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1 **Meeting of Senate**
The Senate met at 10 am. 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):

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

**Auditor-General’s report for 2019-20**
1 No. 15—National Broadband Network fixed line migration – service continuity and complaints management: NBN Co Limited.

**Government documents**
3 Community Affairs References Committee—Report—Number of women in Australia who have had transvaginal mesh implants and related matters—Progress report on the government response, dated October 2019.

**Document pursuant to continuing order**
4 Department of the Environment and Energy—Quarterly update of Australia’s national greenhouse gas inventory: June 2019. [Received 29 November 2019]

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.*

*Australian Citizenship Act 2007—Exercises of Ministerial discretion under subsection 22A(1A)—*
   16 April 2019.
   1 May 2019.
   22 July 2019.


*Corporations Act 2001—*


National Health Act 1953—
National Health Determination under paragraph 98C(1)(b) Amendment 2019 (No. 9)—PB 93 of 2019 [F2019L01517].
National Health (Highly specialised drugs program) Special Arrangement Amendment Instrument 2019 (No. 11)—PB 95 of 2019 [F2019L01518].
National Health (Listed drugs on F1 or F2) Amendment Determination 2019 (No. 11)—PB 98 of 2019 [F2019L01516].
National Health (Originator Brand) Amendment Determination 2019 (No. 9)—PB 99 of 2019 [F2019L01512].
National Health (Price and Special Patient Contribution) Amendment Determination 2019 (No. 11)—PB 100 of 2019 [F2019L01511].

National Land Transport Act 2014—


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

Human Rights—Joint Statutory Committee—private meeting otherwise than in accordance with standing order 33(1) on Tuesday, 3 December 2019, from 5.30 pm.
Public Accounts and Audit—Joint Statutory Committee—Public hearing followed by a private briefing on Wednesday, 4 December 2019, from 9.30 am, for the committee’s inquiry into Auditor-General’s Reports 25, 29, 38, 42, 44, 45 and 51 (2018-19).

4 Order of business—Proposed rearrangement
The Leader of Pauline Hanson’s One Nation (Senator Hanson), by leave, moved—That debate on the Saving Australian Dairy Bill 2019 be called on immediately after introduction of the bill.
Debate ensued.
Question put.
The Senate divided—

**AYS, 36**

Senators—

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<th>Gallacher</th>
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<td>Polley</td>
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NOES, 36

Senators—

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<td>Brockman</td>
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<td>Colbeck</td>
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<td>Payne</td>
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* Tellers

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

5 **Saving Australian Dairy Bill 2019**

The Leader of Pauline Hanson’s One Nation (Senator Hanson), pursuant to notice, moved general business notice of motion no. 295—That the following bill be introduced:

A Bill for an Act to ensure the viability of Australia’s dairy industry, and for related purposes.

Question put and passed.

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

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

Pursuant to order (see entry no. 8, 28 November 2019), debate adjourned till the next day of sitting, Senator Hanson in continuation.
6 Public Governance, Performance and Accountability Amendment (Waiver of Debt and Act of Grace Payments) Bill 2019  
Senator Gallagher, pursuant to notice, moved general business notice of motion no. 301—That the following bill be introduced:

A Bill for an Act to amend the Public Governance, Performance and Accountability Act 2013, and for related purposes.

Question put and passed.
Senator Gallagher 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 Gallagher moved—That this bill be now read a second time.

Explanatory memorandum: Senator Gallagher, by leave, tabled an explanatory memorandum relating to the bill.

Pursuant to order (see entry no. 8, 28 November 2019), debate adjourned till the next day of sitting, Senator Gallagher in continuation.

7 National Consumer Credit Protection Amendment (Small Amount Credit Contract and Consumer Lease Reforms) Bill 2019 (No. 2)  
Senator Griff, also on behalf of Senator McAllister, pursuant to notice, moved general business notice of motion no. 302—That the following bill be introduced:

A Bill for an Act to amend the National Consumer Credit Protection Act 2009, and for related purposes.

Question put and passed.
Senator Griff 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 Griff moved—That this bill be now read a second time.

Explanatory memorandum: Senator Griff, by leave, tabled an explanatory memorandum relating to the bill.

Pursuant to order (see entry no. 8, 28 November 2019), debate adjourned till the next day of sitting, Senator Griff in continuation.

8 Order of business—Proposed rearrangement  
Leave refused: The Leader of the Opposition in the Senate (Senator Wong) sought leave to move a motion to provide for the consideration of general business notice of motion no. 314. An objection was raised and leave was not granted.
Proposed suspension of standing orders: The Leader of the Opposition in the Senate (Senator Wong), pursuant to contingent notice, moved—That so much of the standing orders be suspended as would prevent her moving a motion relating to the conduct of the business of the Senate, namely a motion to provide that general business notice of motion no. 314 be called on immediately and have precedence over all other business until 12.20 pm.

Debate ensued.

Question—That the motion to suspend standing orders be agreed to—put.

The Senate divided—

AYES, 35

Ayres  Gallacher  McKim  Steele-John
Bilyk  Gallagher  O’Neill  Sterle
Brown  Green  Polley  Urquhart
Carr  Hansson  Pratt  Walsh
Chisholm  Hanson-Young  Rice  Waters
Ciccone*  Kitching  Roberts  Watt
Di Natale  Lines  Sheldon  Whish-Wilson
Dodson  McAllister  Siewert  Wong
Faruqi  McCarthy  Smith, Marie

NOES, 37

Abetz  Cormann  Lambie  Rennick
Antic  Davey  McDonald  Reynolds
Askew  Duniam  McGrath  Ruston
Bernardi  Fawcett  McKenzie  Ryan
Birmingham  Fierravanti-Wells  McMahon  Scarr
Bragg  Griff  Molan  Seselja
Brockman  Henderson  O’Sullivan  Smith, Dean*
Canavan  Hughes  Patrick  Stoker
Cash  Hume  Payne  Van

* Tellers

Question negatived.

9 Productivity Commission Amendment (Addressing Inequality) Bill 2017

Order of the day read for the second reading of the bill.

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

Debate ensued.

At 12.20 pm: Debate was interrupted while Senator Sheldon was speaking.

The Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja) tabled the following document:

Charity Fundraising in the 21st Century—Select Committee—Government response—Explanation by minister—Order of 27 November 2019—Letter to the President of the Senate from the Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja), dated 2 December 2019, responding to the order.

Pursuant to order (see entry no. 15, 27 November 2019), Senator Seselja made an explanation relating to the matter.

Senator Bilyk moved—That the Senate take note of the explanation.

Debate ensued.

Question put and passed.

11 Migration Amendment (Repairing Medical Transfers) Bill 2019

Order of the day read for the adjourned debate on the motion of the Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja)—That this bill be now read a second time.

Debate resumed.

At 2 pm: Debate was interrupted while Senator McKim was speaking.

12 Questions

Questions without notice were answered.

13 Motions to take note of answers

Senator Watt moved—That the Senate take note of the answer given by the Minister for Agriculture (Senator McKenzie) to a question without notice asked by Senator Green today.

Debate ensued.

Question put and passed.

Senator Hanson-Young moved—That the Senate take note of the answer given by the Minister for Agriculture (Senator McKenzie) to a question without notice asked by Senator Hanson-Young today.

Question put and passed.

14 Petition

The following petition, lodged with the Clerk by Senator Fierravanti-Wells, was received:

From 10,000 petitioners, requesting that the Senate pass a Religious Freedom Act that contains general protections for religious believers.

Leave refused: Senator Fierravanti-Wells sought leave to make a statement relating to the matter. An objection was raised and leave was not granted.
Senators Watt, McCarthy, Green, Dodson and Chisholm: To move on the next day of sitting—That the Senate—

(a) records its deep regret at the death, on 27 November 2019, of Mr Sam Watson, a proud member of the Munnenjarl and Biri Gubba Juru tribal nations, with blood ties to the Yuggera, Kalkadoon and Noonuccal peoples and one of Queensland’s most significant Indigenous leaders;

(b) recognises the lifelong activism, leadership and advocacy for social justice and the rights of his people;

(c) places on record its appreciation of the long and tireless contribution Mr Sam Watson Senior made to the advancement of the rights of Indigenous Australians; and

(d) offers its condolences to his wife Cathy, his children Nicole Watson and Sam Wagan Watson, and the many Australians whose lives he has touched – we are all the poorer for his passing. (general business notice of motion no. 316)

The Minister for Families and Social Services (Senator Ruston): To move on the next day of sitting—That on Wednesday, 4 December 2019, consideration of the business before the Senate be interrupted at approximately 5 pm, but not so as to interrupt a senator speaking, to enable senators to make valedictory statements relating to Senator Bernardi.

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

(a) notes that, for the first time since 1952, the Australian Broadcasting Corporation (ABC) will not have a live radio broadcast of the Olympic Games; and

(b) expresses disappointment that the ABC has indicated that it will not reverse its decision not to broadcast the 2020 Olympic Games in Tokyo. (general business notice of motion no. 317)

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

(a) notes that:

(i) the Federal Government continued with the draconian robodebt program long after the harrowing evidence of the Senate inquiry in 2017 and the recommendation that it be put on hold while issues of procedural fairness were dealt with, and long after the major flaws with the income averaging process were identified,

(ii) despite the announcement of the changes to income averaging via leaked emails, the silence from the Minister for Government Services on the way forward is once again leaving people worried and anxious,

(iii) the Federal Government needs to be transparent about the new review process so that people know what is going on, and

(iv) it will take extensive resources to identify and compensate the thousands of people who have been caught up in the robodebt scheme, and who have paid debts that were incorrectly calculated; and

(b) calls on the Federal Government to:

(i) stop trying to evade responsibility for their systemic targeting of people on income support through income averaging and robodebt, and
(ii) address the reduced revenue raising as a result of the new process, the cost to review income averaging cases of the robodebt program, including the projected number of people who may be eligible for compensation and/or a refund, as well as the staffing required to investigate these cases in the 2019-20 MYEFO. *(general business notice of motion no. 318)*

Senator Hanson-Young: To move on the next day of sitting—That there be laid on the table by the Minister representing the Minister for Industry, Science and Technology, by 9.30 am on 5 December 2019:

(a) all correspondence between the National Offshore Petroleum Safety and Environmental Management Authority (NOPSEMA) and Equinor on its request for Equinor to modify and resubmit its environmental plan in relation to the Stromlo-1 Exploration Drilling Program;

(b) all correspondence between NOPSEMA and Equinor in relation to the notice issued by NOPSEMA on 8 November 2019 requesting further information about matters relating to consultation, source control, oil-spill risk and matters under Part 3 of the *Environment Protection and Biodiversity Conservation Act 1999*; and

(c) all correspondence between NOPSEMA and Equinor, up to 2 December 2019, in relation to the Stromlo-1 Exploration Drilling Program since the issuing of the notice on 8 November 2019. *(general business notice of motion no. 319)*

Senators Keneally, Gallagher, McAllister, O’Neill, Sheldon and Ayres: To move on the next day of sitting—That the Senate—

(a) notes that:

(i) the Department of Home Affairs employs over 240 dedicated and hardworking Australians to process visa applications in New South Wales and the Australian Capital Territory,

(ii) this is crucial work that ensures the integrity of our visa processing system and is the cornerstone of our sovereignty as a nation,

(iii) the Federal Government’s plan to privatisate Australia’s visa system threatens the livelihoods of over 240 Australians and their families in New South Wales and the Australian Capital Territory, and

(iv) privatising Australia’s visa system will lead to increased costs of visas, greater risks of worker exploitation, data security breaches and will make protecting national security more difficult;

(b) condemns the Federal Government for auctioning Australian jobs off to the highest bidder, and for undermining the integrity of our visa processing system and our nation’s sovereignty; and

(c) calls on the Federal Government to guarantee the protection of these 242 jobs in New South Wales and the Australian Capital Territory, and the 2000 jobs across Australia, which will be lost under the Morrison Government if it persists with its efforts to privatise Australia’s visa system. *(general business notice of motion no. 320)*
Senators Patrick, Lambie, Bernardi, Hanson, Griff and Roberts: To move on the next day of sitting—That the following matter be referred to the Foreign Affairs, Defence and Trade References Committee for inquiry and report by 26 November 2020:

Australia’s relationship with the People’s Republic of China.

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

(1) That there be laid on the table by the Minister representing the Minister for Energy and Emissions Reduction, by no later than 3.30 pm on 4 December 2019, the following documents:
   (a) the copy of the City of Sydney annual report 2017-18 the Minister for Energy and Emissions Reduction (Mr Taylor) claims was downloaded directly from the City of Sydney website in September 2019; and
   (b) any documents that support the Minister’s claim.

(2) That the Senate requires the Minister representing the Minister for Energy and Emissions Reduction to attend the Senate at 9.30 am on Thursday, 5 December 2019 to provide an explanation, of no more than 20 minutes, of the Government’s response to paragraph (1).

(3) That following the Minister’s explanation, or in the event the Minister fails to provide an explanation, any senator may move to take note of the response required by paragraph (2).

(4) That any motion under paragraph (3) may be debated for no longer than 60 minutes, shall have precedence over all business until determined, and senators may speak to the motion for not more than 10 minutes each. (general business notice of motion no. 321)

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

(a) notes that:
   (i) the Federal Government has announced $10 million in Special Circumstances Funding to drought affected schools, but has specifically excluded public schools from receiving this funding, and
   (ii) more than 80% of students in rural and remote areas are enrolled in public schools and they are also deeply impacted by the drought; and

(b) calls on the Federal Government to establish a fund for government schools facing hardship as a result of ongoing drought conditions. (general business notice of motion no. 322)

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

(a) notes that:
   (i) on 1 December 2019, the Federal Government submitted the State Party Report on the state of conservation report of the Great Barrier Reef (the Reef) World Heritage Area,
   (ii) the State Party Report responds to the World Heritage Committee Decision in 2015, requesting the Government to outline how the Reef’s Outstanding Universal Value is being protected to avert a World Heritage In Danger listing,
(iii) the State Party Report recognises that mass coral bleaching events in 2016 and 2017, tropical cyclones, flooding, and crown-of-thorns starfish have impacted the Outstanding Universal Value of the Reef since 2015,

(iv) the Great Barrier Reef outlook report 2019 found that the long-term outlook for the Reef’s ecosystem has deteriorated from poor to very poor, and climate change and land-based run-off remain the key threats,

(v) the State Party Report states that the Government is ‘actively managing the pressures over which we have direct control through investment and regulation based on the best available science’

(vi) United Nations scientific reports have confirmed that if global temperature rises by 1.5°C, 90% of coral in the Reef will be lost and 100% of coral will be lost at 2.0°C,

(vii) the Government has initiated a Senate inquiry questioning the water science informing regulation of land-based run-off into the Reef,

(viii) Government representatives have advocated for the removal of climate change threats as a consideration for World Heritage In Danger listing decisions, and

(ix) fossil fuel companies have donated nearly $5 million to the Liberals, Nationals and Labor parties over the past four years; and

(b) calls on the Federal Government to:

(i) implement a climate policy to limit global warming to 1.5°C to protect the Great Barrier Reef,

(ii) manage the key pressures over which it has control by revoking all federal approvals for the Adani Carmichael mine and not approve any new coal in Australia, and

(iii) ban corporate donations to political parties from the fossil fuel industry, an industry which financially benefits from this Federal Government’s lack of action on climate change. (general business notice of motion no. 323)

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

(1) That the Senate notes the hardship and financial difficulty being faced by dairy farmers in many parts of the country.

(2) That there be laid on the table by the Minister for Agriculture, by no later than 11.45 am on 5 December 2019, a legislative instrument giving legal effect to a dairy code, and if the instrument has not been tabled prior to the appointed time, the Minister be called on to table the instrument before petitions are called on that day.

(3) That if the legislative instrument required by paragraph (2) is not tabled, the Senate requires the Minister for Agriculture to attend the Senate at 3.30 pm on Thursday, 5 December 2019 to provide an explanation, of no more than 20 minutes, of the Government’s response to paragraph (2).

(4) That following the Minister’s explanation, or in the event the Minister fails to provide an explanation, any senator may move to take note of the response required by paragraph (3).
That any motion under paragraph (4) may be debated for no longer than 60 minutes, shall have precedence over all business until determined, and senators may speak to the motion for not more than 10 minutes. (general business notice of motion no. 324)

16 Postponements

Business was postponed as follows:

Business of the Senate notice of motion no. 1 standing in the name of Senator Whish-Wilson, proposing a reference to the Economics References Committee, postponed till 4 December 2019.

General business notice of motion no. 72 standing in the name of Senator Kitching, proposing the establishment of a select committee on integrity, postponed till 5 February 2020.

General business notice of motion no. 296 standing in the name of Leader of the Australian Greens (Senator Di Natale), proposing the establishment of a select committee on the impacts of climate change on everyday Australians, postponed till 3 December 2019.

17 Committee—Extension of time to report

Community Affairs References Committee—Current barriers to patient access to medicinal cannabis in Australia, extended to 26 February 2020.

18 Parliamentary Zone—Capital works proposals—Approval

The Assistant Minister for Forestry and Fisheries (Senator Duniam), at the request of the Minister for Aged Care and Senior Australians (Senator Colbeck) and pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 1—That, in accordance with section 5 of the Parliament Act 1974, the Senate approves the following proposals by the National Capital Authority for capital works within the Parliamentary Zone:

(a) the National Gallery of Australia Foreshore Public Domain upgrade; and
(b) the Sir John Gorton commemorative sculpture.

Question put and passed.

19 Crimes Legislation Amendment (Combatting Corporate Crime) Bill 2019

Agriculture Legislation Amendment (Streamlining Administration) Bill 2019

Wine Australia Amendment (Label Directory) Bill 2019

The Assistant Minister for Forestry and Fisheries (Senator Duniam), at the request of the Minister for Foreign Affairs (Senator Payne) and the Minister for Agriculture (Senator McKenzie) and pursuant to notices of motion not be objected to as formal, moved government business notices of motion nos 2 to 4—That the following bills be introduced:

A Bill for an Act to amend legislation relating to the criminal law and law enforcement, and for related purposes.
A Bill for an Act to amend laws relating to biosecurity and imported food to provide for streamlined administration through automated decision-making, and for related purposes.

A Bill for an Act to amend the *Wine Australia Act 2013*, and for related purposes.

Question put and passed.

Senator Duniam presented the bills and moved—That these bills may proceed without formalities, may be taken together and be now read a first time.

Question put and passed.

Bills read a first time.

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

*Explanatory memoranda:* Senator Duniam tabled explanatory memoranda relating to the bills.

*Consideration of legislation:* Pursuant to order, the debate was adjourned till the first day in the next period of sittings, 4 February 2020.

On the motion of Senator Duniam the bills were listed as separate orders of the day.

20 *Islamophobia*

Senator Faruqi, also on behalf of Senators Di Natale and O’Neill, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 277—That the Senate—

(a) notes with deep concern the findings of the:

(i) Charles Sturt University’s report, *Islamophobia in Australia 2019*, which shows:

   (A) between 2016 and 2017, 349 incidents of anti-Muslim racism reported to the Islamophobia register,

   (B) severe attacks requiring hospitalisation more than doubled from 2% to 5%,

   (C) most incidents of racism towards Muslims involve the targeting of women – 72% of the victims of Islamophobia were women, and almost all were wearing a hijab or scarf at the time of the incident,

   (D) attacks in public areas have become more common, with harassment of Muslims in public areas in the presence of security officers and CCTV jumping by 30%,

   (E) the second most common place for harassment was schools and universities, with incident reports outlining racist slurs from other students, teachers, principals and sports coaches, and

   (F) insults targeting Muslims’ religious appearance and religion were the highest at 67% of all reported incidents, and

(ii) *All Together Now 2019* study, which analysed 281 media pieces from the most popular newspapers and television shows over a 12-month period, which shows:

   (A) racialised identities most often discussed negatively in media included Muslim Australians, Aboriginal and Torres Strait Islanders and African Australians,
Muslim Australians were the most frequently targeted, with 63 of the 281 pieces discussing Muslims specifically,

Muslim women are most often targeted by negatively racialised social commentary, with perpetrators primarily being mainstream newspapers, and

social commentators expressed racist views in both overt and covert ways, such as dog-whistling, decontextualisation and irony;

(b) denounces Islamophobia in all its forms;
(c) condemns Islamophobia in public debate and in the media; and
(d) calls on the Federal Government to show leadership at the national level to stop the spread of Islamophobia.

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

Question put and passed.

**Bushfires—Fire and emergency services**

Senator Dean Smith, also on behalf of Senators Brockman and Watt, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 298—That the Senate—

(a) notes the devastation recent bushfires have inflicted on communities across New South Wales (NSW) and Queensland;

(b) commends the NSW Rural Fire Service, Fire and Rescue NSW, the Queensland Rural Fire Service and Queensland Fire and Emergency Services for their professionalism and dedication to protecting life and property in their communities; and

(c) acknowledges the 103 Western Australian Department of Fire and Emergency Services and Department of Biodiversity, Conservation and Attractions specialist personnel who were deployed to New South Wales and Queensland to assist in a variety of incident management roles, including aerial suppression, ground support, planning, logistics and operations.

Question put and passed.

**World AIDS Day**

Senator Urquhart, at the request of Senators Pratt, Dean Smith and Di Natale and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 300—That the Senate—

(a) notes that:

(i) 1 December 2019 is World AIDS Day, an annual day to acknowledge those we have lost to AIDS-related conditions and those who are living with HIV,

(ii) the theme for World AIDS Day 2019 is ‘Every Journey Counts’,

(iii) stigma associated with HIV acts as a barrier to treatment and prevention,
(iv) action, as outlined for implementation in the Eighth National HIV Strategy, is needed to address rising HIV transmission among First Nations, trans and gender diverse people, and other emerging high-risk population groups,

(v) while there has been a decrease in new transmissions, gay and bisexual men continue to bear the burden of Australia’s HIV epidemic, and ongoing health education and awareness among this population group is needed,

(vi) ongoing bipartisan political action and leadership is required to meet our national target of ending HIV transmission in Australia, and

(vii) the priority areas for action in the Eighth National HIV Strategy include:

(A) education and prevention,
(B) testing, treatment and management,
(C) equitable access to and coordination of care,
(D) workforce,
(E) addressing stigma and creating an enabling environment, and
(F) data, surveillance, research and evaluation; and

(b) recognises and acknowledges:

(i) the journey that people have made through their diagnosis, treatment and experiences of living with HIV,

(ii) the tremendous efforts of peer educators, healthcare professionals, researchers and scientists in developing treatment and prevention regimes that have improved the lives of people living with HIV, and prevented a generalised epidemic in Australia, and

(iii) the tireless community advocates, civil society organisations and support groups that actively tackle stigma associated with HIV.

Question put and passed.

23 Housing stress

Senator Siewert, also on behalf of Senator Faruqi, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 305—That the Senate—

(a) notes that the November 2019 Rental Affordability Index Report found that:

(i) a single person on Newstart needs to pay over 77% of their income on rent to live in any capital city area,

(ii) 43% of low-income households are currently in housing stress, compared to 35% in 2008,

(iii) rents for a single person on Newstart are severely to extremely unaffordable across all states, in both metropolitan and regional areas, and

(iv) rental stress pushes single people on Newstart to the outer fringes of our cities making it harder to access employment and training; and

(b) calls on the Federal Government to:

(i) immediately increase Newstart and Youth Allowance to allow people in our community to have dignity of choice, and
(ii) immediately address housing stress experienced by people on low incomes across Australia.

Question put and passed.

24 **Industrial deaths**

Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 307—That the Senate—

(a) notes that:

(i) on 25 November 2019, Mr Brad Duxbury was tragically killed at the Carborough Downs mine site at Coppabella, Queensland,

(ii) Mr Duxbury’s death is the fifth fatality on a Queensland mine site in the past 12 months,

(iii) there have also been more than 100 confirmed cases of mine-dust-related diseases in Queensland, and

(iv) nationally, Safe Work Australia’s report, *Work-related Traumatic Injury Fatalities*, states that 9 mine fatalities were recorded in 2018; and

(b) calls on the Federal Government to:

(i) recognise that people have the right to a safe workplace free from occupational hazards,

(ii) implement the recommendations contained in the report of the Education and Employment References Committee, tabled on 17 October 2018, on its inquiry into industrial deaths in Australia entitled, *They never came home – The framework surrounding the prevention, investigation and prosecution of industrial deaths in Australia*, and

(iii) work with Safe Work Australia and all state and territory governments to implement a nationally-consistent industrial manslaughter offence into the model workplace health and safety laws.

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

Question put and passed.

25 **Animal welfare in natural disasters**

Senator Faruqi, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 308—That the Senate—

(a) notes that:

(i) fires have ravaged Australia before the start of summer with more than 1,650,000 hectares of land, including koala habitat, burned in New South Wales,

(ii) between 350 and 1000 koalas have been found dead so far on the North and Mid-North coast of New South Wales, and

(iii) koalas are listed as a vulnerable species under the *Environment Protection and Biodiversity Conservation Act 1999*; and

(b) calls on the Commonwealth Government to more effectively plan for koala and animal welfare in natural disaster responses.
Statement by leave: The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion. Question put and passed.

26 Corporate emissions and energy data—Order for production of documents

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. 309—That the Senate orders that there be laid on the table by the Minister representing the Minister for Energy and Emissions Reductions, on 4 December 2019, the corporate emissions and energy data of Amazon Corporate Services Pty Ltd for 2017-18, which was requested to be withheld under section 25 of the National Greenhouse and Energy Reporting Act 2007.

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

27 Australian economy

Senator Urquhart, at the request of Senator Ayres and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 310—That the Senate—

(a) notes that:

(i) each year the Harvard University Growth Lab produces the world Atlas of Economic Complexity,
(ii) the Atlas of Economic Complexity tracks an Economic Complexity Index (ECI) for 133 countries, which analyses each country’s growth prospects where the diversity and complexity of existing capabilities is a strong indicator of future growth prospects,
(iii) since 2011, Australia’s relative ECI ranking has fallen from 79 to 93, driven principally by a lack of diversification of exports,
(iv) since 2011, among 133 countries, Australia has suffered the third largest decline in its relative ECI ranking, better than Armenia and Zimbabwe but worse than Cuba, Zambia and Venezuela, and
(v) on the basis of Australia’s lack of diverse and complex industrial production at scale, particularly in its traded goods sector and reflected in its ECI, the Harvard Growth Lab and the Center for International Development forecast that Australia’s future economic growth will be a mere 2.17% a year for the next decade, which is in the bottom quintile of world growth forecasts; and

(b) calls on the Federal Government to turn its attention to focussing Australia’s industry support policy settings on increasing the complexity, diversity and value-adding capabilities of the Australian economy, with a particular emphasis on complex product exports high up the value chain.

Statement by leave: The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion. Question put and passed.
28 Visa processing jobs in Western Australia

Senator Urquhart, at the request of Senators Lines, Sterle, Dodson and Pratt and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 311—That the Senate—

(a) notes that:
   (i) the Department of Home Affairs employs over 135 dedicated and hardworking Western Australians to process visa applications,
   (ii) this is crucial work that ensures the integrity of our visa processing system and is the cornerstone of our sovereignty as a nation,
   (iii) the Federal Government’s plan to privatise Australia’s visa system threatens the livelihoods of over 135 Western Australians and their families, and
   (iv) privatising Australia’s visa system will lead to increased costs of visas, greater risks of worker exploitation, data security breaches and will make protecting national security more difficult;

(b) condemns the Federal Government for auctioning Australian jobs off to the highest bidder, and for undermining the integrity of our visa processing system and our nation’s sovereignty; and

(c) calls on the Federal Government to guarantee the protection of these 136 jobs in Western Australia, and the 2000 jobs across Australia, which will be lost under the Morrison Government if it persists with its efforts to privatise Australia’s visa system.

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

Question put and passed.

29 Mining sector—Workplace deaths

Senator Urquhart, at the request of Senators Watt, Green and Chisholm and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 313—That the Senate—

(a) notes that:
   (i) in the past 18 months, there have been seven workplace deaths in the mining sector in Queensland,
   (ii) every worker has the right to a safe work environment, and
   (iii) the Queensland Government is taking action on industrial manslaughter laws to cover acts and omissions involving negligence in the mining sector;

(b) offers our condolences to the Australians who have lost loved ones and workmates who should have come home safely from work; and

(c) supports the Queensland Government’s action to expand industrial manslaughter laws to protect the safety of workers in the mining sector.

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

Question put and passed.
30 **West Papua**

*Motion determined as not formal:* The Leader of the Australian Greens (Senator Di Natale) requested that general business notice of motion no. 312 standing in his name for today, relating to West Papua, be taken as formal. An objection was raised and the motion was not proceeded with as a formal motion.

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

31 **Australian charter of rights**

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. 285—That the Senate—

(a) notes with deep concern that:

(i) the 2019 report on anti-Semitism in Australia, published by the Executive Council of Australian Jewry, found a 30% year-on-year increase in reported incidents of anti-Semitic verbal abuse, harassment and intimidation,

(ii) the rise in anti-Semitic and Nazi sentiment is seen even more clearly online, especially on sites used by the far-right, white supremacists, Nazis and other racists, and

(iii) racism, more broadly, is on the rise in Australia, being fed by irresponsible sections of the media and extremist politics; and

(b) urges the Australian Government to introduce an Australian Charter of Rights, recognising that we are the only western democracy that does not protect the basic rights and freedoms of its people in either legislation or the Constitution.

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

The question was divided at the request of Senator Gallagher.

Question—That paragraph (a) of the motion be agreed to—put and passed.

Question—That paragraph (b) of the motion be agreed to—put.

The Senate divided—

AYES, 9

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Question negatived.

32 Great Australian Bight

Senator Hanson-Young, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 283—That the Senate—

(a) notes that:

(i) Norwegian oil giant, Equinor, plans to drill for oil in the pristine ocean environment of the Great Australian Bight,

(ii) the majority of Australians oppose the plan, recognising that there is no safe way to drill for oil in the remote, rough seas of the Bight and it is not worth the environmental or economic risks, and three out of four South Australians stated in an Advertiser survey, released on 22 November 2019, they would not support it even if it would drive down their fuel prices,

(iii) on 23 November 2019, a National Day of Action was held to Fight for the Bight, which saw more than 10,000 people attend more than 50 events across the country from Exmouth, Western Australia, to Townsville, Queensland, and on some of Australia’s most iconic beaches, including Bondi, Manly, Bells Beach, Byron Bay, Margaret River and Currumbin, and

(iv) according to the most recent polling from The Australia Institute, Australians want to see the Great Australian Bight protected, and more than four in five South Australians (84%) support World Heritage protection for the Bight; and

(b) calls on the Federal Government to:

(i) back the calls of the majority of Australians and tell Equinor that they are not welcome here, and

(ii) protect the Great Australian Bight by listing it as a World Heritage site.

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

Question put.
The Senate divided—

AYES, 9

Senators—

Di Natale  McKim  Siewert*  Waters
Faruqi     Rice     Steele-John  Whish-Wilson
Hanson-Young

NOES, 43

Senators—

Abetz     Ciccone    Lines    Ruston
Antic     Colbeck    McAllister  Scarr
Askew     Duniam     McCarthy  Smith, Dean
Ayres     Fawcett    McDonald  Smith, Marielle
Bernardi  Fieravanti-Wells  McKenzie  Sterle
Bilyk     Gallagher  McMahon  Stoker
Bragg     Gallagher  Molan  Urquhart*
Brockman  Green    O’Sullivan  Van
Carr      Henderson  Paterson  Walsh
Cash      Hughes    Pratt    Watt
Chandler  Lambie    Rennick

* Tellers

Question negatived.

33 Newcastle and the Central Coast—Seismic testing

Senator Faruqi, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 297—That the Senate—

(a) notes that:

(i) Asset Energy and their project partners are planning to conduct further seismic testing for gas off the coast of Newcastle and the Central Coast in New South Wales,

(ii) the Environmental Plan for the seismic testing is currently being developed and, once submitted, the community will have only 28 days to respond to the regulator, and

(iii) the community is concerned that the Environmental Plan may be lodged with the National Offshore Petroleum Safety and Environmental Management Authority (NOPSEMA) during the holiday period, limiting opportunities for genuine community consultation and feedback; and

(b) calls on NOPSEMA to:

(i) ensure that if any Environmental Plan is exhibited for community consultation during December 2019 or January 2020, that the community consultation period is extended to at least 60 days, and

(ii) conduct extensive public hearings in the affected communities of the Central Coast, Northern Beaches and Newcastle, and to advertise the hearings extensively in local media.

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

Question put.
The Senate divided—

**AYES, 9**

 Senators—

 Di Natale  McKim  Siewert*  Waters
 Faruqi  Rice  Steele-John  Whish-Wilson
 Hanson-Young

**NOES, 44**

 Senators—

 Abetz  Chandler  Lambie  Rennick
 Anti  Ciccone  Lines  Ruston
 Askew  Colbeck  McAllister  Scarr
 Ayres  Duniam  McCarthy  Smith, Dean
 Bernardi  Fawcett  McDonald  Smith, Marielle
 Bilyk  Fierravanti-Wells  McKenzie  Sterle
 Bragg  Gallagher  McMahon  Stoker
 Brockman  Gallagher  Molan  Urquhart*
 Canavan  Green  O'Sullivan  Van
 Carr  Henderson  Paterson  Walsh
 Cash  Hughes  Pratt  Watt

* Tellers

Question negatived.

34 Adani Carmichael mine

Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 315—That the Senate—

(a) notes that:

(i) in August 2019, the Institute of Energy Economics and Financial Analysis (IEEFA) released a briefing note concluding that the Adani Group would receive over $4.4 billion in public subsidies from the Australian and Queensland Governments over the 30-year project life of the Carmichael thermal coal mine, including:

(A) a royalties holiday deal with the Queensland Government, the details of which are due to be announced by 30 November 2019,

(B) fuel tax credits, which IEEFA estimates equate to $2.4 billion over the 30-year life of the project,

(C) billions of litres of water, and

(D) various corporate tax breaks, and

(ii) the IEEFA conclude that the Adani Carmichael thermal coal mine project would not open nor survive without billions of dollars in subsidies; and

(b) calls on the Federal Government to:

(i) recognise that the Adani Carmichael mine would not be viable without significant taxpayer support, and

(ii) withdraw its subsidised support of the project.

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

Question put.
The Senate divided—

**AYES, 9**

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* Tellers

Question negatived.

**35 Visa processing jobs in Victoria**

Senator Urquhart, at the request of Senators Kitching, Ciccone, Carr and Walsh and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 299—That the Senate—

(a) notes that:
   
   (i) the Department of Home Affairs employs over 125 dedicated and hardworking Victorians to process visa applications,
   
   (ii) this is crucial work that ensures the integrity of our visa processing system and is the cornerstone of our sovereignty as a nation,
   
   (iii) the Federal Government’s plan to privatise Australia’s visa system threatens the livelihoods of over 125 Victorians and their families, and
   
   (iv) privatising Australia’s visa system will lead to increased costs of visas, greater risks of worker exploitation, data security breaches and will make protecting national security more difficult;

(b) condemns the Federal Government for auctioning Australian jobs off to the highest bidder, and for undermining the integrity of our visa processing system and our nation’s sovereignty; and

(c) calls on the Federal Government to guarantee the protection of these 128 jobs in Victoria, and the 2000 jobs across Australia which will be lost under the Morrison Government if they persist with their efforts to privatise Australia’s visa system.

Question put and passed.
Conduct of a Minister—Communications between Prime Minister and New South Wales Police Commissioner—Order for production of documents

Senator Urquhart, at the request of the Leader of the Opposition in the Senate (Senator Wong) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 304—

(1) That the Senate requires the Minister representing the Prime Minister to attend the Senate at 12 noon on 3 December 2019 to table the following documents:
   (a) a transcript of the phone call between the Prime Minister and the Commissioner of the New South Wales Police Force that took place on Tuesday, 26 November 2019;
   (b) any notes taken by the Prime Minister, by his office or by officials during the call;
   (c) any briefings prepared for the Prime Minister by his Department or office, for the purposes of the phone call; and
   (d) any advice provided to the Prime Minister about the appropriateness of making the call.

(2) That following presentation of the documents, or in the event the Minister fails to table the documents, at 12 noon on 3 December 2019, any senator may move to take note of the response to paragraph (1).

(3) That any motion under paragraph (2) may be debated for no longer than 60 minutes, shall have precedence over all business until determined, and senators may speak to the motion for not more than 10 minutes each.

Question put.
The Senate divided—

AYES, 31

Senators—
Ayres             Farrell               McAllister          Sterle
Bilyk            Faruqi                 McCarthy           Urquhart*
Brown            Gallacher             McKim              Walsh
Carr             Gallagher             Pratt              Waters
Chisholm         Green                 Rice               Watt
Ciccone          Griff                 Siewert            Whish-Wilson
Di Natale        Hanson-Young         Smith, Marielle    Wong
Dodson           Lambie                Steele-John

NOES, 30

Senators—
Abetz            Cash                  Hume               Rennick
Antic            Chandler             McDonald           Reynolds
Askew            Colbeck              McKenzie           Ruston
Bernardi         Duniam               McMahon           Scarr
Birmingham       Fawcett              Molan              Smith, Dean*
Bragg            Fierravanti-Wells     O’Sullivan         Stoker
Brockman         Henderson            Paterson           Van
Canavan          Hughes

* Tellers

Question agreed to.
Carbon Pollution Reduction Scheme

Senator Urquhart, at the request of the Leader of the Opposition in the Senate (Senator Wong) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 314—That the Senate—

(a) notes that:

(i) 2 December 2019 marks ten years since the Senate failed to pass legislation for a comprehensive economy-wide climate change policy, the Rudd Labor Government’s Carbon Pollution Reduction Scheme (CPRS),

(ii) implementation of the CPRS would have resulted in Australia’s greenhouse gas emissions being between 27 and 81 million tonnes lower in 2020 than currently projected, would have delivered additional cumulative abatement of between 63 and 218 million tonnes over the last 10 years, and would have placed Australian emissions on a sustained and long-term downward trajectory,

(iii) in addition to Labor senators, the CPRS bills were supported by Liberal Senators Boyce and Troeth,

(iv) despite the constructive negotiations engaged in by Mr Turnbull and Mr Macfarlane, the Liberals and The Nationals opposed the bills under the leadership of Mr Abbott, and

(v) the Australian Greens joined with the Liberals and The Nationals, and also opposed the CPRS, guaranteeing its defeat;

(b) recognises the decision by the Liberals, The Nationals and the Australian Greens to join together to oppose the CPRS precipitated:

(i) a breakdown in consensus on policy in Australia to address the challenges of climate change, and

(ii) a decade of policy instability preventing necessary investment in energy infrastructure leading to increases in energy prices and increased emissions; and

(c) calls on all parties to end the political opportunism and work together to agree an enduring solution to the challenges of climate change.

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 Forestry and Fisheries (Senator Duniam) and Senator Di Natale, by leave, made statements relating to the motion.

Leave refused: The Leader of the Opposition in the Senate (Senator Wong) sought leave to make a statement relating to the motion. An objection was raised and leave was not granted.

The Senate divided—

AYES, 20

Senators—

Ayres     Ciccone     Green     Sterle
Bilyk     Dodson     McAllister  Urquhart*
Brown     Farrell    McCarthy   Walsh
Carr      Gallagher  Pratt      Watt
Chisholm  Gallagher  Smith, Marielle  Wong
NOES, 38

Senators—

Antic
Askew
Birmingham
Bragg
Brockman
Canavan
Cash
Chandler
Colbeck
Di Natale
Duniam
Faruqi
Fawcett
F ierravanti-Wells
Hanson-Young
Henderson
Hughes
Hume
McDonald
McKenzie
McKim
McMahon
McKenzie
McKim
Scarr
Siewert
Smith, Dean*
Steele-John
Stoker
Van
Waters
Whish-Wilson

* Tellers

Question negatived.

38 Urgency motion—Carbon Pollution Reduction Scheme

The Acting Deputy President (Senator Sterle) informed the Senate that the following motion proposed to be moved by Senator McCarthy had been selected under standing order 75—That, in the opinion of the Senate, the following is a matter of urgency:

That the Senate:

1. notes:
   (a) Monday, 2 December 2019, marks ten years since the Senate failed to pass legislation for a comprehensive economy wide climate change policy, the Rudd Labor government’s Carbon Pollution Reduction Scheme (CPRS);
   (b) that implementation of the CPRS would have resulted in Australia’s greenhouse gas emissions being between 27 and 81 million tonnes lower in 2020 than currently projected, would have delivered additional cumulative abatement of between 63 and 218 million tonnes over the last 10 years, and would have placed Australian emissions on a sustained and long term downward trajectory;
   (c) in addition to Labor senators, the CPRS bills were supported by Liberal senators Sue Boyce and Judith Troeth;
   (d) despite the constructive negotiations engaged in by Mr Malcolm Turnbull and Mr Ian Macfarlane, the Liberals and Nationals opposed the bills under the leadership of Mr Tony Abbott;
   (e) the Australian Greens joined with the Liberals and Nationals and also opposed the CPRS, guaranteeing its defeat;

2. recognises the decision by the Liberals and Nationals and the Australian Greens to join together and oppose the CPRS precipitated:
   (a) a breakdown in consensus on policy in Australia to address the challenges of climate change;
   (b) a decade of policy instability preventing necessary investment in energy infrastructure leading to increases in energy prices and increased emissions; and

3. calls on all parties to end the political opportunism and work together to agree an enduring solution to the challenges of climate change.
The proposal was supported by four senators.
Senator McCarthy moved the motion.
Debate ensued.
Question put.
The Senate divided—

**AYES, 21**

Senators—
Ayres  Dodson  Keneally  Smith, Marielle
Bilyk  Farrell  Lines  Sterle
Brown  Gallacher  McAllister  Urquhart
Carr  Gallagher  Polley  Walsh
Chisholm  Green  Pratt  Watt

**NOES, 41**

Senators—
Abetz  Di Natale  McDonald  Rice
Antic  Duniam  McGrath  Ruston
Askew  Faruqi  McKenzie  Ryan
Bernardi  Fawcett  McKim  Scarr
Birmingham  Fierravanti-Wells  McMahon  Siewert
Brockman  Hanson-Young  Molan  Smith, Dean*
Canavan  Henderson  Paterson  Steele-John
Cash  Hughes  Payne  Stoker
Chandler  Hume  Rennick  Waters
Colbeck  Lambie  Reynolds  Whish-Wilson
Davey

*Tellers

Question negatived.

**39 Documents—Consideration**

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

Motion to take note of document no. 1 moved by Senator Urquhart and agreed to.
Motion to take note of document no. 3 moved by Senator Siewert, debated and agreed to.
Motion to take note of document no. 4 moved by Senator Pratt, debated and agreed to.

**40 Gender and sexuality census questions—Order for production of documents—Documents**

The Minister for Resources and Northern Australia (Senator Canavan) tabled the following documents:

Gender and sexuality census questions—Order of 13 November 2019—Letter to the President of the Senate from the Minister for Finance (Senator Cormann), dated 28 November 2019, responding to the order, and attachments.
41 **Income compliance program—Legal advice—Order for production of documents—Documents**

The Minister for Resources and Northern Australia (Senator Canavan) tabled the following documents:

Income compliance program—Legal advice—Order of 27 November 2019—Letter to the President of the Senate from the Minister for Families and Social Services (Senator Ruston), dated 28 November 2019, responding to the order and raising a public interest immunity claim, and attachment.

42 **Income compliance program—Legal advice—Order for production of documents—Documents**

The Minister for Resources and Northern Australia (Senator Canavan) tabled the following documents:

Income compliance program—Legal advice—Order of 27 November 2019—Letter to the President of the Senate from the Minister for Families and Social Services (Senator Ruston), dated 28 November 2019, responding to the order and raising a public interest immunity claim, and attachment.

43 **Regional Jobs and Investment Packages—Business Grants Hub—Order for production of documents—Documents**

The Minister for Resources and Northern Australia (Senator Canavan) tabled the following documents:

Regional Jobs and Investment Packages—Business Grants Hub—Order of 13 November 2019—Letter to the President of the Senate from the Minister for Resources and Northern Australia (Senator Canavan) responding to the order and raising a public interest immunity claim, and attachment.

44 **Conduct of a Minister—Document**

The Minister for Resources and Northern Australia (Senator Canavan) tabled the following document:

Prime Minister and the New South Wales Minister for Police—Answer to question—Letter to the President of the Senate from the Minister for Finance (Senator Cormann), dated 28 November 2019, providing information concerning a question without notice asked by the Leader of the Opposition in the Senate (Senator Wong) on 27 November 2019.
Health Legislation Amendment (Data-matching and Other Matters) Bill 2019
Social Security (Administration) Amendment (Income Management to Cashless Debit Card Transition) Bill 2019
Treasury Laws Amendment (Recovering Unpaid Superannuation) Bill 2019

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

Message no. 123, dated 27 November 2019—A Bill for an Act to amend the law relating to health, and for related purposes.
Message no. 124, dated 28 November 2019—A Bill for an Act to amend the law relating to taxation and superannuation, and for related purposes.

The Minister for Resources and Northern Australia (Senator Canavan) 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 Canavan moved—that these bills be now read a second time.
On the motion of Senator Canavan the debate was adjourned till the next day of sitting and the bills listed as separate orders of the day.

Defence Service Homes Amendment Bill 2019
National Disability Insurance Scheme Amendment (Streamlined Governance) Bill 2019

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


Committee membership

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

Message no. 126, dated 28 November 2019—Mr Drum in place of Dr Martin.
48 Road Safety—Joint Committee—Variation of appointment

A message from the House of Representatives was reported as follows:

Message no. 127, dated 28 November 2019—Joint Select Committee on Road Safety, and transmitting for the concurrence of the Senate the following resolution—That the resolution of appointment of the Joint Select Committee on Road Safety be amended to read as follows:

That:

(1) a Joint Select Committee on Road Safety be appointed to inquire into and report on:

(a) the effectiveness of existing road safety support services and programs, including opportunities to integrate Safe System principles into health, education, industry and transport policy;

(b) the impact of road trauma on the nation, including the importance of achieving zero deaths and serious injuries in remote and regional areas;

(c) the possible establishment of a future parliamentary Standing Committee on Road Safety and its functions;

(d) measures to ensure state, territory and local government road infrastructure investment incorporates the Safe System principles;

(e) road trauma and incident data collection and coordination across Australia;

(f) recommending strategies, performance measures and targets for the next National Road Safety Strategy;

(g) recommendations for the role of the newly established Office of Road Safety; and

(h) other measures to support the Australian Parliament’s ongoing resolve to reduce incidents on our roads, with a focus on the recommendations from the Inquiry into the effectiveness of the National Road Safety Strategy 2011–2020;

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

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

(4) participating members may

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

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

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

(6) the members of the committee hold office as a joint select committee until presentation of the committee’s final report or until the House of Representatives is dissolved or expires by effluxion of time, whichever is the earlier;

(7) the committee may proceed to the dispatch of business notwithstanding that not all members have been duly nominated and appointed and notwithstanding any vacancy;

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

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

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

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

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

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

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

(15) two members of a subcommittee constitute the quorum of that subcommittee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;
members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;

(17) the committee or any subcommittee have power to:

(a) call for witnesses to attend and for documents to be produced;
(b) conduct proceedings at any place it sees fit;
(c) sit in public or in private;
(d) report from time to time; and
(e) adjourn from time to time and to sit during any adjournment of the House of Representatives and the Senate;

(18) the committee or any subcommittee have power to consider and make use of the evidence and records of any former committee on related matters; and

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

The Minister for Resources and Northern Australia (Senator Canavan), by leave, moved—That the Senate agree to the resolution of the House of Representatives relating to the Joint Select Committee on Road Safety.

Question put and passed.

49 Governor-General’s message—Assent to laws

A message from His Excellency the Governor-General was reported, informing the Senate that he had assented to the following laws:

28 November 2019—Message no. 40—

Farm Household Support Amendment (Relief Measures) Act (No. 1) 2019 (Act no. 104, 2019)
Medical and Midwife Indemnity Legislation Amendment Act 2019 (Act no. 105, 2019)
National Health Amendment (Safety Net Thresholds) Act 2019 (Act no. 106, 2019)

50 Migration Amendment (Repairing Medical Transfers) Bill 2019

Order of the day read for the adjourned debate on the motion of the Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja)—That this bill be now read a second time.

Debate resumed.

At 9.50 pm: Debate was interrupted while Senator McMahon was speaking.
51 **Adjournment**

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

Debate ensued.

The Senate adjourned at 10.28 pm till Tuesday, 3 December 2019 at midday.

52 **Attendance**

Present, all senators.

**RICHARD PYE**

Clerk of the Senate