Victorian Transport Accident Commission – Scheme for Payment of Medical and Like Benefits to Persons Injured as a result of a Transport Accident and Scheme for Individualised Funding) Determination 2015 [F2015L00587].
Social Security (Specified Class of Persons in Australia in Specified Circumstances—Health Care Card) Amendment Declaration 2015 [F2015L00535].
Student Identifiers Act 2014—Student Identifiers (Exemptions) Amendment Instrument 2015 (No. 1) [F2015L00545].
Succession to the Crown Act 2015—Succession to the Crown Commencement Proclamation 2015 [F2015L00337].
Telecommunications Act 1997—
  Telecommunications (Low-impact Facilities) Determination 1997 (Amendment No. 1 of 2015) [F2015L00456].
  Telecommunications (Relay Service Provision for the National Relay Service – Section of the Telecommunications Industry) Determination 2015 [F2015L00366].
Telecommunications (Carrier Licence Charges) Act 1997—Repeal of determinations made under paragraph 15(1)(b) [F2015L00418].
Textile, Clothing and Footwear Investment and Innovation Programs Act 1999—
Textile, Clothing and Footwear Investment and Innovation Programs Regulation 2015—Select Legislative Instrument 2015 No. 36 [F2015L00362].
Veterans’ Entitlements Act 1986—
  Statements of Principles concerning alkaptonuria—
    Instrument No. 48 of 2007 – Revocation [F2015L00640].
  Statements of Principles concerning congenital cataract—
    Instrument No. 50 of 2007 – Revocation [F2015L00642].
  Statements of Principles concerning hepatitis A—
    No. 63 of 2015 [F2015L00645].
    No. 64 of 2015 [F2015L00648].
  Statements of Principles concerning hereditary spherocytosis—
    No. 67 of 2015 [F2015L00649].
    No. 68 of 2015 [F2015L00650].
Veterans’ Entitlements (DFISA-like Payment) Regulation 2015—Select Legislative Instrument 2015 No. 40 [F2015L00348].
Veterans’ Entitlements (DFISA-like Payment) Repeal Regulation 2015—Select Legislative Instrument 2015 No. 41 [F2015L00349].


The following document was tabled by the Clerk pursuant to the order of the Senate of 25 June 2014:


3 **COMMITTEE REPORTS PRESENTED SINCE LAST SITTING OF SENATE**

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

- Certain Aspects of Queensland Government Administration related to Commonwealth Government Affairs—Select Committee—Report, dated March 2015, Hansard record of proceedings, documents presented to the committee, additional information and submissions. [Received 27 March 2015]
- Corporations and Financial Services—Joint Statutory Committee—Examination of the 2013-14 annual reports of bodies established under the ASIC Act—Report, dated April 2015, Hansard record of proceedings and additional information. [Received 30 April 2015]
- Economics Legislation Committee—
  - Customs Amendment (Anti-dumping Measures) Bill (No. 1) 2015 and Customs Tariff (Anti-Dumping) Amendment Bill 2015—Interim report, dated 30 April 2015. [Received 1 May 2015]
  - Report, dated May 2015, Hansard record of proceedings, documents presented to the committee, additional information and submissions. [Received 8 May 2015]
- Reserve Bank Amendment (Australian Reconstruction and Development Board) Bill 2013—
  - Report, dated March 2015, Hansard record of proceedings, documents presented to the committee, additional information and submissions. [Received 31 March 2015]
  - Additional information. [Received 13 April 2015]
- Economics References Committee—Out of reach? The Australian housing affordability challenge—
  - Interim report, dated 13 April 2015. [Received 13 April 2015]
  - Report, dated May 2015, Hansard record of proceedings, documents presented to the committee, additional information and submissions. [Received 8 May 2015]
- Education and Employment Legislation Committee—
  - Additional estimates 2014-15—Report, dated April 2015, Hansard record of proceedings, documents presented to the committee and additional information. [Received 21 April 2015]
  - Construction Industry Amendment (Protecting Witnesses) Bill 2015—Report, dated May 2015 and submissions. [Received 8 May 2015]
Fair Work Amendment (Bargaining Processes) Bill 2014 [Provisions]—Report, dated April 2015, Hansard record of proceedings, document presented to the committee, additional information and submissions. [Received 13 April 2015]


Electoral Matters—Joint Standing Committee—Conduct of the 2013 election and matters related thereto—Report, dated April 2015. [Received 15 April 2015]

Environment and Communications Legislation Committee—
  Additional estimates 2014-15—Interim report, dated 20 April 2015. [Received 20 April 2015]
  Australian Broadcasting Corporation Amendment (Local Content) Bill 2014—Report, dated March 2015, Hansard record of proceedings, document presented to the committee, additional information and submissions. [Received 27 March 2015]
  Communications Legislation Amendment (SBS Advertising Flexibility and Other Measures) Bill 2015 [Provisions]—Interim report, dated 8 May 2015. [Received 8 May 2015]

Environment and Communications References Committee—Performance and management of electricity network companies—
  Interim report, dated April 2015, Hansard record of proceedings, documents presented to the committee, additional information and submissions. [Received 20 April 2015]
  Second interim report, dated 5 May 2015. [Received 5 May 2015]

Finance and Public Administration Legislation Committee—
  Department of Parliamentary Services—Interim report, dated April 2015. [Received 28 April 2015]

Intelligence and Security—Joint Statutory Committee—Inquiry into the authorisation of access to telecommunications data to identify a journalist’s source—Report, dated March 2015. [Received 8 April 2015]

Legal and Constitutional Affairs Legislation Committee—
  Additional estimates 2014-15—Report, dated April 2015, Hansard record of proceedings, documents presented to the committee and additional information. [Received 24 April 2015]
  International Aid (Promoting Gender Equality) Bill 2015—Report, dated 30 March 2015. [Received 2 April 2015]

Legal and Constitutional Affairs References Committee—Ability of Australian law enforcement authorities to eliminate gun-related violence in the community—Report, dated April 2015, Hansard record of proceedings, document presented to the committee, additional information and submissions. [Received 9 April 2015]
Rural and Regional Affairs and Transport Legislation Committee—Food Standards Amendment (Fish Labelling) Bill 2015—Report, dated May 2015. [Received 7 May 2015]

4 COMMITTEES—LEAVE TO MEET DURING SITTING
Committees were authorised to meet during the sitting of the Senate today, as follows:

Environment and Communications Legislation Committee—public meeting, from 11 am, for the consideration of the 2014-15 additional estimates.
Foreign Affairs, Defence and Trade—Joint Standing Committee—public meeting, from 4 pm, to take evidence for the committee’s inquiry into human rights issues confronting women and girls in the Indian Ocean – Asia Pacific region.
Public Works—Joint Statutory Committee—private briefing, from 6 pm, followed by a public meeting, for the committee’s inquiry into residential accommodation and staff amenities at the Australian Embassy, Kabul, Afghanistan.
Treaties—Joint Standing Committee—public meeting, from 11 am, followed by a private briefing.

5 VACANCY IN THE REPRESENTATION OF NEW SOUTH WALES—CHOICE OF JENNIFER MCALLISTER
The President informed the Senate that he had received, through the Governor-General, from the Governor of New South Wales, a copy of the certificate of the choice by the Parliament of New South Wales of Jennifer McAllister to fill the vacancy caused by the resignation of Senator Faulkner.

The President tabled the copy of the certificate as follows:

Government House
Sydney

Wednesday, 6 May 2015
His Excellency General the Honourable Sir Peter Cosgrove AK MC (Retd)
Governor-General of the Commonwealth of Australia
Government House
YARRALUMLA ACT 2600
Your Excellency,

I have the honour to inform Your Excellency that, at a joint Sitting of the two Houses of the Legislature of New South Wales held on 6 May 2015, in accordance with the provisions of section 15 of the Commonwealth of Australia Constitution Act, Ms Jennifer McAllister was duly chosen as the person to hold the place in the Senate rendered vacant by the resignation of Senator the Honourable John Faulkner.

Yours sincerely

General The Honourable David Hurley AC DSC (Ret’d)
Governor of New South Wales.

Senator sworn: Senator McAllister, pursuant to the Constitution of the Commonwealth of Australia, then made and subscribed the affirmation of allegiance at the table.
6 **VACANCY IN THE REPRESENTATION OF QUEENSLAND**  
The President announced the resignation, on 15 April 2015, of Senator Mason and advised the Senate that, pursuant to section 21 of the Constitution, he had notified the Governor of Queensland that there was a vacancy in the representation of that state.

---

**Documents:** The President tabled the following documents:

Vacancy in the representation of Queensland—Letters from—
- Senator Mason to the President, dated 15 April 2015.
- President of the Senate to the Governor of Queensland (His Excellency the Honourable Paul de Jersey, AC), dated 15 April 2015 [copy].

7 **LEADER OF THE AUSTRALIAN GREENS AND OFFICE HOLDERS**  
Senator Di Natale, by leave, informed the Senate of his appointment as Leader of the Australian Greens, the appointment of Senators Ludlam and Waters as co-deputy leaders of the Australian Greens, and the reappointment of Senator Siewert as Australian Greens Whip.

8 **CONSTRUCTION INDUSTRY AMENDMENT (PROTECTING WITNESSES) BILL 2015**  
Order of the day read for the adjourned debate on the motion of the Minister for Employment (Senator Abetz)—That this bill be now read a second time.

Debate resumed.

Question put.

The Senate divided—

**AYES, 36**

<table>
<thead>
<tr>
<th>Senators</th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Abetz</td>
<td>Edwards</td>
<td>Madigan</td>
<td>Ruston (Teller)</td>
</tr>
<tr>
<td>Back</td>
<td>Fawcett</td>
<td>McGrath</td>
<td>Ryan</td>
</tr>
<tr>
<td>Bernardi</td>
<td>Fieravanti-Wells</td>
<td>McKenzie</td>
<td>Scullion</td>
</tr>
<tr>
<td>Brandis</td>
<td>Fifield</td>
<td>Muir</td>
<td>Seselja</td>
</tr>
<tr>
<td>Bushby</td>
<td>Heffernan</td>
<td>Nash</td>
<td>Sinodinos</td>
</tr>
<tr>
<td>Canavan</td>
<td>Johnston</td>
<td>O’Sullivan</td>
<td>Smith</td>
</tr>
<tr>
<td>Cash</td>
<td>Lambie</td>
<td>Parry</td>
<td>Wang</td>
</tr>
<tr>
<td>Colbeck</td>
<td>Lazarus</td>
<td>Payne</td>
<td>Williams</td>
</tr>
<tr>
<td>Day</td>
<td>Leyonhjelm</td>
<td>Reynolds</td>
<td>Xenophon</td>
</tr>
</tbody>
</table>

**NOES, 30**

<table>
<thead>
<tr>
<th>Senators</th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Brown</td>
<td>Hanson-Young</td>
<td>Milne</td>
<td>Siewert</td>
</tr>
<tr>
<td>Bullock</td>
<td>Ketter</td>
<td>Moore</td>
<td>Singh</td>
</tr>
<tr>
<td>Cameron</td>
<td>Lines</td>
<td>O’Neill</td>
<td>Sterle</td>
</tr>
<tr>
<td>Carr</td>
<td>Ludlam</td>
<td>Peris</td>
<td>Urquhart</td>
</tr>
<tr>
<td>Collins</td>
<td>Marshall</td>
<td>Polley</td>
<td>Waters</td>
</tr>
<tr>
<td>Di Natale</td>
<td>McAllister</td>
<td>Rhiannon</td>
<td>Whish-Wilson</td>
</tr>
<tr>
<td>Gallacher</td>
<td>McEwen (Teller)</td>
<td>Rice</td>
<td>Wright</td>
</tr>
<tr>
<td>Gallagher</td>
<td>McLucas</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Question agreed to.

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 Senator Abetz the bill was read a third time.

9 **LIMITATION OF LIABILITY FOR MARITIME CLAIMS AMENDMENT BILL 2015**

Order of the day read for the adjourned debate on the motion of the Minister for Human Services (Senator Payne)—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 for Immigration and Border Protection (Senator Cash) the bill was read a third time.

10 **TRIBUNALS AMALGAMATION BILL 2014**

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

Debate resumed.

Question put and passed.

Bill read a second time.

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

In the committee

Bill taken as a whole by leave.

Explanatory memorandum: The Attorney-General (Senator Brandis) tabled a supplementary explanatory memorandum relating to the government amendments to be moved to the bill.

Bill debated.

On the motion of Senator Wright the following amendment was debated and agreed to:

Page 6 (after line 5), after clause 3, insert:

4 **Review of operation of amendments**

(1) The Minister must cause a review of the operation of the amendments made by this Act to be undertaken as soon as practicable after the end of the period of 3 years after the commencement of Schedule 1.

(2) The review must consider:

(a) the effect of the amendments made by this Act; and

(b) any other related matter that the Minister specifies.
(3) The person who undertakes the review must give the Minister a written report of the review within 6 months after the end of the 3-year period.

(4) The Minister must cause a copy of the report of the review to be tabled in each House of the Parliament within 15 sitting days of receiving it.

On the motion of Senator Brandis the following amendments, taken together by leave, were debated and agreed to:

Schedule 1, page 9 (after line 6), after item 9, insert:

9A Subsection 3(1)

Insert:

person who made the decision has a meaning affected by:

(a) if a review of the decision is or would be an AAT first review within the meaning of the A New Tax System (Family Assistance) (Administration) Act 1999—section 111B of that Act; and

(b) if a review of the decision is or would be an AAT first review within the meaning of the Paid Parental Leave Act 2010—section 224A of that Act; and

(c) if a review of the decision is or would be an AAT first review within the meaning of the Social Security (Administration) Act 1999—section 142A of that Act; and

(d) if a review of the decision is or would be an AAT first review within the meaning of the Student Assistance Act 1973—section 311A of that Act.

Schedule 1, item 27, page 21 (after line 3), after subsection 18B(1), insert:

(1A) Before the President does so, the President must consult the head of any Division to which the direction would apply.

Schedule 1, item 28, page 27 (after line 3), at the end of section 24A, add:

(4) However, the Registrar must consult with the President in relation to the Registrar’s performance of those functions or exercise of those powers.

Schedule 1, item 40, page 30 (lines 1 and 2), omit the item, substitute:

40 Subsection 25(4)

Repeal the section.

40A Subsection 25(6)

After “29,”, insert “29AB, 29AC,”.

Schedule 1, item 46, page 31 (lines 20 and 21), omit “and the proceeding is not a child support first review”.

Schedule 3, page 101 (after line 17), after item 4, insert:

4A Subsection 23(1) (paragraphs (a) and (b) of the definition of Secretary)

Omit “Division 4 of Part 4”, substitute “Subdivision D of Division 2 of Part 4A”.
Schedule 3, page 106 (after line 17), after item 35, insert:

35A After section 142

Insert:

142A Person who made the decision

For the purposes of AAT first review of a decision, a reference in the AAT Act to the person who made the decision is taken to be a reference to:

(a) the Secretary; and

(b) if the decision was made by the Chief Executive Centrelink or a Departmental employee (within the meaning of the Human Services (Centrelink) Act 1997) as a delegate of the Secretary or the Employment Secretary—the Chief Executive Centrelink.

Schedule 5, item 22, page 150 (after line 20), before section 112, insert:

21A Before section 112

Insert:

111B Person who made the decision

For the purposes of AAT first review of a decision, a reference in the AAT Act to the person who made the decision is taken to be a reference to the Secretary.

Schedule 5, item 22, page 153 (after line 10), after section 116, insert:

116A Parties to AAT first review

The parties to an AAT first review of a care percentage decision include, in addition to the parties referred to in subsection 30(1) of the AAT Act, each person who is a responsible person (within the meaning of the Child Support (Assessment) Act 1989) for the child to whom the decision relates.

Schedule 6, item 20, page 172 (after line 15), before section 225, insert:

224A Person who made the decision

For the purposes of AAT first review of a decision, a reference in the AAT Act to the person who made the decision is taken to be a reference to:

(a) the Secretary; and

(b) either of the following, if applicable:

(i) if the decision was made by the Chief Executive Centrelink or an APS employee in the Human Services Department—the Chief Executive Centrelink;

(ii) if the decision was made by the Chief Executive Medicare—the Chief Executive Medicare.

Schedule 7, item 11, page 184 (after line 16), after section 311, insert:

311A Person who made the decision

For the purposes of AAT first review of a decision, a reference in the AAT Act to the person who made the decision is taken to be a reference to the Secretary.
Schedule 9, page 204 (before line 4), before item 1, insert:

**Part 1—Preliminary**

Schedule 9, item 1, page 204 (after line 7), after the definition of *AAT Act*, insert:

- **affected law:**
  - (a) means an Act that this Act amends; and
  - (b) includes an instrument made under such an Act.

Schedule 9, item 1, page 204 (after line 17), after the definition of *Deputy Principal SSAT member*, insert:

- **discontinued Tribunal** means the MRT, RRT or SSAT.

Schedule 9, item 1, page 205 (after line 3), after the definition of *MRT member*, insert:

- **officer**, in relation to the SSAT, means a person who performs functions or exercises powers of the SSAT or performs duties for the SSAT.

Schedule 9, item 1, page 205 (after line 5), after the definition of *President of the AAT*, insert:

- **proceeding** includes any of the following:
  - (a) an application or purported application made to a discontinued Tribunal under an Act;
  - (b) a matter referred to a discontinued Tribunal for inquiry or review under an Act;
  - (c) an incidental application to a discontinued Tribunal made in the course of, or in connection with, an application or proposed application, or matter, referred to in paragraph (a) or (b).

For this purpose, a reference to a proceeding that is before a tribunal includes a reference to an application made or matter referred to the tribunal.

Schedule 9, page 205 (after line 29), after item 2, insert:

**Part 2—Tribunal members and certain officers**

Schedule 9, item 13, page 214 (after line 8), after subitem (3), insert:

(3A) Despite subitem (3), the Minister may, by writing, determine different terms and conditions (other than terms and conditions covered by a determination referred to in subitem (3B)) that are to apply to the person for any part of the remaining balance of the person’s term of appointment.

(3B) A determination in operation under the *Remuneration Tribunal Act 1973* immediately before the commencement day in relation to the person:

- (a) continues in operation until another determination comes into operation in substitution for it; and
- (b) before then, may be varied in accordance with that Act.
Schedule 9, page 214 (after line 24), after item 15, insert:

**Part 3—Review of decisions**

15AA General provision—application of amendments from commencement day

(1) Except as otherwise provided by this Schedule, the amendments made by this Act apply on and after the commencement day:
   (a) including in relation to proceedings commenced before the commencement day; and
   (b) including in relation to decisions made before the commencement day.

(2) However, and despite anything else in this Schedule, an amendment or insertion of an offence by this Act does not apply in relation to conduct engaged in before the commencement day.

15AB General provision—continuation in AAT of proceedings before discontinued Tribunals

(1) This item applies to a proceeding that was before a discontinued Tribunal immediately before the commencement day.

(2) From the start of the commencement day, the proceeding:
   (a) is taken to be a proceeding (a *continued proceeding*) before the AAT; and
   (b) if the proceeding was before the MRT or RRT—is taken to be a proceeding in the Migration and Refugee Division; and
   (c) if the proceeding was before the SSAT:
      (i) is taken to be a proceeding in the Social Services and Child Support Division; and
      (ii) except to the extent it is not a proceeding for review of a decision—is taken to be a proceeding on application for AAT first review within the meaning of the Act that authorised the application for review.

(3) Anything done by the discontinued Tribunal or a member or officer of the discontinued Tribunal for the purposes of the proceeding is taken, for the purposes of the continued proceeding and the operation of an affected law on and after the commencement day:
   (a) to have been done, at the time it was done by the discontinued Tribunal or member or officer, by the AAT or a member or officer of the AAT for the purposes of the continued proceeding; and
   (b) to have effect accordingly under an affected law.

(4) Anything done by the applicant, another party to the proceeding or any other person for the purposes of the proceeding is taken, for the purposes of the continued proceeding and the operation of an affected law on and after the commencement day:
   (a) to have been done, at the time it was done by the applicant, other party or person, by the applicant, other party or person for the purposes of the continued proceeding; and
   (b) to have effect accordingly under an affected law.
(5) Without limiting subitem (3) or (4), if, immediately before the commencement day:
   (a) a discontinued Tribunal or a member or officer of a discontinued Tribunal had not yet met a requirement that was imposed on the Tribunal, member or officer by an affected law in relation to the proceeding; or
   (b) a discontinued Tribunal or a member or officer of a discontinued Tribunal had not yet responded to a request or invitation under an affected law to do something in relation to the proceeding;
then, except to the extent to which no such requirement, request or invitation is imposed or authorised by an affected law as amended by this Act, the AAT or a member or officer of the AAT must meet the requirement, or may respond to the request or invitation, for the purposes of the continued proceeding as if the requirement, request or invitation had been imposed or authorised by a provision of an affected law as amended by this Act.

(6) Without limiting subitem (3) or (4), if, immediately before the commencement day:
   (a) a person had not yet met a requirement that was imposed on the person by an affected law in relation to the proceeding; or
   (b) a person had not yet responded to a request or invitation issued under an affected law to do something in relation to the proceeding;
then, except to the extent to which no such requirement, request or invitation is imposed or authorised by an affected law as amended by this Act, the person must meet the requirement, or may respond to the request or invitation, for the purposes of the continued proceeding as if the requirement, request or invitation had been imposed or authorised by a provision of an affected law as amended by this Act.

(7) Without limiting subitem (3) or (4), if, before the commencement day, a discontinued Tribunal or a member or officer of a discontinued Tribunal had met a requirement imposed by an affected law to give a notice or document to a person, then, from the start of the commencement day, the requirement is taken to have been met, at the time it was met by the discontinued Tribunal or member or officer, by (as applicable under the affected law as amended by this Act) the AAT or a member or officer of the AAT.

(8) Without limiting subitem (3) or (4), if, before the commencement day, a person had received or was taken to have received a notice or document from a discontinued Tribunal or a member or officer of a discontinued Tribunal, then, from the start of the commencement day, the person is taken to have received the document, at the time it was received or taken to have been received, from (as applicable under the affected law as amended by this Act) the AAT or a member or officer of the AAT.

(9) This item does not apply to the extent to which another item of this Schedule (other than item 15AC) has a different effect.
15AC General provision—operation of affected law in relation to things done etc. before commencement day

(1) For the purposes of the operation of an affected law on or after the commencement day:
   (a) a reference to a decision that is or would be reviewable by the AAT includes a reference to a decision made before the commencement day that was or would have been reviewable by a discontinued Tribunal; and
   (b) a reference to a decision made or other thing done by or in relation to the AAT includes a reference to a decision made or other thing done before the commencement day by or in relation to a discontinued Tribunal.

(2) For the purposes of subitem (1), it does not matter whether the AAT is expressly referred to, or referred to by that exact expression.

(3) Without limiting subitem (1), if, immediately before the commencement day, a person was entitled under an Act to make an application to the AAT or a discontinued Tribunal for review of a decision made before the commencement day, the person may make an application for review of the decision to the AAT on or after the commencement day in accordance with the Act as amended by this Act.

(4) To avoid doubt, neither paragraph (1)(a) nor subitem (3) of itself authorises an application to be made to the AAT for review of a decision. In particular, it does not authorise an application to be made in circumstances referred to in item 15AD.

(5) Subitem (1) does not apply to the extent to which item 15AB applies.

15AD Duplicate applications for review

(1) A person may not make an application to the AAT for review of a decision on or after the commencement day if the person made an application or a purported application to a discontinued Tribunal for review of the decision before the commencement day.

(2) A person may not make an application to the AAT for review of a decision on or after the commencement day if:
   (a) the time for the person to apply to a discontinued Tribunal for review of the decision had expired before the commencement day without such an application having been made; and
   (b) there is no enactment that permits the AAT to extend the time for making the application.

(3) Subitems (1) and (2) do not prevent a person from making an application to the AAT for second review of a decision made by the AAT in a proceeding referred to in paragraph 15AB(2)(c).

15AE Notices referring to discontinued Tribunal

(1) This item applies to a notice given to a person before, on or after the commencement day if:
   (a) the notice includes a statement to the effect that the person is entitled to apply for review of a decision to a discontinued Tribunal; and
(b) the last day for the person to make such an application is on or after the commencement day, or there is no time limit for the person to make such an application.

(2) On and after the commencement day, the notice is taken to meet any requirement in an affected law to give a person a notice that includes a statement to the effect that the person is entitled to apply for review of the decision to the AAT.

15AF Continuation of Immigration Assessment Authority

Although this Act has the effect that the Immigration Assessment Authority is established from the start of the commencement day within the AAT rather than the RRT, this does not affect:

(a) the continued existence of the Authority on and after the commencement day; or

(b) a review that was being conducted by the Authority immediately before the commencement day; or

(c) the ongoing effect on and after the commencement day of anything else done by or in relation to the Authority, its Principal Member or a reviewer before the commencement day.

15AG Remission of discontinued Tribunal decisions

A decision of a discontinued Tribunal that a court decides on or after the commencement day to remit for reconsideration is to be remitted to the AAT.

Part 4—Matters specific to particular Acts

15BA Relationship between this Part and Part 3

An item in this Part that has the same effect as an item in Part 3 in relation to a particular matter does not limit the operation of the item in Part 3 in relation to any other matter.

15BB Continued protection of confidential information of discontinued Tribunals

(1) If, immediately before the commencement day, any of the following provisions applied to a person:

(a) section 377 of the Migration Act 1958;

(b) section 439 of the Migration Act 1958;

(c) clause 19 of Schedule 3 to the Social Security (Administration) Act 1999;

the provision as in force immediately before the commencement day continues to apply to the person on and after the commencement day, in relation to information or documents obtained before that day, despite the repeal of the provision by this Act.

(2) For the purposes of the continued operation of clause 19 of Schedule 3 to the Social Security (Administration) Act 1999, clause 19A also continues to apply.

15BC Changes to AAT Divisions

A proceeding that was before the AAT immediately before the commencement day in a Division referred to in column 1 of the table is taken, from the start of the commencement day, to be a proceeding before the AAT in the Division referred to in column 2 of the table.
### AAT Divisions

<table>
<thead>
<tr>
<th>Item</th>
<th>Column 1</th>
<th>Column 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>General Administrative Division</td>
<td>General Division</td>
</tr>
<tr>
<td>2</td>
<td>Security Appeals Division</td>
<td>Security Division</td>
</tr>
<tr>
<td>3</td>
<td>Taxation Appeals Division (including that Division when known as the Small Taxation Claims Division)</td>
<td>Taxation and Commercial Division</td>
</tr>
</tbody>
</table>

#### 15BD Small Taxation Claims Tribunal

If, immediately before the commencement day, an order was in force under subsection 24AD(1) of the AAT Act in relation to an application for review of a relevant taxation decision, then, despite the amendments made by this Act, paragraphs 24AD(2)(b) and (c) and subsection 24AD(3) of the AAT Act as in force immediately before the commencement day continue to apply on and after the commencement day in relation to the application for review.

#### 15BE Continuation of provisions regarding presiding members

If, immediately before the commencement day, a person was presiding in relation to a proceeding before the AAT because of any of the following provisions of the AAT Act:

(a) paragraph 21AB(9)(a), (b) or (c);
(b) paragraph 22(1)(a), (aa) or (b);
(c) subparagraph 22(1)(c)(i);

then the provision continues to apply in relation to the proceeding on and after the commencement day despite the amendments made by this Act.

#### 15BF Limit on new AAT Act powers in relation to agreements

The following provisions of the AAT Act as amended by this Act do not apply in relation to a decision made by the AAT before the commencement day:

(a) subsection 34D(4);
(b) subsection 42C(5).

#### 15BG Notices and summonses under amended provisions of AAT Act

(1) If, before the commencement day, a notice was given under subsection 29(11) of the AAT Act, then, from the start of the commencement day, the notice is taken to have been given, at the time it was given, under section 29AC of the AAT Act as amended by this Act.

(2) If, immediately before the commencement day, in relation to an order made by the AAT under section 38 of the AAT Act, the period for lodging an additional statement has not ended and the person has not yet lodged the additional statement, then:

(a) the order continues in effect on and after the commencement day despite the amendments made by this Act; and
(b) from the start of the commencement day, the order is taken to have been given, at the time it was given, under section 38 of the AAT Act as amended by this Act.

(3) If, immediately before the commencement day, in relation to a summons issued under subsection 40(1A) of the AAT Act:
(a) the period for complying with the summons had not ended and the person had not yet complied; or
(b) the occasion for complying with the summons had not arisen;
then:
(c) the summons continues in effect on and after the commencement day despite the amendments made by this Act; and
(d) from the start of the commencement day, the summons is taken to have been given, at the time it was given, under section 40A of the AAT Act as amended by this Act.

15BI Ongoing requirement for lodging material documents with AAT

(1) Section 38AA of the AAT Act applies in relation to documents a person obtains possession of on or after the commencement day.

(2) Section 38AA of the AAT Act also applies in relation to documents a person obtained before the commencement day, if, immediately before the commencement day:
(a) a requirement to give the documents to the SSAT was imposed on the person by an affected law in relation to a proceeding before the AAT; and
(b) the person had not yet met the requirement; and
(c) item 15AB of this Schedule has the effect that the person must meet the requirement in relation to the proceeding as continued before the AAT by that item.

15BJ Application for reinstatement

The amendments of the AAT Act made by item 114 of Schedule 1 to this Act apply in relation to the dismissal of an application whether the dismissal occurred before, on or after the commencement day.

15BK Changes to penalties in the AAT Act

The following provisions of the AAT Act as in force before the commencement day continue to apply in relation to conduct engaged in before that day, despite the amendments made by this Act:
(a) section 61;
(b) section 62;
(c) section 62A;
(d) section 62B;
(e) section 63.

15BL Section 67 of the AAT Act

Regulations made before the commencement day for the purposes of section 67 of the AAT Act continue in force on and after the commencement day in relation to a summons issued before that day, despite the amendment by this Act of section 67 of that Act.
15BM  Character of privative clause and other decisions under the *Migration Act 1958*

If a decision made before the commencement day was, when made:

(a) a privative clause decision; or
(b) a purported privative clause decision; or
(c) a non-privative clause decision;

within the meaning of the *Migration Act 1958* at that time, the decision continues to be such a decision on and after the commencement day despite the amendments made by this Act. The *Migration Act 1958* applies in relation to the decision accordingly.

15BN  Sections 351 and 417 of the *Migration Act 1958*

The Minister referred to in section 351 or 417 of the *Migration Act 1958* may exercise a power conferred by that section on or after the commencement day in relation to a decision made by a discontinued Tribunal before the commencement day.

15BO  Sections 477, 477A and 486A of the *Migration Act 1958*

If, immediately before the commencement day, a particular date was, for a migration decision, the *date of the migration decision* for the purposes of section 477, 477A or 486A of the *Migration Act 1958*, that particular date continues to be the *date of the migration decision* for the purposes of the section on and after the commencement day, despite the amendment by this Act of the definition of *date of the migration decision* in subsection 477(3) of the *Migration Act 1958*.

15BP  Section 486D of the *Migration Act 1958*

For the purposes of the operation of section 486D of the *Migration Act 1958* on and after the commencement day, and despite the amendment by this Act of the definition of *tribunal decision* in subsection 486D(5) of the *Migration Act 1958*, a reference to a tribunal decision includes a reference to a decision made before the commencement day by:

(a) the MRT; or
(b) the RRT; or
(c) the Immigration Assessment Authority as established within the RRT.

15BQ  Continuation of payment declarations

(1) If, immediately before the commencement day, a declaration under section 112 of the *A New Tax System (Family Assistance) (Administration) Act 1999* was in effect in connection with a person’s application for review of a decision, the declaration continues in effect on and after the commencement day, as if the declaration had been made:

(a) under section 113 of that Act as amended by this Act; and
(b) in connection with the application as continued in the AAT by item 15AB of this Schedule.
(2) If, immediately before the commencement day, a declaration under section 145 of the *Social Security (Administration) Act 1999* was in effect in connection with a person’s application for review of a decision, the declaration continues in effect on and after the commencement day, as if the declaration had been made:
   (a) under section 145 of that Act as amended by this Act; and
   (b) in connection with the application as continued in the AAT by item 15AB of this Schedule.

(3) If, immediately before the commencement day, a declaration under section 314 of the *Student Assistance Act 1973* was in effect in connection with a person’s application for review of a decision, the declaration continues in effect on and after the commencement day, as if the declaration had been made:
   (a) under section 314 of that Act as amended by this Act; and
   (b) in connection with the application as continued in the AAT by item 15AB of this Schedule.

15BR Review by AAT of SSAT decisions

(1) If, on or after the commencement day, a person makes an application to the AAT for review of a decision made by the SSAT before the commencement day:
   (a) the application is taken to be an application for:
       (i) AAT second review within the meaning of the Act that (together with this Act) authorised the making of the application; and
       (ii) second review within the meaning of the AAT Act; and
   (b) the amendments of those Acts made by this Act apply in relation to the application.

(2) If, immediately before the commencement day, a proceeding is before the AAT for review of a decision made by the SSAT, then, from the start of the commencement day:
   (a) the proceeding is taken to be a proceeding for:
       (i) AAT second review within the meaning of the Act that (together with this Act) authorised the making of the application for review; and
       (ii) second review within the meaning of the AAT Act; and
   (b) the amendments of those Acts made by this Act apply in relation to the proceeding.

15BS Subsection 109D(6) of the *A New Tax System (Family Assistance) (Administration) Act 1999*

A decision that, immediately before the commencement day, was an excepted decision within the meaning of subsection 109D(6) of the *A New Tax System (Family Assistance) (Administration) Act 1999* continues to be an excepted decision on and after the commencement day, despite the amendments made by this Act.
15BT Saving provision for regulations under section 103T of the
Child Support (Registration and Collection) Act 1988

Despite the repeal of section 103T of the Child Support (Registration and Collection) Act 1988 by this Act, a provision referred to in a regulation in force immediately before the commencement day for the purposes of that section is taken, on and after the commencement day and until the regulation referring to the provision is amended or repealed, to be a prescribed provision for the purposes of section 95E of that Act.

Part 5—Continuation of directions

15CA Continuation of AAT directions

(1) A direction given by the President of the AAT under section 20 or 34C of the AAT Act that was in effect immediately before the commencement day continues in effect on and after the commencement day for the purposes of any proceeding before the AAT, other than a proceeding in the Migration and Refugee Division or the Social Services and Child Support Division, as if it had been given by the President:

(a) under section 18B of the AAT Act as amended by this Act; or
(b) to the extent to which a direction made under section 34C relates to the person who is to conduct an alternative dispute resolution process—under subsection 34A(2) of the AAT Act as amended by this Act.

(2) A direction given by the President of the AAT under any of the following provisions that was in effect immediately before the commencement day continues in effect on and after the commencement day, as if it had been given under section 19A of the AAT Act as amended by this Act:

(a) section 20B;
(b) subsection 21AA(6);
(c) subsection 21AB(6);
(d) subsection 21AB(9);
(e) subsection 21AB(10);
(f) subsection 21A(3);
(g) subsection 21A(9);
(h) section 22;
(i) section 23;
(j) section 23A.

(3) A direction given by the President of the AAT under section 23F of the AAT Act that was in effect immediately before the commencement day continues in effect on and after the commencement day, as if it had been given under section 19C of the AAT Act as amended by this Act.

(4) Any other direction or order given by the AAT or the President of the AAT that was in effect immediately before the commencement day for the purposes of a proceeding before the AAT continues in effect on and after the commencement day for the purposes of that proceeding, as if it had been given by the AAT or the President under a provision of the AAT Act as amended by this Act that authorises the making of such a direction or order.
15CB Continuation of Principal Member directions constituting a discontinued Tribunal

(1) This item applies in relation to a direction that:
   (a) was given before the commencement day by the Principal Member of a discontinued Tribunal and did either or both of the following for the purposes of a proceeding:
      (i) constituted the discontinued Tribunal;
      (ii) specified the presiding member of the discontinued Tribunal; and
   (b) was in effect immediately before the commencement day.

(2) Despite the amendments made by this Act, the direction continues in effect on and after the commencement day for the purposes of the proceeding as continued before the AAT by item 15AB of this Schedule, as if:
   (a) the direction had been given by the President of the AAT under section 19A of the AAT Act as amended by this Act; and
   (b) references to the discontinued Tribunal were references to the Migration and Refugee Division or the Social Services and Child Support Division (as appropriate) of the AAT.

15CC Continuation of discontinued Tribunal practice directions

(1) This item applies in relation to a direction that:
   (a) was given before the commencement day by the Principal Member of a discontinued Tribunal under an Act in relation to proceedings before the Tribunal; and
   (b) was a direction of general application; and
   (c) was in effect immediately before the commencement day; and
   (d) is not covered by item 15CB of this Schedule.

(2) Despite the amendments made by this Act, the direction continues in effect on and after the commencement day for the purposes of the proceeding as continued before the AAT by item 15AB of this Schedule, as if:
   (a) the direction had been given by the President of the AAT under section 18B of the AAT Act as amended by this Act; and
   (b) references to the discontinued Tribunal were references to the Migration and Refugee Division or the Social Services and Child Support Division (as appropriate) of the AAT.

15CD Continuation of other discontinued Tribunal directions or orders

(1) This item applies in relation to a direction or order that:
   (a) was given by a discontinued Tribunal or the Principal Member of a discontinued Tribunal; and
   (b) was in effect immediately before the commencement day for the purposes of a proceeding before the discontinued Tribunal; and
   (c) is not covered by item 15CB or 15CC of this Schedule.

(2) The direction or order continues in effect on and after the commencement day for the purposes of the proceeding as continued by item 15AB of this Schedule, as if it had been given by the AAT or the President of the AAT under a provision of an affected law as amended by this Act that authorises the giving of such a direction or order.
Part 6—Other transitional matters

15DA References in instruments to discontinued Tribunal

(1) If an instrument in effect immediately before the commencement day contains a reference to a discontinued Tribunal, the instrument has effect on and after the commencement day as if the reference were a reference to the AAT.

(2) If an instrument in effect immediately before the commencement day contains a reference to the Principal Member of a discontinued Tribunal, the instrument has effect on and after the commencement day as if the reference were a reference to the President of the AAT.

(3) Subitems (1) and (2) do not, by implication, prevent the instrument from being varied or terminated on or after the commencement day.

(4) Without limitation, subitems (1) and (2) include a reference to an instrument that is a direction made by the Minister under section 499 of the Migration Act 1958.

(5) In this item:

- instrument does not include:
  - an Act; or
  - regulations made under this Act or the AAT Act; or
  - a contract of employment; or
  - an enterprise agreement.

15DB Transfer of records and documents

Any records or documents that were in the possession of a discontinued Tribunal immediately before the commencement day are, from the start of the commencement day, taken to have been transferred to the AAT.

Note: The records and documents are Commonwealth records for the purposes of the Archives Act 1983.

15DC Registries

(1) Any place that is a registry of a discontinued Tribunal immediately before the commencement day is, from the start of the commencement day, taken to be a registry of the AAT established under section 64 of the AAT Act as amended by this Act.

(2) Subitem (1) does not, by implication, prevent the Minister from varying the registries of the AAT on or after the commencement day.

15DD Additional material for next AAT reports

(1) The statements and reports given for the AAT under section 42 or 46 of the Public Governance, Performance and Accountability Act 2013 for the reporting period ending immediately before the commencement day must include the statements and reports that those sections would have required for the MRT and RRT for that reporting period, had the MRT and RRT not ceased to exist.

Note: Information about the SSAT for the period will be included in the statements and reports given by the Secretary of the Department of Social Services.

(2) A report given by the President of the AAT under section 24R of the AAT Act for the year ending immediately before the commencement day must include information about the discontinued Tribunals for that year.
15DE Existing and new modifications of AAT Act

(1) A provision of an enactment that:
   (a) immediately before the commencement day, has the effect of adding to, excluding or modifying the operation of a provision of the AAT Act; and
   (b) is not amended by this Act;

continues to have that effect in relation to the AAT Act as amended by this Act, despite the amendments made by this Act.

(2) If:
   (a) a provision of an Act appears to have the effect of adding to, excluding or modifying the operation of a provision of the AAT Act; and
   (b) the Act in which the provision occurs is amended by a Schedule to this Act;

then, to avoid doubt, the provision has the effect referred to in paragraph (a).

15DF Section 7 of the Acts Interpretation Act 1901

Section 7 of the Acts Interpretation Act 1901 applies in relation to the amendments and repeals made by this Act to the extent to which this Schedule or regulations made under it do not deal with a matter arising in relation to those amendments or repeals.

Question—That the bill, as amended, be agreed to—divided, at the request of Senator Brandis, in respect of Schedule 1, items 19, 64 and 65.

Question—That Schedule 1, items 19, 64 and 65 stand as printed—put and negatived.

On the motion of Senator Collins the following amendment was debated and agreed to:

Schedule 1, item 26, page 14 (lines 2 to 6), omit subsection 13(1), substitute:

13(1) The Governor-General may terminate the appointment of a member if an address praying for the termination, on one of the following grounds, is presented to the Governor-General by each House of the Parliament in the same session:

(a) proved misbehaviour;
(b) the member is unable to perform the duties of his or her office because of physical or mental incapacity.

On the motion of Senator Collins the following amendments, taken together by leave, were debated and agreed to:

Schedule 1, item 27, page 16 (before line 7), before paragraph 17A(a), insert:

(aa) Freedom of Information Division;

Schedule 1, item 27, page 17 (after line 13), after section 17C, insert:

17CA Assignment to Freedom of Information Division

The Minister must not assign a member to the Freedom of Information Division unless the Minister is satisfied that the member:

(a) has training, knowledge or experience relating to the Freedom of Information Act 1982; or
(b) has other relevant knowledge or experience that will assist the member in considering matters relating to the operation of that Act.
Schedule 1, item 27, page 19 (line 3), omit “subsection 17E(2) or section 17F”, substitute “section 17CA, subsection 17E(2) or section 17F”.

Schedule 1, item 27, page 19 (line 32), omit “subsection 17E(2) or section 17F”, substitute “section 17CA, subsection 17E(2) or section 17F”.

Question—That the bill, as amended, be agreed to—divided, at the request of Senator Collins, in respect of Schedule 1, item 30.

Schedule 1, item 30 debated.

Question—That Schedule 1, item 30 stand as printed—put and negatived.

Senator Collins moved the following amendments together by leave:

Schedule 1, item 125, page 52 (line 13), after “(see section 44AAA)”, insert “or to the Family Court (see section 44AAB)”.

Schedule 1, item 129, page 53 (after line 7), at the end of subsection 44AAA(1), add:

Note: A party to the proceeding may also apply to the Family Court of Australia, see section 44AAB.

Schedule 1, item 129, page 53 (after line 21), after section 44AAA, insert:

44AAB Appeals to Family Court from decisions of the Tribunal in relation to child support first reviews

1. If the Tribunal as constituted for the purposes of a proceeding that is a child support first review does not consist of or include a presidential member, a party to the proceeding may appeal to the Family Court of Australia, on a question of law, from any decision of the Tribunal in that proceeding.

Note: A party to the proceeding may also apply to the Federal Circuit Court of Australia, see section 44AAA.

2. The following provisions of this Part apply in relation to any such appeal as if the appeal were an appeal under subsection 44(1) and a reference in those provisions to the Federal Court of Australia were a reference to the Family Court of Australia:

(a) subsections 44(2A) to (10) (other than paragraphs 44(3)(a) to (c));
(b) section 44A (other than subsection (2A));
(c) paragraphs 46(1)(a) and (b).

3. Paragraph 44(2A)(b) applies in relation to any such appeal as if the reference in that paragraph to rules of court made under the Federal Court of Australia Act 1976 were a reference to rules of court made under the Family Law Act 1975.

4. Subsection (1) does not affect the operation of subsection 44(1) in relation to a proceeding that is a child support first review.

Schedule 4, item 68, page 142 (line 6), omit “paragraph 44AAA(2)(b)”, substitute “paragraphs 44AAA(2)(b) and 44AAB(2)(b)”.

Debate ensued.

Question—That the amendments be agreed to—put and negatived.

Bill, as amended, agreed to.

Bill to be reported with amendments.
The Acting Deputy President (Senator Bernardi) resumed the chair and the Temporary Chair of Committees reported accordingly.

On the motion of Senator Brandis the report from the committee was adopted and the bill read a third time.

Suspension of sitting: On the motion of Senator Brandis the sitting of the Senate was suspended at 1.31 pm till 2 pm.

At 2 pm—

11 QUESTIONS

Questions without notice were answered.

12 MOTIONS TO TAKE NOTE OF ANSWERS

Senator Cameron moved—That the Senate take note of the answers given by ministers to questions without notice asked by Opposition senators today relating to the 2015-16 Budget.

Debate ensued.

Question put and passed.

Senator Siewert moved—That the Senate take note of the answers given by the Minister for Employment (Senator Abetz) and the Assistant Minister for Social Services (Senator Fifield) to questions without notice asked by the Leader of the Australian Greens (Senator Di Natale) and Senator Hanson-Young today relating to the 2015-16 Budget.

Question put and passed.

13 ORDER OF BUSINESS—REARRANGEMENT

The Assistant Minister for Social Services (Senator Fifield) moved—That intervening business be postponed till after consideration of government business order of the day no. 6 (Biosecurity Bill 2014 and related bills—second reading speeches only).

Debate ensued.

Question put and passed.

14 BIOSECURITY BILL 2014

BIOSECURITY (CONSEQUENTIAL AMENDMENTS AND TRANSITIONAL PROVISIONS) BILL 2014

QUARANTINE CHARGES (IMPOSITION—GENERAL) AMENDMENT BILL 2014

QUARANTINE CHARGES (IMPOSITION—CUSTOMS) AMENDMENT BILL 2014

QUARANTINE CHARGES (IMPOSITION—EXCISE) AMENDMENT BILL 2014

Order of the day read for the adjourned debate on the motion of the Minister for Finance (Senator Cormann)—That these bills be now read a second time—and on the amendment moved by Senator Siewert in respect of the Biosecurity Bill 2014:

At the end of the motion, add “but the Senate calls on the Government to enshrine the independence of the Inspector-General in legislation by reintroducing the Inspector-General of Biosecurity Bill 2012”.

Debate resumed.
Explanatory memoranda: The Parliamentary Secretary to the Minister for Agriculture (Senator Colbeck) tabled the following documents:

- Biosecurity Bill 2014—Addendum to the explanatory memorandum.

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

15 NOTICES

The Deputy Chair of the Joint Standing Committee on the National Capital and External Territories (Senator Brown): To move on the next day of sitting—That the Joint Standing Committee on the National Capital and External Territories be authorised to hold public meetings during the sittings of the Senate, as follows:

- Thursday, 14 May 2015;
- Thursday, 18 June 2015; and
- Thursday, 25 June 2015. (general business notice of motion no. 702)

Senator Fawcett: To move on the next day of sitting—That the Joint Standing Committee on Treaties be authorised to hold private meetings otherwise than in accordance with standing order 33(1), followed by public meetings, during the sittings of the Senate, as follows:

- Monday, 15 June 2015; and
- Monday, 22 June 2015. (general business notice of motion no. 703)

The Chair of the Select Committee on Wind Turbines (Senator Madigan): To move on the next day of sitting—That the resolution of the Senate of 24 November 2014, appointing the Select Committee on Wind Turbines, be amended to omit “24 June 2015”, and substitute “3 August 2015”. (general business notice of motion no. 704)

Senator Leyonhjelm: To move on the next day of sitting—That the Senate declares its opposition to the fuel duty rates for excise and customs contained in the Excise Tariff Proposal (No. 1) 2014 and the Customs Tariff Proposal (No. 1) 2014 respectively, and tabled in the House of Representatives on 30 October 2014. (general business notice of motion no. 705)

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

(a) welcomes, after significant delay, the release of the National Mental Health Commission’s Report of the National Review of Mental Health Programmes and Services, which found that:

(i) mental health care in Australia often comes too late, is fragmented, fails to prevent crisis situations, and often does not take into account a person’s broader social needs,

(ii) inadequate responses to significantly higher rates of mental distress, trauma, suicide and intentional self-harm among Aboriginal and Torres Strait Islander people, and
(iii) mental health funding is concentrated in expensive acute care services, and too little is directed towards prevention and early intervention strategies; and

(b) calls on the Government to expeditiously progress reform of the mental health sector and address the significant unmet mental health needs of Australians. 

*(general business notice of motion no. 706)*

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

(a) for over 100 years the Australian economy was said to be ‘riding on the sheep’s back’;

(b) wool is Australia’s third largest agricultural export;

(c) the gross value of wool produced in Australia in 2013-14 was $2.53 billion;

(d) the value of Australian wool exported in 2013-14 was $2.87 billion;

(e) shearsers and wool producers are hard-working people with strong animal welfare ethics;

(f) the activist group People for the Ethical Treatment of Animals (PETA) has admitted its picture of a supposed blooded lamb is a fake; and

(g) PETA’s scurrilous and blatant misinformation campaign is an unwarranted attack on the shearing and wool industries and should be condemned. *(general business notice of motion no. 707)*

Senator Siewert: To move on the next day of sitting—That there be laid on the table by the Minister representing the Minister for Health, by noon on 14 May 2015, a copy of the advice generated by the Office of the Gene Technology Regulator stating that crops developed using EXZACT Delete technology would not contain introduced foreign nucleic acid, once the ZFN genes are no longer present, and would not be considered GMO and therefore not subject to regulation under the *Gene Technology Act 2000*. *(general business notice of motion no. 708)*

Senator Rhiannon: To move on the next day of sitting—That, in accordance with the recommendation of the Legal and Constitutional Affairs Legislation Committee in the report *International Aid (Promoting Gender Equality) Bill 2015*, the International Aid (Promoting Gender Equality) Bill 2015 be referred to the Foreign Affairs, Defence and Trade Legislation Committee for inquiry and report by 17 June 2015.

The Chair of the Finance and Public Administration References Committee (Senator Gallagher): To move on the next day of sitting—That the order of the Senate of 20 June 2001, as amended on 27 September 2001, 18 June 2003, 26 June 2003, 4 December 2003 and 1 March 2007 for the production of documents relating to departmental and agency contracts, be amended as follows:

1. Paragraph (1), omit “agency”, insert “entity”.

2. Paragraph (1), omit “a list of contracts in accordance with paragraph (2) has been placed on the Internet, with access to the list through the department’s or agency’s home page”, insert “:

   (a) a list of contracts in accordance with paragraph (2) has been placed on the Internet, with access to the list through the entity’s home page; and

   (b) includes an assurance by the minister that the listed contracts do not contain any inappropriate confidentiality provisions”.

3. Paragraph (2)(a), omit “agency”, insert “entity”.

4. Insert paragraph “(2A) For the purposes of paragraph (1)(a), access from an entity’s home page may include a link to a complying report on AusTender.”.
(5) Paragraph (3)(b), omit “agencies”, insert “entities”.
(6) Paragraph (4), omit “a department or agency”, insert “an entity”.
(7) Paragraph (5), omit “each year”, insert “2016 and 30 September 2018”.
(8) Paragraph (7), after the word “Administration” insert “References”.
(9) Paragraph (9), omit “‘agency’ means an agency within the meaning of the Financial Management and Accountability Act 1997; and”, insert:

“‘complying report on AusTender” means a report in respect of an individual entity that meets the requirements of this order in respect of procurement contracts.
“entity” means a Commonwealth entity within the meaning of the Public Governance, Performance and Accountability Act 2013;
“inappropriate confidentiality provision” means a confidentiality provision that is not in accordance with guidance issued by the Department of Finance on compliance with this order and approved by the Finance and Public Administration References Committee; and”.

(9) Paragraph (9), after the word “Administration” insert “References”.

16 **ADJOURNMENT**

Pursuant to order (see entry no. 27, 25 March 2015), the Parliamentary Secretary to the Minister for Agriculture (Senator Colbeck) moved—That the Senate do now adjourn.

The Senate adjourned at 4.09 pm till Tuesday, 12 May 2015 at 12.30 pm.

17 **ATTENDANCE**

Present, all senators except Senators Bilyk*, Cormann, Dastyari*, Ludwig*, Macdonald* and Ronaldson (*on leave).

ROSEMARY LAING
Clerk of the Senate