2013-15

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

JOURNALS OF THE SENATE

No. 95

MONDAY, 15 JUNE 2015

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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.

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]

Albury-Wodonga Development Corporation—Report for the period 1 July to 31 December 2014 [Final report].

Auditor-General—Audit reports for 2014-15—
No. 37—Performance audit—Management of Smart Centres’ Centrelink telephone services: Department of Human Services. [Received 19 May 2015]
No. 38—Performance audit—Administration of enforceable undertakings: Australian Securities and Investments Commission.
No. 39—Performance audit—Promoting compliance with superannuation guarantee obligations: Australian Taxation Office.
No. 40—Performance audit—Transport services for veterans: Department of Veterans’ Affairs.

No. 41—Performance audit—The award of funding under the Safer Streets Programme: Attorney-General’s Department.
No. 42—Performance audit—Administration of travel entitlements provided to parliamentarians: Department of Finance.
No. 43—Performance audit—Managing Australian aid to Vanuatu: Department of Foreign Affairs and Trade. [Received 5 June 2015]
No. 44—Financial statement audit—Interim phase of the audits of the financial statements of major general government sector entities for the year ending 30 June 2015. [Received 5 June 2015]
No. 45—Performance audit—Central administration of security vetting: Department of Defence. [Received 9 June 2015]
No. 46—Performance audit—Administration of the Australian Childhood Immunisation Register: Department of Human Services. [Received 9 June 2015]

No. 47—Performance audit—Verifying identity in the citizenship program: Department of Immigration and Border Protection. [Received 10 June 2015]
No. 48—Performance audit—Limited tender procurement: Australian Customs and Border Protection Service; Department of Foreign Affairs and Trade; Department of Human Services. [Received 10 June 2015]
No. 49—Performance audit—Administration of the Imported Food Inspection Scheme: Department of Agriculture. [Received 10 June 2015]
No. 50—Performance audit—Administration of the Defence Home Ownership Assistance Scheme: Department of Defence; Department of Veterans’ Affairs. [Received 10 June 2015]

Australian Electoral Commission (AEC)—2014 Western Australian Senate election—Funding and disclosure report, dated January 2015. [Received 5 June 2015]


Australian River Co. Limited—Report for the period 1 December 2013 to 30 November 2014.

Community Affairs References Committee—Report—Impacts on health of air quality in Australia—Government response, dated May 2015. [Received 21 May 2015]

Departmental and agency appointments and vacancies—Letters of advice pursuant to the order of the Senate of 24 June 2008—Additional estimates 2014-15—Environment portfolio. [Received 18 May 2015]

Budget estimates 2015-16—Agriculture portfolio. [Received 18 May 2015]
Attorney-General’s portfolio. [Received 29 May 2015]
Department of Human Services. [Received 15 May 2015]
Department of the Prime Minister and Cabinet. [Received 20 May 2015]
Department of Veterans’ Affairs. [Received 20 May 2015]
Education and Training portfolio. [Received 15 May 2015]
Environment portfolio. [Received 18 May 2015]
Finance portfolio. [Received 20 May 2015]
Foreign Affairs and Trade portfolio. [Received 20 May 2015]
Health portfolio. [Received 18 May 2015]
Immigration and Border Protection portfolio. [Received 15 May 2015]
Indigenous Affairs. [Received 19 May 2015]
Industry and Science portfolio. [Received 15 May 2015]
Office for Women. [Received 27 May 2015]
Social Services portfolio. [Received 18 May 2015]

Departmental and agency grants—Letters of advice pursuant to the order of the Senate of 24 June 2008—Additional estimates 2014-15—Department of Agriculture. [Received 15 May 2015]

Budget estimates 2015-16—Attorney-General’s portfolio. [Received 29 May 2015]
Australian Organ and Tissue Donation and Transplantation Authority. [Received 20 May 2015]
Cancer Australia. [Received 20 May 2015]
Department of Agriculture. [Received 15 May 2015]
Department of Education and Training. [Received 18 May 2015]
Department of Employment. [Received 10 June 2015]
Department of Health. [Received 20 May 2015]
Department of Human Services. [Received 15 May 2015]
Department of the Prime Minister and Cabinet. [Received 20 May 2015]
Department of Veterans’ Affairs. [Received 20 May 2015]
Finance portfolio. [Received 20 May 2015]
Foreign Affairs and Trade portfolio. [Received 20 May 2015]
Immigration and Border Protection portfolio. [Received 15 May 2015]
Indigenous Affairs. [Received 19 May 2015]
Industry and Science portfolio [2]. [Received 15 May and 2 June 2015]
National Health and Medical Research Council. [Received 20 May 2015]
Office for Women. [Received 27 May 2015]
Social Services portfolio. [Received 18 May 2015]

Environment—Protection of cetaceans—Letter to the President of the Senate from the Minister for the Environment (Mr Hunt), dated 2 June 2015, responding to the resolution of the Senate of 14 May 2015.

Estimates hearings—Unanswered questions on notice—Additional estimates 2014-15—Statements pursuant to the order of the Senate of 25 June 2014—Australian Centre for International Agricultural Research. [Received 5 June 2015]
Australian Trade Commission. [Received 15 May 2015]
Department of Defence. [Received 15 May 2015]
Department of Human Services. [Received 19 May 2015]
Department of Social Services. [Received 18 May 2015]
Department of Veterans’ Affairs. [Received 15 May 2015]
Education and Training portfolio. [Received 15 May 2015]
Foreign Affairs and Trade portfolio. [Received 20 May 2015]
Health portfolio. [Received 28 May 2015]
Immigration and Border Protection portfolio. [Received 20 May 2015]
Infrastructure and Regional Development portfolio. [Received 15 May 2015]
Special Minister of State. [Received 26 May 2015]
Treasury portfolio. [Received 3 June 2015]

Estimates of proposed expenditure for 2015-16—Portfolio budget statements—Portfolios and executive departments—Social Services portfolio—Corrigendum. [Received 10 June 2015]

Health—Mental health services—Funding—Letter to the President of the Senate from the Minister for Health (Ms Ley), dated 26 May 2015, responding to the resolution of the Senate of 18 March 2015.


Migration Act 1958—Section 486O—Assessment of detention arrangements—
Personal identifiers 1001078, 1001450, 1001572, 1001665, 1001705, 1001708, 1001722, 1001740, 1001744, 1001745, 1001806, 1001822, 1001827, 1001900, 1001913, 1001925, 1001928, 1001932, 1001937, 1001939, 1001946, 1001949, 1001952, 1001957, 1001961, 1001962, 1001965, 1001968, 1001974, 1001982, 1001990, 1001994, 1002019, 1002020, 1002041, 1002042, 1002051, 1002087, 1002092, 1002094, 1002096, 1002124, 1002143, 1002165, 1002191, 1002194 and 1002244—
Commonwealth Ombudsman’s reports, dated 27 May 2015.
Personal identifiers 1001502, 1001619, 1001630, 1001677, 1001678, 1001720, 1001725, 1001726, 1001736, 1001797, 1001814, 1001817, 1001846, 1001867, 1001936, 1001964, 1001971, 1001972, 1001987, 1001989, 1001991, 1002001, 1002025, 1002026, 1002035, 1002037, 1002039, 1002043, 1002053, 1002056, 1002078, 1002084, 1002088, 1002089, 1002112, 1002121, 1002145, 1002177, 1002226, 1002228, 1002253, 1002261, 1002294 and 1002303—Commonwealth Ombudsman’s reports, dated 3 June 2015.


Sydney Airport Demand Management Act 1997—Quarterly report on the maximum movement limit for Sydney Airport for the period 1 January to 31 March 2015.

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.]

Agricultural and Veterinary Chemicals Code Act 1994—

Agricultural and Veterinary Chemicals Code Instrument No. 4 (MRL Standard) Amendment Instrument 2015 (No. 4) [F2015L00706].


Australian Prudential Regulation Authority Act 1998—

Australian Prudential Regulation Authority (confidentiality) determinations—No. 6 of 2015 [F2015L00701].

No. 7 of 2015 [F2015L00714].

No. 8 of 2015 [F2015L00700].

No. 9 of 2015 [F2015L00734].

Australian Prudential Regulation Authority instrument fixing charges—No. 2 of 2015 [F2015L00795].

Australian Radiation Protection and Nuclear Safety (Licence Charges) Act 1998—
Australian Radiation Protection and Nuclear Safety (Licence Charges) Amendment (2015 Measures No. 1) Regulation 2015—Select Legislative Instrument 2015 No. 74 [F2015L007777].

Australian Research Council Act 2001—
Approval of Industrial Transformation Research Hubs Proposals for funding commencing in 2014—Determination No. 136.
Approval of Industrial Transformation Training Centres Proposals for funding commencing in 2015—Determination No. 135.
Funding Rules for schemes under the Linkage Program for the year 2017—ARC Centres of Excellence [F2015L00792].


Banking Act 1959—

Bankruptcy Act 1966—Bankruptcy (Fees and Remuneration) Determination 2015 [F2015L00680].


Civil Aviation Act 1988—
Civil Aviation Order 100.5 and Civil Aviation Safety Regulations 1998—Exemption — recording time-in-service; Determination — non-application of part of CAO 100.5—CASA EX90/15 [F2015L00742].
Civil Aviation Regulations 1988—
Civil Aviation Order 104.0 Amendment Instrument 2015 (No. 2) [F2015L00775].
Civil Aviation Order Repeal Instrument 2015 (No. 1) [F2015L00689].
Direction — number of cabin attendants (Capiteq Limited)—CASA 68/15 [F2015L00756].
Direction — number of cabin attendants for Airbus A320 and Fokker F100 aircraft (Virgin Australia Regional Airlines)—CASA 61/15 [F2015L00746].
Direction — number of cabin attendants – Jetstar Airways—CASA 59/15 [F2015L00748].
Direction — number of cabin attendants (National Jet Express)—CASA 63/15 [F2015L00747].
Direction — number of cabin attendants (Sunstate Airlines)—CASA 64/15 [F2015L00754].
Civil Aviation Regulations 1988 and Civil Aviation Safety Regulations 1998—Authorisation — to carry out maintenance on WHR aircraft; Exemption — to allow supervision of maintenance on WHR aircraft—CASA EX75/15 [F2015L00744].
Civil Aviation Safety Regulations 1998—
Approval — to conduct flight tests for, and to grant, sling operation endorsements and winch and rappelling operation endorsements—CASA 47/15 [F2015L00712].
Exemption — from certain low-level rating requirements—CASA EX92/15 [F2015L00741].
Exemption from paragraph 61.115 (a) — dual flight checks before solo flights—CASA EX78/15 [F2015L00711].
Exemption — operation of UAV at night and near people (Sydney Vivid Festival)—CASA EX85/15 [F2015L00720].
Exemption — requirements for authorised release certificate—CASA EX87/15 [F2015L00745].
Exemption — solo flight training using ultralight aeroplanes registered with the RAA at Archerfield Aerodrome—CASA EX80/15 [F2015L00688].
Prescription — type ratings for CASR Part 142 flight training (Edition 1) Amendment Instrument 2015 (No. 1) [F2015L00705].
Repeal of Airworthiness Directives—
CASA ADCX 006/15 [F2015L00739].
CASA ADCX 007/15 [F2015L00743].
Stabilator Spar and Attachment Brackets—AD/ROBIN/21 Amdt 3 [F2015L00782].


Commissioner of Taxation—Public Rulings—
Luxury Car Tax Determination LCTD 2015/1.
Taxation Determination TD 2015/11.

Corporations Act 2001—
ASIC Corporations (Amendment) Instrument 2015/455 [F2015L00724].
ASIC Corporations (Externally-Administered Bodies) Instrument 2015/251 [F2015L00737].
ASIC Corporations (Repeal) Instrument 2015/275 [F2015L00736].

Defence Act 1903—Section 58B—
Housing – amendment—Defence Determination 2015/22.


Do Not Call Register Act 2006—Do Not Call Register (Administration and Operation) Amendment Determination 2015 (No. 1) [F2015L00673].

Amendment of List of Exempt Native Specimens – Queensland East Coast Trochus Fishery (25 May 2015)—EPBC303DC/SFS/2015/19 [F2015L00779].
Amendment of List of Exempt Native Specimens – South Australia Lakes and Coorong Fishery (5 May 2015)—EPBC303DC/SFS/2015/14 [F2015L00707].
Amendment of List of Exempt Native Specimens – South Australian Beach-Cast Marine Algae Fishery (3 June 2015)—EPBC303DC/SFS/2015/18 [F2015L00796].
Amendment of List of Exempt Native Specimens – South Australian Scallop and Turbo Fisheries (5 May 2015)—EPBC303DC/SFS/2015/15 [F2015L00684].
Amendment of List of Exempt Native Specimens – Western Australian Specimen Shell Managed Fishery and South Australian Specimen Shell Fishery (14 May 2015)—EPBC303DC/SFS/2015/16 [F2015L00702].
Amendment of List of Exempt Native Specimens – Western Australian West Coast Rock Lobster Managed Fishery (25 May 2015)—EPBC303DC/SFS/2015/17 [F2015L00735].
Amendment to the lists of threatened species, threatened ecological communities and key threatening processes under sections 178, 181 and 183 (173) (11 May 2015) [F2015L00710].
Amendment to the lists of threatened species, threatened ecological communities and key threatening processes under sections 178, 181 and 183 (177) (14 May 2015) [F2015L00725].


Fisheries Management Act 1991—
E-Monitoring (Eastern Tuna and Billfish Fishery) Direction 2015 [F2015L00695].
E-Monitoring (Eastern Tuna and Billfish Fishery) Direction 2015 No. 2 [F2015L00732].
E-Monitoring (Southern and Eastern Scalefish and Shark Fishery) Direction 2015 [F2015L00731].
E-Monitoring (Western Tuna and Billfish Fishery) Direction 2015 [F2015L00733].
Southern and Eastern Scalefish and Shark Fishery (Closures) Direction No. 2 2015 [F2015L00730].

Great Barrier Reef Marine Park Act 1975—
  Great Barrier Reef Marine Park Amendment (Capital Dredge Spoil Dumping) Regulation 2015—Select Legislative Instrument 2015 No. 71 [F2015L00766].
  Great Barrier Reef Marine Park Amendment (Special Management Areas) Regulation 2015—Select Legislative Instrument 2015 No. 68 [F2015L00709].

Health Insurance Act 1973—
  Declaration of Quality Assurance Activities under section 124X—QAA 1/2015 [F2015L00718].
  Declarations of Quality Assurance Activity under section 124X—
    QAA 2/2015 [F2015L00716].
    QAA 3/2015 [F2015L00717].
    QAA 4/2015 [F2015L00719].

Higher Education Support Act 2003—VET Provider Approvals—
  No. 5 of 2015 [F2015L00672].
  No. 12 of 2015 [F2015L00788].


Income Tax Assessment Act 1936 and Taxation Administration Act 1953—
  Lodgment of income tax returns for the year of income ended 30 June 2015 in accordance with the Income Tax Assessment Act 1936 and the Taxation Administration Act 1953 – Department of Human Services – parents with a child support assessment [F2015L00784].


Lands Acquisition Act 1989—Declaration under section 41—8 April 2015.

Migration Act 1958—Migration Regulations 1994—
  Class of Persons (Emergency Services) 2015—IMMI 15/081 [F2015L00698].
  Class of Persons (Netball World Cup) 2015—
    IMMI 15/027 [F2015L00696].
    IMMI 15/049 [F2015L00697].
  Classes of Persons 2015—IMMI 15/026 [F2015L00708].
  Transit Passengers Who Are Eligible For A Special Purpose Visa 2015—IMMI 15/057 [F2015L00790].
National Health Act 1953—

National Health Determination under paragraph 98C(1)(b) Amendment 2015 (No. 5)—PB 49 of 2015 [F2015L00764].

National Health (Efficient Funding of Chemotherapy) Special Arrangement Amendment Instrument 2015 (No. 5)—PB 51 of 2015 [F2015L00769].

National Health (Highly specialised drugs program for hospitals) Special Arrangement Amendment Instrument 2015 (No. 6)—PB 50 of 2015 [F2015L00770].

National Health (Immunisation Program – Designated Vaccines) Variation Determination 2015 (No. 1) [F2015L00715].

National Health (Listed drugs on F1 or F2) Amendment Determination 2015 (No. 4)—PB 52 of 2015 [F2015L00755].

National Health (Listing of Pharmaceutical Benefits) Amendment Instrument 2015 (No. 5)—PB 47 of 2015 [F2015L00762].

National Health (Price and Special Patient Contribution) Amendment Determination 2015 (No. 4)—PB 48 of 2015 [F2015L00763].


Ozone Protection and Synthetic Greenhouse Gas Management Act 1989—Grant of exemptions under section 40—

Bristow Helicopters Australia Pty Ltd—No. S40E45920314.
Lloyd Helicopters Pty Ltd—No. S40E76411019.
Shortstop Jet Charter Pty Ltd—No. S40E74484475.


Private Health Insurance Act 2007—Private Health Insurance (Registration) Amendment Rules 2015 (No. 1) [F2015L00765].

Public Governance, Performance and Accountability Act 2013—

Commonwealth has acquired shares in Moorebank Intermodal Company Limited—3 June 2015.

PGPA Act (AGS Client Funds Special Account 2015 – Establishment) Determination 2015/03 [F2015L00675].


Public Service Act 1999—Non-SES employees – amendment of determination of 18 September 2013 (No. 3) [F2015L00758].
Radiocommunications Act 1992—
Radiocommunications (Digital Radio Channels — Western Australia) Plan Variation 2015 (No. 1) [F2015L00674].
Radiocommunications (Spectrum Access Charges — 3.4 GHz Band) Determination 2015 (No. 1) [F2015L00690].
Radiocommunications (Spectrum Licence Limits—Regional 1800 MHz Band) Direction 2015 [F2015L00752].
Radiocommunications (Spectrum Re-allocation—Regional 1800 MHz Band) Declaration 2015 [F2015L00753].
Radiocommunications (Trading Rules for Spectrum Licences) Amendment Determination 2015 (No. 1) [F2015L00726].
Radiocommunications (Unacceptable Levels of Interference — 2 GHz Band) Determination 2015 [F2015L00723].
Radiocommunications (Unacceptable Levels of Interference — 3.4 GHz Band) Determination 2015 [F2015L00727].
Remuneration Tribunal Act 1973—
Remuneration and Allowances for Holders of Full-Time Public Office—Remuneration Tribunal Determination 2015/07 [F2015L00685].
Social Security Act 1991—
Social Security (Disaster Recovery Allowance) (Prescribed payments) Determination 2015 [F2015L00677].
Social Security (Exempt Lump Sum) (South Australian River Murray Sustainability Irrigation Industry Improvement Program) (Agriculture) Determination 2015 [F2015L00757].
Superannuation Act 1990—
Taxation Administration Act 1953—
Lodgment of account activity statements by First Home Saver Account providers for the year ended 30 June 2015 in accordance with the Taxation Administration Act 1953 [F2015L00783].
Withholding Schedules 2015 [F2015L00750].
Therapeutic Goods Act 1989—
Medicines Advisory Statements Amendment Specification 2015 (No. 1) [F2015L00699].
Poisons Standard June 2015 [F2015L00749].

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):

Appropriations, Staffing and Security—Standing Committee—57th report—Estimates for the Department of the Senate 2015-16, dated May 2015. [Received 10 June 2015]

Economics Legislation Committee—Reserve Bank Amendment (Australian Reconstruction and Development Board) Bill 2013—Additional information. [Received 25 May 2015]

Education and Employment References Committee—Operation, regulation and funding of private vocational education and training (VET) providers in Australia—
Second interim report, dated June 2015. [Received 5 June 2015]
Additional comments by Government senators. [Received 10 June 2015]

Environment and Communications Legislation Committee—
Communications Legislation Amendment (SBS Advertising Flexibility and Other Measures) Bill 2015 [Provisions]—Report, dated May 2015, Hansard record of proceedings, additional information and submissions. [Received 29 May 2015]
Vacancy in the Representation of Queensland—Choice of Joanna Lindgren

The President informed the Senate that he had received, through the Governor-General, from the Governor of Queensland, the certificate of the choice by the Parliament of Queensland of Joanna Lindgren to fill the vacancy caused by the resignation of Senator Mason.
The President tabled the certificate as follows:

Government House
Queensland

His Excellency General the Honourable Sir Peter Cosgrove AK, MC (Retd)
Governor-General of Australia
Government House
CANBERRA ACT 2600

Your Excellency

I have the honour to inform you that I, Paul de Jersey, the Governor of the State of Queensland in the Commonwealth of Australia, in accordance with the provisions of Section 15 of the Constitution of the Commonwealth of Australia, do hereby certify that Ms Joanna Lindgren of Jimboomba, Queensland was chosen on the Twenty-First day of May, 2015, by the Legislative Assembly of Queensland to hold the place in the Senate of the Parliament of the Commonwealth, rendered vacant through the resignation of Senator Brett Mason.

Yours sincerely
Paul de Jersey
Governor
22 May 2015.

Senator sworn: Senator Lindgren, pursuant to the Constitution of the Commonwealth of Australia, then made and subscribed the oath of allegiance at the table.

5 TAX LAWS AMENDMENT (SMALL BUSINESS MEASURES NO. 1) BILL 2015
TAX LAWS AMENDMENT (SMALL BUSINESS MEASURES NO. 2) BILL 2015

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

Message no. 367, dated 4 June 2015—A Bill for an Act to amend the law relating to taxation, and for related purposes.
Message no. 368, dated 4 June 2015—A Bill for an Act to amend the law relating to taxation, and for related purposes.

The Minister for Finance (Senator Cormann) 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 Cormann moved—That these bills be now read a second time.

Debate ensued.

Declaration of interest: Senator Whish-Wilson declared an interest in relation to the bills.

Debate continued.

Question put and passed.

Bills read a second time.

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

Bills, taken together and as a whole by leave, debated and agreed to.

Bills to be reported without amendment.

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

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


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

Message no. 364, dated 1 June 2015—A Bill for an Act to amend the law relating to superannuation, and for related purposes.

The Minister for Finance (Senator Cormann) 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 Cormann moved—That this bill be now read a second time.

Debate ensued.

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.

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

Schedule 2, item 11, page 29 (after line 30), after subitem (3), insert:

(3A) Sections 26 and 27 of the Public Service Act 1999 apply in relation to the person as if:

(a) the person were an APS employee in an Agency (within the meanings of that Act); and

(b) CSC were the Agency referred to in paragraph (a); and

(c) the chief executive officer (however described) of CSC were the Agency Head of the Agency referred to in paragraph (a).

(3B) For the purpose of filling a vacancy that exists in an Agency (within the meaning of the Public Service Act 1999):

(a) the person is taken to be an APS employee in an Agency (within the meanings of that Act); and

(b) CSC is taken to be the Agency referred to in paragraph (a).
(3C) Subitems (3A) and (3B) have effect in relation to the person:
   (a) for the relevant period; and
   (b) while the person remains employed by CSC (whether or not the person has been identified by CSC as excess or potentially excess); and
   (c) as if the person continued to have the classification and category of APS employment that the person had immediately before commencement.

(3D) If a person moves to an Agency under section 26 or 27 of the Public Service Act 1999 (as those sections apply under subitem (3A)), the person is taken to be engaged under section 22 of that Act by the Agency Head of that Agency, on behalf of the Commonwealth, as an APS employee in that Agency (within the meanings of the Public Service Act 1999).

(3E) In this item:
   relevant period, means:
   (a) in relation to the application of subitem (3A)—the period of 3 years from commencement; and
   (b) in relation to the application of subitem (3B)—whichever of the following periods ends earlier:
      (i) the period of 3 years from commencement;
      (ii) the period beginning on commencement and ending on the day on which clause 2.9A of the Australian Public Service Commissioner’s Directions 2013 (as in force at commencement) is modified or revoked so as to remove the restriction on notification of vacancies as being open only to persons who are APS employees.

Bill, as amended, agreed to.
Bill to be reported with an amendment.

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

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

7 BUSINESS SERVICES WAGE ASSESSMENT TOOL PAYMENT SCHEME BILL 2014
BUSINESS SERVICES WAGE ASSESSMENT TOOL PAYMENT SCHEME (CONSEQUENTIAL AMENDMENTS) BILL 2014

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

In the committee
Pursuant to order (see entry no. 13, 17 March 2015), consideration resumed of the bills in the form in which they stood immediately prior to their being negatived in committee on 24 November 2014 (see entries nos 8 and 42, 24 November 2014).
Bills taken together and as a whole by leave.
**Explanatory memorandum:** The Assistant Minister for Social Services (Senator Fifield) tabled a further supplementary explanatory memorandum relating to the government amendments to be moved to the Business Services Wage Assessment Tool Payment Scheme Bill 2014.

On the motion of Senator Fifield the following amendments in respect of the Business Services Wage Assessment Tool Payment Scheme Bill 2014, taken together by leave, were debated and agreed to:

- **Clause 3**, page 2 (line 10), as amended, omit “1 July 2015”, substitute “1 May 2016”.
- **Clause 12**, page 11 (line 7), as amended, omit “1 July 2015”, substitute “1 May 2016”.
- **Clause 13**, page 13 (line 5), as amended, omit “1 July 2015”, substitute “1 May 2016”.
- **Clause 13**, page 13 (line 15), as amended, omit “1 July 2015”, substitute “1 May 2016”.
- **Clause 14**, page 13 (line 21), as amended, omit “1 July 2015”, substitute “1 May 2016”.
- **Clause 16**, page 14 (line 11), as amended, omit “1 July 2015”, substitute “1 May 2016”.
- **Clause 3**, page 2 (line 8), omit “1 December 2015”, substitute “1 December 2016”.
- **Clause 3**, page 3 (line 1), omit “1 September 2016”, substitute “1 September 2017”.
- **Clause 3**, page 3 (line 3), omit “31 December 2016”, substitute “31 December 2017”.

Page 3 (before line 7), before clause 4, insert:

**3B Principles for nominees**

This Act and the rules are intended to reflect, in relation to nominees, the following principles:

(a) all adults have an equal right to make decisions that affect their lives and to have those decisions respected;

(b) persons who require support in decision-making must be provided with access to the support necessary for them to make, communicate and participate in decisions that affect their lives;

(c) the will, preferences and rights of persons who may require decision-making support must direct decisions that affect their lives;

(d) laws and legal frameworks must contain appropriate and effective safeguards in relation to interventions for persons who may require decision-making support, including to prevent abuse and undue influence.

**Note:** The safeguards referred to in paragraph (d) are provided in this Act (see for example section 54) and the rules.
Clause 12, page 11 (line 6), omit “1 December 2015”, substitute “1 December 2016”.
Clause 12, page 11 (line 9), omit “1 December 2015”, substitute “1 December 2016”.
Clause 12, page 12 (line 3), omit “2016”, substitute “2017”.
Clause 12, page 12 (line 4), omit “1 September 2016”, substitute “1 September 2017”.
Clause 12, page 12 (line 6), omit “1 December 2016”, substitute “1 December 2017”.
Clause 12, page 12 (lines 7 and 8), omit “31 December 2016”, substitute “31 December 2017”.
Clause 15, page 13 (line 26), omit “1 July 2014”, substitute “1 July 2015”.
Clause 15, page 13 (line 27), omit “30 November 2015”, substitute “30 November 2016”.
Clause 15, page 14 (line 4), omit “1 December 2015”, substitute “1 December 2016”.
Clause 16, page 14 (line 12), omit “1 December 2015”, substitute “1 December 2016”.
Clause 18, page 15 (line 27), omit “1 December 2015”, substitute “1 December 2016”.
Clause 21, page 18 (line 27), omit “1 September 2016”, substitute “1 September 2017”.
Clause 21, page 18 (line 30), omit “1 December 2016”, substitute “1 December 2017”.
Clause 22, page 19 (line 13), omit “31 December 2016”, substitute “31 December 2017”.
Clause 22, page 19 (line 15), omit “30 November 2016”, substitute “30 November 2017”.
Clause 38, page 30 (line 11), omit “1 January 2017”, substitute “1 January 2018”.
Clause 102, page 65 (line 14), before “The”, insert “(1)”.
Clause 102, page 65 (after line 19), at the end of the clause, add:

(2) To avoid doubt, the rules may not do the following:
   (a) create an offence or civil penalty;
   (b) provide powers of:
      (i) arrest or detention; or
      (ii) entry, search or seizure;
   (c) impose a tax;
   (d) set an amount to be appropriated from the Consolidated Revenue Fund under an appropriation in this Act;
   (e) amend this Act.

(3) However, to avoid doubt, rules that make provision in relation to:
   (a) the payment amount for a person; or
   (b) amounts of remuneration or allowances for the purposes of subsection 27(4); or
   (c) amounts of costs, expenses or other obligations for the purposes of paragraph 98A(1)(e);
are not to be taken to set an amount to be appropriated from the Consolidated Revenue Fund under an appropriation in this Act for the purposes of paragraph (2)(d) of this section.

Senator Moore moved the following amendments and requests for amendments in respect of the Business Services Wage Assessment Tool Payment Scheme Bill 2014 together by leave:

Amendments:

Clause 3, page 2 (lines 21 to 27), omit all the words from and including “accepts the offer” to and including “continue unchanged”, substitute “accepts the offer, the Secretary will make the payment to the person”.

Clause 67, page 47 (line 12), omit “where an amount is wrongly paid to a person, the amount”, substitute “an amount”.

Clause 67, page 47 (line 15), omit “the person”, substitute “a person”.

Requests:

That the House of Representatives be requested to make the following amendments:

Clause 4, page 3 (line 14), omit “matter referred to in subsection 10(2)”, substitute “possible ground for compensation”.

Clause 4, page 3 (line 17), omit “matter referred to in subsection 10(2)”, substitute “possible ground for compensation”.

Clause 4, page 4 (lines 14 and 15), omit the definition of group member.

Clause 4, page 5 (after line 1), after the definition of payment amount, insert:

possible ground for compensation has the meaning given by section 10.

Clause 4, page 5 (lines 9 and 10), omit the definition of relevant representative proceeding.

Clause 4, page 5 (lines 11 and 12), omit the definition of representative party.

Clause 4, page 5 (lines 13 and 14), omit the definition of representative proceeding.

Clause 5, page 6 (line 7), omit “person;”, substitute “person.”.

Clause 5, page 6 (line 8), omit paragraph (c).

Clause 9, page 8 (line 23) to page 9 (line 23), omit the clause.

Heading to clause 10, page 9 (line 24), omit the heading, substitute:

10 Possible ground for compensation

Clause 10, page 9 (lines 25 to 34), omit subclause (1).

Clause 10, page 10 (lines 1 to 3), omit “(2) The matters are the following, to the extent to which they relate to the use of a BSWAT assessment to work out a minimum wage payable to a person”, substitute “Each of the following matters is a possible ground for compensation for a person, to the extent to which it relates to the use of a BSWAT assessment to work out a minimum wage payable to the person”.

Clause 19, page 17 (line 8), omit “involve;”, substitute “involve.”.

Clause 19, page 17 (line 9), omit paragraph (2)(j).

Clause 38, page 30 (line 16), omit “person; and”, substitute “person.”.
Clause 38, page 30 (lines 17 and 18), omit subparagraph (c)(iii).
Clause 38, page 30 (lines 19 to 21), omit the note.
Clause 98, page 64 (lines 19 and 20), omit “matter referred to in subsection 10(2)”, substitute “possible ground for compensation”.

Debate ensued.

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

The committee divided—

AYES, 33

Senator—

Bilyk Gallacher McAllister Rice
Brown Gallacher McEwen Siewert
Bullock Hanson-Young McLucas Singh
Cameron Ketter Milne Sterle
Carr Lambie Moore Urquhart (Teller)
Collins Limes O’Neill Waters
Conroy Ludlam Polley Whish-Wilson
Dastyari Marshall Rhiannon Wright
Di Natale

NOES, 37

Senator—

Back Fawcett (Teller) McGrath Ruston
Bernardi Ferrarvanti-Wells McKenzie Ryan
Birmingham Fifield Muir Scullion
Bushby Johnston Nash Seselja
Canavan Lazarus O’Sullivan Sinodinos
Cash Leyonhjelm Parry Smith
Colbeck Lindgren Payne Wang
Cormann Macdonald Reynolds Williams
Day Madigan Ronaldson Xenophon
Edwards

Question negatived.

Question—That the Business Services Wage Assessment Tool Payment Scheme Bill 2014, as amended, be agreed to, subject to requests—divided, at the request of Senator Moore, in respect of clause 39.

Question—That clause 39 stand as printed—put.

The committee divided—

AYES, 38

Senator—

Back Fawcett (Teller) McGrath Ruston
Bernardi Ferrarvanti-Wells McKenzie Ryan
Birmingham Fifield Muir Scullion
Bushby Heffernan Nash Seselja
Canavan Johnston O’Sullivan Sinodinos
Cash Lazarus Parry Smith
Colbeck Leyonhjelm Payne Wang
Cormann Lindgren Reynolds Williams
Day Macdonald Ronaldson Xenophon
Edwards Madigan
Clause agreed to.

The Business Services Wage Assessment Tool Payment Scheme Bill 2014, as amended, agreed to, subject to requests, and the Business Services Wage Assessment Tool Payment Scheme (Consequential Amendments) Bill 2014 agreed to.

The Business Services Wage Assessment Tool Payment Scheme Bill 2014 to be reported with amendments and requests for amendments and the Business Services Wage Assessment Tool Payment Scheme (Consequential Amendments) Bill 2014 to be reported without amendment.

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

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

Senator Fifield moved—That the Business Services Wage Assessment Tool Payment Scheme (Consequential Amendments) Bill 2014 be now read a third time.

Question put.

The Senate divided—

AYES, 37

Senator—

8 **Renewable Energy (Electricity) Amendment Bill 2015**

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


The Parliamentary Secretary to the Attorney-General (Senator Fierravanti-Wells) 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 Fierravanti-Wells moved—That this bill be now read a second time.

Debate ensued.

At 2 pm: Debate was interrupted.

9 **Ministry and Ministerial Arrangements—Document**

The Acting Leader of the Government in the Senate (Senator Brandis) tabled a document showing all members of the Abbott Ministry and ministerial representation, dated 28 May 2015.

10 **Questions**

Questions without notice were answered.

11 **Motions to Take Note of Answers**

Senator Collins moved—That the Senate take note of the answers given by the Attorney-General (Senator Brandis) to questions without notice asked by Opposition senators today.

Debate ensued.

Question put and passed.

The Leader of the Australian Greens (Senator Di Natale) moved—That the Senate take note of the answer given by the Attorney-General (Senator Brandis) to a question without notice asked by Senator Di Natale today relating to recent media reports concerning people smugglers.

Question put and passed.
12 DEATH OF FORMER MEMBER THE HONOURABLE LESLIE ROYSTON JOHNSON, AM

The Deputy President (Senator Marshall) informed the Senate of the death, on 26 May 2015, of the Honourable Leslie Royston Johnson, AM, a former minister and member of the House of Representatives for the division of Hughes from 1955 to 1966 and from 1969 to 1984.

The Acting Leader of the Government in the Senate (Senator Brandis), by leave, moved—That the Senate records its deep regret at the death, on 26 May 2015, of the Honourable Leslie Royston Johnson, AM, former minister and member for Hughes, places on record its appreciation of his long and highly distinguished service to the nation and tenders its profound sympathy to his family in their bereavement.

The motion was supported and all senators present stood in silence—

Question passed.

13 NOTICES


Senator O’Sullivan: To move on the next day of sitting—That the Senate—

(a) recognises and applauds the work of the Federal Government’s community consultation process in delivering clear and practical country of origin labelling rules; and

(b) further recognises that Australian produce and food processing is of a world class standard, and that these labelling rules are an important step in making it easier for consumers to identify locally grown and processed food. (general business notice of motion no. 721)

The Assistant Minister for Social Services (Senator Fifield): To move on the next day of sitting—That consideration of the business before the Senate on Tuesday, 11 August 2015 be interrupted at approximately 5 pm, but not so as to interrupt a senator speaking, to enable Senator Lindgren to make her first speech without any question before the chair.

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:

(a) Monday, 10 August 2015;
(b) Monday, 17 August 2015;
(c) Monday, 7 September 2015;
(d) Monday, 14 September 2015;
(e) Monday, 12 October 2015;
(f) Monday, 9 November 2015;
(g) Monday, 23 November 2015; and
(h) Monday, 30 November 2015. (general business notice of motion no. 722)
Senator Ludlam: To move on the next day of sitting—That the Senate—
(a) notes that:
(i) the United States (US) Court of Appeals ruled in May 2015 that the bulk collection of telecommunications metadata by US Government agencies was unlawful, and
(ii) this case was filed following revelations by Mr Edward Snowden disclosing the scope of US Government surveillance programs; and
(b) recognises:
(i) the critical work that Mr Snowden has carried out in exposing unlawful surveillance programs in the US and its ‘Five Eyes’ allies, and
(ii) that Australians and the global community have legitimate and ongoing concerns about the erosion of privacy caused by the unchecked growth of government electronic surveillance programs. (general business notice of motion no. 723)
Senator Collins: To move on the next day of sitting—That the following matter be referred to the Legal and Constitutional Affairs References Committee for inquiry and report by 25 June 2015:
The handling of a letter sent by Mr Man Haron Monis to the Attorney-General, dated 7 October 2014, and the evidence provided during the Budget estimates, including the subsequent correction of that evidence, with particular reference to:
(a) the details of the internal inquiry conducted by the Secretary of the Attorney-General’s Department, Mr Chris Moraitis, following the discovery that incorrect evidence had been provided and any subsequent changes made to administrative practices between the department and the Attorney-General’s office;
(b) the consideration given by the Joint Commonwealth and New South Wales review team to the correspondence sent by Mr Monis to various members of Parliament and other relevant documents and the basis for the assertion by Mr Thawley that the correspondence would make no difference to the findings of the review; and
(c) what, if any, changes were made to procedures for the handling of incoming correspondence to the Attorney-General’s Department and the Attorney-General’s office following the raising of the national terrorism public alert level to ‘High’ on 12 September 2014.
Senators Collins and Ludlam: To move on the next day of sitting—That the following matters be referred to the Legal and Constitutional Affairs References Committee for inquiry and report by 15 September 2015:
(a) the impact of the 2014 and 2015 Commonwealth Budget decisions on the arts; and
(b) the suitability and appropriateness of the establishment of a National Programme for Excellence in the Arts, to be administered by the Ministry for the Arts, with particular reference to:
(i) the effect on funding arrangements for:
   (A) small to medium arts organisations,
   (B) individual artists,
   (C) young and emerging artists,
   (D) the Australia Council,
   (E) private sector funding of the arts, and
(F) state and territory programs of support to the arts,
(ii) protection of freedom of artistic expression and prevention of political influence,
(iii) access to a diversity of quality arts and cultural experiences,
(iv) the funding criteria and implementation processes to be applied to the program,
(v) implications of any duplication of administration and resourcing, and
(vi) any related matter.

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

(a) there be laid on the table by the Assistant Minister for Immigration and Border Protection, by 3 pm on 17 June 2015, all documents containing information pertaining to:

(i) any money paid to anyone on board a vessel en route to Australia or New Zealand by any Customs, Immigration, Australian Secret Intelligence Service (ASIS) or other Commonwealth officer from September 2013 to date, and

(ii) the facilitation or authorisation of the payment of any money to anyone on board a vessel en route to Australia or New Zealand by any Customs, Immigration, ASIS or other Commonwealth officer from September 2013 to date, and

in relation to any such payment, a document containing information pertaining to the details of the interception of the vessel, the amount of money paid, to whom and for what purpose; and

(b) there be laid on the table by the Assistant Minister for Immigration and Border Protection, by 3 pm on 17 June 2015, any documents produced by the office of the Minister for Immigration and Border Protection, the Department of Immigration and Border Protection, ASIS or the Australian Customs and Border Protection Service regarding:

(i) the interception of a vessel en route to Australia or New Zealand in May 2015,

(ii) any orders to turn back or take back that vessel, its passengers or crew, and

(iii) any payments made to the vessel’s captain, crew or passengers. (general business notice of motion no. 724)

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

(a) commiserates with the 440 workers who will lose their jobs at the Leigh Creek coal mine and Port Augusta coal-fired power stations, which are flagged for closure by 2018;

(b) recognises the outstanding leadership of the Repower Port Augusta Alliance and the Port Augusta City Council in working with the community to advocate for solar thermal to replace the outdated coal power stations;

(c) acknowledges that solar thermal presents great employment opportunities, as well as economic, health and environmental benefits for the Port Augusta community; and

(d) calls on the Federal and South Australian governments to assist the Port Augusta community in transitioning to a clean energy future, providing jobs and security for the region. (general business notice of motion no. 725)
The Leader of the Opposition in the Senate (Senator Wong): To move on the next day of sitting—That the Senate—

(a) notes that:
(i) the Government’s plans to abolish the Australian Charities and Not-for-profits Commission are creating uncertainty in the charities sector and leading to high staff turnover within the Commission, and
(ii) the Minister for Social Services (Mr Morrison) has admitted he has no immediate plans to progress the legislation to give effect to the abolition of the Commission; and

(b) calls on the Government to withdraw the Australian Charities and Not-for-profits Commission (Repeal) (No. 1) Bill 2014 to provide certainty to Australia’s charities. (general business notice of motion no. 726)


14 LEAVE OF ABSENCE
Senator Bushby, by leave, moved—That leave of absence be granted to Senator Abetz from 15 to 18 June 2015, for personal reasons.
Question put and passed.

15 PRIVATE SENATORS’ BILLS—CONSIDERATION
The Assistant Minister for Social Services (Senator Fifield) moved—That general business order of the day no. 63 (Freedom of Information Amendment (Requests and Reasons) Bill 2015) be considered on Thursday, 18 June 2015 under the temporary order relating to the consideration of private senators’ bills.
Question put and passed.

16 LEAVE OF ABSENCE
Senator McEwen, by leave, moved—That leave of absence be granted to Senator Peris for today, for personal reasons.
Question put and passed.

17 POSTPONEMENTS
Business was postponed as follows:

Business of the Senate notice of motion no. 1 standing in the name of Senator Leyonhjelm for today, proposing the disallowance of the Amendment to List of CITES Species, Declaration of a stricter domestic measure, postponed till 12 August 2015.

Business of the Senate notice of motion no. 2 standing in the name of Senator Rice for today, proposing a reference to the Education and Employment References Committee, postponed till 18 August 2015.

General business notice of motion no. 674 standing in the names of Senators Rice and Rhiannon for 16 June 2015, proposing the introduction of the Automotive Transformation Scheme Amendment (Sustainable Jobs in the Auto Component Industry) Bill 2015, postponed till 17 August 2015.
18 **COMMITTEES—EXTENSIONS OF TIME TO REPORT**

The following committees were granted extensions of time to report:

- Community Affairs Legislation Committee—
  Social Services Legislation Amendment (Fair and Sustainable Pensions) Bill 2015 [Provisions], extended to 22 June 2015.
  Social Services Legislation Amendment (Youth Employment and Other Measures) Bill 2015 [Provisions], extended to 11 August 2015.


- Economics References Committee—
  Australia’s innovation system, extended to 15 October 2015.
  Corporate tax avoidance, extended to 13 August 2015.

- Finance and Public Administration Legislation Committee—Department of Parliamentary Services, extended to 17 September 2015.

- Finance and Public Administration References Committee—
  Violence against women, extended to 20 August 2015.

- Foreign Affairs, Defence and Trade Legislation Committee—International Aid (Promoting Gender Equality) Bill 2015, extended to 17 August 2015.

- Foreign Affairs, Defence and Trade References Committee—Commonwealth’s treaty-making process, extended to 25 June 2015.

- Legal and Constitutional Affairs Legislation Committee—

Senator McEwen, by leave and at the request of the Chair of the Select Committee on the Recent Allegations relating to Conditions and Circumstances at the Regional Processing Centre in Nauru (Senator Gallacher), moved—That the time for the presentation of the report of the Select Committee on the Recent Allegations relating to Conditions and Circumstances at the Regional Processing Centre in Nauru be extended to 31 July 2015.

Question put and passed.

19 **ROUTINE OF BUSINESS—VARIATION—FIRST SPEECH**

The Assistant Minister for Social Services (Senator Fifield), pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 1—That consideration of the business before the Senate on Wednesday, 24 June 2015 be interrupted at approximately 5 pm, but not so as to interrupt a senator speaking, to enable Senator McAllister to make her first speech without any question before the chair.

Question put and passed.
20 **HISTORICAL EVENTS—MAGNA CARTA—800TH ANNIVERSARY**

Senator Smith, also on behalf of Senators Bullock, Wright, Day and Bernardi, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 720—That the Senate—

(a) notes that:
   (i) 15 June 2015 is the 800th anniversary of the sealing of the Magna Carta by King John of England, and
   (ii) the enduring legacy of the Magna Carta has been its statement of basic rights and liberties of people under law; and

(b) affirms the Magna Carta’s place as a foundation stone of the rule of law in Australia and its constitutional legacy for democratic societies around the world.

Question put and passed.

*Statement by leave*: Senator Wright, by leave, made a statement relating to the motion.

21 **PRIMARY INDUSTRIES—SUSTAINABLE FOREST INDUSTRY**

Senator O’Sullivan, also on behalf of Senator Muir, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 719—That the Senate—

(a) acknowledges the valuable contribution of the sustainable forest industry to Australia’s economy as the industry generates over $20 billion of economic turnover each year and employs over 70,000 people;

(b) recognises the important work conducted by the Forest and Forest Industry Market Development Mission to Japan and China to promote Australia’s sustainable forest industry as the sustainable building material of the 21st century; and

(c) condemns the misinformation spread by radical environmental non-governmental organisations that has resulted in sustainable Australian product being replaced by timber from less sustainable forests damaging our economy, employment and the environment.

*Statement by leave*: Senator Moore, by leave, made a statement relating to the motion.

Question put.

The Senate divided—

**AYES, 34**

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NOES, 30

Senators—

Bilyk  Gallacher  Milne  Singh
Brown  Hanson-Young  Moore  Sterle
Bullock  Ketter  O’Neill  Urquhart
Cameron  Lanes  Polley  Waters
Collins  Ludlam  Rhiannon  Whish-Wilson
Conroy  Marshall  Rice  Wong
Di Natale  McAllister  Siewert  Wright
Gallacher  McEwen (Teller)

Question agreed to.

22 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—LAW AND JUSTICE—RACIAL DISCRIMINATION ACT 1975—40TH ANNIVERSARY
The Deputy President (Senator Marshall) informed the Senate that Senator Moore had proposed that the following matter of public importance be submitted to the Senate for discussion:


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

23 DOCUMENTS—Consideration
The following documents tabled earlier today (see entry no. 2) were considered:

Health—Mental health services—Funding—Letter to the President of the Senate from the Minister for Health (Ms Ley) responding to the resolution of the Senate of 18 March 2015. Motion to take note of document moved by Senator Wright and agreed to.

Environment—Protection of cetaceans—Letter to the President of the Senate from the Minister for the Environment (Mr Hunt) responding to the resolution of the Senate of 14 May 2015. Motion to take note of document moved by Senator Whish-Wilson and agreed to.


24 NORFOLK ISLAND—Self-Government—Norfolk Island Legislative Assembly—Remonstrance—Document
The Acting Deputy President (Senator Smith) tabled the following document:


25 COMMITTEE MEMBERSHIP
The Acting Deputy President (Senator Smith) informed the Senate that the President had received letters requesting changes in the membership of committees.

The Minister for Human Services (Senator Payne), by leave, moved—that senators be discharged from and appointed to committees as follows:

Abbott Government’s Budget Cuts—Select Committee—
Discharged—Senator Di Natale
Appointed—Senator Whish-Wilson
Community Affairs Legislation and References Committees—
Discharged—Senator Reynolds
Appointed—Senator Lindgren

Education and Employment Legislation Committee—
Appointed—
   Senator Johnston
   Substitute member: Senator Rice to replace Senator Rhiannon for the
   committee’s inquiry into the provisions of the Fair Work (Registered
   Organisations) Amendment Bill 2014 [No. 2]
   Participating member: Senator Rhiannon

National Disability Insurance Scheme—Joint Standing Committee—
Discharged—Senator Canavan
Appointed—Senator Lindgren

Publications—Standing Committee—
Discharged—Senator Bernardi
Appointed—Senator Lindgren.

Question put and passed.

26 LAW ENFORCEMENT LEGISLATION AMENDMENT (POWERS) BILL 2015
A message from the House of Representatives was reported transmitting for the
concurrence of the Senate the following bill:
   relating to the criminal law or law enforcement, and for related purposes.
The Minister for Human Services (Senator Payne) 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 Payne moved—That this bill be now read a second time.
Consideration of legislation: Pursuant to order, the debate was adjourned and the
resumption of the debate made an order of the day for the day fixed for the Legal and
Constitutional Affairs Legislation Committee to report on the bill, 18 June 2015.

27 SAFETY, REHABILITATION AND COMPENSATION AMENDMENT (IMPROVING THE
COMCARE SCHEME) BILL 2015
TAX AND SUPERANNUATION LAWS AMENDMENT (EMPLOYEE SHARE SCHEMES)
BILL 2015
Messages from the House of Representatives were reported transmitting for the
concurrence of the Senate the following bills:
   Message no. 365, dated 2 June 2015—A Bill for an Act to amend the Safety,
   Rehabilitation and Compensation Act 1988, and for other purposes.
   Message no. 359, dated 28 May 2015—A Bill for an Act to amend the law relating
to taxation, and for related purposes.
The Minister for Human Services (Senator Payne) 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 Payne moved—that these bills be now read a second time.

Consideration of legislation: Pursuant to order, the debate was adjourned and the resumption of the debate made an order of the day for the day fixed for committees to report on the bills, 16 June 2015.

Senator Payne moved—that the bills be listed on the Notice Paper as separate orders of the day.

Question put and passed.

28 Communications Legislation Amendment (SBS Advertising Flexibility and Other Measures) Bill 2015
Defence Legislation (Enhancement of Military Justice) Bill 2015
Social Services Legislation Amendment Bill 2015
Tax and Superannuation Laws Amendment (Medicare Levy and Medicare Levy Surcharge) Bill 2015

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

- Message no. 360, dated 28 May 2015—A Bill for an Act to amend legislation relating to defence, and for other purposes.
- Message no. 369, dated 4 June 2015—A Bill for an Act to amend the law relating to taxation, and for related purposes.

The Minister for Human Services (Senator Payne) 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 Payne moved—that these bills be now read a second time.

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

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

Question put and passed.

29 Judiciary Amendment Bill 2015
National Water Commission (Abolition) Bill 2015

Messages from the House of Representatives were reported agreeing to the following bills without amendment:

30 **SEAFARERS REHABILITATION AND COMPENSATION AND OTHER LEGISLATION AMENDMENT BILL 2015**

A message from the House of Representatives was reported agreeing to the amendments made by the Senate to the following bill:


31 **CORPORATIONS AND FINANCIAL SERVICES—JOINT STATUTORY COMMITTEE—REFERENCE**

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


32 **COMMITTEE MEMBERSHIP**

A message from the House of Representatives was reported informing the Senate of a change in the membership of the Parliamentary Joint Committee on Human Rights, as follows:


33 **GOVERNOR-GENERAL’S MESSAGES—ASSENT TO LAWS**

Messages from His Excellency the Governor-General were reported, informing the Senate that he had assented to the following laws:

20 May 2015—Messages Nos—

16—


17—

Customs Amendment (Anti-dumping Measures) Act (No. 1) 2015 (Act No. 42, 2015)
Customs Tariff (Anti-Dumping) Amendment Act 2015 (Act No. 43, 2015)

18—


26 May 2015—Messages Nos—

19—

Quarantine Charges (Imposition—Customs) Amendment Act 2015 (Act No. 47, 2015)
Quarantine Charges (Imposition—Excise) Amendment Act 2015 (Act No. 48, 2015)
20—
  Health Insurance (Approved Pathology Specimen Collection Centres) Tax Amendment (Norfolk Island) Act 2015 (Act No. 50, 2015)
  Seafarers Rehabilitation and Compensation and Other Legislation Amendment Act 2015 (Act No. 51, 2015)

21—
  Health and Other Services (Compensation) Care Charges Amendment (Norfolk Island) Act 2015 (Act No. 54, 2015)

22—
  Private Health Insurance (Risk Equalisation Levy) Amendment (Norfolk Island) Act 2015 (Act No. 56, 2015)

23—
  Health Insurance (Pathology) (Fees) Amendment (Norfolk Island) Act 2015 (Act No. 58, 2015)


34 FINANCE AND PUBLIC ADMINISTRATION LEGISLATION COMMITTEE—REPORT—OMNIBUS REPEAL DAY (AUTUMN 2015) BILL 2015
Pursuant to order, Senator Fawcett, at the request of the Chair of the Finance and Public Administration Legislation Committee (Senator Bernardi), tabled the following report and document:


Report ordered to be printed on the motion of Senator Fawcett.

35 COMMUNITY AFFAIRS LEGISLATION COMMITTEE—REPORT—SOCIAL SERVICES LEGISLATION AMENDMENT BILL 2015
Pursuant to order, Senator Fawcett, at the request of the Chair of the Community Affairs Legislation Committee (Senator Seselja), tabled the following report and documents:


Report ordered to be printed on the motion of Senator Fawcett.
36 **ECONOMICS LEGISLATION COMMITTEE—REPORT—TAX AND SUPERANNUATION LAWS AMENDMENT (2015 MEASURES NO. 1) BILL 2015**

Pursuant to order, Senator Fawcett, at the request of the Chair of the Economics Legislation Committee (Senator Edwards), tabled the following report and documents:


Report ordered to be printed on the motion of Senator Fawcett.

37 **COMMUNITY AFFAIRS LEGISLATION COMMITTEE—REPORT—SOCIAL SERVICES LEGISLATION AMENDMENT (NO. 2) BILL 2015**

Pursuant to order, Senator Fawcett, at the request of the Chair of the Community Affairs Legislation Committee (Senator Seselja), tabled the following report and documents:


Report ordered to be printed on the motion of Senator Fawcett.

38 **LEGISLATION COMMITTEES—REPORTS—CONSIDERATION OF TIME CRITICAL BILLS**

Pursuant to order, Senator Fawcett, at the request of the chairs of the respective committees, tabled the following reports:

Legislation committees—Committees have determined by unanimous decision that there are no substantive matters that require examination—

   Economics Legislation Committee—

   Legal and Constitutional Affairs Legislation Committee—

39 **RENEWABLE ENERGY (ELECTRICITY) AMENDMENT BILL 2015**

Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary to the Attorney-General (Senator Fierravanti-Wells)—That this bill be now read a second time.

Debate resumed.

At 9.50 pm: Debate was interrupted while Senator Xenophon was speaking.

40 **ADJOURNMENT**

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

Debate ensued.

The Senate adjourned at 10.29 pm till Tuesday, 16 June 2015 at 12.30 pm.
41 ATTENDANCE
Present, all senators except Senators Abetz* and Peris* (*on leave).

ROSEMARY LAING
Clerk of the Senate

Printed by authority of the Senate