TUESDAY, 21 AUGUST 2018

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

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

**Document presented by the President**
1. *Public Service Act 1999*—Report, dated 7 August 2018, of inquiries by the Merit Protection Commissioner under section 50(1)(b) of the Act to the Presiding Officers into alleged breaches of the code of conduct by the Australian Public Service Commissioner received on 11 January and 4 June 2018, and attachments.

**Auditor-General’s report for 2018-19**

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.]

- *Civil Aviation Act 1988*—Civil Aviation Safety Amendment (Flight Crew Licensing Measures No. 1) Regulations 2018 [F2018L01131].
- *Customs Act 1901*—Customs Legislation Amendment (Prohibited Exports and Imports) Regulations 2018 [F2018L01135].
  - Financial Framework (Supplementary Powers) Amendment (Communications and the Arts Measures No. 2) Regulations 2018 [F2018L01132].
  - Financial Framework (Supplementary Powers) Amendment (Defence Measures No. 1) Regulations 2018 [F2018L01128].
Financial Framework (Supplementary Powers) Amendment (Health Measures No. 3) Regulations 2018 [F2018L01136].
Financial Framework (Supplementary Powers) Amendment (Home Affairs Measures No. 2) Regulations 2018 [F2018L01134].
Financial Framework (Supplementary Powers) Amendment (Jobs and Small Business Measures No. 2) Regulations 2018 [F2018L01133].
Financial Framework (Supplementary Powers) Amendment (Social Services Measures No. 4) Regulations 2018 [F2018L01130].

Health Insurance Act 1973
Health Insurance (Section 3C General Medical Services – Cryopreservation of Semen) Determination 2018 [F2018L01127].
Health Insurance (Section 3C General Medical Services – MIGS Stent Implantation) Determination 2018 [F2018L01129].

Parliamentary Service Act 1999
Parliamentary Service (Remuneration) Amendment (Parliamentary Librarian) Determination 2018.
Parliamentary Service (Remuneration) Amendment (Secretary, Department of Parliamentary Services) Determination 2018.

3 Committee—Leave to meet during sitting
A committee was authorised to meet during the sitting of the Senate, as follows:
Education and Employment References Committee—private meeting otherwise than in accordance with standing order 33(1) today, from 1 pm.

4 Treasury Laws Amendment (Enterprise Tax Plan No. 2) Bill 2017
Order of the day read for the adjourned debate on the motion of the Minister for International Development and the Pacific (Senator Fierravanti-Wells)—That this bill be now read a second time.
Debate resumed.
Question put.

AYES, 35

Senators—

Abetz
Anning
Bernardi
Birmingham
Brockman
Burston
Bushby*
Canavan
Cash
Colbeck
Cormann
Duniam
Fierravanti-Wells
Fifield
Gichuhi
Griff
Hinch
Hume
Leyonhjelm
Macdonald
Martin
McGrath
McKenzie
Molan
Patrick
Payne
Reynolds
Ruston
Ryan
Scullion
Seselja
Smith, Dean
Stoker
Williams
Question agreed to.

Bill read a second time.

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

In the committee

Bill taken as a whole by leave.

Explanatory memorandum: The Minister for Finance (Senator Cormann) tabled a supplementary explanatory memorandum relating to the government amendments to be moved to the bill.

Senator Cormann moved the following amendments together by leave:

Clause 2, page 2 (after table item 9), insert:

9A. Schedule 1, Part 8A
The first 1 January, 1 April, 1 July or 1 October to occur after the day this Act receives the Royal Assent.

Clause 2, page 3 (table item 17), omit the table item.

Schedule 1, page 8 (after line 4), after item 5, insert:

5A Subsection 3(1)

Insert:

large ADI has the same meaning as in the Income Tax Assessment Act 1997.

Note: For a consolidated group, the head company is the large ADI.

Schedule 1, page 8 (after line 6), after item 6, insert:

6A Subsection 23(1A)

Omit “section 23A”, substitute “sections 23A and 24”.

Schedule 1, item 7, page 8 (line 10), omit “section 23A”, substitute “sections 23A and 24”.

Schedule 1, item 8, page 8 (lines 12 to 14), omit the item, substitute:

8 Paragraph 23(3)(b)

Repeal the paragraph, substitute:

(b) in respect of the standard component:

(i) unless subparagraph (ii) applies—27.5%; or
(ii) if the company is a large ADI for the year of income—30%.

Schedule 1, item 13, page 9 (lines 5 and 6), omit the item, substitute:

**13 Paragraph 23A(a)**

Repeal the paragraph, substitute:

(a) in respect of the ordinary class:

(i) unless subparagraph (ii) applies—27.5%; or

(ii) if the company is a large ADI for the year of income—30%; and

Schedule 1, page 9 (after line 6), after item 13, insert:

**13A After section 23A**

Insert:

**24 Rate of tax payable by large ADIs**

The rate of tax in respect of the taxable income of a company (other than a life insurance company or an RSA provider) that is a large ADI for the year of income is 30%.

Schedule 1, item 15, page 9 (lines 14 to 18), omit the item, substitute:

**15 Paragraph 28(a)**

Repeal the paragraph, substitute:

(a) if paragraph 98(3)(b) of the Assessment Act (about beneficiaries that are companies) applies:

(i) unless subparagraph (ii) applies—the rate specified in subsection 23(2); or

(ii) if the beneficiary is a large ADI for the year of income—the rate specified in section 24; and

Schedule 1, item 19, page 10 (line 7), omit “Paragraph 23(3)(b)”, substitute “Subparagraph 23(3)(b)(i)”.  
Schedule 1, item 23, page 10 (line 15), omit “Paragraph 23A(a)”, substitute “Subparagraph 23A(a)(i)”.  
Schedule 1, item 27, page 11 (line 7), omit “Paragraph 23(3)(b)”, substitute “Subparagraph 23(3)(b)(i)”.  
Schedule 1, item 31, page 11 (line 15), omit “Paragraph 23A(a)”, substitute “Subparagraph 23A(a)(i)”.  
Schedule 1, item 35, page 12 (line 7), omit “Paragraph 23(3)(b)”, substitute “Subparagraph 23(3)(b)(i)”.  
Schedule 1, item 39, page 12 (line 15), omit “Paragraph 23A(a)”, substitute “Subparagraph 23A(a)(i)”.
Schedule 1, page 12 (after line 18), after Part 8, insert:

**Part 8A—Amendment of the Income Tax Assessment Act 1997**

*Income Tax Assessment Act 1997*

**40A** Section 960-265 (at the end of the table)

Add:

| 15 | "Large ADI threshold" | definition of *large ADI threshold* in subsection 995-1(1) |

**40B** Subsection 960-270(3)

After “item 14”, insert “or 15”.

**40C** Subsection 960-275(6)

After “item 14”, insert “or 15”.

**40D** Subsection 960-280(6)

After “item 14”, insert “or 15”.

**40E** Section 960-290 (heading)

Omit “ levy threshold for the major bank levy”, substitute “ thresholds for major bank levy and large ADIs”.

**40F** Subsection 960-290(1)

Omit “the amount mentioned in the provision listed at item 14”, substitute “ an amount mentioned in a provision listed at item 14 or 15”.

**40G** Subsection 995-1(1)

Insert:

> applicable reporting standard has the same meaning as in the *Major Bank Levy Act 2017*.

**40H** Subsection 995-1(1) (paragraph (aa) of the definition of *indexation factor*)

Omit “for the amount mentioned in the provision listed at item 14”, substitute “for an amount mentioned in a provision listed at item 14 or 15”.

**40J** Subsection 995-1(1) (paragraph (b) of the definition of *index number*)

Omit “the amount mentioned in the provision listed at item 14”, substitute “the amounts mentioned in the provisions listed at items 14 and 15”.

**40K** Subsection 995-1(1)

Insert:

> *large ADI*: an Australian resident company is a *large ADI* for an income year if:

(a) disregarding subsection 701-1(1) (the single entity rule) both of the following apply:

(i) the company is an *ADI*;
(ii) the amount equal to the total liabilities of the ADI for any quarter in the income year, as reported under an applicable reporting standard, exceeds the large ADI threshold for the quarter; or

(b) the company is the head company of a consolidated group and paragraph (a) applies to one or more subsidiary members of the group for the income year.

Note: The effect of this definition for a consolidated group is that, if paragraph (a) applies to any member, the head company is a large ADI. The head company’s status as a large ADI affects the rate of tax payable on the head company’s taxable income (worked out on the basis that subsidiary members are part of the head company); see subsection 701-1(1) (the single entity rule) and the Income Tax Rates Act 1986.

large ADI threshold: the large ADI threshold for the quarter starting on 1 July 2017 is $500 billion. The amount is indexed quarterly.

Note: Subdivision 960-M shows how to index amounts.

Schedule 1, page 13 (after line 25), after subitem 41(8), insert:

(9) The amendments made by Part 8A of this Schedule apply to the 2023-24 year of income and later years of income.

(10) The amendments made by Parts 5 and 8A of this Schedule also apply for the purposes of determining the corporate tax rate for imputation purposes for the 2023-24 income year.

Note: This ensures the amendments made by Parts 5 and 8A can be applied to the 2022-23 income year for the purposes of working out the corporate tax rate for imputation purposes for the 2023-24 income year.

Schedule 2, Part 1, page 14 (line 3) to page 17 (line 20), omit the Part, substitute:

Part 1—Amendments commencing 1 July 2023

Income Tax Assessment Act 1997

1 Subsection 995-1(1) (definition of corporate tax rate)

Repeal the definition, substitute:

 corporate tax rate:

(a) in relation to a company that is a large ADI—means the rate of tax in respect of the taxable income of a company covered by section 24 of that Act; or

(b) in relation to another entity—means the rate of tax in respect of the taxable income of a company covered by subsection 23(2) of that Act.
2 Subsection 995-1(1) (definition of corporate tax rate for imputation purposes)

Repeal the definition, substitute:

**corporate tax rate for imputation purposes**, of an entity for an income year, means:

(a) unless paragraph (b) applies—the rate of tax for the income year in respect of the taxable income of a company covered by subsection 23(2) of the *Income Tax Rates Act 1986*; or

(b) if the entity was a "large ADI for the previous income year—the rate of tax for the income year in respect of the taxable income of a company covered by section 24 of that Act.

Schedule 3, item 1, page 19 (lines 5 to 15), omit the item, substitute:

1 Subsection 160AAB(1) (definition of statutory percentage)

Repeal the definition, substitute:

**(statutory percentage** means:

(a) if the year of income is the 2002-03 year of income or a later year of income before the 2024-25 year of income—30%; or

(b) if the year of income is the 2024-25 year of income or a later year of income and the policy concerned was issued by a company that is a large ADI (within the meaning of the *Income Tax Assessment Act 1997*) for the year of income—30%; or

(c) otherwise:

(i) if the year of income is the 2024-25 year of income—27.5%; or

(ii) if the year of income is the 2025-26 year of income—27%; or

(iii) if the year of income is the 2026-27 year of income—26%; or

(iv) if the year of income is the 2027-28 year of income or a later year of income—25%.

1A Subsection 177A(1) (definition of standard corporate tax rate)

Repeal the definition, substitute:

**(standard corporate tax rate** means:

(a) unless paragraph (b) applies—the rate of tax in respect of the taxable income of a company covered by subsection 23(2) of the *Income Tax Rates Act 1986*; or

(b) if the relevant taxpayer is a large ADI (within the meaning of the *Income Tax Assessment Act 1997*) for a year of income in which the DPT tax benefit is obtained, or would be obtained—the rate of tax in respect of the taxable income of a company covered by section 24 of the *Income Tax Rates Act 1986*.

Schedule 3, item 2, page 19 (line 19), after “Company A”, insert “(which is not a large ADI)”.

Schedule 3, item 3, page 20 (line 12), after “Company E”, insert “(which is not a large ADI)”.
Schedule 3, items 6 and 7, page 20 (line 28) to page 21 (line 8), omit the items, substitute:

6 Subsection 65-30(2)

Repeal the subsection, substitute:

(2) However, reduce the tax offset by the amount worked out by multiplying your net exempt income by:
   (a) unless paragraph (b) applies—0.275; or
   (b) if you are a large ADI for the income year—0.3;
   if you have a taxable income for the income year.

7 Subsection 65-35(3A)

Repeal the subsection, substitute:

(3A) In reducing net exempt income for an income year under subsection (3):
   (a) unless paragraph (b) applies—each 27.5 cents of tax offset reduces the net exempt income by $1; or
   (b) if you were a large ADI for the year—each 30 cents of tax offset reduces the net exempt income by $1.

Schedule 3, Part 1, page 21 (after line 21), at the end of the Part, add:

8A Subsection 713-545(6) (definition of ordinary class tax rate)

Omit “a life insurance company”, substitute “the life insurance company”.

At 2 pm: The President resumed the chair and the Temporary Chair of Committees (Senator Reynolds) reported progress.

5 Shadow ministry—Document
The Leader of the Opposition in the Senate (Senator Wong), by leave, made a statement relating to changes to shadow ministerial arrangements and tabled a document showing the Opposition shadow ministry, dated 21 August 2018.

6 Questions
Questions without notice were answered.

7 Motions to take note of answers
Senator McAllister moved—That the Senate take note of the answers given by the Minister for International Development and the Pacific (Senator Fierravanti-Wells) and the Minister for Regional Communications (Senator McKenzie) to questions without notice asked by Senators McAllister and Gallacher today relating to the Turnbull Government.
Debate ensued.
Question put and passed.
Senator Hanson-Young moved—That the Senate take note of the answer given by the Minister for Finance (Senator Cormann) to a question without notice asked by Senator Hanson-Young today relating to climate change policy.
Question put and passed.

8 Notices
Senator O’Neill: To move on the next day of sitting—That the Senate—
(a) notes that:
   (i) on 15 August 2018, NBN Co conceded, before a hearing of the Joint Standing Committee on the National Broadband Network (the Committee), that it had made a decision to charge regional Australians $20 more per month than what a user who lives in the city would have to pay for access to the same 50 Mbps broadband speed,
   (ii) according to Australian Competition and Consumer Commission data, this price increase would impact 9 in 10 regional Australians on the fixed-wireless network if they sought to order a 50 Mbps service over the NBN,
   (iii) on 16 August 2018, at 10.38 am, NBN Co retrospectively modified an online record of its statement to the Committee, that had been posted to the NBN website, to include a new passage, which did not previously exist, and was not spoken by NBN executives at the committee hearing,
   (iv) on 16 August 2018, at 11.29 am, the Minister for Communications claimed the regional price increases were still under consultation and had not been decided, and
(v) on 17 August 2018, media reports citing NBN documents reported that NBN Co had presented the price increase to industry stakeholders as a done deal;

(b) calls on the Federal Government to:
   (i) stop unfairly pushing up broadband prices on households, and
   (ii) improve the unacceptable lack of transparency in relation to NBN Co decision-making;

(c) requires the Minister for Communications to table, by 2 pm on 23 August 2018:
   (i) a statement concerning the alteration of the NBN Co opening statement on the NBN website, including why NBN Co altered its statement on its website but has not notified the Committee of a change to its evidence, and
   (ii) a copy of the presentation and materials given by NBN Co to the telecommunications industry on the afternoon of 15 August 2018, in relation to charging $65 per month for a 50 Mbps fixed-wireless plan; and

(d) requires NBN Co to either formally correct the evidence that was given to the Committee, or ensure its website accurately reflects the evidence that was given to the Committee. (general business notice of motion no. 995)

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

(a) notes that:
   (i) 31 August 2018 marks the 17th annual International Overdose Awareness Day, commemorating all those who have died or been seriously injured due to drug overdose,
   (ii) annual accidental drug-related deaths are now more than double the road toll and continue to rise,
   (iii) Aboriginal people are drastically and tragically over-represented in our overdose death numbers at a rate of 17.3 per 100,000, compared with 7.3 per 100,000 for non-Aboriginal people, and
   (iv) the significant increases in deaths involving pharmaceutical opioids continue to rise; and

(b) calls on the Federal Government to urgently address the rising rates of harm associated with drug use by implementing, and appropriately resourcing, evidence-based harm reduction policies, including:
   (i) greater access to needle and syringe programs across the country, including urgent roll-out of trials inside prisons,
   (ii) expanded access to drug treatment programs across Australia,
   (iii) expanded access to medically-supervised injecting facilities across Australia,
   (iv) promoting awareness of the life-saving opioid reversal drug Naloxone, and making it free for all people at risk of experiencing or witnessing an overdose,
   (v) working with state and territory governments to cease the use of drug sniffer dogs at festivals, and introduce urgent trials of pill testing during the upcoming festivals season, and
(vi) removing daily dispensing fees for patients accessing lifesaving treatments, like methadone and buprenorphine. (general business notice of motion no. 996)

Senator Polley: To move on the next day of sitting—That the Senate—
(a) notes:
   (i) the delayed release of the March 2018 home care package data by the Turnbull Government which reveals more than 108,000 older Australians are on a waitlist for a home care package,
   (ii) that this includes 88,000 older Australians waiting with high needs, many with dementia, and
   (iii) that 53,365 older Australians are receiving no home care package at all;
(b) calls on the Turnbull Government to address the growing home care package waitlist as a matter of urgency; and
(c) recognises action is required now and the Turnbull Government must deliver on the ‘Living Longer Living Better’ reforms to ensure older Australians receive the care they so desperately need. (general business notice of motion no. 997)

Senators McGrath, Williams, O’ Sullivan, Reynolds, Dean Smith, Bushby, Brockman, Fawcett, Gichuhí, Hume, Paterson and Cash: To move on the next day of sitting—That the Senate—
(a) notes that:
   (i) Australian National Flag Day is 3 September 2018,
   (ii) this day celebrates the occasion the Australian national flag was first flown on 3 September 1901 at the Royal Exhibition Building in Melbourne, and
   (iii) the Australian national flag is proudly displayed throughout the nation and the world, from gatherings of world leaders and sporting events, to schools and theatres of conflict; and
(b) reaffirms the importance and significance of Australia’s foremost national symbol. (general business notice of motion no. 998)

Senator Patrick: To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to amend the law relating to freedom of information, and for related purposes. Freedom of Information Legislation Amendment (Improving Access and Transparency) Bill 2018. (general business notice of motion no. 999)

The Chair of the Select Committee on Charity Fundraising in the 21st Century (Senator Bilyk): To move on the next day of sitting—That the time for the presentation of the report of the Select Committee on Charity Fundraising in the 21st Century be extended to the second sitting Tuesday in February 2019. (general business notice of motion no. 1000)

Senator Hanson-Young: To move on the next day of sitting—That the Senate—
(a) notes that communities in Port Lincoln, Whyalla and Port Pirie are seriously concerned they have no opportunity to participate in the ballot process to determine the extent of broad community support for the proposed nuclear waste dump in Kimba or Hawker;
(b) further notes that, if the site selection process is successful, these communities will see their roads, streets and waters become thoroughfares for low and intermediate level nuclear material for decades to come; and
(c) calls on the Federal Government to broaden the community consultation process to include disenfranchised Bamgarla Native Title Holders, and communities living along proposed transportation routes, so that all affected communities have their chance to have their say. (general business notice of motion no. 1001)

Senators Di Natale and Siewert: To move on the next day of sitting—That the Senate—
(a) notes that:
(i) 23 August 2018 commemorates 52 years since the Wave Hill ‘walk-off’ and the birth of Aboriginal land rights, and
(ii) the ‘walk-off’ sparked support and a series of demonstrations for Aboriginal rights across Australia, culminating in the Aboriginal Land Rights Act 1976;
(b) recognises the continued legacy of these courageous and visionary men and women of the 1966 ‘walk-off’; and
(c) acknowledges that sovereignty was never ceded, and calls on the Federal Government to implement the Voice and begin the truth, justice and healing process as articulated in the Uluru Statement from the Heart. (general business notice of motion no. 1002)

Senator Anning: To move on the next day of sitting—That the Senate—
(a) notes:
(i) that Red China is increasingly adopting a militarily aggressive stance toward its neighbours and the greater Asia-Pacific region with its:
(A) illegal construction of island fortresses within international waters,
(B) enforcement by China of air and sea exclusion zones around these islands, and
(C) placement of long-range weapons on the islands, such as the H-6K strategic bomber capable of striking Darwin,
(ii) that Australia’s growing dependence on China as an export market puts at risk the Australian economy,
(iii) that Chinese property speculators are driving up the cost of housing in Australia, creating the housing crisis facing our younger generations,
(iv) that the purchase of prime agricultural land by Chinese investors is a matter of national security,
(v) that the lease of vital strategic assets to Chinese-controlled companies, such as the Port of Darwin, should not be allowed to occur,
(vi) that Chinese donations and gifts to Australian politicians threaten the integrity of Australian democracy, and
(vii) the undue influence within the Australian university system from the Chinese regime, via Confucius Institutes, which can be found at the following universities: the University of Western Australia, the University of Melbourne, the University of Adelaide, the University of Queensland, the Queensland University of Technology, the University of Sydney, the University of New South Wales, the Royal Melbourne Institute of Technology, the University of Newcastle, Charles Darwin University, Victoria University, Griffith University and La Trobe University; and
(b) recognises this significant threat posed by Red China to the national security and democratic process of Australia. (general business notice of motion no. 1003)

Senator Storer: To move on the next day of sitting—That the Senate—
(a) expresses its deepest sympathy, support and solidarity for all those impacted by the devastating earthquakes in Lombok, Indonesia;
(b) notes the shocking loss of life, with 460 casualties in the earthquake on 5 August 2018, and at least 10 casualties from the 19 August 2018 earthquake, and that these earthquakes, aftershocks and subsequent landslides have caused further injuries, destruction and devastation for the region;
(c) recognises the contribution the Indonesian community has made, and continues to make, to Australia, and the importance of the friendship between our two nations; and
(d) calls on the Australian Government to continue to offer support to the Indonesian authorities in the rescue and reconstruction effort, and to all others impacted by this tragedy. (general business notice of motion no. 1004)

Senator Siewert: To move on 19 September 2018—

Notice of motion withdrawn: Senator Patrick withdrew general business notice of motion no. 976 standing in his name for today, proposing a reference to the Parliamentary Joint Committee on Intelligence and Security.

9 Committee—Extensions of time to report

The following committee was granted extensions of time to report:

Community Affairs Legislation Committee—

10 Community Affairs References Committee—Reference

Senator Urquhart, at the request of Senator Watt and pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 1—
That the following matter be referred to the Community Affairs References Committee for inquiry and report by 28 November 2018:
Support for Australia’s thalidomide survivors, with particular reference to:
(a) adequacy of compensation and support;
(b) responsibility for providing support;
(c) provision of financial compensation;
(d) the role of the Australian Government in compensation and support; and
(e) any related matters.
Question put and passed.

11 Legal and Constitutional Affairs Legislation Committee—Reference
Senator Urquhart, at the request of Senators Collins and McKim and pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 2—That the Migration (Validation of Port Appointment) Bill 2018 be referred to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 10 September 2018.
Question put and passed.

12 Routine of business—First speech
The Assistant Minister to the Prime Minister (Senator McGrath), at the request of the Minister for Education and Training (Senator Birmingham) and 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 Tuesday, 21 August 2018 be interrupted at approximately 5 pm, but not so as to interrupt a senator speaking, to enable Senator Faruqi to make her first speech without any question before the chair.
Question put and passed.

13 Great Barrier Reef Foundation—Grant—Order for production of documents
Senator Urquhart, at the request of Senator Keneally and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 978—That there be laid on the table by the Minister representing the Minister for the Environment and Energy (Senator Birmingham), by no later than 10 am on 10 September 2018, documents held by the Department of the Environment and Energy that demonstrate that, before the grant of $444 million to the Great Barrier Reef Foundation (the Foundation) was approved:
(a) due diligence was carried out on the Foundation; and
(b) evidence was provided of the capacity of the Foundation to manage a grant of this size and to reduce its administration costs by approximately 50%.
Question put and passed.

14 Eating disorders and body image
Senator Urquhart, at the request of Senator O’Neill and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 979—That the Senate—
(a) notes that:
   (i) Love Your Body Week is from 3 to 9 September 2018 and is Butterfly’s annual awareness campaign, supported by Sportsgirl, to help boost young people’s body confidence,
   (ii) Love Your Body Week encourages everyone to change appearance-based conversations at school, home, work and online, and
   (iii) during this time, schools and youth organisations across Australia will work to help promote body acceptance and to celebrate diversity;
(b) calls on all levels of government and the community to work together to address social and cultural norms that contribute to body image concerns, especially among young people; and

(c) encourages anyone needing support with eating disorders or body image issues to contact Butterfly’s National Helpline on 1800 ED HOPE (33 4673).

Question put and passed.

15 **World Humanitarian Day**

Senator Urquhart, at the request of Senators Singh and Moore and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 980—That the Senate—

(a) notes that 19 August 2018 was World Humanitarian Day, and this year’s theme is #NotATarget, recognising that humanitarian workers should not be targeted in conflict;

(b) acknowledges the millions of civilians around the world whose lives have been caught up in conflict;

(c) honours the brave health and aid workers who are targeted or obstructed from delivering appropriate aid to people in need; and

(d) pays tribute to the government employees, members of civil society and representatives of international organisations and agencies who risk their lives to provide humanitarian aid and protection.

Question put and passed.

16 **Australian Bravery Decorations**

Senator Williams, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 984—That the Senate—

(a) notes the announcement of the Australian Bravery Decorations by the Governor-General, among which:

(i) 1 person has received the Star of Courage for acts of conspicuous courage in circumstances of great peril,

(ii) 18 people have received the Bravery Medal for acts of bravery in hazardous circumstances,

(iii) 40 people have received the Commendation for Brave Conduct for acts of bravery considered worthy of recognition, and

(iv) 8 members of the Queensland Police Force, and 4 members of the New South Wales Police Force, have received Group Bravery Citations for a collective act of bravery, by a group of persons in extraordinary circumstances, that is considered worthy of recognition; and

(b) congratulates all recipients and every unnamed Australian who has assisted others in times of emergency.

Question put and passed.
17 
**Election of Dame Enid Lyons and Dame Dorothy Tangney—75th anniversary**

Senator Hume, also on behalf of Senators Pratt and Urquhart, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 988—That the Senate—

(a) notes that 21 August 2018 marks the 75th anniversary of the election of the first woman to the House of Representatives, Dame Enid Lyons, in the Tasmanian electorate of Darwin, and Dame Dorothy Tangney, also elected that same year as a senator for Western Australia and the first Australian woman to the Australian Senate;

(b) acknowledges the statements made by Dame Enid Lyons in her first speech, that her election was ‘an occasion which, for every woman in the Commonwealth, marks in some degree a turning point in history’; and the statement of Dame Dorothy Tangney who stated ‘I ... realise my great honour in being the first woman to be elected to the Senate. But it is not as a woman that I have been elected to this chamber. It is as a citizen of the Commonwealth; and I take my place here with the full privileges and rights of all honourable senators, and, what is still more important, with the full responsibilities which such a high office entails’;

(c) notes that Dame Enid Lyons went on to become the first woman to serve in the cabinet and, since that time, women have served in leadership roles, including committee chairs, chief government whips, Speaker of the House of Representatives, President of the Senate, ministers and Prime Minister of Australia;

(d) notes Dame Dorothy Tangney’s advocacy for the welfare of women and children, education, health and the living standards of working people; and

(e) recognises that, by their determination, Dame Enid Lyons and Dame Dorothy Tangney paved the way for women to seek election, to hold leadership positions in the Parliament and to become the head of an Australian Government.

Question put and passed.

18 
**Energy policy**

Senator Urquhart, at the request of Senator Chisholm and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 993—That the Senate calls on the Federal Government to implement an energy policy that both:

(a) lowers energy prices for both households and businesses; and

(b) incorporates Australia’s emissions reduction targets to meet Australia’s Paris commitments.

Question put and passed.

19 
**India—Flooding in Kerala**

Senator Urquhart, at the request of Senators Wong and Singh and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 983—That the Senate—

(a) expresses its deepest sympathy to the people affected by the devastating floods in southern India’s Kerala state;
(b) notes that more than 350 people have died and 800,000 have been displaced by one of the worst floods in the history of Kerala, and that aid agencies are reporting massive destruction and fears that the death toll could climb as hundreds of thousands are denied access to clean water, sanitation and food and shelter;

(c) acknowledges the generous efforts by the Indian community in Australia, and the wider diaspora, to assist with the relief effort, and offers our support and sympathy to the Australian Indian community as they respond to this unprecedented natural disaster;

(d) acknowledges the significant response effort underway by the Indian authorities; and

(e) calls on the Australian Government to provide any assistance should that be requested by Government to help the people of Kerala in their immediate hour of need and, in the longer term, to recover from this disaster and rebuild their homes and their lives.

Statement by leave: The Assistant Minister to the Prime Minister (Senator McGrath), by leave, made a statement relating to the motion.

Question put and passed.

20 Global Citizen organisation

Senator Urquhart, at the request of Senators Moore and Rice and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 986—That the Senate—

(a) notes:

(i) the work of the organisation Global Citizen, which is a movement of engaged citizens who work towards ending extreme poverty and empowering girls and women,

(ii) that, on 16 August 2018, Global Citizen launched the #SheisEqual campaign in Brisbane, which calls on citizens around the world to stand up for female empowerment and gender equality and ensure opportunities for girls and women everywhere, and

(iii) Australia’s commitment to the Sustainable Development Goals, in particular SDG5, which concerns the pursuit of gender equality, and the focus of gender equality in Australia’s International Development Program;

(b) acknowledges:

(i) that, in order for Australia to prosper, women need to be empowered to take up opportunities,

(ii) the importance of empowering women and girls across the world to ensure that they are able to receive health and education, and not be discriminated against, and

(iii) the significant work of Global Citizen in creating a network of passionate individuals who work to end extreme poverty throughout the world; and

(c) calls on the Federal Government to:

(i) acknowledge the importance of supporting health, education and opportunities for women, both in Australia and around the world, and
(ii) support the goals of the Global Citizen #SheisEqual movement, including:
   (A) women’s economic empowerment,
   (B) ending gender discrimination in the law,
   (C) girls’ education, including in emergencies, and
   (D) ending hunger and malnutrition for women and girls.

Question put and passed.

21 Myanmar

Senator Griff, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 987—That the Senate—

(a) acknowledges the passing of Kofi Annan on 18 August 2018, and expresses its condolences to his family;

(b) notes that 19 August 2018 marked World Humanitarian Day, which is a day that honours all humanitarian and United Nations and associated personnel, who have worked in the promotion of the humanitarian cause and those who have lost their lives in the cause of duty;

(c) recognises the significant contribution made by Kofi Annan in recognising and defending the human rights of people across the world during his tenure as Secretary-General of the United Nations;

(d) further notes that:
   (i) Kofi Annan served as Chair of the Advisory Commission on Rakhine State – the Commission was a neutral and impartial body which sought to improve the welfare of all people in Rakhine State,
   (ii) in his role as Chair, Kofi Annan strongly condemned the attacks in Rakhine State and urged security forces to exercise restraint, and
   (iii) the final report of the Advisory Commission called on the Myanmar Government to:
      (A) ensure that the return/relocation of displaced people be carried out in accordance with international standards, is voluntary, safe, and takes place in a dignified manner, and
      (B) ensure dignified living conditions in camps, including improved shelter, water and sanitation, education and access to livelihood opportunities;

(e) notes that nearly 700,000 Rohingya have fled violence and persecution in the northern Rakhine province of Myanmar since August 2017; and

(f) calls on the Federal Government to assist the Myanmar Government to implement the recommendations of the final report of the Advisory Commission.

Question put and passed.
22 Commonwealth Environmental Water Holder—Induction briefing—Order for production of documents

Senator Hanson-Young, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 989—That the Senate—

(a) notes that:
   (i) on 27 June 2018, the Senate agreed to an order for the production of documents (number 908), ordering that there be laid on the table by the Minister representing the Minister for Agriculture and Water Resources (Senator Canavan), by no later than 8 pm on 28 June 2018, documents provided as an incoming brief to the Commonwealth Environmental Water Holder, Ms Jody Swirepik, and
   (ii) on 10 July 2018, Senator Canavan advised the President of the Senate that the Department of Agriculture and Water Resources did not provide an incoming brief to the Commonwealth Environmental Water Holder, Ms Jody Swirepik;

(b) further notes that, in response to questions from Senator Patrick on 25 May 2018 during additional estimates hearings of the Rural and Regional Affairs and Transport Legislation Committee on cross-portfolio Murray-Darling Basin Plan matters, Ms Swirepik confirmed she had received an induction briefing prepared by the Commonwealth Environmental Water Office; and

(c) orders that there be laid on the table by the Minister representing the Minister for Agriculture and Water Resources, by not later than 11.30 am on 23 August 2018, all documents provided to the Commonwealth Environmental Water Holder, Ms Jody Swirepik, as an induction briefing, including its cover brief and all attachments.

Question put and passed.

23 Department of Human Services—Child support system upgrade—Order for production of documents

Senator Patrick, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 982—That—

(a) the Senate notes that:
   (i) since 2013, the Department of Human Services (the Department) has had a program underway to upgrade its child support system (‘Cuba’) – the approved budget was $102.3 million,
   (ii) during the 2015-16 financial year, the total budget was exhausted without the project being completed,
   (iii) since the 2015-16 financial year, funding to complete the system has come from the Department’s internal investment fund and ICT BAU budget,
   (iv) in response to questions taken on notice during the inquiry of the Finance and Public Administration References Committee into digital delivery of government services, the Department advised that it was unable to determine how much had been spent on the project,
   (v) in response to questions asked at Budget estimates, the Department could provide no indication of the total spend on the project or provide a target completion date, and
(vi) in response to a freedom of information request – Department Reference LEX 37339 – the Department indicated there are 49 documents in existence that fit within the description of ‘final versions of all formal executive briefings submitted to the Secretary, Department of Human Services between 1 July 2017 and 30 June 2018, where the topic of one or all of the executive briefings cover the cost, resource allocation and/or progress of the Child Support System redesign Programme’; and

(b) there be laid on the table by the Minister representing the Minister for Human Services, by no later than 10 am on 10 September 2018, the 49 documents identified by the Department in FOI Department Reference LEX 37339.

Statements by leave: The Assistant Minister to the Prime Minister (Senator McGrath) and Senator Patrick, by leave, made statements relating to the motion.

Question put.
The Senate divided—

AYES, 39

Senators—

Anning
Bartlett
Bernardi
Biýk
Brown
Cameron
Carr
Chisholm
Collins
Di Natale
Dodson
Farrell
Faruqi
Gallacher
Griff
Hanson-Young
Hinch
Keneally
Ketter
Leyonhjelm
McAllister
McCarthy
McKim
Moore
O’Neill
Patrick
Polley
Pratt
Rice
Marshall
McGrath
McKenzie
Molany
O’Sullivan
Paterson
Payne
Reynolds
Siewert
Singh
Smith, David
Sterle
Storer
Urquhart*
Watt
Whish-Wilson
Wong

NOES, 28

Senators—

Abetz
Birmingham
Bushby*
Canavan
Cash
Colbeck
Duniam
Fawcett
Fierravanti-Wells
Fifield
Gichuhi
Hume
Macdonald
Martin
McGrath
McKenzie
Molan
O’Sullivan
Paterson
Payne
Reynolds
Ruston
Ryan
Scullion
Seselja
Smith, Dean
Stoker
Williams

* Tellers

Question agreed to.

24 Stolen Generations—National reparations scheme

Senator Siewert, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 990—that the Senate—

(a) acknowledges the release of the report by the Australian Institute of Health and Welfare and the Healing Foundation, *Aboriginal and Torres Strait Islander Stolen Generations and descendants: Numbers, demographic characteristics and selected outcomes*;

(b) recognises that:

(i) the report found that Australia’s Stolen Generations face long-term disadvantage for a range of measures, including poorer health and social outcomes, and
(ii) survivors of the Stolen Generations are three times more likely to have been imprisoned in the past five years;
(c) acknowledges that the negative effects of forced removal are not limited to those directly removed; descendants also consistently experience poorer health and social outcomes; and
(d) urges the Federal Government to urgently address the effects of unresolved intergenerational trauma, and implement a national reparations scheme for survivors of the Stolen Generations and their families.

Question put and passed.

25 **Electricity prices**

The Leader of the Australian Greens (Senator Di Natale), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 991—That the Senate—

(a) acknowledges that deregulating energy retailing has enriched the big energy companies and has completely failed to benefit consumers;
(b) notes that energy retailing is an inelastic market and that consumers do not actively exercise choice—the super profits reported last week by Origin, AGL and Energy Australia reflect this poorly functioning market;
(c) supports fully re-regulating electricity prices as first proposed by The Greens in August 2017; and
(d) calls on the Federal Government to ensure that the legislation introduced into Parliament regulating energy retailers is designed to benefit households that exercise no choice, in recognition that making no choice about electricity tariffs is an acceptable option for households to take.

Question put and negatived.

26 **Sustainable traditional hunting practices**

The Leader of Derryn Hinch’s Justice Party (Senator Hinch) amended general business notice of motion no. 992 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that:

(i) dugongs and sea turtles play an extremely important role in the ecological balance of Australia’s marine life, particularly throughout the Great Barrier Reef,
(ii) the populations of both dugongs and sea turtles have declined significantly over the past 15 years,
(iii) population decline is due to cumulative pressures, such as ocean acidification, pollution, commercial fishing and other human impacts that include Indigenous hunting, and
(iv) dugongs and sea turtles are both long-lived, slow-breeding and migratory species, meaning recovery from population decline can take many years;

(b) recognises:

(i) the right of Indigenous Australians to hunt these species under section 211 of the Native Title Act 1993,
(ii) the cultural significance traditional hunting practices have for Indigenous communities,
(iii) that, while hunting rights are not restricted to non-commercial purposes (\textit{Akiba v Commonwealth} [2013]), native title was envisaged for satisfying personal and communal needs, not to allow for the black-market trade of meat from these critically threatened species, and

(iv) that ‘regulation of the Native Title right is not inconsistent with the continued existence of that right’ (\textit{Akiba v Commonwealth} [2013]);

(c) acknowledges:

(i) Indigenous clans, such as the Wulgurukaba people from the Townsville region, who have adopted sustainable take practices that include self-imposed quotas and cultural measures against poaching, and

(ii) collaborative efforts between Indigenous clans, such as the Ipima Ikaya Aboriginal Corporation, who recently implemented a moratorium on the hunting of dugongs on the Cape York Peninsula while they develop a sustainable management plan;

(d) encourages other Indigenous clans to cease hunting of dugongs and sea turtles until sustainable management plans can be implemented; and

(e) calls on the Federal Government to:

(i) increase funding for Indigenous ranger programs on the Great Barrier Reef,

(ii) assist in facilitating an Indigenous, elder-led approach to making traditional hunting practices more sustainable, and

(iii) ensure that the Great Barrier Reef Marine Park Authority prioritises the development of Traditional Use of Marine Resources Agreements (TUMRAs) to more effectively manage the traditional use of dugong resources in cooperation with traditional owners and the Queensland Government.

\textit{Statement by leave:} The Assistant Minister to the Prime Minister (Senator McGrath), by leave, made a statement relating to the motion.

Question put and passed.

27 \textbf{Australian Greens—Allegations of sexual misconduct}

Senator Leyonhjelm, also on behalf of Senators Bernardi and Anning, amended general business notice of motion no. 994 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that:

(i) the Australian Broadcasting Corporation has aired a damning investigation into the apparent failure of the Australian Greens (The Greens) to properly handle allegations of sexual misconduct within its ranks,

(ii) multiple women interviewed by \textit{7.30} claimed that The Greens did not adequately address reports of assault and harassment committed by party staff and volunteers, and

(iii) Mr Rory Markham, a lawyer who is advising a number of women who stated that The Greens mishandled their complaints about sexual misconduct, stated that the party had shown an attitude of ‘absolute dismissiveness’ and that the priority seemed to be to ‘maintain party brand at all costs’; and
calls on all parties to ensure they have proper protections in place to prevent and respond to incidents of sexual harassment.

Question put and passed.

28 Discussion of matter of public importance—Turnbull Government
The Acting Deputy President (Senator Marshall) informed the Senate that the following matter of public importance submitted by Senator Collins under standing order 75 had been selected for discussion today:

The inability of the Turnbull Government to progress any coherent policy or legislative agenda.

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

29 Australian parliamentary delegation to the 138th Inter-Parliamentary Union Assembly—Document
Senator Macdonald, by leave, tabled the following document:


Senator Macdonald, by leave, moved—That the Senate take note of the document.

Question put and passed.

30 Live cattle exports—Document
Senator Bartlett, by leave, tabled the following document:

Live cattle exports—Petitioning document from 1187 signatories calling on the Government to end live cattle exports from the Port of Townsville.

31 First speech
Pursuant to order, Senator Faruqi made her first speech.

32 Documents—Consideration
The documents tabled earlier today (see entry no. 2) were called on but no motion was moved.

33 Committee reports and government responses—Tabling and consideration
Senator Williams, on behalf of the Parliamentary Standing Committee on Public Works, tabled the following report:


The Minister for Indigenous Affairs (Senator Scullion) tabled the following document:

34 Great Barrier Reef Foundation—Order for production of documents—Document
The Minister for Indigenous Affairs (Senator Scullion) tabled the following document:
Great Barrier Reef Foundation—Order of 15 August 2018—Letter to the President of the Senate from the Minister for Jobs and Innovation (Senator Cash), dated 21 August 2018, responding to the order.

35 Committee membership
The Acting Deputy President (Senator Sterle) informed the Senate that the President had received letters requesting changes in the membership of committees.
The Minister for Indigenous Affairs (Senator Scullion), by leave, moved—That senators be discharged from and appointed to committees as follows:

Education and Employment Legislation Committee—
Discharged—Senator Hanson-Young
Appointed—Senator Faruqi

Education and Employment References Committee—
Discharged—Senator Hanson-Young
Appointed—

Senator Faruqi
Substitute member: Senator Siewert to replace Senator Faruqi for the committee’s inquiry into jobactive
Participating member: Senator Faruqi.

Question put and passed.

36 Space Activities Amendment (Launches and Returns) Bill 2018
Treasury Laws Amendment (Financial Sector Regulation) Bill 2018
Unexplained Wealth Legislation Amendment Bill 2018
Messages from the House of Representatives were reported transmitting for the concurrence of the Senate the following bills:
Message no. 452, dated 21 August 2018—A Bill for an Act to amend the law in relation to the financial sector, and for related purposes.
Message no. 453, dated 21 August 2018—A Bill for an Act relating to the national cooperative scheme on unexplained wealth, and for related purposes.
The Minister for Indigenous Affairs (Senator Scullion) 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 Scullion moved—That these bills be now read a second time.
On the motion of Senator Scullion the debate was adjourned till the next day of sitting.
Consideration of legislation: Senator Scullion moved—That the bills be listed on the Notice Paper as separate orders of the day.
Question put and passed.
A message from the House of Representatives was reported agreeing to the following bill with amendments:


Ordered, on the motion of the Minister for Indigenous Affairs (Senator Scullion), that the message be considered in committee of the whole immediately.

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**Broadcasting Legislation Amendment (Foreign Media Ownership and Community Radio) Bill 2017**

**In the committee**

**SCHEDULE OF THE AMENDMENTS**

**MADE BY THE HOUSE OF REPRESENTATIVES**

1. Clause 1, page 1 (line 6), omit “and Community Radio”, substitute “, Community Radio and Other Measures”.

2. Page 17 (after line 30), at the end of the bill, add:

   **Schedule 3—Local programming requirements for regional commercial television broadcasting licensees**

   **Broadcasting Services Act 1992**

   1. **Section 61CU**

      Insert:

      combined designated Western Australian commercial television broadcasting licence area means the area that consists of the licence areas of the designated Western Australian commercial television broadcasting licences.

      combined designated Western Australian commercial television broadcasting local area means the area that consists of the local areas of the designated Western Australian commercial television broadcasting licences.

      designated Western Australian commercial television broadcasting licence means a commercial television broadcasting licence for any of the following licence areas:

      (a) Geraldton TV1;
      (b) Kalgoorlie TV1;
      (c) South West and Great Southern TV1.

   2. **Section 61CU (at the end of the definition of local area)**

      Add:

      Note: See also section 61CYA (modifications relating to designated Western Australian commercial television broadcasting licences).
3 Section 61CU (at the end of the definition of material of local significance)
Add:
Note: See also section 61CYA (modifications relating to designated Western Australian commercial television broadcasting licences).

4 At the end of subsection 61CX(1)
Add:
Note: See also section 61CYA (modifications relating to designated Western Australian commercial television broadcasting licences).

5 At the end of subsection 61CY(3)
Add:
Note: See also section 61CYA (modifications relating to designated Western Australian commercial television broadcasting licences).

6 At the end of subsection 61CY(5)
Add:
Note: See also section 61CYA (modifications relating to designated Western Australian commercial television broadcasting licences).

7 At the end of subsection 61CY(7)
Add:
Note: See also section 61CYA (modifications relating to designated Western Australian commercial television broadcasting licences).

8 After section 61CY
Insert:
61CYA Modifications relating to designated Western Australian commercial television broadcasting licences
Scope
(1) This section applies if:
(a) a trigger event for a designated Western Australian commercial television broadcasting licence (the relevant licence) occurs on a particular day; and
(b) that event is the first or only trigger event for the relevant licence; and
(c) immediately before that event, the designated Western Australian commercial television broadcasting licences were under common control; and
(d) a period (the relevant period) satisfies the following conditions:
   (i) the period began at the time of that event;
   (ii) at all times during the period, the designated Western Australian commercial television broadcasting licences are under common control.

Note: Section 61CYB defines when licences are under common control.
Material of local significance

(2) During the relevant period, in determining, for the purposes of this Division, whether material is material of local significance in relation to the local area of the relevant licence:

(a) material that relates directly to the combined designated Western Australian commercial television broadcasting local area is taken to be material that relates directly to the local area of the relevant licence; and

(b) material that relates directly to the combined designated Western Australian commercial television broadcasting licence area is taken to be material that relates directly to the licence area of the relevant licence.

Points system

(3) During the relevant period, the table in subsection 61CY(3) has effect, in relation to the relevant licence, as if:

(a) a reference in the table to the local area were a reference to the combined designated Western Australian commercial television broadcasting local area; and

(b) a reference in the table to the licensee’s licence area were a reference to the combined designated Western Australian commercial television broadcasting licence area.

(4) During the relevant period, the provision of the local programming determination that was made for the purposes of paragraph (d) of item 1 of the table in subsection 61CY(3) has effect, in relation to the relevant licence, as if a reference in that provision to the local area were a reference to the combined designated Western Australian commercial television broadcasting local area.

(5) During the relevant period, subsection 61CY(5) has effect, in relation to the relevant licence, as if a reference in that subsection to the licensee’s licence area were a reference to the combined designated Western Australian commercial television broadcasting licence area.

(6) During the relevant period, paragraphs 61CY(7)(a) and (b) have effect, in relation to the relevant licence, as if a reference in those paragraphs to the area were a reference to the combined designated Western Australian commercial television broadcasting local area.

61CYB When designated Western Australian commercial television broadcasting licences are under common control

(1) For the purposes of section 61CYA, if, at a particular time, a person controls each designated Western Australian commercial television broadcasting licence, the designated Western Australian commercial television broadcasting licences are under common control at that time.

(2) For the purposes of subsection (1), a person controls a designated Western Australian commercial television broadcasting licence if, and only if, the person:

(a) holds the licence; or

(b) is in a position to exercise control of the licence.
The Minister for Communications (Senator Fifield) moved—that the committee agree to the amendments made by the House of Representatives to the bill. Question put and passed. Resolution to be reported.

The Acting Deputy President (Senator Sterle) resumed the chair and the Temporary Chair of Committees reported that the committee had considered message no. 449 from the House of Representatives relating to the Broadcasting Legislation Amendment (Foreign Media Ownership and Community Radio) Bill 2017 and had agreed to the amendments made by the House of Representatives to the bill. On the motion of Senator Fifield the report from the committee was adopted.

**Commemoration of Dame Enid Lyons’ election to Parliament—Ministerial statement—Document**

The Minister for Communications (Senator Fifield) tabled the following document:

- Commemoration of Enid Lyons’ election to Parliament—Ministerial statement by the Minister for Women (Ms O’Dwyer), dated 21 August 2018.

Senator Bushby moved—that the Senate take note of the document. Question put and passed.

**Committee membership**

A message from the House of Representatives was reported informing the Senate of changes in the membership of the Joint Standing Committee on Foreign Affairs, Defence and Trade, as follows:

Message no. 451, dated 21 August 2018—Ms Swanson in place of Ms MMH King.

**Treasury Laws Amendment (Enterprise Tax Plan No. 2) Bill 2017**

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 the Minister for Finance (Senator Cormann) (see entry no. 4).

Debate resumed.

At 7.20 pm: The Acting Deputy President (Senator McCarthy) resumed the chair and the Temporary Chair of Committees reported progress.

**Adjournment**

The Acting Deputy President (Senator McCarthy) proposed the question—that the Senate do now adjourn. Debate ensued.

The Senate adjourned at 8.38 pm till Wednesday, 22 August 2018 at 9.30 am.
42 Attendance
Present, all senators except Senators Kitching*, Sinodinos* and Steele-John* (*on leave).

RICHARD PYE
Clerk of the Senate