THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

JOURNALS OF THE SENATE

No. 96

TUESDAY, 16 JUNE 2015

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1 **MEETING OF SENATE**

The Senate met at 12.30 pm. The President (Senator the Honourable Stephen Parry) 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):

- **Australian National Preventive Health Agency (ANPHA)**—Report for 2013-14—Corrigendum.
- **Migration Act 1958**—Reports for the period 1 November 2014 to 28 February 2015—
  - Section 91Y—Protection visa processing taking more than 90 days [Final report].
  - Section 440A—Conduct of Refugee Review Tribunal reviews not completed within 90 days [Final report].

Treaties—


**Multilateral**—

- Amendments to the Annexes of the Protocol of 1978 relating to the International Convention for the Prevention of Pollution from ships, 1973;
- **Marrakesh Treaty to Facilitate Access to Published Works for Persons who are Blind, Visually Impaired, or Otherwise Print Disabled** (Marrakesh, 27 June 2013)—Text, together with national interest analysis.

The following documents were tabled by the Clerk pursuant to statute:

- **Commissioner of Taxation**—Public Rulings—
- **Goods and Services Tax Rulings**—
  - Addenda—GSTR 2002/5 and GSTR 2004/1.
  - Erratum—GSTR 2014/1.
  - GSTR 2015/2.
- **Migration Act 1958**—
  - Direction under section 499—Priority for considering and disposing of applications for specified visas made by persons who reside, or have resided, in an Ebola Virus Disease affected country—No. 66.
  - Notice under section 501C—13 April 2015.
3 Committees—Leave to Meet during Sittings

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

- Constitutional Recognition of Aboriginal and Torres Strait Islander Peoples—Joint Select Committee—private meeting otherwise than in accordance with standing order 33(1) on Wednesday, 17 June 2015, from 10 am.
- Foreign Affairs, Defence and Trade—Joint Standing Committee—public meetings—
  today, from 5.30 pm, to take evidence for the committee’s inquiry into the review of the Defence annual report 2013-14.
- Wednesday, 24 June 2015, from 11 am, to take evidence for the committee’s inquiry into Australia’s trade and investment relationships with countries of the Middle East.

4 Communications Legislation Amendment (SBS Advertising Flexibility and Other Measures) Bill 2015

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

Debate resumed.

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

5 Questions

Questions without notice were answered.

6 Motions to Take Note of Answers

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

Debate ensued.

Question put and passed.

Senator Wright moved—That the Senate take note of the answer given by the Attorney-General (Senator Brandis) to a question without notice asked by Senator Wright today relating to proposed amendments to citizenship laws.

Question put and passed.

7 Notices

Senator Rhiannon: To move on the next day of sitting—That there be laid on the table by the Minister representing the Minister for Agriculture, by 18 June 2015, the Rural Industries Development Corporation’s market research report Characterising the Australian public and communicating about kangaroo management, Project ID: PRJ-008967. (general business notice of motion no. 727)
Senator McAllister: To move on the next day of sitting—That there be laid on the table by the Minister for Finance (Senator Cormann) and the Minister representing the Minister for Communications (Senator Fifield), by 3.30 pm on Thursday, 18 June 2015:

(a) a complete and unredacted copy of the NBN Corporate Plan 2015-18, prepared by NBN under the Public Governance, Performance and Accountability Act 2013 and applicable rules and guidelines, and containing each and every financial and deployment forecast identified by NBN and the Department of Communications during the 2015-16 Budget estimates hearings as being contained in the NBN 2015-18 Corporate Plan;

(b) a complete and unredacted copy of the NBN Co Corporate Plan 2014-17, prepared by NBN Co under the Commonwealth Authorities and Companies Act 1997 and applicable regulations and guidelines; and

(c) a complete and unredacted copy of the NBN Co Strategic Review. (general business notice of motion no. 728)

Senators Carr and Lazarus: To move on the next day of sitting—That the following matters be referred to the Education and Employment References Committee for inquiry and report by 3 November 2015:

(a) current levels of access and attainment for students with disability in the school system, and the impact on students and families associated with inadequate levels of support;

(b) the social, economic and personal benefits of improving outcomes for students with disability at school and in further education and employment;

(c) the impact on policies and the education practice of individual education sectors as a result of the More Support for Students with Disabilities program, and the impact of the cessation of this program in 2014 on schools and students;

(d) the future impact on students with disability as a result of the Government’s decision to index funding for schools at the consumer price index after 2017;

(e) the progress of the implementation of the needs-based funding system as stated in the Australian Education Act;

(f) the progress of the Nationally Consistent Collection of Data on School Students with Disability and the findings, recommendations and outcomes from this process, and how this data will, or should, be used to develop a needs-based funding system for students with disability;

(g) how possible changes as a result of the Nationally Consistent Collection of Data on School Students with Disability will be informed by evidence-based best practice of inclusion of students with disability;

(h) what should be done to better support students with disability in our schools;

(i) the early education of children with disability; and

(j) any other related matters.

Senator Lazarus: To move on the next day of sitting—That there be laid on the table by the Minister representing the Minister for the Environment, no later than 3.30 pm on 24 June 2015, all documents relating to the issuing, from August 2013 to date, of exploration licences and special prospecting authorities in the 40 new marine reserves declared in 2012, including:

(a) how many were issued;

(b) to whom;
(c) in which marine reserves;
(d) for what purposes;
(e) for what duration; and
(f) the geographical parameters for each of the licences and authorities. (general business notice of motion no. 729)

Senator O’Sullivan: To move on the next day of sitting—That the Senate welcomes:
(a) the recognition by the UNESCO World Heritage Centre of the important work undertaken by this Government which recommended against the Great Barrier Reef being listed as ‘in danger’;
(b) the announcement by the Minister for the Environment (Mr Hunt) of the Reef 2050 Long-Term Sustainability Plan, a testament to the close working relationship enjoyed by successive Commonwealth and Queensland governments in protecting the reef;
(c) the additional $200 million of funding from the Australian and Queensland governments for water quality; and
(d) the Minister for the Environment’s historic permanent ban on the disposal of capital dredge material in the Great Barrier Reef Marine Park,
as a sign of this Government’s commitment to protecting this natural asset. (general business notice of motion no. 730)

Senator Rhiannon: To move on the next day of sitting—That the Senate—
(a) notes that:
   (i) the median Sydney house price has increased from $73,000 in 1985 to over $914,000 in 2015,
   (ii) the ratio of housing price to income in Sydney has increased from 3.4 to 11.4 over that same period,
   (iii) currently 41 per cent of all housing finance is for the purposes of investment, compared to 16 per cent in 1992, and
   (iv) a poll published in the week beginning 14 June 2015 found that 80 per cent of Sydneysiders said housing was not affordable, compared to a national average of 69 per cent; and
(b) calls on the Government to immediately review the existing beneficial tax arrangements for property investment with a view to improving housing affordability for first home buyers, and providing housing for those on social housing waiting lists and those experiencing homelessness. (general business notice of motion no. 731)

Senators Day, Leyonhjelm and Wang: To move on the next day of sitting—That the Senate accepts the desirability and merit as a general budgetary principle of lowering taxes irrespective of whether the budget is or is not in surplus. (general business notice of motion no. 732)
Senator Waters: To move on the next day of sitting—That the following matter be referred to the Environment and Communications References Committee for inquiry and report by 22 February 2016:

The influence of the Australian fossil fuel industry on the Federal Government, with particular reference to:

(a) the role and lobbying activities of the fossil fuel industry, whether directly via peak industry bodies or via other lobby groups such as the Institute for Public Affairs, including but not limited to:
   (i) weakening or limiting environmental protections, including the proposed transfer of federal approval powers to the states and territories,
   (ii) opposing the minerals resources rent tax,
   (iii) opposing the carbon price, the Renewable Energy Target and other climate change mitigation policies,
   (iv) funding campaigns to promote the views of climate science deniers,
   (v) limiting tax reform,
   (vi) securing project approvals, and
   (vii) initiating parliamentary inquiries;
(b) government subsidies to the fossil fuel industry;
(c) political donations by the fossil fuel industry to political parties;
(d) foregone revenue from fossil fuel companies’ tax deductible contributions to peak industry bodies and other lobby groups, whose purpose is advocacy;
(e) the revolving door between government and the fossil fuel industry in relation to public servants, political staff and politicians; and
(f) any related matters.

Senators Siewert and Milne: To move on the next day of sitting—That the Senate—

(a) expresses its deep gratitude for the great contribution to the protection of Australia’s environment and the advancement of Aboriginal and Torres Strait Islander land rights made by the late Phillip Toyne; in particular his contribution to the establishment of Landcare, his enduring commitment to the Australian Conservation Foundation and the Australian Bush Heritage Foundation, as well as his contribution in helping convince the Hawke Government to hand back Uluru to its traditional owners; and

(b) conveys its sympathy and condolences to his wife Molly and sons Jamie, Atticus and Aaron. (general business notice of motion no. 733)

8 SELECTION OF BILLS—STANDING COMMITTEE—REPORT NO. 6 OF 2015

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

SELECTION OF BILLS COMMITTEE

REPORT NO. 6 OF 2015

1. The committee met in private session on Monday, 15 June 2015 at 7.19 pm.
2. The committee resolved to recommend—That—

   (a) the provisions of the National Health Amendment (Pharmaceutical Benefits) Bill 2015 be referred immediately to the Economics Legislation Committee for inquiry and report by 23 June 2015; and
(b) the provisions of the Water Amendment Bill 2015 be referred immediately to the Environment and Communications Legislation Committee for inquiry and report by 8 September 2015.

3. The committee resolved to recommend—that the following bills not be referred to committees:
   Airports Amendment Bill 2015
   Crimes Legislation Amendment (Penalty Unit) Bill 2015
   Customs Amendment (Australian Trusted Trader Programme) Bill 2015
   Energy Grants and Other Legislation Amendment (Ethanol and Biodiesel) Bill 2015
   Excise Tariff Amendment (Ethanol and Biodiesel) Bill 2015
   Export Charges (Collection) Bill 2015
   Export Charges (Impostion—Customs) Bill 2015
   Export Charges (Impostion—Excise) Bill 2015
   Export Charges (Impostion—General) Bill 2015
   Private Health Insurance (Collapsed Insurer Levy) Amendment Bill 2015
   Private Health Insurance (National Joint Replacement Register Levy) Amendment Bill 2015
   Private Health Insurance (Prudential Supervision) Bill 2015
   Private Health Insurance (Prudential Supervision) (Consequential Amendments and Transitional Provisions) Bill 2015
   Private Health Insurance (Risk Equalisation Levy) Amendment Bill 2015
   Renewable Energy (Electricity) Amendment Bill 2015
   Social Services Legislation Amendment (Fair and Sustainable Pensions) Bill 2015
   Social Services Legislation Amendment (No. 2) Bill 2015
   Superannuation Guarantee (Administration) Amendment Bill 2015
   Tax and Superannuation Laws Amendment (2015 Measures No. 1) Bill 2015
   Tax and Superannuation Laws Amendment (2015 Measures No. 3) Bill 2015
   Tax and Superannuation Laws Amendment (Medicare Levy and Medicare Levy Surcharge) Bill 2015
   Tax Laws Amendment (Small Business Measures No. 1) Bill 2015
   Tax Laws Amendment (Small Business Measures No. 2) Bill 2015.

The committee recommends accordingly.

4. The committee considered the following bills but was unable to reach agreement:
   Medical Research Future Fund Bill 2015
   Medical Research Future Fund (Consequential Amendments) Bill 2015.

5. The committee deferred consideration of the following bills to its next meeting:
   Australian Centre for Social Cohesion Bill 2015
   Australian Small Business and Family Enterprise Ombudsman Bill 2015
Competition and Consumer Amendment (Australian Country of Origin Food Labelling) Bill 2015
Corporations Amendment (Publish What You Pay) Bill 2014
Imported Food Charges (Collection) Bill 2015
Imported Food Charges (Imposition—Customs) Bill 2015
Imported Food Charges (Imposition—Excise) Bill 2015
Imported Food Charges (Imposition—General) Bill 2015
Motor Vehicle Standards (Cheaper Transport) Bill 2014
Passports Legislation Amendment (Integrity) Bill 2015
Social Security and Other Legislation Amendment (Caring for Single Parents) Bill 2014.

David Bushby
Chair
16 June 2015.

Senator Bushby moved—that the report be adopted.

Senator Moore moved the following amendment:
At the end of the motion, add “and:

(a) in respect of the Medical Research Future Fund Bill 2015 and the Medical Research Future Fund (Consequential Amendments) Bill 2015, the provisions of the bills be referred immediately to the Finance and Public Administration Legislation Committee for inquiry and report by 10 August 2015; and

(b) noting that the provisions of the Social Services Legislation Amendment (Fair and Sustainable Pensions) Bill 2015 are under inquiry by the Community Affairs Legislation Committee, the committee report on the bill by 10 August 2015”.

Debate ensued.

Senator Moore, by leave, amended the amendment as follows:
Paragraph (a), omit “Finance and Public Administration Legislation Committee”, substitute “Community Affairs Legislation Committee”.

The question was divided at the request of the Assistant Minister for Social Services (Senator Fifield)—

Question—that the amendment in respect of paragraph (a) be agreed to—put and passed.

Question—that the amendment in respect of paragraph (b) be agreed to—put.

The Senate divided—

AYES, 33

Senators—
Brown
Bullock
Cameron
Dastyari
Di Natale
Gallacher
Gallagher
Hanson-Young
Ketter
Lambie
Lazarus
Leyonhjelm
Lines
Ladlam
Marshall
McAllister
McEwen (Teller)
McLucas
Milne
Moore
Muir
O’Neill
Peris
Rhannon
Rhiannon
Rice
Siewert
Singh
Sterle
Urquhart
Waters
Whish-Wilson
Wright
Xenophon
NOES, 27

Senators—
Back
Birmingham
Brandis
Bushby (Teller)
Canavan
Cash
Colbeck
Day
Fieravanti-Wells
Fifield
Heffernan
Johnston
Lindgren
Macdonald
McGrath
McKenzie
Nash
O’Sullivan
Payne
Reynolds
Ronaldson
Ryan
Seselja
Sinodinos
Smith

Question agreed to.
Main question, as amended, put and passed.

9 POSTPONEMENTS

Business was postponed as follows:

Business of the Senate notice of motion no. 1 standing in the name of Senator Xenophon for today, proposing a reference to the Economics References Committee, postponed till 25 June 2015.

General business notice of motion no. 726 standing in the name of the Leader of the Opposition in the Senate (Senator Wong) for today, relating to the Australian Charities and Not-for-profits Commission, postponed till 22 June 2015.

10 ROUTINE OF BUSINESS—VARIATION—FIRST SPEECH

The Assistant Minister for Social Services (Senator Fifield), pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 1—That consideration of the business before the Senate on Tuesday, 11 August 2015 be interrupted at approximately 5 pm, but not so as to interrupt a senator speaking, to enable Senator Lindgren to make her first speech without any question before the chair.

Question put and passed.

11 TREATIES—JOINT STANDING COMMITTEE—LEAVE TO MEET DURING SITTINGS

Senator Bushby, at the request of Senator Fawcett and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 722—That the Joint Standing Committee on Treaties be authorised to hold private meetings otherwise than in accordance with standing order 33(1), followed by public meetings, during the sittings of the Senate, as follows:

(a) Monday, 10 August 2015;
(b) Monday, 17 August 2015;
(c) Monday, 7 September 2015;
(d) Monday, 14 September 2015;
(e) Monday, 12 October 2015;
(f) Monday, 9 November 2015;
(g) Monday, 23 November 2015; and
(h) Monday, 30 November 2015.

Question put and passed.
12 ENVIRONMENT—SOUTH AUSTRALIA—RENEWABLE ENERGY IN PORT AUGUSTA

Senator Wright, also on behalf of Senator Xenophon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 725—That the Senate—

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

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

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

(d) calls on the Federal and South Australian governments to assist the Port Augusta community in transitioning to a clean energy future, providing jobs and security for the region.

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

Question put and passed.

13 LEGAL AND CONSTITUTIONAL AFFAIRS REFERENCES COMMITTEE—REFERENCES

Senator McEwen, at the request of Senator Collins and 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 Legal and Constitutional Affairs References Committee for inquiry and report by 25 June 2015:

The handling of a letter sent by Mr Man Haron Monis to the Attorney-General, dated 7 October 2014, and the evidence provided during the Budget estimates, including the subsequent correction of that evidence, with particular reference to:

(a) the details of the internal inquiry conducted by the Secretary of the Attorney-General’s Department, Mr Chris Moraitis, following the discovery that incorrect evidence had been provided and any subsequent changes made to administrative practices between the department and the Attorney-General’s office;

(b) the consideration given by the Joint Commonwealth and New South Wales review team to the correspondence sent by Mr Monis to various members of Parliament and other relevant documents and the basis for the assertion by Mr Thawley that the correspondence would make no difference to the findings of the review; and

(c) what, if any, changes were made to procedures for the handling of incoming correspondence to the Attorney-General’s Department and the Attorney-General’s office following the raising of the national terrorism public alert level to ‘High’ on 12 September 2014.

Statement by leave: The Attorney-General (Senator Brandis), by leave, made a statement relating to the motion.

Point of order: Senator Macdonald raised a point of order to the effect that it is out of order for matters currently before a legislation committee to be referred to a references committee.

Ruling of President: The President ruled that the motion was in order and that it is for the Senate to determine what matters are referred to particular committees.
Question put.
The Senate divided—

**AYES, 34**

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**NOES, 24**

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<td>O’Sullivan</td>
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Question agreed to.

Senator Ludlam, also on behalf of Senator Collins, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 4—That the following matters be referred to the Legal and Constitutional Affairs References Committee for inquiry and report by 15 September 2015:

(a) the impact of the 2014 and 2015 Commonwealth Budget decisions on the Arts; and

(b) the suitability and appropriateness of the establishment of a National Programme for Excellence in the Arts, to be administered by the Ministry for the Arts, with particular reference to:

(i) the effect on funding arrangements for:
   (A) small to medium arts organisations,
   (B) individual artists,
   (C) young and emerging artists,
   (D) the Australia Council,
   (E) private sector funding of the arts, and
   (F) state and territory programs of support to the arts,

(ii) protection of freedom of artistic expression and prevention of political influence,

(iii) access to a diversity of quality arts and cultural experiences,

(iv) the funding criteria and implementation processes to be applied to the program,

(v) implications of any duplication of administration and resourcing, and

(vi) any related matter.

*Statements by leave:* The Assistant Minister for Social Services (Senator Fifield) and Senator Ludlam, by leave, made statements relating to the motion.

Question put.
The Senate divided—

AYES, 34

Senators—

Bullock
Dastyari
Day
Di Natale
Gallacher
Gallagher
Hanson-Young
Ketter
Lambie
Lazarus
Leyonhjelm
Lines
Ludlam
Ludwig
McAllister
McEwen (Teller)
McLaras
Milne
Moore
Muir
O’Neill
Peris
Rhiannon
Rice
Siewert
Sterle
Urquhart
Wang
Wright
Xenophon

NOES, 24

Senators—

Back
Bernardi
Birmingham
Bushby (Teller)
Canavan
Colbeck
Fieravanti-Wells
Fifield
Heffernan
Johnston
Landgren
Macdonald
McGrath
McKenzie
Nash
O’Sullivan
Parry
Reynolds
McGrath
Ruston
Ryan
Seselja
Simdinos
Smith

Question agreed to.

14 IMMIGRATION—ASYLUM SEEKERS—PAYMENTS FROM COMMONWEALTH OFFICERS—ORDER FOR PRODUCTION OF DOCUMENTS

Senator Hanson-Young amended general business notice of motion no. 724 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—that—

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

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

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

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

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

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

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

(iii) any payments made to the vessel’s captain, crew or passengers, and

(iv) any payments made in relation to the passage of the vessel, its passengers or crew.
Question put.
The Senate divided—

AYES, 32

Senators—

Bullock  Lazarus  Milne  Singh
Dastyari  Lines  Moore  Sterle
Di Natale  Ludlam  Muir  Urquhart
Gallacher  Ludwig  O’Neill  Wang
Gallagher  Madigan  Peris  Waters
Hanson-Young  McAllister  Rhiannon  Whish-Wilson
Ketter  McEwen (Teller)  Rice  Weight
Lambie  McLachlan  Stewart  Xenophon

NOES, 26

Senators—

Back  Fierravanti-Wells  McGrath  Ronaldson
Bernardi  Fifield  McKenzie  Ruston
Birmingham  Heffernan  Nash  Ryan
Bushby (Teller)  Johnston  O’Sullivan  Seselja
Canavan  Leyonhjelm  Parry  Sinodinos
Colbeck  Lindgren  Reynolds  Smith
Day  Macdonald

Question agreed to.

15 LAW AND JUSTICE—ELECTRONIC SURVEILLANCE PROGRAMS

Senator Ludlam, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 723—That the Senate—

(a) notes that:

(i) the United States (US) Court of Appeals ruled in May 2015 that the bulk collection of telecommunications metadata by US Government agencies was unlawful, and

(ii) this case was filed following revelations by Mr Edward Snowden disclosing the scope of US Government surveillance programs; and

(b) recognises:

(i) the critical work that Mr Snowden has carried out in exposing unlawful surveillance programs in the US and its ‘Five Eyes’ allies, and

(ii) that Australians and the global community have legitimate and ongoing concerns about the erosion of privacy caused by the unchecked growth of government electronic surveillance programs.

Question put.
The Senate divided—

AYES, 15

Senators—

Di Natale  Leyonhjelm  Rhiannon  Whish-Wilson
Hanson-Young  Ludlam  Rice  Whight
Lambie  Milne  Stewart (Teller)  Xenophon
Lazarus  Muir  Waters
NOES, 38

Senators—

Back Fifield McGrath Reynolds
Bernardi Gallagher McKenzie Ronaldson
Birmingham Gallagher McLucas Ruston
Bullock Heffernan Moore Ryan
Bushby (Teller) Ketter Nash Singh
Canavan Lindgren O’Neill Simondinos
Colbeck Lines O’Sullivan Smith
Dastyari Ludwig Parry Sterle
Day McAllister Peris Urquhart
Fierravanti-Wells McEwen

Question negatived.

16 ENVIRONMENT AND COMMUNICATIONS LEGISLATION COMMITTEE—PROPOSED REFERENCE

Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 5—That the Renewable Energy (Electricity) Amendment Bill 2015 be referred to the Environment and Communications Legislation Committee for inquiry and report by 22 June 2015.

Question put.
The Senate divided—

AYES, 14

Senators—

Di Natale Ludlam Siewert (Teller) Whish-Wilson
Hanson-Young Milne Wang Weight
Lambie Rhiannon Waters Xenophon
Leyonhjelm Rice

NOES, 40

Senators—

Back Fifield McEwen (Teller) Peris
Bernardi Gallagher McGrath Reynolds
Birmingham Gallagher McKenzie Ronaldson
Bullock Heffernan McLucas Ruston
Bushby Ketter Moore Ryan
Canavan Lazarus Muir Singh
Colbeck Lindgren Nash Sinodinos
Dastyari Lines O’Neill Smith
Day Ludwig O’Sullivan Sterle
Fierravanti-Wells McAllister Parry Urquhart

Question negatived.

17 HEALTH—FOOD LABELLING STANDARDS—COUNTRY OF ORIGIN LABELLING RULES

Senator O’Sullivan, also on behalf of Senators Canavan and Williams, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 721—That the Senate—

(a) recognises and applauds the work of the Federal Government’s community consultation process in delivering clear and practical country of origin labelling rules; and
(b) further recognises that Australian produce and food processing is of a world class standard, and that these labelling rules are an important step in making it easier for consumers to identify locally grown and processed food.

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

Question put and passed.

18 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—FAMILY AND COMMUNITY SERVICES—HOUSING AFFORDABILITY
The President informed the Senate that, at 8.30 am today, Senator Siewert and Senator Moore had each submitted a letter in accordance with standing order 75 proposing a matter of public importance for discussion. The question of which proposal would be submitted to the Senate was determined by lot.

As a result, the President informed the Senate that Senator Siewert had proposed that the following matter of public importance be submitted to the Senate for discussion:

The crisis of housing affordability in Australia, and the unwillingness of the Abbott Government to consider negative gearing and Capital Gains Tax exemptions in its tax review.

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

19 DOCUMENTS—CONSIDERATION
The documents tabled earlier today (see entry no. 2) were called on but no motion was moved.

20 CHILDREN—CHILD ABUSE—DOCUMENT
Senator Bilyk, by leave, tabled the following document:

Children—Child abuse—Petitioning document from 550 signatories calling on the Senate to take action to ensure that the Family Court deals appropriately with allegations of child abuse.

21 IMMIGRATION—MANUS ISLAND AND NAURU DETENTION CENTRES—DOCUMENT
Senator Hanson-Young, by leave, tabled the following document:

Immigration—Manus Island and Nauru detention centres—Petitioning document from 65 516 signatories calling for the closure of the Manus Island and Nauru detention centres.

22 COMMITTEE REPORTS AND GOVERNMENT RESPONSES—TABLING AND CONSIDERATION PURSUANT TO STANDING ORDER 62(4)
Senator Bilyk, at the request of the Chair of the Rural and Regional Affairs and Transport Legislation Committee (Senator Heffernan), tabled the following report:


Report ordered to be printed on the motion of Senator Bilyk.
The Deputy Chair of the Parliamentary Joint Committee on the Australian Commission for Law Enforcement Integrity (Senator Bilyk) tabled the following report and document:


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

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

Question put and passed.

Senator O’Sullivan, on behalf of the Parliamentary Joint Committee on Intelligence and Security, tabled the following reports:

Intelligence and Security—Joint Statutory Committee—


Senator O’Sullivan moved—That the Senate take note of the reports.

Debate adjourned till the next day of sitting, Senator O’Sullivan in continuation.

Senator Smith, on behalf of the Joint Committee of Public Accounts and Audit, tabled the following report:


Senator Smith moved—That the Senate take note of the report.

Question put and passed.

Statement by leave: Senator Smith, by leave, made a statement relating to the appointment of a new Auditor-General.

The Deputy Chair of the Parliamentary Joint Committee on Law Enforcement (Senator Singh) tabled the following report and document:


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

Senator Singh moved—That the Senate take note of the report.

Debate adjourned till the next day of sitting, Senator Singh in continuation.
Pursuant to order, Senator O’Sullivan, at the request of the Chair of the Education and Employment Legislation Committee (Senator McKenzie), tabled the following report and documents:


Report ordered to be printed on the motion of Senator O’Sullivan.

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


Report ordered to be printed on the motion of Senator O’Sullivan.

Pursuant to order, Senator O’Sullivan, at the request of the Chair of the Legal and Constitutional Affairs Legislation Committee (Senator Macdonald), tabled the following report and documents:


Report ordered to be printed on the motion of Senator O’Sullivan.

The Chair of the Parliamentary Standing Committee on Public Works (Senator Smith) tabled the following report:


Senator Smith moved—That the Senate take note of the report.

Question put and passed.

The Assistant Minister for Social Services (Senator Fifield) tabled the following document:

The Assistant Minister for Social Services (Senator Fifield) tabled the following document:


The following order of the day relating to committee reports and government responses was considered:

Rural and Regional Affairs and Transport References Committee—Grain export networks, including the on- and off-farm storage, transport, handling and export of Australian grain—Report. Motion to take note of report moved by Senator Smith. Debate adjourned till the next day of sitting, Senator Smith in continuation.

Orders of the day nos 1, 2 and 4 to 8 relating to committee reports and government responses were called on but no motion was moved.

23 **LABOR 2013-14 BUDGET SAVINGS (MEASURES NO. 1) BILL 2014**

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

Message no. 373, dated 15 June 2015—A Bill for an Act to amend the law relating to taxation, and for related purposes.

The Assistant Minister for Social Services (Senator Fifield) 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 Fifield moved—That this bill be now read a second time.

On the motion of Senator Fifield the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

24 **CRIMES LEGISLATION AMENDMENT (PENALTY UNIT) BILL 2015**

**PRIVATE HEALTH INSURANCE (NATIONAL JOINT REPLACEMENT REGISTER LEVY) AMENDMENT BILL 2015**

**SOCIAL SERVICES LEGISLATION AMENDMENT (NO. 2) BILL 2015**

**SUPERANNUATION GUARANTEE (ADMINISTRATION) AMENDMENT BILL 2015**

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

Message no. 382, dated 16 June 2015—A Bill for an Act to amend the Crimes Act 1914, and for related purposes.


Message no. 372, dated 15 June 2015—A Bill for an Act to amend the law relating to social security and aged care, and for related purposes.


The Assistant Minister for Social Services (Senator Fifield) 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 Fifield moved—That these bills be now read a second time.
On the motion of Senator Fifield the debate was adjourned till the next day of sitting.
Consideration of legislation: Senator Fifield moved—That the bills be listed on the Notice Paper as separate orders of the day.
Question put and passed.

25 **NATIONAL HEALTH AMENDMENT (PHARMACEUTICAL BENEFITS) BILL 2015**
A message from the House of Representatives was reported transmitting for the concurrence of the Senate the following bill:


The Assistant Minister for Social Services (Senator Fifield) 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 Fifield moved—That this bill be now read a second time.
Consideration of legislation: Pursuant to order, the debate was adjourned and the resumption of the debate made an order of the day for the day fixed for the Economics Legislation Committee to report on the bill, 23 June 2015.

26 **PRIVATE HEALTH INSURANCE (PRUDENTIAL SUPERVISION) BILL 2015**
**PRIVATE HEALTH INSURANCE (PRUDENTIAL SUPERVISION) (CONSEQUENTIAL AMENDMENTS AND TRANSITIONAL PROVISIONS) BILL 2015**
**PRIVATE HEALTH INSURANCE SUPERVISORY LEVY IMPOSITION BILL 2015**
**PRIVATE HEALTH INSURANCE (RISK EQUALISATION LEVY) AMENDMENT BILL 2015**
**PRIVATE HEALTH INSURANCE (COLLAPSED INSURER LEVY) AMENDMENT BILL 2015**

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


The Assistant Minister for Social Services (Senator Fifield) 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 Fifield moved—that these bills be now read a second time.

**Consideration of legislation:** Pursuant to order, the debate was adjourned and the resumption of the debate made an order of the day for the day fixed for the Economics Legislation Committee to report on the bills, 17 June 2015.

### 27 Committee Membership

A message from the House of Representatives was reported informing the Senate of a change in the membership of the Parliamentary Joint Committee on Corporations and Financial Services, as follows:

Message no. 371, dated 15 June 2015—Mr Ruddock in place of Mr Coleman.

### 28 Business Services Wage Assessment Tool Payment Scheme Bill 2014

A message from the House of Representatives was reported indicating that the House had made the amendments requested by the Senate to the following bill:


On the motion of the Assistant Minister for Social Services (Senator Fifield) the bill was read a third time.

### 29 Migration Regulations—Specification of Income Threshold and Annual Earnings—Disallowance

Senator Rice, also on behalf of Senators Lambie and Cameron, pursuant to notice, moved business of the Senate notice of motion no. 2—that the Instrument as contained in the Specification of Income Threshold and Annual Earnings 2015 and made under the *Migration Act 1958* and the Migration Regulations 1994, be disallowed.

Debate ensued.

**Question put.**

The Senate divided—

**AYES, 31**

Senators—

- Bilyk (Teller)
- Brown
- Bullock
- Cameron
- Conroy
- Dustyari
- Di Natale
- Gallacher
- Gallagher
- Hansson-Young
- Ketter
- Lambie
- Lazarus
- Lines
- Ludlam
- Ludwig
- Madigan
- McAllister
- McLachan
- Mackay
- McLucas
- Milne
- Moore
- Peris
- Polley
- Rhiannon
- Rice
- Siwert
- Singh
- Sterle
- Waters
- Whish-Wilson
- Weight

**NOES, 30**

Senators—

- Back
- Bernardi
- Birmingham
- Bushby
- Canavan
- Cash
- Colbeck
- Day
- Fawcett
- Fifield
- Heffernan
- Johnston
- Leyonhjelm
- Lindgren
- Macdonald
- McGrath
- McKenzie
- Nash
- O’Sullivan
- Parry
- Payne
- Reynolds
- Ronaldson
- Rushton (Teller)
- Ryan
- Seseja
- Smith
- Wang
- Williams
- Xenophon

**Question agreed to.**
30 **COMMUNICATIONS LEGISLATION AMENDMENT (SBS ADVERTISING FLEXIBILITY AND OTHER MEASURES) BILL 2015**

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

Debate resumed.

*At 7.20 pm:* Debate was interrupted while Senator Canavan was speaking.

31 **ADJOURNMENT**

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

Debate ensued.

The Senate adjourned at 8.32 pm till Wednesday, 17 June 2015 at 9.30 am.

32 **ATTENDANCE**

Present, all senators except Senators Abetz* and Edwards (*on leave).

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**ROSEMARY LAING**

Clerk of the Senate

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Printed by authority of the Senate