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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.

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

Document presented by the President

Government documents
5. Australian Fisheries Management Authority (AFMA)—Report for 2017-18.

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.]


Financial Framework (Supplementary Powers) Act 1997—
Financial Framework (Supplementary Powers) Amendment (Health Measures No. 4) Regulations 2018 [F2018L01423].
Financial Framework (Supplementary Powers) Amendment (Home Affairs Measures No. 3) Regulations 2018 [F2018L01425].


Safety, Rehabilitation and Compensation (Defence-related Claims) Act 1988—

The Clerk tabled the following documents pursuant to order:

Departmental and agency appointments and vacancies—Budget estimates 2018-19 (Supplementary)—Letters of advice pursuant to the order of the Senate of 24 June 2008—
Agriculture and Water Resources portfolio.
Education and Training portfolio.
Environment and Energy portfolio.
Industry, Science and Technology portfolio.
Jobs and Small Business portfolio.
Prime Minister and Cabinet portfolio (Office for Women).
Social Services portfolio.

Departmental and agency grants—Budget estimates 2018-19 (Supplementary)—Letters of advice pursuant to the order of the Senate of 24 June 2008—
Australian Research Council.
Department of Communications and the Arts.
Department of Education and Training [2].
Department of Jobs and Small Business.
Environment and Energy portfolio.
Home Affairs portfolio.
Industry, Innovation and Science portfolio (Resources and Northern Australia).
Social Services portfolio.
Prime Minister and Cabinet portfolio (Office for Women).
Estimates hearings—Unanswered questions on notice—Budget estimates 2018-19—Statements pursuant to the order of the Senate of 25 June 2014—Statements—

Department of Veterans’ Affairs.
Education and Training portfolio.
Education and Training portfolio (Skills and Training).
Health portfolio.
Workplace Gender Equality Agency.

3 Committees—Leave to meet during sittings

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

Community Affairs References Committee—public meeting today, from 6 pm, to take evidence for the committee’s inquiry into mental health services in rural and remote Australia.

Electric Vehicles—Select Committee—public meeting, followed by a private meeting otherwise than in accordance with standing order 33(1), on Thursday, 18 October 2018, from 4.55 pm.

Intelligence and Security—Joint Statutory Committee—public meeting on Wednesday, 17 October 2018, from noon.

Legal and Constitutional Affairs Legislation Committee—private meetings otherwise than in accordance with standing order 33(1)—

today, from 1.55 pm.

Thursday, 18 October 2018, from 4 pm.

Legal and Constitutional Affairs References Committee—private meeting otherwise than in accordance with standing order 33(1) on Thursday, 18 October 2018, from 4 pm.

National Capital and External Territories—Joint Standing Committee—private meeting otherwise than in accordance with standing order 33(1) on Thursday, 18 October 2018, from 10 am.

National Disability Insurance Scheme—Joint Standing Committee—private briefing on Wednesday, 17 October 2018, from 12.45 pm.

Northern Australia—Joint Standing Committee—private meeting otherwise than in accordance with standing order 33(1) on Thursday, 18 October 2018, from 9.30 am.

Royal Commission into Institutional Responses to Child Sexual Abuse—Joint Select Committee—private meeting otherwise than in accordance with standing order 33(1) on Wednesday, 17 October 2018, from noon.

Public Accounts and Audit—Joint Statutory Committee—private meetings otherwise than in accordance with standing order 33(1), followed by public meetings, from 9.30 am, on Wednesday, 17 October, Wednesday, 28 November and Wednesday, 5 December 2018.

4 Privileges—Standing Committee—Statement by President—Proposed reference

The President made a statement relating to a matter of privilege raised by Senator Burston concerning his removal from positions within Pauline Hanson’s One Nation.
The President informed the Senate that, pursuant to the procedures provided by standing order 81 and resolutions of the Senate of 25 February 1988, he had determined that a motion relating to the matter may have precedence of all other business on the day for which the notice is given.

Documents: The President tabled the following documents:

Notice of motion: Senator Burston gave a notice of motion as follows: That the following matter be referred to the Standing Committee of Privileges for inquiry and report:

Having regard to the matters raised by Senator Burston in correspondence tabled by the President on 16 October 2018:
(a) whether, by removing him from positions within Pauline Hanson’s One Nation Party and pressing him to resign from the Senate, Senator Hanson or any other person has sought to improperly interfere with the free performance of his duties as a senator or to penalise him for his conduct as a senator; and
(b) if so, whether any contempt was committed in that regard.

5 Anti-white racism
Statement by leave: The Leader of the Government in the Senate (Senator Cormann), by leave, made a statement relating to the vote on general business notice of motion no. 1092, relating to anti-white racism (see entry no. 25, 15 October 2018).
The Leader of the Opposition in the Senate (Senator Wong), by leave, moved—That the Senate take note of the Government’s stated position on racism in Australia.
Debate ensued.
Question put and passed.
Leave refused: Senator Cormann sought leave to have the question on general business notice of motion no. 1092 put again. An objection was raised and leave was not granted.
Suspension of standing orders: Senator Cormann moved—That so much of the standing orders be suspended as would prevent him moving that the question be put again on general business notice of motion no. 1092.
Debate ensued.
Question put and passed.
Senator Cormann moved—That the question be put again on general business notice of motion no. 1092.
Debate ensued.
Question put and passed.
Question—That general business notice of motion no. 1092 be agreed to—put and negatived.
6 Customs Amendment (Comprehensive and Progressive Agreement for Trans-Pacific Partnership Implementation) Bill 2018
Customs Tariff Amendment (Comprehensive and Progressive Agreement for Trans-Pacific Partnership Implementation) Bill 2018
Order of the day read for the further consideration of the bills in committee of the whole.

In the committee
Consideration resumed of the bills—and of the amendment moved by Senator Patrick in respect of the Customs Amendment (Comprehensive and Progressive Agreement for Trans-Pacific Partnership Implementation) Bill 2018 (see entry no. 38, 16 October 2018).
Debate resumed.

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

7 Questions
A question without notice was answered.

Distinguished visitors: The President welcomed members of a parliamentary delegation from the Dominican Republic led by the President of the Senate of the Dominican Republic, Senator Reinaldo Pared Pérez, and, with the concurrence of honourable senators, invited Senator Pérez to take a seat on the floor of the chamber.

Further questions without notice were answered.

8 Motions to take note of answers
Senator Dodson moved—That the Senate take note of the answer given by the Minister for Small and Family Business, Skills and Vocational Education (Senator Cash) to a question without notice asked by Senator Dodson today relating to a vote on a motion concerning anti-white racism.
Debate ensued.
Question put and passed.
Senator Griff moved—That the Senate take note of the answer given by the Minister for Indigenous Affairs (Senator Scullion) to a question without notice asked by Senator Griff today relating to Fetal Alcohol Spectrum Disorder.
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 Minister for Foreign Affairs (Senator Payne) to a question without notice asked by Senator Di Natale today relating to the Australian Embassy in Israel.
Question put and passed.
9 Notices

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

(a) notes:
    (i) that the United Nations declared 17 October as the International Day for the Eradication of Poverty,
    (ii) that this year marks the 70th anniversary of the proclamation of the Universal Declaration of Human Rights, and
    (iii) the fundamental connection between extreme poverty and human rights, and that those living in poverty are disproportionately affected by rights violations;

(b) further notes:
    (i) the global commitment in pursuit of Sustainable Development Goal 1 to end poverty in all its forms everywhere, and to recognise the dignity of the individual in the principle of leaving no one behind, and
    (ii) that despite global poverty rates halving since 2000, one in ten people are still living below the international poverty line of US$1.90 a day; and

(c) acknowledges:
    (i) that poverty is more than the lack of income and resources, its manifestations include hunger and malnutrition, limited access to education and other basic services, social discrimination and exclusion,
    (ii) the struggle of people living in poverty, hears their concerns and recognises that poor people are at the forefront of the fight against inequality, and
    (iii) that building a sustainable future requires us to intensify our efforts towards ensuring that everyone can exercise their human rights and to fulfil the needs and aspirations of everyone – not just the privileged few in this generation and those to come. (general business notice of motion no. 1127)

Senator Storer: To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to amend the Australian Broadcasting Corporation Act 1983, and for related purposes. Australian Broadcasting Corporation Amendment (Appointment of Directors) Bill 2018. (general business notice of motion no. 1128)

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

(a) notes that a recent Intergovernmental Panel on Climate Change report on limiting global temperature increase by 1.5 degrees by 2050:
    (i) stated that ‘nuclear increases its share in most 1.5 degree pathways by 2050’,
    (ii) indicated in some projections that nuclear energy generation could expand by as much as 200 exajoules by 2100 – the equivalent of double the United States of America’s annual consumption,
    (iii) estimated nuclear energy generation would increase by 2.5 times by 2050 in 85 mitigation scenarios, and
    (iv) the median uptake of primary energy supply via nuclear energy across the 85 mitigation scenarios between 2020 and 2050 was 7.22%, more than renewable energy (6.71%) and biomass (5.56%);
(b) further notes that investigation of nuclear energy generation in Australia has been the subject of a legislative ban imposed at the behest of The Greens for almost 20 years; and

(c) calls on the Federal Government to take steps to allow the consideration of nuclear energy generation in Australia’s energy mix. *(general business notice of motion no. 1129)*

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

(a) recognises that:

(i) ordinary Australians are struggling financially – the cost of living is too high,

(ii) the price of petrol is the highest that it has ever been and is a burden on ordinary Australians, and

(iii) there are calls for a national fuel strike; and

(b) calls on the Federal Government to immediately remove fuel excise to lower the cost of living burden for ordinary Australians. *(general business notice of motion no. 1130)*

 Senator Urquhart: To move on the next day of sitting—That the Senate requires the attendance of the Chairman of NBN Co, Dr Ziggy Switkowski, at the Communications and the Arts portfolio 2018-19 supplementary Budget estimates hearing of the Environment and Communications Legislation Committee on Tuesday, 23 October 2018, for as long as the NBN Co is called by the committee. *(general business notice of motion no. 1131)*

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

(a) notes that Red China is increasingly threatening the domestic tranquillity and national security of Australia, through a variety of means, including but not limited to:

(i) Chinese property speculators driving up the cost of housing in Australia – creating the housing crisis facing our younger generations,

(ii) the purchase of prime agricultural land by Chinese investors, risking our food security,

(iii) the purchase and long-term lease of vital strategic infrastructure to Chinese-controlled companies, such as the Port of Darwin, which threatens Australian control over our exports and imports, and

(iv) Chinese donations and ‘gifts’ to Australian politicians, which subverts Australian democracy; and

(b) calls on all senators to recognise this significant threat posed by Red China to the national security and democratic process of Australia. *(general business notice of motion no. 1132)*

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

(a) notes the undue influence within the Australian university system from the Chinese regime via the Confucius Institutes, which can be found at the following universities: University of Western Australia, University of Melbourne, University of Adelaide, University of Queensland, Queensland University of Technology, University of Sydney, University of New South Wales, Royal Melbourne Institute of Technology, University of Newcastle, Charles Darwin University, Victoria University, Griffith University and La Trobe University;
(b) notes the regular intimidation of Chinese students studying in Australia by the Chinese Communist Government, for comments critical of the oppressive regime; and

(c) calls on all senators to recognise this significant threat posed by Red China to the freedom of the education and university system within Australia through its Confucian Institutes Trojan Horse. (general business notice of motion no. 1133)

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

(a) notes that:

(i) on 11 July 2018, United States President, Mr Donald Trump, told NATO leaders that they should increase their defence spending to 4% of their country’s economic output,

(ii) the United States spent approximately 3.57% of its GDP on defence last year,

(iii) Australia spent approximately 2% of its GDP on defence last year,

(iv) we live in a volatile geo-political environment, and Australia ought to have strong defence capabilities to defend the air-sea gap approach to our borders, and

(v) historically, during the 1950s and 1960s, Australia spent on average 3.3% of its GDP on defence; and

(b) calls on the Federal Government to increase its defence spending to a target of 4% GDP to protect all Australians. (general business notice of motion no. 1134)

Senators Brown, Siewert and Reynolds: To move on the next day of sitting—That the Senate—

(a) notes that 14 October 2018 marked the beginning of National Carers Week;

(b) recognises that there are over 2.7 million carers across Australia providing critical supports to our family, friends and loved ones at an estimated value of $60.3 billion per annum to the economy; and

(c) encourages all Australians to:

(i) celebrate the role that carers play in our society, and to get involved in the week’s activities, and

(ii) participate in events across the country, or on social media, by telling Australians ‘Why You Care’ and using the hashtag Carers2018. (general business notice of motion no. 1135)

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

(a) notes that:

(i) since the last Senate sitting period, there have been 8 women killed by violence in Australia, bringing the total number of women killed by violence to 55 in 2018, as reported by Counting Dead Women Australia from Destroy The Joint,

(ii) on average, one woman a week is murdered by her current or former partner,

(iii) 1 in 3 Australian women have experienced physical violence since the age of 15,

(iv) 1 in 5 Australian women has experienced sexual violence,

(v) 1 in 6 Australian women has experienced physical or sexual violence by a current or former partner,
(vi) 1 in 4 Australian women has experienced emotional abuse by a current or former partner,
(vii) Australian women are nearly three times more likely than men to experience violence from an intimate partner,
(viii) there is growing evidence that women with disabilities are more likely to experience violence,
(ix) Aboriginal and Torres Strait Islander women report experiencing violence in the previous 12 months at 3.1 times the rate of non-Indigenous women, and
(x) in 2014-15, Indigenous women were 32 times as likely to be hospitalised due to family violence as non-Indigenous women; and

(b) calls on the Federal Government to:
   (i) recognise domestic violence against women as a national security crisis,
   (ii) adequately fund frontline domestic violence and crisis housing services to ensure that all women seeking safety can access these services when and where they need them,
   (iii) legislate for 10 days paid domestic violence leave, so that women do not have to choose between paying the bills and seeking safety, and
   (iv) implement all 25 recommendations of the report of the Finance and Public Administration References Committee into domestic violence in Australia, tabled in the Senate on 20 August 2015. (general business notice of motion no. 1136)

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

(a) notes that:
   (i) the New South Wales (NSW) Government is proposing to raise the Warragamba Dam wall by fourteen metres, which could inundate up to 4700 hectares of national parks and 65 kilometres of wilderness streams and rivers, irreversibly damaging the integrity of the Greater Blue Mountains World Heritage Area (GBMWHA),
   (ii) there are 25 threatened plant and animal species which inhabit the proposed inundation area, including the Camden White Gum, Kowmung Hakea and near-extinct honeyeaters, and
   (iii) there are alternatives for protecting the region from flooding, and the community is sceptical that raising the dam wall is just a plan to allow a huge increase in inappropriate property developments on the floodplains of the Hawkesbury and Nepean Rivers;
(b) opposes the NSW Government’s plans to raise the Warragamba Dam wall; and
(c) calls on the Minister for the Environment to block federal approvals required to raise the Warragamba Dam wall. (general business notice of motion no. 1137)

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

(a) notes that:
   (i) the Liberal-National Federal Government has announced it will give an additional $4.6 billion to the Catholic and Independent school sectors, following an intense lobbying campaign, and
   (ii) public schools, despite teaching two in three students in Australia, are underfunded and, under the current system, almost 90% of public schools will not receive the funding they need to meet the educational needs of their students; and
(b) calls on the Federal Government to cancel the special deal with Catholic and Independent schools, and commit to funding public schools fairly, including diverting the full $4.6 billion into underfunded public schools. (general business notice of motion no. 1138)

Senator McAllister: To move on the next day of sitting—That the Senate—
(a) notes that 14 to 20 October 2018 is Anti-Poverty Week;
(b) recognises that all people have a right to a standard of living that is adequate for their health and well-being;
(c) acknowledges that, according to a 2016 Australian Council of Social Service report, 2.9 million Australians are living below the poverty line;
(d) commends the work being done by the community to address poverty nationally and internationally;
(e) urges the Federal Government to commit to working towards an Australia where nobody lives in poverty; and
(f) condemns the Federal Government for:
   (i) failing to act on the housing affordability crisis,
   (ii) years of budget cuts that have left essential services crippled, and
   (iii) failing to support Australian families who rely on penalty rates. (general business notice of motion no. 1139)

Senators Singh, Wong, Moore, Payne, Gichuhi, Waters, Rice, Reynolds and Hanson-Young: To move on the next day of sitting—That the Senate—
(a) notes that:
   (i) 11 October 2018 was the internationally recognised Day of the Girl Child,
   (ii) since its inception in 2011, the International Day of the Girl Child has:
      (A) provided the international community with an opportunity to recognise and celebrate the power and potential of girls around the world, and
      (B) played a pivotal role in highlighting the barriers still faced by girls and women,
   (iii) the theme of this year’s Day of the Girl Child was ‘With her: A skilled GirlForce’,
   (iv) according to UNICEF, young women aged between 15 and 29 are more than three times as likely as young men to not be in employment, education or training,
   (v) 131 million girls worldwide are out of school around the world, while completion rates and learning levels of girls are lower than those of boys,
   (vi) by 2030, at current rates, more than half the world’s girls will not be on track to achieve secondary level literacy and numeracy skills,
   (vii) some countries lose more than $1 billion a year by failing to educate girls to the same level as boys,
   (viii) 35% of economically inactive young women leave work to have a baby or look after family,
   (ix) girls who are married before the age of 18 see higher poverty rates than those who are married later, and
   (x) 15% of East Asian and Pacific girls are married before the age of 18;
(b) recognises that young women’s participation in education, training and work:
   (i) provides women with agency and opportunities, and
   (ii) fosters economic growth and stability;
(c) reaffirms its commitment to the empowerment of girls and women, and to the
   fight against all barriers to their full economic, political and social participation; and
(d) acknowledges the work of advocates for girls and women around the world.

\textit{general business notice of motion no. 1140}

Senator Anning: To move on the next day of sitting—That the Senate—
   (a) notes a motion, standing in the name of Senator Anning, of 19 June 2018
calling for the relocation of the Australian Embassy in Israel to Jerusalem, in
line with a similar action by the United States, was opposed by the
Government, which voted with Labor and The Greens to defeat the motion;
(b) notes that the Wentworth by-election will occur on 20 October 2018 and that
that electorate has a large Jewish population;
(c) notes the statement by the Prime Minister, Mr Morrison, on 15 October 2018,
that the Government is supposedly considering relocating the Australian
Embassy in Israel to Jerusalem;
(d) expresses concern that these comments by the Prime Minister do not reflect a
genuine intent by the Government to re-locate the Australian Embassy, but are
instead a cynical ploy to win Liberal votes in a closely-contested seat, which
the Government has no intention of honouring; and
(e) calls on the Federal Government to dispel these concerns by making a firm
commitment immediately that it will relocate the Australian Embassy in Israel
to Jerusalem by March 2019. \textit{general business notice of motion no. 1141}

The Leader of the Australian Greens (Senator Di Natale): To move on the next day of
sitting—
   (1) That there be laid on the table by the Minister representing the Minister for the
Environment, by not later than 5 calendar months after each:
      (a) 31 March;
      (b) 30 June;
      (c) 30 September; and
      (d) 31 December,
   the quarterly update of Australia’s National Greenhouse Gas Inventory.
(2) If the Senate is not sitting when a quarterly update is ready for presentation, the
statement is to be presented to the President under standing order 166.
(3) This order is of continuing effect. \textit{general business notice of motion no. 1142}

The Leader of the Australian Greens (Senator Di Natale): To move on the next day of
sitting—That the Senate—
   (a) notes that the Government is deploying a strategy of avoiding accountability,
interrogation and scrutiny in relation to Australia’s rising pollution levels, and
owning up to its hostility towards any climate policy by:
      (i) the Minister for the Environment refusing four media requests from
7.30, half a dozen requests for interviews from Sky News and multiple
interviews from Fairfax Media and Channel 7,
(ii) the now frequent practice of holding back the quarterly updates of Australia’s National Greenhouse Gas Inventory reports, merging quarterly reports and releasing them at times to minimise scrutiny and obscure public attention of their contents, and

(iii) most recently, by proposing an estimates schedule for the Environment and Communications Legislation Committee that has pushed back scrutiny of greenhouse reductions to 9.35 pm in the evening; and

(b) directs the Environment and Communications Legislation Committee, in relation to its supplementary estimates hearing on Monday, 22 October 2018, to call on program 2.1 of the Environment and Energy portfolio: Reducing Australia’s Greenhouse Gas Emissions by not later than 2 pm. (general business notice of motion no. 1143)

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

(a) notes that:

(i) 16 October 2018 represents one year since the Senate debated the Migration Amendment (Family Violence and Other Measures) Bill 2016,

(ii) the bill has been listed on the Senate’s draft legislation program at least 5 times since then, including for today, where it is the fifth-placed bill, and

(iii) among other things, the bill attempts to address family violence in migrant families by ensuring character checks of a sponsor are conducted before a visa application can be made, and that the findings are shared with the person they are sponsoring; and

(b) calls on the Federal Government to bring the Migration Amendment (Family Violence and Other Measures) Bill 2016 on for debate by 15 November 2018. (general business notice of motion no. 1144)

The Minister for Communications and the Arts (Senator Fifield): To move on the next day of sitting—That the provisions of paragraphs (5) to (8) of standing order 111 not apply to the Treasury Laws Amendment (Lower Taxes for Small and Medium Businesses) Bill 2018, allowing it to be considered during this period of sittings.

Document: The Assistant Minister for International Development and the Pacific (Senator Ruston) tabled the following document:

Consideration of legislation—Statement of reasons for introduction and passage of the bill in the 2018 spring sittings.

Intention to withdraw: Senator Siewert, pursuant to standing order 78, gave notice of her intention, at the giving of notices on the next day of sitting, to withdraw business of the Senate notice of motion no. 2 standing in her name for 13 November 2018 for the disallowance of the Social Security (Declared Program Participant) Determination 2018 [F2018L00777].

10 Leave of absence

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

(a) Senator Macdonald from 15 to 18 October 2018, on account of parliamentary business;

(b) Senator Martin from 15 to 18 October 2018, for personal reasons;
(c) Senator Paterson on 15 October 2018, on account of parliamentary business; and

(d) Senator Seselja from 16 to 18 October 2018, on account of parliamentary business.

Question put and passed.

11 Postponement

Business was postponed as follows:

General business notice of motion no. 116 standing in the name of Senator O’Sullivan for today, relating to religious freedom, postponed till 12 November 2018.

12 Committee—Extension of time to report

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

Environment and Communications References Committee—Rehabilitation of mining and resources projects, extended to 28 November 2018.

13 Privileges—Standing Committee—Reference

Senator Urquhart, at the request of Senator Pratt and pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 4—

(1) That the following matter be referred to the Committee of Privileges for inquiry and report:

The disposition of the material over which a claim of privilege has been made by Senator Pratt, namely, the material delivered to the Clerk of the Senate on 11 October 2018 by the Australian Federal Police (AFP) following the execution of search warrants on that day, and other copies of the same material.

(2) In carrying out its inquiry, the committee shall have regard to the law of parliamentary privilege, and the powers and practices of the Commonwealth Houses.

(3) The committee shall be provided by the AFP with a list and a description of the seized material but the list and description to be provided by the AFP must not contain any information that could identify any person subject to investigation by the AFP in connection with the execution of the search warrants referred to in paragraph (1).

(4) The committee shall provide to affected parties the opportunity to make submissions on the claim of parliamentary privilege and may seek submissions on the application of the law of parliamentary privilege.

(5) If the committee is able to determine the matter without examining the material, it shall report accordingly to the Senate, making recommendations for the disposition of the material.

(6) If the committee is unable to determine the matter without an examination of the material, it may:

(a) with the approval of the President, appoint an appropriate person to examine the material and report to it on the claim of parliamentary privilege, or

(b) examine the material itself.
(7) The material shall remain in the custody of the Clerk at all times until its disposition is determined by the Senate, except that the Clerk may provide access for the committee, or for a person appointed by the committee, to examine the material in accordance with paragraph (6).

Question put and passed.

14 Finance and Public Administration References Committee—Proposed reference

The Leader of the Opposition in the Senate (Senator Wong), also on behalf of Senator O’Neill, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 3—that the following matter be referred to the Finance and Public Administration References Committee for inquiry and report by 29 March 2019:

Government interference in the independence and integrity of the Australian Broadcasting Corporation (ABC), with particular reference to:

(a) the operation of Parts II, III and IIIA of the Australian Broadcasting Corporation Act 1983, in relation to:

(i) the duties of the Board and Managing Director, and
(ii) appointments, terminations and resignations of persons under these parts;

(b) performance of the ABC Board under the Public Governance, Performance and Accountability Act 2013, in relation to general duties of officials;

(c) implications of political influence for governance at the ABC, including via:

(i) board appointments,
(ii) funding decisions,
(iii) policy and legislative proposals,
(iv) reviews and inquiries, and
(v) content complaints, queries and requests;

(d) safeguarding and promoting the independence and integrity of the ABC; and

(e) any related matters.

Statements by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston) and Senator Hanson-Young, by leave, made statements relating to the motion.

Question put.

The Senate divided—

AYES, 23

Senators—

Brown
Chisholm
Collins
Dodson
Gallacher
Griff

Hinch
Keneally
Ketter
Kitching
Leyonhjelm
Lines

Marshall
McAllister
McCarthy
O’Neill
Patrick
Pratt

Singh
Smith, David
Storer
Urquhart*
Wong
The Leader of the Opposition in the Senate (Senator Wong), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1126—That the Senate—

(a) notes that:
   (i) Australia is a tolerant and accepting nation and discrimination against LGBTI Australians has no place in our national laws,
   (ii) the Government has had the Review into Religious Freedoms since May 2018, and has so far refused to release it so Australia can have a proper debate about these important issues,
   (iii) repeated leaks over the last week have suggested that the review will recommend changes to exemptions from anti-discrimination legislation in relation to LGBTI students and staff,
   (iv) many religious education institutions have made clear that they do not use, nor do they want, these exemptions, and
   (v) these exemptions are out of step with the views and beliefs of most Australians; and

(b) calls on the Federal Government to:
   (i) immediately introduce legislation which would abolish the current exemptions that permit discrimination against LGBTI students and staff in religious schools, and
   (ii) immediately release the Review into Religious Freedoms so the Australian people can have a mature debate about how we can best balance protection of religious freedom with the rights of people to live free from discrimination, in compliance with the orders of the Senate of 19 and 20 September 2018.

Statement by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.

Question put.
The Senate divided—

**AYES, 32**

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**NOES, 29**

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* Tellers

Question agreed to.

16 Environment and Communications References Committee—Reference

Senator Hanson-Young, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 2—That the following matter be referred to the Environment and Communications References Committee for inquiry and report by 29 March 2019:

The allegations of political interference in the Australian Broadcasting Corporation (ABC), with particular reference to:

(a) the termination of ABC Managing Director, Ms Michelle Guthrie;
(b) the conduct of the Chair and the Board;
(c) the structure, composition and appointments of the ABC Board;
(d) the political influence or attempted influence of the Government over ABC editorial decision-making, including:
   (i) outcomes of the Competitive Neutrality of the National Broadcaster Inquiry and Efficiency Review – ABC and SBS, and
   (ii) the role of funding uncertainty in facilitating political influence;
(e) governance, legislative and funding options to strengthen the editorial independence and strength of the ABC to prosecute its charter obligations; and
(f) other related matters.

*Statement by leave:* The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.

Question put.
The Senate divided—

AYES, 35

Senators—

Abetz
Birmingham
Brockman
Bushby*
Canavan
Colbeck
Di Natale
Duniam
Faruqi
Fawcett
Fieravanti-Wells
Fifield
Gichuhi
Griff
Hanson-Young
Hinch
Hume
McGrath
McKenzie
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Molan
Paterson
Patrick
Payne
Reynolds
Rice
Ruston
Ryan
Scullion
Siwert
Smith, Dean
Stoker
Storzy
Waters
Whish-Wilson

NOES, 24

Senators—

Anning
Bernardi
Carr
Chisholm
Collins
Dodson
Gallacher
Georgiou
Hanson
Keneally
Ketter
Kitching
Leyonhjelm
Lines
Marshall
McAllister
McCarthy
Moore
O’Neill
O’Sullivan
Pratt
Singh
Smith, David
Urquhart*

* Tellers

Question agreed to.

17 Rural and Regional Affairs and Transport References Committee—Reference

Senator Urquhart, at the request of Senator Brown 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 Rural and Regional Affairs and Transport References Committee for inquiry and report by 1 February 2019:

The independence of regulatory decisions made by the Australian Pesticides and Veterinary Medicines Authority (APVMA), with particular reference to:

(a) the responsiveness and effectiveness of the APVMA’s process for reviewing and reassessing the safety of agricultural chemicals in Australia, including glyphosate, and how this compares with equivalent international regulators;
(b) the funding arrangements of the APVMA, comparisons with equivalent agricultural chemical regulators internationally and any impact these arrangements have on independent evidence-based decision making;
(c) the roles and responsibilities of relevant departments and agencies of Commonwealth, state and territory governments in relation to the regulation of pesticides and veterinary chemicals;
(d) the need to ensure that Australia’s farmers have timely access to safe, environmentally sustainable and productivity enhancing products;
(e) the impact of the APVMA’s relocation on its capability to undertake chemical reviews in a timely manner; and
(f) any other related matters.

Statements by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston) and Senator Rice, by leave, made statements relating to the motion.

Question put and passed.
18 **Sydney Opera House**

Senator Faruqi, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1115—That the Senate—

(a) notes that:

(i) the Sydney Opera House was inscribed on the World Heritage List in 2007 in recognition of it being a masterpiece of 20th century architecture,

(ii) the Minister for the Environment has a responsibility to protect the Opera House under the *Environment Protection and Biodiversity Conservation Act 1999*, and

(iii) the New South Wales (NSW) Liberal Government allowed a promotion for a horse racing event to be displayed on the sails of the Opera House in contravention of state heritage laws, the Opera House Plan of Management and the overwhelming views of the community;

(b) condemns the NSW Government for treating the Opera House as a billboard; and

(c) calls on the Minister for the Environment to take action to protect our cultural icons.

*Statements by leave*: The Assistant Minister for International Development and the Pacific (Senator Ruston) and Senators Chisholm and Faruqi, by leave, made statements relating to the motion.

*Leave refused*: The Leader of Derryn Hinch’s Justice Party (Senator Hinch) sought leave to make a statement relating to the motion. An objection was raised and leave was not granted.

**Question put.**

The Senate divided—

**AYES, 32**

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**NOES, 29**

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**Question agreed to.**
19 **Notice of motion withdrawn**

Senator Carr withdrew general business notice of motion no. 1120 standing in his name for today, proposing an order for the production of documents by the Minister representing the Minister for Industry, Science and Technology.

20 **Suicide and mental health**

Senator Griff, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1123—That the Senate—

(a) notes that:

(i) Australia’s suicide rate is a source of anguish and outrage with 3128 Australians taking their own life in 2017 – this represents 262 more deaths than the previous year, or 9.1% higher than 2016,

(ii) the Australian Bureau of Statistics has released alarming national data that shows that intentional self-harm is now ranked the 13th leading cause of death, moving up from 15th position in 2016,

(iii) in 2017, suicide was the leading cause of death among people aged between 15 and 44 years, and the second leading cause of death among those between 45 and 54 years of age,

(iv) suicide is the 10th leading cause of death for males – the suicide rate among males is more than three times greater than that for females,

(v) in 2017, there were 165 suicides of Aboriginal and Torres Strait Islander People, and 162 deaths the year before,

(vi) in 2017, suicide remained the leading cause of death of children between 5 and 17 years of age, with 98 deaths occurring in this age group – this is a 10% increase in deaths from 2016, and

(vii) in 2017, approximately 80% of intentional self-harm deaths had co-morbidities mentioned as contributing factors to death – mood disorders, including depression, were the most common mentioned condition with intentional self-harm, followed by drug and alcohol disorders;

(b) recognises that behind every suicide statistic is a person who is cared for and loved, with family and friends left devastated by their loss;

(c) supports specialist counselling service Lifeline’s urging of the Federal Government to set a national suicide reduction target; and

(d) calls on the Federal Government to:

(i) set a national target to achieve a 25% suicide reduction over five years, and

(ii) appoint a Minister for Mental Health.

*Statements by leave*: The Assistant Minister for International Development and the Pacific (Senator Ruston) and Senator Chisholm, by leave, made statements relating to the motion.

Question put.

The Senate proceeded to divide, but the call for the division was withdrawn by leave.

Question put and passed.
21 Anti-discrimination laws—Independent schools

Leave refused: The Leader of Derryn Hinch’s Justice Party (Senator Hinch) sought leave to amend general business notice of motion no. 1114, relating to anti-discrimination laws and independent schools. An objection was raised and leave was not granted.

Senator Hinch, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1114—That the Senate—

(a) acknowledges:

(i) the recent partial release of the ‘Ruddock Report’ into religious freedoms in Australia, and

(ii) that, in response, both the government and the opposition have now committed to repealing sections of the *Sex Discrimination Act 1984,* which allow independent schools to sack teachers and expel children on the basis of their sexual orientation; and

(b) calls on the Federal Government to:

(i) work with the states and territories to achieve consistency in anti-discrimination laws,

(ii) withhold federal funding to any schools which engage in discrimination against teachers or students on the basis of sexual orientation, and

(iii) deny charity tax concessions to any organisation or commission responsible for a school that engages in discrimination.

Leave refused: The Leader of the Australian Greens (Senator Di Natale) sought leave to move an amendment to the motion. An objection was raised and leave was not granted.

*Statements by leave:* The Assistant Minister for International Development and the Pacific (Senator Ruston) and Senators Chisholm and Rice, by leave, made statements relating to the motion.

Question put.

The Senate divided—

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NOES, 47

Senators—

Abetz  Dodson  Kitching  Pratt
Anning  Duniam  Leyonhjelm  Reynolds
Bernardi  Fawcett  Lines  Ruston
Bilyk  Fieravanti-Wells  Marshall  Ryan
Burston  Fifield  McAllister  Singh
Bushby  Gallacher  McCarthy  Smith, David
Canavan  Georgiou  McGrath  Smith, Dean
Carr  Gichuhi  Molan  Sterle
Cash  Hanson  Moore  Stoker
Chisholm  Hume  O'Neill  Urquhart*
Colbeck  Keneally  O'Sullivan  Williams
Collins  Ketter  Paterson

*Tellers

Question negatived.

22 Bradford Scheme

Senator Anning, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1118—That the Senate—

(a) notes:

(i) the importance of the agricultural industry for the Queensland and the Australian economy,

(ii) the need to get water to the drought stricken farmers, to ensure the survival of family farms, and

(iii) that water, via irrigation, is the best form of aid that can be given to farmers;

(b) acknowledges that the Bradfield Scheme, as envisioned by Mr John JC Bradfield, would irrigate vast areas west of the Great Dividing Range; and

(c) calls on all senators to support the construction of the Bradfield Scheme.

Statements by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston) and Senators Chisholm and Rice, by leave, made statements relating to the motion.

Question put.

The Senate divided—

AYES, 6

Senators—

Anning*  Burston  Hanson  O'Sullivan
Bernardi  Georgiou
 Senators—

No. 123—16 October 2018

NOES, 48

Abetz
Bilyk
Bushby
Canavan
Carr
Cash
Chisholm
Colbeck
Collins
Di Natale
Dodson
Duniam

Faruqi
Ferraravanti-Wells
Fifield
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Stoker
Storer
Unquhart*
Whish-Wilson

Di Natale
Faruqi
Hanson-Young

McKim
Rice
Siewert*

Waters

* Tellers

Question negatived.

23 **Newstart Allowance**

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. 1119—That the Senate—

(a) notes that:

(i) a company with a turnover of $50 million a year is not a small business,

(ii) corporate profits hit a record $335 billion, up 10% in a year, while wages are at all-time lows of 2.1%, and

(iii) spending $3.6 billion on more company tax cuts will not reduce economic inequality and low wage growth; and

(b) calls on the Federal Government to instead reinvest that money into lifting Newstart for the first time since 1994, when it was lifted by just $2.95 a week.

Statement by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

AYES, 9

Di Natale
Faruqi
Hanson-Young

McKim
Rice
Siewert*

Waters

Whish-Wilson
24 Climate change policy

Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1125—That the Senate—

(a) notes:

(i) that the Intergovernmental Panel on Climate Change (IPCC) forecasts that warming of 2 degrees above pre-industrial levels will see the death of 100% of coral reefs globally, and that warming of 1.5°C will see 90% of coral reefs die,

(ii) that the IPCC forecasts that warming is likely to reach 1.5°C above pre-industrial levels between 2030 and 2052 if it continues at the current trajectory,

(iii) the United Nations Educational, Scientific and Cultural Organization (UNESCO) report, released on 18 September 2018, *Impacts of climate change on World Heritage coral reefs: Update to the first global scientific assessment*, which confirms that remaining within 1.5°C climate target is critical for survival of World Heritage-listed coral reefs,

(iv) the statement by the Chair of the Great Barrier Reef Foundation Board during the Brisbane hearing of the inquiry into the Great Barrier Reef 2050 Partnership Program, that ‘many reefs around the world are classified as in danger, regardless of whether UNESCO has them listed’, and

(v) that 64,000 people rely on jobs supported by the Great Barrier Reef; and

(b) calls on the Federal Government to:

(i) ban corporate donations to political parties from the fossil fuel industry, an industry which financially benefits from this Government’s lack of action on climate change,

(ii) get a climate policy that limits global warming to 1.5 degrees to protect the Great Barrier Reef and Australians from extreme weather events, and

(iii) revoke all federal approvals for the Adani Carmichael mine, and not approve any new coal in Australia.

Statement by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.

Question put.
The Senate divided—

AYES, 8

Senators—

Di Natale  Hanson-Young  Rice  Waters
Faruqi  McKim  Stiewert*  Whish-Wilson

NOES, 45

Senators—

Abetz  Fieravanti-Wells  Lines  Ruston
Anning  Fifield  Marshall  Ryan
Bernardi  Gattacher  McAllister  Singh
Bilyk  Georgiou  McCarthy  Smith, David
Burston  Griff  McGrath  Smith, Dean
Bushby  Hanson  Molan  Sterle
Carr  Hinch  Moore  Stoker
Chisholm  Hume  Paterson  Storer
Collbeck  Keneally  Patrick  Urquhart*
Collins  Kitching  Pratt  Watt
Dodson  Leyonhjelm  Reynolds  Williams

* Tellers

Question negatived.

25 Invictus Games

Senator Bernardi, also on behalf of Senator Dean Smith, amended general business notice of motion no. 1107 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) welcomes His Royal Highness, Prince Harry, the Duke of Sussex, and Her Royal Highness, Meghan, Duchess of Sussex, to Australia;

(b) commends His Royal Highness for his initiative in creating the Invictus Games, and the royal couple for their support for injured veterans;

(c) wishes all competitors from 18 nations well in their participation in the 4th Invictus Games in Sydney from 20 to 27 October 2018; and

(d) congratulates the Duke and Duchess, and Kensington Palace, on the announcement of the expectancy of their first child.

Statement by leave: Senator Whish-Wilson, by leave, made a statement relating to the motion.

Question put and passed.

26 Financial sector entities—Tax information—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. 1108—

(1) That the Senate—

(a) notes that on 14 August 2018 the Senate agreed to order the Commissioner of Taxation to provide to the Economics Legislation Committee information for the financial years 2000-01 to 2012-13 regarding which financial sector entities:

(i) did not lodge tax returns during that period, and

(ii) did not report nil tax payable during that period;
(b) further notes that, in response to the order of 14 August 2018, the Commissioner of Taxation sought to clarify the scope of the proposed order as to avoid an unreasonable diversion of resources, while still achieving the objectives of the order; and

(c) orders the Commissioner of Taxation to provide to the Economics Legislation Committee, in relation to designated financial entities for the financial years from the year ended 30 June 2001 (or substituted accounting period) to the year ended 30 June 2016 (or substituted accounting period) inclusive:

(i) the combined designated information for an entire category of designated APRA regulated entities, by no later than 18 October 2018, and

(ii) the designated information provided for individual taxpayers, by no later than 29 November 2018.

(2) That for the purposes of this order:

(a) ‘designated APRA regulated entity’ means an entity that either was:

(i) disclosed on the APRA website as at 15 August 2018, or

(ii) not currently disclosed, but registered historically (as at July 2013, July 2008 or July 2003), and

was listed under at least one of the following categories:

(iii) authorised deposit-taking institutions under any of the following categories:

(A) Australian-owned banks,

(B) foreign subsidiary banks, and

(C) branches of foreign banks,

(iv) general insurance entities authorised to conduct new or renewal insurance business,

(v) life insurance entities,

(vi) friendly societies,

(vii) registrable superannuation entities designated as public offer funds, and

(viii) non-operating holding companies;

(b) ‘designated financial entity’ means a financial entity that has reported total business income of greater than or equal to $100 million in at least one of the financial years from 30 June 2001 to 30 June 2016 and is either:

(i) a designated APRA regulated entity that is required to lodge a tax return in its own right as it is not a member of a tax consolidated group or multiple entry consolidated (MEC) group, or

(ii) the head entity of the tax consolidation group or provisional head entity of the MEC group, of which the designated APRA regulated entity is a member, where the head entity lodges a single income tax return on behalf of the group, including that entity; and
(c) ‘designated information’ means information indicating if a designated financial entity has:
   (i) lodged a corporate income tax return more than six months after the original due date for one or more of the financial years from 30 June 2001 to 30 June 2016, or
   (ii) as at 15 August 2018, not yet lodged a corporate income tax return for one or more of the financial years from 30 June 2001 to 30 June 2016.

Question put and passed.

27 Funding for Research into Cancers with Low Survival Rates—Select Committee—Government response
Senator Bilyk, also on behalf of Senator Griff, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1110—
That the Senate—
   (a) notes that:
      (i) cancers with low survival rates (LSR cancers) make up around 20% of the incidence of all cancers in Australia, yet account for around 50% of cancer deaths,
      (ii) on 28 November 2017, the Select Committee into Funding for Research into Cancers with Low Survival Rates tabled its report, and made 25 recommendations for improving the survival rates of LSR cancers,
      (iii) in accordance with the three-month deadline for government responses to committee reports, the Government’s response to this select committee report is almost eight months overdue, and
      (iv) patients with LSR cancers, their families and carers are desperate for some hope that serious action will be taken to improve their chances of survival; and
   (b) demands that the Government table its well-overdue response to the report of the Select Committee into Funding for Research into Cancers with Low Survival Rates.

Statement by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.
Question put and passed.

28 Community Development Program—Final evaluation reports—Order for production of documents
Senator Siewert, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1111—That there be laid on the table by the Minister for Indigenous Affairs, by 10 am on 18 October 2018, the final evaluation reports of the Community Development Program.
Question put and passed.
29 **Occupationally-acquired respiratory disease**

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. 1112—That the Senate—

(a) notes that:

(i) since September 2018, more than 20 cases of advanced silicosis have been found in Queensland,

(ii) at present, there is no known treatment that can arrest the progress of this disease, and

(iii) previous attempts have been made to raise this issue with the Government, but that they have not taken action on it; and

(b) calls on the Government to:

(i) fund respiratory health assessments of all workers (past and present) in the industry,

(ii) conduct an urgent review of the dust control measures used in the industry, including independent monitoring of dust levels,

(iii) conduct comprehensive enforcement of hazardous substances regulations related to silica dust exposure,

(iv) enforce an immediate prohibition on dry cutting techniques, and

(v) establish a national occupationally-acquired respiratory disease surveillance and registry program.

*Statement by leave:* The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.

Question put and passed.

30 **Discrimination Free Schools Bill 2018**

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. 1113—That the following bill be introduced:

A Bill for an Act to amend the law relating to discrimination in educational institutions, and for related purposes.

Question put and passed.

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

Question put and passed.

Bill read a first time.

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

*Explanatory memorandum:* Senator Di Natale, by leave, tabled an explanatory memorandum relating to the bill.

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

Senator Rice, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1121—That the Senate—

(a) notes that the Government has repeatedly claimed public interest immunity in response to the orders of the Senate of 19 and 20 September 2018 for the production of a document, namely, the final report of the Religious Freedom Review Expert Panel;

(b) further notes that, despite these claims of public interest immunity, significant portions of the final report have been leaked to the media, including its recommendations;

(c) in light of the leaking of significant portions of the document, is of the view that there can be no legitimate claim that the public interest is served by withholding the balance of the document;

(d) insists that there be laid on the table by the Minister representing the Prime Minister, by no later than 7.20 pm on 16 October 2018, the final report of the Religious Freedom Review Expert Panel; and

(e) orders that, if the final report is not tabled by the specified time, then:

(i) the Minister be required to attend the Senate on Wednesday, 17 October 2018, before government business is called on, to explain why the minister has not complied with this order for the production of a document,

(ii) at the conclusion of the minister’s explanation, any senator may, without notice, move a motion to take note of the minister’s explanation, and

(iii) any senator may speak to any motion moved under subparagraph (e)(ii) for not more than 10 minutes, and the motion may be debated for no longer than 2 hours and shall have precedence over all government business until determined.

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

Question put and passed.

32 Anti-Semitism

Motion determined as not formal: The Leader of Pauline Hanson’s One Nation (Senator Hanson) requested that general business notice of motion no. 1109 standing in her name for today, relating to anti-Semitism, be taken as formal. An objection was raised and the motion was not proceeded with as a formal motion.

Statements by leave: Senator Hanson and the Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made statements relating to the motion.

33 Treaties

Motion determined as not formal: Senator Anning requested that general business notice of motion no. 1117 standing in his name for today, relating to the review of international treaties, be taken as formal. An objection was raised and the motion was not proceeded with as a formal motion.
34 Saudi Arabia—Press freedom

*Motion determined as not formal:* Senator Whish-Wilson, also on behalf of Senators Patrick and Bernardi, requested that general business notice of motion no. 1122 standing in their names for today, relating to press freedom in Saudi Arabia, be taken as formal. An objection was raised and the motion was not proceeded with as a formal motion.

*Statements by leave:* Senators Whish-Wilson and Patrick and the Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made statements relating to the motion.

35 Notice

Senator McKim, also on behalf of Senator Storer, by leave, gave a notice of motion as follows: To move on the next day of sitting—that the Senate—

(a) notes:

(i) that there are currently around 100 children being detained by the Australian Government on Nauru,

(ii) that many, if not all, of these children are suffering serious psychological disorders, such as ‘resignation syndrome’, where children abandon all hopes of a better life, and become suicidal,

(iii) that the Australian Medical Association has called on the Government for ‘urgent action to prevent further harm to the health and welfare of child refugees and asylum seekers on Nauru, [and for] these children and their families be removed from harm and have access to healthcare of an appropriate standard’,

(iv) that nearly 6000 doctors have signed an open letter to the Prime Minister, Mr Morrison, supporting this call from the Australian Medical Association,

(v) Mr Broadbent’s statement that ‘This is an embarrassing humanitarian crisis that the Government needs to resolve in a manner acceptable to the Australian people’,

(vi) Mr Laundy’s statement that ‘something must be done as soon as possible’,

(vii) Ms Banks’ statement that this change-of-heart ‘comes from the hearts and minds of the Australian people’, and

(viii) the agreement of these three Liberal MPs that ‘these kids have been there far too long’;

(b) congratulates and thanks the brave Liberal members who told the Government that their focus is only on the welfare of the children; and

(c) calls on the Federal Government to immediately bring every child in detention on Nauru to Australia for urgent medical and psychological assessment and treatment, along with the family members of children being assessed and treated. (*general business notice of motion no. 1145*)
36 Discussion of matter of public importance—Inequality and wage stagnation

The Acting Deputy President (Senator Bernardi) informed the Senate that the following matter of public importance submitted by Senator Siewert under standing order 75 had been selected for discussion today:

The only solutions that the Liberal and Labor parties have to inequality and wage stagnation come straight from the neoliberal handbook, like ever-increasing company tax cuts and free trade deals that hurt workers.

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

37 Live animal exports—Document

Senator Faruqi, by leave, tabled the following document:

Live animal exports—Petitioning document from 238,000 signatories calling for a ban on live animal exports.

38 Documents—Consideration

Documents tabled earlier today (see entry no. 2) were considered as follows:

Motion to take note of documents nos 2, 3 and 11 to 13 moved by Senator Ketter.
Consideration to resume on Thursday at general business.

39 Committee reports and government responses—Tabling and consideration

Senator Ketter, at the request of the Chair of the Standing Committee of Privileges (Senator Collins), tabled the following report:

Privileges—Standing Committee—171st report—Person referred to in the Senate: Mr John Lloyd PSM, dated October 2018.

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

Response as recommended by the committee incorporated in Hansard accordingly.

Senator Ketter moved—That the Senate take note of the report.
Debate ensued.

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

Senator Urquhart, at the request of the Chair of the Legal and Constitutional Affairs References Committee (Senator Pratt), tabled the following documents:

Legal and Constitutional Affairs References Committee—Report—Allegations concerning the inappropriate exercise of ministerial powers, with respect to the visa status of au pairs, and related matters—Additional information.

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

Rural and Regional Affairs and Transport References Committee—Regulatory approaches to ensure the safety of pet food—Report, dated October 2018, Hansard record of proceedings, documents presented to the committee, additional information and submissions.
Senator Urquhart moved—That the Senate take note of the report.
Debate ensued.
Debate adjourned till the next day of sitting, Senator Griff in continuation.

40 Northern Australia—Ministerial statement—Document
The Minister for Resources and Northern Australia (Senator Canavan), by leave, made the 2018 Northern Australia annual statement and tabled the following document:

2018 Northern Australia annual statement—Ministerial statement by the Minister for Resources and Northern Australia (Senator Canavan), dated 16 October 2018.

Senator Moore moved—That the Senate take note of the document.
Debate adjourned till the next day of sitting, Senator Moore in continuation.

41 Legal and Constitutional Affairs Legislation Committee—Report—Aviation Transport Security Amendment Bill 2018
Pursuant to order, Senator Dean Smith, at the request of the Chair of the Legal and Constitutional Affairs Legislation Committee (Senator Molan), tabled the following report and documents:


42 Customs Amendment (Comprehensive and Progressive Agreement for Trans-Pacific Partnership Implementation) Bill 2018
Customs Tariff Amendment (Comprehensive and Progressive Agreement for Trans-Pacific Partnership Implementation) Bill 2018
Order of the day read for the further consideration of the bills in committee of the whole.

In the committee
Consideration resumed of the bills—and of the amendment moved by Senator Patrick in respect of the Customs Amendment (Comprehensive and Progressive Agreement for Trans-Pacific Partnership Implementation) Bill 2018:

Clause 2, page 2 (cell at table item 2, column 2), omit the cell, substitute:

If the Comprehensive and Progressive Agreement for Trans-Pacific Partnership, done at Santiago, Chile on 8 March 2018, enters into force for Australia—the first day that:

(a) bilateral side letters exchanged between Australia and each other party to the Agreement agreeing that Chapter 9 of the Agreement, which deals with investor-State disputes, does not apply in relation to an investment in Australia by an investor of the other party; and

(b) bilateral side letters exchanged between Australia and each other party to the Agreement agreeing that labour market testing must occur in relation to contractual service suppliers entering, or proposing
to enter, Australia from the other Party;
are in force for Australia.
However, the provisions do not commence at all unless
all of the events mentioned in this item occur.

Debate resumed.
Question—That the amendment be agreed to—put.
The committee divided—

**AYES, 14**

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Question negatived.

Senator Bernardi moved the following amendment:

**Customs Amendment (Comprehensive and Progressive Agreement for Trans-Pacific Partnership Implementation) Bill 2018:**

Page 2 (after line 12), after clause 3, insert:

**4 Review of this Act**

(1) The Minister must cause a review to be conducted of the operation of this Act.

(2) The review must be conducted as soon as practicable after the end of 6 years after Schedule 1 to this Act commences.

(3) The persons who conduct the review must give the Minister a written report of the review.

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

**5 Sunset provision**

This Act and the Customs Tariff Amendment (Comprehensive and Progressive Agreement for Trans-Pacific Partnership Implementation) Act 2018 cease to have effect at the end of 10 years after Schedule 1 to this Act commences.

Debate ensued.
Question—That the amendment be agreed to—put and negatived.
At 7.20 pm: The Acting Deputy President (Senator Bernardi) resumed the chair and the Temporary Chair of Committees reported progress.

43 Notice

Senator McAllister gave a notice of motion as follows: To move on the next day of sitting—That the following matter be referred to the Economics References Committee for inquiry and report by 22 February 2019:

Credit and financial services targeted at Australians at risk of financial hardship, with particular reference to:

(a) the impact on individuals, communities, and the broader financial system of the operations of:
   (i) payday lenders and consumer lease providers,
   (ii) unlicensed financial service providers including ‘buy now, pay later’ providers and short term credit providers, and
   (iii) debt management firms, debt negotiators, credit repair agencies and personal budgeting services;
(b) whether current regulation of these service providers meets community standards and expectations and whether reform is needed to address harm being caused to consumers;
(c) the present capacity and capability of the financial counselling sector to provide financial counselling services to financially stressed and distressed members of the community; and
(d) any other matters.


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

Religious Freedom Review Expert Panel—Final report—Order agreed to earlier today (see entry no. 31)—Letter to the President of the Senate from the Minister for Finance and the Public Service (Senator Cormann), dated 16 October 2018, responding to the order and raising a public interest immunity claim.

45 Abortion laws—Personal explanation

Senator Waters, by leave, made a personal explanation clarifying comments she had made on 17 September 2018 during discussion of a matter of public importance concerning abortion laws.

46 Adjournment

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

Debate ensued.

Leave refused: The Leader of Pauline Hanson’s One Nation (Senator Hanson) sought leave to table documents. An objection was raised and leave was not granted.

Debate continued.

The Senate adjourned at 8.43 pm till Wednesday, 17 October 2018 at 9.30 am.
47 Attendance


RICHARD PYE
Clerk of the Senate

Published by authority of the Senate