THURSDAY, 1 AUGUST 2019

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

2 Documents
The Clerk tabled the following documents pursuant to statute:

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


National Health Act 1953—


National Health (Originator Brand) Amendment Determination 2019 (No. 5)—PB 64 of 2019 [F2019L01017].

National Health (Price and Special Patient Contribution) Amendment Determination 2019 (No. 7)—PB 65 of 2019 [F2019L01018].


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

Education and Employment Legislation and References Committees—private meetings otherwise than in accordance with standing order 33(1), from 11 am—on 11 September, 16 October and 13 and 27 November 2019.

Environment and Communications Legislation and References Committees—private meetings otherwise than in accordance with standing order 33(1) today, from 1 pm.

Treaties—Joint Standing Committee—public meetings—from 11 am, on 9 and 16 September, 14 October, 25 November and 2 December 2019.

4 Formal motions—Statement by leave
Senator Whish-Wilson, by leave, made a statement relating to formal motions and statements by leave.

5 Social Security (Administration) Amendment (Cashless Welfare) Bill 2019
Order of the day read for the further consideration of the bill in committee of the whole.

In the committee
Consideration resumed of the bill—and of the amendments moved by Senator Brown (see entry no. 43, 31 July 2019).

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

AYES, 28

Senators—

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NOES, 34

Senators—

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* Tellers

Question negatived.

Senator Siewert moved the following amendments together by leave:

Schedule 1, item 9, page 5 (line 9), omit “an offence”, substitute “a serious offence”.

Schedule 1, item 9, page 5 (after line 19), after subsection 124PHB(3), insert:

(3A) For the purposes of subparagraph 124PHB(3)(a)(ii), a serious offence means an offence where:

(a) the offence:

(i) involves violence against a person; or
(ii) is a serious drug offence; or
(iii) involves serious damage to property; and

(b) the offence is punishable by:

(i) imprisonment for life; or
(ii) imprisonment for a fixed term of not less than 3 years; or
(iii) imprisonment for a maximum term of not less than 3 years.

Schedule 1, item 9, page 6 (lines 1 to 6), omit subsection 124PHB(8), substitute:

Reconsideration of Secretary’s determination

(8) If a health or community worker:

(a) has a direct professional relationship with a person who is the subject of a determination under subsection (3); and

(b) considers that it is necessary for the person to be a trial participant for medical or safety reasons;

the worker may request the Secretary to reconsider the determination.

Debate ensued.

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

Senator Brown moved the following amendment:

Page 6 (after line 31), at the end of the bill, add:

**Schedule 2—Community support for cashless welfare arrangements**

**Social Security (Administration) Act 1999**

1 **Subsection 124PD(1)**

   Insert:

   community discussion report: see subsection 124PV(4).

   community support report: see subsection 124PT(2).

2 **Subsection 124PD (1) (definition of voluntary participant)**

   Omit “subsection 124PH(3)”, substitute “subsections 124PH(3) and 124PHAA(4)”.

3 **At the end of section 124PG**

   Add:

   (7) A person ceases to be a trial participant on 31 January 2020 unless a determination is made under section 124PV that applies to the Ceduna area.

4 **At the end of section 124PGA**

   Add:

   (7) A person ceases to be a trial participant on 31 January 2020 unless a determination is made under section 124PV that applies to the East Kimberley area.
5 At the end of section 124PGB
Add:
(7) A person ceases to be a trial participant on 31 January 2020 unless a determination is made under section 124PV that applies to the Goldfields area.

6 At the end of section 124PGC
Add:
(7) A person ceases to be a trial participant on 31 January 2020 unless a determination is made under section 124PV that applies to the Bundaberg and Hervey Bay area.

7 Section 124PH (at the end of the heading)
Add “—general”.

8 Paragraph 124PH(1)(bd)
Repeal the paragraph, substitute:
(bd) subsection (2A), (2B) or (2C) apply to the person; and

9 After subsection 124PH(1)
Insert:
(2A) This subsection applies to a person if, before 31 January 2020, the person is not subject to the income management regime under Part 3B.
(2B) This subsection applies to a person if, on or after 31 January 2020, the person is not subject to the income management regime under section 123UC, 123UCB, 123UCC or 123UF.
(2C) This subsection applies to a person if:
(a) a determination has been made under section 124PV that applies to the trial area that is the person’s usual place of residence; and
(b) the person is not subject to the income management regime under Part 3B.

10 At the end of Subdivision B of Division 1 of Part 3B
Add:
124PHAA Voluntary participants—Bundaberg and Hervey Bay area
(1) This section applies on and after 31 January 2020 unless a determination is made under section 124PV that applies to the Bundaberg and Hervey Bay area.
(2) A person may notify the Secretary, orally or in writing, that the person wishes to be subject to cashless welfare arrangements if:
(a) the person’s usual place of residence is, becomes or was within the Bundaberg and Hervey Bay area; and
(b) the person is receiving newstart allowance, youth allowance (where neither section 540AA of the 1991 Act (about new apprentices) nor paragraph 541(1)(a) of the 1991 Act (about full-time study) applies) or parenting payment; and
(c) the person is under 35 years of age on the day this section commences and the person has not turned 36 years of age; and
(d) the person does not have a Part 3B payment nominee (within the meaning of Part 3B); and
(e) the person is not covered by a determination under subsection 43(3A); and
(f) the person is not subject to the income management regime under section 123UC, 123UCB, 123UCC or 123UF; and
(g) the person is not otherwise a trial participant.

(3) A person may withdraw the notification at any time.

(4) Until a person withdraws the notification, the person is a voluntary participant, unless the Secretary determines that the person is not to be subject to cashless welfare arrangements under subsection (5).

(5) The Secretary may determine that a person who is a voluntary participant is not to be subject to cashless welfare arrangements. If the Secretary makes such a determination, the Secretary must notify the person, in writing, accordingly.

11 At the end of Part 3D

Add:

124PT Community support for trial of cashless welfare arrangement

(1) As soon as practicable after this section’s commencement, the Minister must cause a review to determine whether the community in each trial area genuinely supports the trial of a cashless welfare arrangement in that area.

(2) The persons conducting the review must provide the Minister a written report (the community support report) of the review before 31 December 2019.

(3) The Minister must publish the report on the Department’s website as soon as practicable after the report is given to the Minister.

(4) The Minister must cause copies of the report to be tabled in each House of the Parliament within 15 sitting days of that House after the report is given to the Minister.

124PU Statement on support for the provision of services in trial areas

(1) Before 31 December 2019, the Minister must publish on the Department’s website a statement setting out the steps that have been taken by the Commonwealth to support the provision of relevant services in each trial area and set out future improvements to those relevant services.

(2) Relevant services in a trial area are services relating to the care, protection, welfare or safety of adults, children or families including economic development and employment programs, early intervention and community services, and drug and alcohol rehabilitation services.

(3) The Minister must cause copies of the statement to be tabled in each House of the Parliament within 15 sitting days of that House after the statement’s publication.

124PV Determination to allow for continuation of cashless welfare arrangement in trial area

(1) The Minister may, by legislative instrument, make a determination in relation to a trial area if the Minister is satisfied the community in the
324

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trial area genuinely supports the trial of a cashless welfare arrangement in that area.

(2) In determining whether the community genuinely supports the trial, the Minister must have regard to all of the following:
(a) the community support report in relation to the trial area;
(b) the community discussion report in relation to the trial area;
(c) any submissions made to the Minister under subsection (5);
(d) the views of communities bodies (if any) in the trial area.

(3) The determination must set out the Minister’s reasons for being satisfied the community in the trial area genuinely supports the trial of a cashless welfare arrangement in that area.

(4) Before making the determination, the Minister must cause:
(a) a meeting to occur in the trial area for the community to discuss with the Department the effect of the determination if made; and
(b) a report (the community discussion report) to be prepared of the discussion that occurred at the meeting; and
(c) the community discussion report to be published on the Department’s website.

(5) Before making the determination, the Minister must publish a notice inviting written submissions about making of the determination to be provided on or before a day (the closing day) that is no earlier than 2 weeks after the day of the notice’s publication.

Debate ensued.

Question—That the amendment be agreed to—put.

The committee divided—

AYES, 28

Senators—

Ayers
Bilyk
Brown
Chisholm
Ciccone*
Di Natale
Faruq

Gallacher
Gallagher
Green
Hanson-Young
Keneally
Kitching
Lines

McAllister
McKim
O’Neill
Pratt
Rice
Siewert
Smith, Marielle

McAllister
McKim
O’Neill
Pratt
Rice
Siewert
Smith, Marielle

Sterle
Urquhart
Walsh
Waters
Watt
Whish-Wilson

Steele-John

NOES, 33

Senators—

Abetz
Antic
Askew
Bernardi
Bragg
Brockman*
Canavan
Cash
Chandler

Colbeck
Davey
Duniam
Fawcett
Friel
Griff
Hanson
Hughes

Hume
Lambie
McDonald
McMahon
O’Sullivan
Paterson
Patrick

Ruston
Roberts
Scarr
Seselja
Smith, Dean
Stoker
Van

Reynolds

* Tellers

Question negatived.

Bill agreed to and reported without amendment.
On the motion of the Minister for Families and Social Services (Senator Ruston) the report from the committee was adopted and the bill read a third time.

6 Australian Security Intelligence Organisation Amendment (Sunsetting of Special Powers Relating to Terrorism Offences) Bill 2019

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

Debate resumed.

Question put.

The Senate divided—

AYES, 48

Senators—

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Senators—

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Question agreed to.

Bill read a second time.

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

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In the committee

Bill, taken as a whole by leave, debated.

Senator Keneally moved the following amendment:

Schedule 1, item 1, page 3 (lines 4 and 5), omit the item, substitute:

1 Section 34ZZ

Repeal the section, substitute:

34ZZ. Cessation of effect of Division

(1) This Division (apart from Subdivision C of this Division) ceases to have effect on 7 December 2019.

(2) Subdivision C of this Division ceases to have effect on 7 September 2019.
Debate ensued.

At 11:45 am: The President resumed the chair and the Chair of Committees (Senator Lines) reported progress.

7 Notices
Senator Dodson: To move on the next day of sitting—

(1) That a joint select committee, to be known as the Joint Select Committee on Implementation of the National Redress Scheme, be established to inquire into and report on:

(a) the Australian Government policy, program and legal response to the redress related recommendations of the Royal Commission into Institutional Responses to Child Sexual Abuse, including the establishment and operation of the Commonwealth Redress Scheme and ongoing support of survivors; and

(b) any matter in relation to the Royal Commission’s redress related recommendations referred to the committee by a resolution of either House of the Parliament.

(2) That the committee present its final report on the last sitting day in May 2022.

(3) That the committee consist of 8 members – 4 senators, and 4 members of the House of Representatives, as follows:

(a) 2 members of the House of Representatives to be nominated by the Government Whip or Whips;

(b) 2 members of the House of Representatives to be nominated by the Opposition Whip or Whips;

(c) 1 senator to be nominated by the Leader of the Government in the Senate;

(d) 1 senator to be nominated by the Leader of the Opposition in the Senate;

(e) 1 senator to be nominated by the Leader of the Australian Greens; and

(f) 1 senator to be nominated by any minority party or independent senator.

(4) That:

(a) participating members may be appointed to the committee on the nomination of the Government Whip in the House of Representatives, the Opposition Whip in the House of Representatives, the Leader of the Government in the Senate, the Leader of the Opposition in the Senate or any minority party or independent senator or member of the House of Representatives; and

(b) participating members may participate in hearings of evidence and deliberations of the committee, and have all the rights of members of the committee, but may not vote on any questions before the committee.

(5) That every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives.

(6) That the members of the committee hold office as a joint select committee until the House of Representatives is dissolved or expires by effluxion of time.
(7) That the committee may proceed to the dispatch of business notwithstanding that all members have not been duly nominated and appointed and notwithstanding any vacancy.

(8) That the committee elect as chair a member or senator nominated by the Opposition.

(9) That the committee elect as deputy chair a member or senator nominated by the Leader of the Australian Greens.

(10) That, in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, have a casting vote.

(11) That the deputy chair shall act as chair of the committee at any time when the chair is not present at a meeting of the committee, and at any time when the chair and deputy chair are not present at a meeting of the committee the members present shall elect another member to act as chair at that meeting.

(12) That the committee have power to appoint subcommittees consisting of 3 or more of its members, and to refer to any such subcommittee any of the matters which the committee is empowered to examine.

(13) That the committee, and any subcommittee, have power to send for and examine persons and documents, to move from place to place, to sit in public or in private, notwithstanding any prorogation of the Parliament and have leave to report from time to time its proceedings and the evidence taken and such interim recommendations as it may deem fit.

(14) That the committee be provided with all necessary staff, facilities and resources and be empowered to appoint persons with specialist knowledge for the purposes of the committee with the approval of the President of the Senate and the Speaker of the House of Representatives.

(15) That the committee be empowered to print from day to day such papers and evidence as may be ordered by it, and a daily Hansard be published of such proceedings as take place in public.

(16) That the committee have power to adjourn from time to time and to sit during any adjournment of the Senate and the House of Representatives.

(17) That the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

(18) That the committee have access to all evidence and documents of the former Joint Select Committee on oversight of the implementation of redress related recommendations of the Royal Commission into Institutional Responses to Child Abuse.

(19) That a message be sent to the House of Representatives seeking its concurrence in this resolution. (general business notice of motion no. 87)

The Chair of the Standing Committee on Regulations and Ordinances (Senator Fierravanti-Wells): To move 15 sitting days after today—

No. 1—That the Immigration (Guardianship of Children) Regulations 2018, made under the Immigration (Guardianship of Children) Act 1946, be disallowed [F2018L01708].

No. 2—That the Underwater Cultural Heritage Rules 2018, made under the Underwater Cultural Heritage Act 2018, be disallowed [F2019L00096].
No. 3—That the Water Amendment (Murray-Darling Basin Agreement - Basin Salinity Management) Regulations 2018, made under the Water Act 2007, be disallowed [F2018L01674].


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

(1) That the Senate acknowledges that:

(a) 9 September, is International Fetal Alcohol Spectrum Disorder (FASD) Awareness Day;

(b) FASD is a life-long but preventable condition caused by in-utero exposure to alcohol;

(c) FASD can cause developmental, physical, mental and behavioural problems, including problems with memory, learning, impulse control, planning ability, understanding consequences, emotional regulation, speech and language; and

(d) people with FASD are likely to have poorer academic and employment outcomes, higher rates of homelessness and incarceration, and increased rates of mental health issues and alcohol and other drug abuse.

(2) That the following matters be referred to the Community Affairs References Committee for inquiry and report by the first sitting day in June 2020:

Effective approaches to prevention and diagnosis of FASD, strategies for optimising life outcomes for people with FASD and supporting carers, and the prevalence and management of FASD, including in vulnerable populations, in the education system, and in the criminal justice system – with particular reference to:

(a) the level of community awareness of risks of alcohol consumption during pregnancy;

(b) the adequacy of the health advice provided to women planning a pregnancy, pregnant women and women who are breastfeeding, about the risks of alcohol consumption;

(c) barriers that may prevent women receiving accurate, timely and culturally/ethnically appropriate information and advice on alcohol and pregnancy;

(d) provision of diagnostic services in Australia including capacity, training, integration and diagnostic models in current use;

(e) the prevalence and nature of co-occurring conditions and of misdiagnosis of FASD;

(f) international best practice in preventing, diagnosing and managing FASD;

(g) awareness of FASD in schools, and the effectiveness of systems to identify and support affected students;

(h) the prevalence of, and approaches to, FASD in vulnerable populations, including children in foster and state care, migrant communities and Indigenous communities;

(i) the recognition of, and approaches to, FASD in the criminal justice system and adequacy of rehabilitation responses;
(j) the social and economic costs of FASD in Australia, including health, education, welfare and criminal justice;
(k) access, availability and adequacy of FASD support available through the National Disability Insurance Scheme, including access to effective and early intervention services for individuals diagnosed with FASD;
(l) support for adults with FASD and for parents and carers of children with FASD;
(m) progress on outstanding recommendations of the House of Representatives Standing Committee on Social Policy and Legal Affairs report, *FASD: The Hidden Harm*, tabled on 29 November 2012;
(n) the effectiveness of the National FASD Action Plan 2018-2028, including gaps in ensuring a nationally co-ordinated response and adequacy of funding;
(o) the need for improved perinatal data collection and statistical reporting on FASD and maternal drinking; and
(p) any other related matters.

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

(a) notes that:
   (i) the Clean Energy Regulator’s *The Renewable Energy Target 2018 Administrative Report – The acceleration in renewables investment*, highlights the record investment in large scale, commercial and industrial and household renewables over the last year,
   (ii) the Australian Bureau of Statistics reports that jobs in renewable energy in Queensland grew by 1550 in 2017-18, an increase of 44% on the previous year,
   (iii) the Green Energy Markets 2019 update report, states that 2012 full time equivalent Queenslanders were employed in the installation and sale of rooftop solar photovoltaics in June 2019,
   (iv) the recently announced shortlist for the Queensland Government’s Renewables 400 tender includes ten renewable energy generation and storage developments projected to collectively deliver 3000 jobs in central and far north Queensland, including 350 direct jobs created by the Clarke Creek Wind and Solar Farm, west of Rockhampton, and
   (v) the Adani Carmichael mine, if it proceeds, is expected to create between 800 and 1500 jobs in the construction phase, with 100 ongoing jobs; and

(b) calls on the Federal Government to:
   (i) deliver real jobs that last, by backing the job-creating, climate-fixing clean energy industry, and
   (ii) fund the retraining, upskilling and investment in coal workers and their communities to ensure that no-one is left behind in the transition to a low carbon economy. (*general business notice of motion no. 88*)

Senator Hanson-Young: To move on the next day of sitting—That the Senate—

(a) notes that, on 31 July 2019, offshore petroleum exploration acreage was released, containing 64 areas available for lease:
   (i) this is largest number of areas released since 2000, with more than 120,000 square kilometres available, and
   (ii) fossil fuels are the leading cause of climate change; and
(b) calls on the Federal Government to halt the development of any further fossil fuel basins. (general business notice of motion no. 89)

Senator Hanson-Young: To move on the next day of sitting—That the Senate—

(a) notes that recommendations handed down by the South Australian Department for Environment and Water, on 31 July 2019, call for 30 species to be added to the threatened species list and a further 15 species be upgraded to a more threatened category; and

(b) calls on the Federal Government to establish and fully fund a plan for each threatened species. (general business notice of motion no. 90)

Senators Faruqi, Kitching, McCarthy and Sheldon: To move on the next day of sitting—

(1) That the Senate notes that:

(a) the report of the Joint Standing Committee on Foreign Affairs, Defence and Trade into the management of per and polyfluoroalkyl substances (PFAS) contamination in and around Defence bases (PFAS report), was tabled on 3 December 2018, making nine recommendations; and

(b) the President’s report to the Senate on the status of government responses to parliamentary committee reports as at 30 June 2019, indicates that a government response to the PFAS report has not been tabled.

(2) That there be laid on the table by the Minister for Defence, by midday on 10 September 2019, the government’s response to the recommendations contained in the PFAS report. (general business notice of motion no. 91)

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

(a) notes that:

(i) data released by the Minister for Employment, Skills, Small and Family Business shows that nearly four in five jobactive participants have had their payments suspended at least once in the last 12 months,

(ii) jobactive participants often have their payments suspended for reasons out of their control including administrative errors by employment service providers,

(iii) jobactive participants are living on unemployment payments as low as $277.85 a week and should not be subject to unfair payment suspensions, and

(iv) poverty is a barrier to employment and suspending income support payments does not help people gain employment;

(b) expresses concern that jobactive participants can face payment suspensions due to administrative errors by employment service providers with no recourse to Centrelink; and

(c) calls on the Federal Government to:

(i) implement the recommendations contained in the report of the Education and Employment References Committee into jobactive: failing those it is intended to serve, tabled on 14 February 2019, and

(ii) abandon the Targeted Compliance Framework. (general business notice of motion no. 92)
Selection of Bills—Standing Committee—Report no. 4 of 2019

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

SELECTION OF BILLS COMMITTEE

REPORT NO. 4 OF 2019

1. The committee met in private session on Wednesday, 31 July 2019 at 7.20 pm.

2. The committee recommends that—
   (a) the provisions of the Combatting Child Sexual Exploitation Legislation Amendment Bill 2019 be referred immediately to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 5 September 2019;
   (b) the Human Services Amendment (Photographic Identification and Fraud Prevention) Bill 2019 be referred immediately to the Community Affairs Legislation Committee for inquiry and report by 12 September 2019;
   (c) the Intellectual Property Laws Amendment (Productivity Commission Response Part 2 and Other Measures) Bill 2019 be referred immediately to the Economics Legislation Committee for inquiry and report by 4 September 2019;
   (d) the provisions of the Offshore Petroleum and Greenhouse Gas Storage Amendment (Miscellaneous Amendments) Bill 2019 and the Offshore Petroleum and Greenhouse Gas Storage (Regulatory Levies) Amendment Bill 2019 be referred immediately to the Rural and Regional Affairs and Transport Legislation Committee for inquiry and report by 5 September 2019; and
   (e) the provisions of the Family Assistance Legislation Amendment (Extend Family Assistance to ABSTUDY Secondary School Boarding Students Aged 16 and Over) Bill 2019 be referred immediately to the Community Affairs Legislation Committee for inquiry and report by 5 September 2019.

3. The committee recommends that the following bills not be referred to committees:
   Australian Broadcasting Corporation Amendment (Rural and Regional Measures) Bill 2019
   Royal Commissions Amendment (Private Sessions) Bill 2019
   Social Security (Administration) Amendment (Cashless Welfare) Bill 2019
   Social Services Legislation Amendment (Overseas Welfare Recipients Integrity Program) Bill 2019
   Tertiary Education Quality and Standards Agency Amendment Bill 2019
   Treasury Laws Amendment (2018 Superannuation Measures No. 1) Bill 2019
   Treasury Laws Amendment (Consumer Data Right) Bill 2019
   Treasury Laws Amendment (Ending Grandfathered Conflicted Remuneration) Bill 2019.
The committee deferred consideration of the following bills to its next meeting:

- Air Services Amendment Bill 2018
- Australian Passports Amendment (Identity-matching Services) Bill 2019
- Constitution Alteration (Freedom of Expression and Freedom of the Press) 2019
- Constitution Alteration (Water Resources) 2019
- Counter-Terrorism Legislation Amendment (2019 Measures No. 1) Bill 2019
- Discrimination Free Schools Bill 2018
- Great Australian Bight Environment Protection Bill 2019
- Human Rights (Parliamentary Scrutiny) Amendment (Australian Freedoms) Bill 2019
- Identity-matching Services Bill 2019
- Inspector-General of Live Animal Exports Bill 2019
- Landholders’ Right to Refuse (Gas and Coal) Bill 2015
- Military Rehabilitation and Compensation Amendment (Single Treatment Pathway) Bill 2019
- National Sports Tribunal Bill 2019
- National Sports Tribunal (Consequential Amendments and Transitional Provisions) Bill 2019
- New Skilled Regional Visas (Consequential Amendments) Bill 2019
- Nuclear Fuel Cycle (Facilitation) Bill 2017
- Regional Forest Agreements Legislation (Repeal) Bill 2017
- Social Services Legislation Amendment (Ending the Poverty Trap) Bill 2018
- Telecommunications Legislation Amendment (Unsolicited Communications) Bill 2019
- Veterans’ Affairs Legislation Amendment (Partner Service Pension and Other Measures) Bill 2019.

Dean Smith
Chair
1 August 2019.

Senator Dean Smith moved—That the report be adopted.

Question put and passed.

9 Leave of absence

Senator Urquhart, by leave, moved—That leave of absence be granted to the following senators for today:

(a) Senator Dodson, on account of parliamentary business; and
(b) Senators Carr and McCarthy, for personal reasons.

Question put and passed.
10 Order of business—Rearrangement
The Assistant Minister for Forestry and Fisheries (Senator Duniam) moved—That the order of general business for consideration today be as follows:

(a) general business order of the day no. 27, Great Australian Bight Environment Protection Bill 2019;
(b) general business notice of motion no. 80 standing in the name of Senator Gallagher relating to household incomes; and
(c) orders of the day relating to documents.

Question put and passed.

11 Postponements
Business was postponed as follows:

Business of the Senate notice of motion no. 1 standing in the name of Senator Patrick for today, proposing a reference to the Foreign Affairs, Defence and Trade References Committee, postponed till 9 September 2019.

General business notice of motion no. 72 standing in the name of Senator Kitching for today, proposing the appointment of a Select Committee on Integrity of Government Administration, postponed till 9 September 2019.

12 Counter-Terrorism Legislation Amendment (2019 Measures No. 1) Bill 2019
The Assistant Minister for Forestry and Fisheries (Senator Duniam), at the request of the Minister for Foreign Affairs (Senator Payne) and pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 1—

That the following bill be introduced:

A Bill for an Act to amend the law relating to counter-terrorism, and for related purposes.

Question put and passed.

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

Question put and passed.

Bill read a first time.

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

Explanatory memorandum: Senator Duniam tabled an explanatory memorandum relating to the bill.

Consideration of legislation: Pursuant to order, the debate was adjourned till the first day in the next period of sittings, 9 September 2019.

13 National Integrity Commission Bill 2018 (No. 2)—Restoration to Notice Paper
Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 77—

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

(2) That the National Integrity Commission Bill 2018 (No. 2) be restored to the Notice Paper and consideration of the bill resume at the stage reached in the 45th Parliament.

Question put and passed.
14 Corporations and Financial Services—Joint Statutory Committee—Reference

Senator O’Neill, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 79—That the following matter be referred to the Parliamentary Joint Committee on Corporations and Financial Services for inquiry and report by 1 March 2020:

Regulation of auditing in Australia with particular reference to:

(a) the relationship between auditing and consulting services and potential conflicts of interests;
(b) other potential conflicts of interests;
(c) the level and effectiveness of competition in audit and related consulting services;
(d) audit quality, including valuations of intangible assets;
(e) matters arising from Australian and international reviews of auditing;
(f) changes in the role of audit and the scope of audit products;
(g) the role and effectiveness of audit in detecting and reporting fraud and misconduct;
(h) the effectiveness and appropriateness of legislation, regulation and licensing;
(i) the extent of regulatory relief provided by the Australian Securities and Investments Commission through instruments and waivers;
(j) the adequacy and performance of regulatory, standards, disciplinary and other bodies;
(k) the effectiveness of enforcement by regulators; and
(l) any related matter.

Question put and passed.

15 Sexual assault and harassment

Senator Siewert, at the request of Senator Faruqi and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 85—That the Senate—

(a) notes that:
   (i) 1 August 2019 marks two years since the Australian Human Rights Commission (AHRC) released the ‘Change the Course: National report on sexual assault and sexual harassment at Australian universities’, which surveyed students on their experiences of sexual assault and sexual harassment at Australian universities,
   (ii) the AHRC report found that 21% of university students were sexually harassed and 1.6% were sexually assaulted in a university setting in 2016,
   (iii) sexual assault and harassment continue to be appalling issues at Australian universities, and survivors often struggle to access adequate support services, and
   (iv) on 20 August 2019 students across Australia will be joining a National Day of Action in protest against universities’ inaction on the prevalence of sexual violence in university settings; and
calls on the Federal Government to commit to working with universities to ensure that:

(i) university campuses are safe places free of sexual violence, and
(ii) survivors of sexual assault and sexual harassment are given adequate support by their universities.

Question put and passed.

16 Aboriginal flag

Senator Siewert, also on behalf of Senators Hanson-Young, Dodson and Lines, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 86—That the Senate—

(a) notes:

(i) that, in 1995, the Aboriginal Flag was recognised as a ‘flag of Australia’ under the Flags Act 1953,
(ii) that the designer of the Aboriginal flag owns the flag’s copyright and has licensed the rights to use the flag on garments to a company which is now requiring people to ask for permission to use the emblem and pay a fee,
(iii) that the licence has now been expanded to physical and digital media,
(iv) that many First Nations communities feel they are now at the mercy of a company seeking to profit from their flag, and
(v) the concerns in many First Nations communities that their flag is licensed to a company;

(b) recognises that the Aboriginal flag is one of Australia’s national symbols and a central part of First Nations people’s identity and that the flag should be about people and pride, not profit; and

(c) calls on the Federal Government to do everything it can to ensure that all First Nations peoples and communities can use the flag whenever they want without cost or the need for consent.

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

Question put and passed.

17 Economic growth

Senator Gallagher, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 81—That the Senate—

(a) notes that:

(i) economic growth is fundamental to increasing living standards for Australian families, and allowing government to fund essential services,
(ii) the pursuit of continuous, sustainable economic growth should be a core objective of government,
(iii) in a services-based economy, strong, sustainable economic growth can support improved environmental outcomes, and
(iv) that the philosophy of stopping economic growth should be rejected as dangerously misguided; and
(b) calls on the Federal Government to pursue policies that will lift Australia’s economic growth rate and ensure that all Australians equally share in the benefits of this growth.

Question put and passed.

18 Administrative Appeals Tribunal

Senator Patrick, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 83—That the Senate—

(a) acknowledges that:

(i) most citizens pay little attention to matters relating to the Administrative Appeals Tribunal (AAT) until they are confronted with an administrative decision they feel is incorrect,

(ii) the AAT permits citizens to address wrongs in administrative decision-making through a process which is fair, just, economical, informal and quick, and

(iii) citizens must hold trust and confidence in the decision-making of the AAT

(b) notes that:

(i) most appointments to the AAT are Federal Court judges or experienced legal practitioners, however paragraph 7(3)(b) of the Administrative Appeals Tribunal Act 1975 provides for appointment of senior members and members that, in the opinion of the Governor-General, have special knowledge or skills relevant to the duties of a senior member or member,

(ii) there have been forceful allegations made in the media that a number of appointments made under this provision have been political, for example the appointment of former politicians and political staffers, which undermines public trust and confidence in the AAT, and

(iii) the Honourable Mr Ian Callinan AC QC, former High Court judge, conducted a review into the AAT and stated the repeal of paragraph 7(3)(b) of the Act is desirable; and

(c) calls on the Federal Government to urgently introduce a bill into the Parliament to repeal paragraph 7(3)(b) of the Act.

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

Leave refused: Senator Patrick sought leave to make a statement relating to the motion. An objection was raised and leave was not granted.

Question put.

The Senate divided—

AYES, 12

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NOES, 46

Senators—
Abetz       Davey       McAllister       Ryan
Antic      Duniam      McDonald      Scarr
Askew      Fawcett     McGrath      Sheldon
Ayres      Fierravanti-Wells  McMahon    Sinodinos
Bilyk      Gallacher    O’Neill       Smith, Dean
Bragg      Gallagher    O’Sullivan    Smith, Marielle
Brockman   Green        Paterson      Stoker
Cash       Hanson       Pratt        Urquhart*
Chandler   Hughes       Rennick      Van
Ciccone    Hume         Roberts       Walsh
Colbeck    Keneally    Ruston       Watt
Cormann    Kitching

* Tellers

Question negatived.

19 **Legal and Constitutional Affairs References Committee—Reference**

Senator Keneally amended business of the Senate notice of motion no. 2 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the following matter be referred to the Legal and Constitutional Affairs References Committee for inquiry and report by 16 October 2019:

The impact of changes to service delivery models on the administration and running of Government programs, with particular reference to:

(a) the privatisation of Australia’s visa and citizenship program, including:
   (i) the integrity of Australia’s visa and citizenship system,
   (ii) the commercial implications and increased costs to industry, with particular regard for the tourism and higher education sectors,
   (iii) the implications for national security, data security and privacy, and
   (iv) the risk to public sector employment – especially rural and regional employment – through service delivery model changes;

(b) Centrelink’s Robodebt compliance and outsourced debt collection program, including:
   (i) the integrity and impact of the automated debt collection processes,
   (ii) the limitations and impact of Robodebt collection methods,
   (iii) the identification of inaccurate debts – made without human oversight,
   (iv) the impact to public sector employment – especially on the capacity and adequacy of staffing level, and
   (v) the review and appeals process for debt notices;

(c) the broader outsourcing of functions in the Human Services portfolio and at the National Disability Insurance Agency, including:
   (i) the processes for contracting and tendering under the outsourcing of services,
   (ii) the impact of capped staffing numbers and the efficiency dividend at government departments/agencies,
   (iii) the future planning and preparation for the outsourcing of departmental functions,
   (iv) the impact outsourcing has on service provision, and
   (v) the impact on current public sector employment and the risks to future public sector employment;
(d) the outsourcing of security vetting services in the Australian Government Security Vetting Agency, including:

(i) the processes for contracting and tendering under the outsourcing of services,
(ii) the impact of capped staffing numbers and the efficiency dividend at government departments/agencies,
(iii) the future planning and preparation for the outsourcing of departmental functions,
(iv) the impact outsourcing has on service provision, and
(v) the impact on current public sector employment and the risks to future public sector employment; and

(e) any related matters.

Question put.

The Senate divided—

AYES, 33

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NOES, 29

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* Tellers

Question agreed to.

20 National energy policy—Tasmania

Senator Urquhart, also on behalf of Senators Brown and Bilyk, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 75—That the Senate—

(a) notes that:

(i) Tasmania, and mainland Australia, stand to reap significant benefits from the Battery of the Nation and Marinus Link projects, including lower power prices, lower carbon emissions, additional income and new jobs,
The initial feasibility study into Marinus Link concludes that the Marinus Link and related Battery of the Nation projects are only economically viable in the ‘High Emission Reduction Target’ scenario, which includes a significant increase in renewable energy investment, over a business as usual scenario over the next decade.

According to the feasibility study, under a business as usual ‘neutral’ scenario, which corresponds to the Federal Government’s approach to renewable energy investment, the Marinus Link and Battery of the Nation projects have a net cost of up to $730 million dollars, while under the High Emission Reduction Target scenario, the projects have a net benefit of up to $482 million.

The Marinus Link and Battery of the Nation projects will not go ahead unless they deliver net benefits to Tasmania and the nation.

After announcing 14 energy policies, the Federal Government still refuses to introduce any policy to support renewable energy investment to replace the 2020 Renewable Energy Target, which will be fully acquitted next year, and

Without consistent national energy policy that supports renewable energy investment, the Marinus Link and Battery of the Nation projects will not go ahead; and

(b) calls on the Federal Government to introduce a consistent national energy policy that supports renewable energy investment through the 2020s and addresses carbon emissions as well as affordability and reliability in the electricity sector, to ensure the Marinus Link and Battery of the Nation projects go ahead.

Statement by leave: The Assistant Minister for Forestry and Fisheries (Senator Duniam) and Senator Whish-Wilson, by leave, made statements relating to the motion.

Question put.

The Senate divided—

**AYES, 30**

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* Tellers
21 Australia’s visa processing system

Senator Urquhart, also on behalf of Senators Brown and Bilyk, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 76—That the Senate—

(a) notes that:

(i) the Morrison Government plans to privatise Australia’s visa processing system threatens 100 jobs in Tasmania,
(ii) under the Liberals’ plan, private providers will be given licence to run Australia’s visa system as a for-profit business,
(iii) the Liberals’ unfair plan could also lead to the loss of around 2000 jobs Australia-wide,
(iv) there could be increased visa fraud, cuts to services, and data security risks if the services are privatised,
(v) Australians do not want to see our visa system privatised, and they especially do not want to see people lose their jobs,
(vi) under the Liberals, there have been thousands of full time jobs lost across Tasmania in just the last year,
(vii) the Department of Home Affairs last year outsourced 250 departmental call centre jobs to the New Zealand company Datacom, while the Department of Human Services outsourced 250 Centrelink jobs to Serco,
(viii) visa processing times have blown out under the Abbott-Turnbull-Morrison Government,
(ix) partner visas are at record-high processing times of up to 28 months,
(x) the number of people on bridging visas in Australia – waiting for the Department of Home Affairs to process their applications – has blown out to over 229,000 people, and
(xi) the Home Affairs Minister, Mr Peter Dutton, and the Liberals, appear determined to outsource and sell off parts of Australia’s immigration system to the highest possible bidder; and

(b) calls on the Federal Government to protect the integrity of Australia’s visa processing system, and stop its plan to privatise Australia’s visa system.

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

Question put.
The Senate divided—

**AYES, 33**

Senator Ayres—

- Ayres
- Bilyk
- Brown
- Chisholm
- Ciccone
- Di Natale
- Faruqi
- Gallagher
- Gallagher

Senator Gallacher—

- Gallacher

Senator Green—

- Green
- Griff
- Hanson
- Hanson-Young
- Keneally
- Kitching
- Lambie
- McAllister

Senator McKim—

- McKim
- O’Neill
- Patrick
- Pratt
- Roberts
- Sheldon
- Siewert

Senator Smith, Marielle—

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

**NOES, 29**

Senator Abetz—

- Abetz
- Antic
- Askew
- Bragg
- Brockman
- Canavan
- Cash
- Chandler

Senator Cormann—

- Cormann
- Davey
- Duniam
- Fawcett
- Fierravanti-Wells
- Hughes

Senator McDonald—

- McDonald
- McGrath
- McMahon
- Paterson
- Reynolds
- Ruston

Senator Ryan—

- Ryan
- Scarr
- Seselja
- Sinodinos
- Stoker
- Van

Senator Scarr—

- Scarr
- Seselja
- Sinodinos
- Smith, Dean*
- Stoker
- Van

* Tellers

Question agreed to.

**22 National Road Safety Strategy**

Senator Urquhart, at the request of Senator Sterle and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 78—That the Senate—

(a) notes that:

- (i) on 8 September 2017, the Australian Government announced the commencement of an independent inquiry into the effectiveness of the National Road Safety Strategy 2011-2020 (NRSS),
- (ii) on 12 September 2018, just over a year later, the NRSS inquiry panel, headed by Professor Jeremy Woolley and Dr John Crozier, presented its report to the Australian Government at Parliament House,
- (iii) it has been almost 11 months since the Government received this report, and not enough has been done to address the 12 important recommendations within the report, and
- (iv) a failure by the Government to act on these important recommendations will result in continued loss of life and injury through road trauma incidents; and

(b) calls on the Australian Government to:

- (i) acknowledge that almost 90% of the NRSS targets will not be met by 2020,
- (ii) provide an update to the Senate on its plan to address the 12 recommendations from the inquiry into the NRSS, and
- (iii) provide a guarantee that the NRSS is being monitored and that changes will be made to reach the agreed targets if they are not on track to be met.
Statement by leave: The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

AYES, 31

Senators—

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NOES, 31

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* Tellers

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

23 Attendance of minister—Ministerial standards—Crown Resorts allegations

Senator McKim, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 82—

(1) That the Senate—

(a) notes with deep concern allegations that current members of Parliament, including ministers, pressured senior officers in the Department of Home Affairs to make it easier for certain people, including high-roller clients of Crown Resorts, to obtain visas and clear customs; and

(b) requires the Minister representing the Prime Minister (Senator Cormann) to attend the Senate immediately after motions to take note of answers on 1 August 2019, to make a statement of not more than 10 minutes detailing:

(i) whether the Prime Minister has investigated the claims made against ministers regarding Crown Resorts, which prima facie would breach the Ministerial Standards,

(ii) if the Prime Minister has not investigated these allegations, why he has not done so,

(iii) if the investigation is ongoing, what are the Terms of Reference and timelines for the investigation, and when will the findings be released, and

(iv) whether or not the Prime Minister considers that the Ministerial Standards have been breached.
(2) That at the conclusion of the Minister’s explanation, any senator may, without notice, move a motion to take note of the Minister’s explanation.

(3) That any motion under paragraph (2) may be debated for no longer than 1 hour, and have precedence over all business until determined, and senators may speak to the motion for not more than 10 minutes.

Senator Gallagher, by leave, moved the following amendments together:

Omit subparagraph (1)(a).

Subparagraph (b)(i), omit “prima facie would”, substitute “could”.

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

Main question, as amended, put.

The Senate divided—

**AYES, 33**

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**NOES, 29**

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* Tellers

Question agreed to.

24 **Committee membership**

The President informed the Senate that he had received letters nominating senators to be members of a committee.

The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, moved—That senators be appointed to the Select Committee into Jobs for the Future in Regional Areas as follows:

Senators Ayres, Chisholm, McDonald and Scarr


Question put and passed.

The President informed the Senate that he had received letters from party leaders nominating senators to fill vacancies on the Council of the National Library of Australia, the Advisory Council of the National Archives of Australia and the Parliamentary Retiring Allowances Trust.

The Assistant Minister for Forestry and Fisheries (Senator Duniam) by leave, moved—That—

(a) in accordance with the provisions of the Archives Act 1983, the Senate elect Senator Carr to be a member of the National Archives of Australia Advisory Council for a period of 3 years, on and from today, in place of former Senator Moore;

(b) in accordance with the provisions of the National Library Act 1960, Senator Bilyk be appointed to the Council of the National Library of Australia for a period of 3 years, on and from today, in place of former Senator Moore; and

(c) in accordance with the provisions of the Parliamentary Contributory Superannuation Act 1948, Senators Abetz and Carr be appointed to the Parliamentary Retiring Allowances Trust, on and from today, in place of former Senators Macdonald and Marshall.

Question put and passed.

26 Treasury Laws Amendment (Making Sure Multinationals Pay Their Fair Share of Tax in Australia and Other Measures) Bill 2019

Treasury Laws Amendment (2019 Tax Integrity and Other Measures No. 1) Bill 2019

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

Message no. 36, dated 31 July 2019—A Bill for an Act to amend the law in relation to taxation, and for related purposes.

Message no. 37, dated 1 August 2019—A Bill for an Act to amend the law relating to taxation, and for other purposes.

The Assistant Minister for Forestry and Fisheries (Senator Duniam) moved—That these bills may proceed without formalities, may be taken together and be now read a first time.

Question put and passed.

Bills read a first time.

Senator Duniam moved—That these bills be now read a second time.

Consideration of legislation: Pursuant to order, the debate was adjourned till the first day in the next period of sittings, 9 September 2019.

On the motion of Senator Duniam the debate was adjourned till the next day of sitting and the bills were listed as separate orders of the day.
27 Australian Security Intelligence Organisation Amendment (Sunsetting of Special Powers Relating to Terrorism Offences) Bill 2019

Order of the day read for the further consideration of the bill in committee of the whole.

In the committee

Consideration resumed of the bill—and of the amendment moved by Senator Keneally (see entry no. 6).

Question—That the amendment be agreed to—put.

The committee divided—

AYES, 29

- Ayres
- Bilyk
- Brown
- Chisholm*
- Ciccone
- Di Natale
- Farrell
- Faruqi
- Gallacher
- Green
- Griff
- Hanson-Young
- Keneally
- Kitching
- McAllister
- McKim
- Patrick
- Pratt
- Rice
- Sheldon
- Stewart
- Smith, Marielle
- Steele-John
- Sterle
- Urquhart
- Walsh
- Waters
- Watt
- Whish-Wilson

NOES, 30

- Abetz
- Antic
- Askew
- Bernardi
- Bragg
- Canavan
- Cash
- Chandler
- Colbeck
- Duniam
- Fawcett
- Ferravanti-Wells
- Fifield
- Hanson
- Hughes
- Hume
- Lambie
- McGrath
- McMahon
- O'Sullivan
- Paterson
- Rennick
- Reynolds
- Roberts
- Ruston
- Ryan
- Scarr
- Smith, Dean*
- Stoker
- Van

* Tellers

Question negatived.

Bill agreed to and reported without amendment.

On the motion of the Minister for Employment, Skills, Small and Family Business (Senator Cash) the report from the committee was adopted and the bill read a third time.

28 Treasury Laws Amendment (Consumer Data Right) Bill 2019

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

Debate resumed.

Document: The Assistant Minister for Superannuation, Financial Services and Financial Technology (Senator Hume) tabled the following document:

Proposed parliamentary amendments concerning consumer data rules and the deletion of personal data.
No. 11—1 August 2019

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 Senator Hume the bill was read a third time.

29 Governor-General’s opening speech—Address-in-reply
Order of the day read for the adjourned debate on the motion of Senator McDonald proposing an address-in-reply to the Governor-General’s opening speech (see entry no. 38, 22 July 2019).
Debate resumed.
At 2 pm: Debate was interrupted while Senator Stoker was speaking.

30 Questions
Questions without notice were answered.

31 Parliament House—Electronic access control system—Parliamentary privilege—Statement by President
The President made a statement relating to the primacy of parliamentary privilege in the administration of the electronic access control system and other security and information systems in Parliament House.
The Chair of the Standing Committee of Privileges (Senator O’Neill), by leave, moved—that the Senate take note of the statement.
Debate ensued.
Debate adjourned till the next day of sitting, Senator Urquhart in continuation.

32 Clerk of the House of Representatives—Mr David Elder—Retirement—Statement by President
The President made a statement relating to the impending retirement of Mr David Elder, Clerk of the House of Representatives.

33 Motions to take note of answers
Senator Watt moved—that the Senate take note of the answers given by the Minister for Families and Social Services (Senator Ruston) and the Minister for Finance (Senator Cormann) to questions without notice asked by Senators Green, Keneally and O’Neill today relating to debt compliance and the Department of Social Services.
Debate ensued.
Question put and passed.
Senator McKim moved—that the Senate take note of the answer given by the Minister for Defence (Senator Reynolds) to a question without notice asked by the Leader of the Australian Greens (Senator Di Natale), today relating to climate change.
Question put and passed.
34 Attendance of minister—Ministerial standards—Crown Resorts allegations—Explanation

Pursuant to order (see entry no. 23), the Minister representing the Prime Minister (Senator Cormann) provided an explanation concerning ministerial standards and the allegations involving Crown Resorts.

Senator McKim moved—that the Senate take note of the explanation.

Debate ensued.

Question put and passed.

35 Committee reports and government responses—Tabling and consideration

Senator Dean Smith, at the request of the Chair of the Environment and Communications Legislation Committee (Senator Fawcett), tabled the following documents:

Environment and Communications Legislation Committee—
- Budget estimates 2018-19—Additional information received between 14 November 2018 and 5 February 2019—Communications and Arts portfolio.
- Environment and Energy portfolio.
- Additional estimates 2018-19—Additional information received between 8 March and 7 June 2019—Communications and the Arts portfolio.
- Environment and Energy portfolio.
- Budget estimates 2019-20—Additional information received between 28 May and 20 June 2019—Communications and the Arts portfolio.
- Environment and Energy portfolio.

Senator Urquhart, at the request of the Chair of the Rural and Regional Affairs and Transport References Committee (Senator Sterle), tabled the following report and documents:

Rural and Regional Affairs and Transport References Committee—Provision of rescue, firefighting and emergency response at Australian airports—Report, dated August 2019, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

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

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

The Minister for Employment, Skills, Small and Family Business (Senator Cash) tabled the following document:

Community Affairs References Committee—Report—ParentsNext, including its trial and subsequent broader rollout—Government response, dated 1 August 2019.

Senator Siewert moved—that the Senate take note of the document.

Debate adjourned till the next day of sitting, Senator Siewert in continuation.
36 Department of Industry, Innovation and Science—Report by Cadence Economics—Order for production of document—Documents
The Minister for Employment, Skills, Small and Family Business (Senator Cash) tabled the following document:
Department of Industry, Innovation and Science—Report by Cadence Economics—Order of 29 July 2019—Letter from the Minister for Resources and Northern Australia (Senator Canavan) to the Clerk of the Senate (Mr Pye), dated 1 August 2019, responding to the order, and attachment.

37 Unanswered estimates questions on notice—Document
The Minister for Employment, Skills, Small and Family Business (Senator Cash) tabled the following document:
Unanswered estimates questions on notice—Resolution of 29 July 2019—Letter to the President of the Senate from the Minister for Trade, Tourism and Investment (Senator Birmingham), dated 31 July 2019.

38 Conservative Political Action Conference—Answers to questions—Document
The Minister for Employment, Skills, Small and Family Business (Senator Cash) tabled the following document:
Conservative Political Action Conference—Answers to questions—Letter to the President of the Senate from the Minister for Finance (Senator Cormann), dated 1 August 2019, providing information concerning questions without notice asked by the Leader of the Opposition in the Senate (Senator Wong) and Senator Keneally on 31 July 2019.

General business was called on.

39 Great Australian Bight Environment Protection Bill 2019
Order of the day read for the adjourned debate on the motion of Senator Hanson-Young—That this bill be now read a second time.
Debate resumed.
On the motion of Senator Ciccone, the debate was adjourned till the next day of sitting.

40 Household, Income and Labour Dynamics in Australia survey
Senator McAllister, at the request of Senator Gallagher and pursuant to notice, moved general business notice of motion no. 80—That the Senate—
(a) notes that:
   (i) the Household, Income and Labour Dynamics in Australia (HILDA) survey, released on 30 July 2019, has confirmed that Australians are worse off since the election of the Coalition Government in 2013,
   (ii) HILDA revealed real median household annual disposable income has declined from $80,208 in 2013 to $80,095 in 2017,
   (iii) wages growth has stagnated under the Coalition Government’s watch,
   (iv) when asked why wage growth was stagnating under the Coalition Government, Finance Minister Mathias Cormann said – “This is a deliberated feature of our economic architecture”, and
(v) the Coalition Government supports continued cuts to the penalty rates of
Australia’s lowest paid workers; and

(b) expresses its disappointment in the Coalition Government’s failure to pursue
policies to increase household incomes in real terms, address growing
congestion and combat increasing rates of poverty revealed by the HILDA
survey.

Debate ensued.

Question put and passed.

41 Documents—Orders of the day—Consideration

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

President’s report to the Senate on the status of government responses to
parliamentary committee reports as at 30 June 2019. Motion to take note of
document moved by Senator Urquhart. Debate adjourned till Thursday at
general business.

Universal Service Obligation—Order of 3 April 2019—Letter to the President of
the Senate from the Minister for Communications and the Arts (Senator Fifield)
responding to the order and raising public interest immunity claims. Motion to take
note of document moved by Senator Urquhart. Debate adjourned till Thursday at
general business.

Australian Law Reform Commission—Report no. 135—Family law for the future:
An inquiry into the family law system—Final and summary reports. Motion to take
note of document moved by Senator Urquhart. Debate adjourned till Thursday at
general business.

Clean Energy Regulator—2018 Annual Statement to the Parliament on the
progress towards the 2020 Large-scale Renewable Energy Target. Motion to take
note of document moved by Senator Urquhart. Debate adjourned till Thursday at
general business.

Office of the National Wind Farm Commissioner—Report for 2018. Motion to
take note of document moved by Senator Urquhart. Debate adjourned till Thursday
at general business.

Closing the Gap—Resolution of 2 April 2019—Letter to the President of the
Senate from the Premier of South Australia (Mr Marshall). Motion to take note of
document moved by Senator Urquhart. Debate adjourned till Thursday at
general business.

Crocodile management—Resolution of 12 February 2019—Letter to the President of
the Senate from the Queensland Minister for Environment and the Great Barrier
Reef (Ms Enoch). Motion to take note of document moved by Senator Urquhart. Debate adjourned till Thursday at general business.

National Rural Health Commissioner—Report for 2018. Motion of Senator
Urquhart to take note of document called on. Debate adjourned till Thursday at
general business.

Motion of Senator McKim to take note of document agreed to.

Clean Energy Regulator—Renewable Energy Target administrative report for
2018. Motion of Senator Urquhart to take note of document called on. Debate
adjourned till Thursday at general business.
Department of Home Affairs—Paladin contracts—Order of 4 July 2019—Letter to the President of the Senate from the Minister for Defence (Senator Reynolds) responding to the order; and letter to the President of the Senate from the Minister for Home Affairs (Mr Dutton), and attachment. Motion of Senator Ciccone to take note of document agreed to.


Procedure—Standing Committee—Reference—Copy of letter from the President of the Senate to the Chair of the Procedure Committee (Senator Lines), and attachments. Motion of Senator O’Neill to take note of documents agreed to.

Sydney Airport Demand Management Act 1997—Quarterly report on the maximum movement limit for Sydney Airport for the period 1 January to 31 March 2019. Motion of Senator O’Neill to take note of document called on. Debate adjourned till Thursday at general business.

Migration Act 1958—Section 486O—Assessment of detention arrangements—Commonwealth Ombudsman’s reports 4 to 6 for 2019. Motion of Senator Urquhart to take note of document agreed to.


Treaty—Bilateral—Agreement between Australia and the Oriental Republic of Uruguay on the Promotion and Protection of Investments (Canberra, 5 April 2019)—Text, together with national interest analysis and annexures. Motion of Senator Urquhart to take note of document called on. Debate adjourned till Thursday at general business.


Orders of the day nos 1, 2, 4, 5, 10 to 13, 16 to 24 relating to documents were called on but no motion was moved.

42 Committee reports and government responses—Orders of the day—Consideration

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

Economics References Committee—Regional inequality in Australia—Report. Motion to take note of report moved by Senator Urquhart. Debate adjourned till the next day of sitting.

Education and Employment References Committee—Report—The appropriateness and effectiveness of the objectives, design, implementation and evaluation of jobactive—Additional information. Motion to take note of report moved by Senator Urquhart. Debate adjourned till the next day of sitting.
No. 11—1 August 2019

Education and Employment References Committee—Report—The people behind 000: Mental health of our first responders—Additional information. Motion to take note of report moved by Senator Urquhart. Debate adjourned till the next day of sitting.

Education and Employment References Committee—Report—They never came home—The framework surrounding the prevention, investigation and prosecution of industrial deaths in Australia—Additional information. Motion to take note of report moved by Senator Urquhart. Debate adjourned till the next day of sitting.

Environment and Communications References Committee—Report—Allegations of political interference in the Australian Broadcasting Corporation—Correction. Motion to take note of report moved by Senator Urquhart. Debate adjourned till the next day of sitting.

Rural and Regional Affairs and Transport References Committee—Operation, regulation and funding of air route service delivery to rural, regional and remote communities—Report. Motion to take note of report moved by Senator Urquhart. Debate adjourned till the next day of sitting.

Environment and Communications References Committee—Report—Risks and opportunities associated with the use of the bumblebee population in Tasmania for commercial pollination purposes—Government response. Motion to take note of report moved by Senator Urquhart. Debate adjourned till the next day of sitting.

Stillbirth Research and Education—Select Committee—Government response. Motion of Senator McCarthy to take note of document debated. Debate adjourned till the next day of sitting.

Intelligence and Security—Parliamentary Joint Committee—Advisory report on the Counter-Terrorism (Temporary Exclusion Orders) Bill 2019—Government response. Motion of Senator Keneally to take note of document agreed to.

Orders of the day nos 1 to 10, 16 to 20, 22, 23 and 25 to 31 relating to committee reports and government responses were called on but no motion was moved.

43 Auditor-General’s reports—Orders of the day—Consideration

The following orders of the day relating to performance audits of the Auditor-General were considered:

Audit report no. 35 of 2018-19—Governance of the Special Broadcasting Service Corporation: Special Broadcasting Service Corporation (SBS). Motion to take note of document moved by Senator Ciccone. Debate adjourned till the next day of sitting.

Audit report no. 39 of 2018-19—The Bureau of Meteorology's delivery of extreme weather services: Bureau of Meteorology. Motion to take note of document moved by Senator Urquhart. Debate adjourned till the next day of sitting.

Audit report no. 45 of 2018-19—Coordination and targeting of domestic violence funding and actions: Department of Social Services. Motion to take note of document moved by Senator Urquhart. Debate adjourned till the next day of sitting.

Orders of the day nos 1, 2, 4 to 6, 8 to 12 and 14 to 19 relating to reports of the Auditor-General were called on but no motion was moved.
44 Leave of absence
Senator McGrath, by leave, moved—That leave of absence be granted to the following senators on account of ministerial business:
(a) Senator Birmingham for today; and
(b) Senator Payne for 31 July and 1 August 2019.
Question put and passed.

45 Road Safety—Joint Select Committee—Appointment
A message from the House of Representatives was reported proposing the appointment of a joint committee, as follows:

Message no. 38, dated 1 August 2019—Proposed Joint Select Committee on Road Safety, and transmitting for the concurrence of the Senate the following resolution:

That:

(1) a Joint Select Committee on Road Safety be appointed to inquire into and report on steps that can be taken to reduce Australia’s road accident rates, trauma and deaths on our roads;

(2) the committee present an interim report on or before 30 March 2020 and its final report on or before 31 July 2020;

(3) the committee consist of nine members, four Members of the House of Representatives to be nominated by the Government Whip or Whips, two Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any minority group or independent Member, and one Senator to be nominated by the Leader of the Government in the Senate, one Senator to be nominated by the Leader of the Opposition in the Senate, and one Senator to be nominated by any minority group or independent Senator;

(4) That:

(a) participating members may be appointed to the committee on the nomination of the Government Whip in the House of Representatives, the Opposition Whip in the House of Representatives, the Leader of the Government in the Senate, the Leader of the Opposition in the Senate or any minority party or independent Senator or Member of the House of Representatives; and

(b) participating members may participate in hearings of evidence and deliberations of the committee, and have all the rights of members of the committee, but may not vote on any question before the committee;

(5) every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives;

(6) the members of the committee hold office as a joint select committee until presentation of the committee’s final report or until the House of Representatives is dissolved or expires by effluxion of time, whichever is the earlier;
(7) the committee may proceed to the dispatch of business notwithstanding that not all members have been duly nominated and appointed and notwithstanding any vacancy;

(8) the committee elect:
   (a) a Government member as its chair; and
   (b) a non-Government member as its deputy chair who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee;

(9) at any time when the chair and deputy chair are not present at a meeting of the committee, the members present shall elect another member to act as chair at that meeting;

(10) in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, have a casting vote;

(11) three members of the committee constitute a quorum of the committee provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(12) the committee:
   (a) have power to appoint subcommittees consisting of three or more of its members, and to refer to any subcommittee any matter which the committee is empowered to examine; and
   (b) appoint the chair of each subcommittee who shall have a casting vote only;

(13) each subcommittee shall have at least one Government member of either House and one non-Government member of either House;

(14) at any time when the chair of a subcommittee is not present at a meeting of the subcommittee, the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;

(15) two members of a subcommittee constitute the quorum of that subcommittee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(16) members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;

(17) the committee or any subcommittee have power to:
   (a) call for witnesses to attend and for documents to be produced;
   (b) conduct proceedings at any place it sees fit;
   (c) sit in public or in private;
   (d) report from time to time; and
   (e) adjourn from time to time and to sit during any adjournment of the House of Representatives and the Senate;
(18) the committee or any subcommittee have power to consider and make use of the evidence and records of any former committee on related matters; and

(19) the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

The Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja), by leave, moved—That the Senate concurs with the resolution of the House of Representatives relating to the appointment of a Joint Select Committee on Road Safety.

Question put and passed.

46 Next meeting of Senate

The Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja) moved—That—

(a) the Senate, at its rising, adjourn till Monday, 9 September 2019, at 10 am, or such other time as may be fixed by the President or, in the event of the President being unavailable, by the Deputy President, and that the time of meeting so determined shall be notified to each senator; and

(b) leave of absence be granted to every member of the Senate from the end of the sitting today to the day on which the Senate next meets.

Question put and passed.

47 Adjournment

The Acting Deputy President (Senator Fierravanti-Wells) proposed the question—That the Senate do now adjourn.

Debate ensued.

The Senate adjourned at 6.58 pm till Monday, 9 September 2019 at 10 am.

48 Attendance

Present, all senators except Senators Birmingham*, Dodson*, McCarthy*, Payne* and Polley* (*on leave).

RICHARD PYE
Clerk of the Senate

Published by authority of the Senate