THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

THE SENATE

NOTICE PAPER

No. 21

WEDNESDAY, 30 NOVEMBER 2016

The Senate meets at 9.30 am

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Temporary Chairs of Committees

Senators Back, Bernardi, Gallacher, Ketter, Marshall, O’Sullivan, Reynolds, Sterle and Whish-Wilson

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### Business listed for today

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### Available for debate on Thursdays

| Private senators' business | Documents | Committee reports and government responses | Auditor-General's reports |

### Business listed for future consideration

Lists any notice of motion or order of the day to be considered at a specific time in the future. For example, a committee report ordered to be presented on a specific date. Dates on which ministers have been ordered to produce documents are included here. Any business to which a date cannot be allocated, will be placed at the end of the section.

### Other information

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**BUSINESS LISTED FOR TODAY**

**BUSINESS OF THE SENATE**

**Notices of Motion**

*Notice given 29 November 2016*

*1 Chair of the Environment and Communications References Committee (Senator Waters) and Senator Siewert: To move—That the following matter be referred to the Environment and Communications References Committee for inquiry and report by 21 March 2017:

The Commonwealth’s responsibility under the *Environment Protection and Biodiversity Conservation Act 1999* to protect the globally significant and National Heritage listed Aboriginal rock art of the Burrup Peninsula in Western Australia, with particular reference to:

(a) the total industrial pollution load from existing industrial activities and port zone on the Burrup Peninsula in Western Australia, and its existing impacts on Aboriginal rock art;

(b) the projected additional pollution load from the Yara Pilbara Fertilisers Pty Ltd ammonium nitrate plant, including the likely impacts on the Aboriginal rock art, human health and the environment;

(c) the accuracy and adequacy of reports used by the Western Australian and Commonwealth Governments when setting the relevant technical, environmental and cultural conditions regulating the construction and operation of the Yara Pilbara Fertilisers Pty Ltd ammonium nitrate plant in an area of highly significant Aboriginal rock art;

(d) the rigour and adequacy of the monitoring, analysis, compliance and enforcement performed by the Western Australian and Commonwealth Government agencies in carrying out their legislated responsibilities in overseeing industries on the Burrup Peninsula;

(e) the projected level of fugitive gas and nitric acid leaks from the Yara Pilbara fertiliser and ammonium nitrate plants, their effects on human health, likely effects on rock art and the general environment, and the adequacy of the company responses;

(f) the failure by Yara Pilbara Fertilisers Pty Ltd, the Western Australian Government or the Federal Government to include risk analysis of establishing an ammonium nitrate plant in close proximity to the rock art, a gas hub and major port and in a cyclone surge zone;

(g) the adequacy of the Yara Pilbara plans to protect the communities of Dampier and Karratha and the rock art sites from the consequences of any explosion caused by 'sympathetic detonation’ or other factors, including the ability to douse the nitrate stores with sufficient water to prevent a spontaneous explosion; and

(h) any related matters.
Senator Whish-Wilson: To move—that the following matters be referred to the Environment and Communications References Committee for inquiry and report by 30 June 2017:

The efficacy and regulation of shark mitigation and deterrent measures, with particular reference to:

(a) research into shark numbers, behaviour and habitat;
(b) the regulation of mitigation and deterrent measures under the Environment Protection and Biodiversity Conservation Act 1999, including exemptions from a controlled action under section 158;
(c) the range of mitigation and deterrent measures currently in use;
(d) emerging mitigation and deterrent measures;
(e) bycatch from mitigation and deterrent measures;
(f) alternatives to currently employed mitigation and deterrent measures, including personal responsibility and education;
(g) the impact of shark attacks on tourism and related industries; and
(h) any other relevant matters.

Notice of motion altered on 29 November 2016 pursuant to standing order 77.

Senator Whish-Wilson: To move—that the following matter be referred to the Economics References Committee for inquiry and report by 14 June 2017:

The tax and royalties collected from the extraction and sale of Australia’s oil and gas resources, with particular reference to:

(a) the adequacy and integrity of the existing Petroleum Resource Rent Tax (PRRT) and Commonwealth royalty regime;
(b) compliance with the PRRT and Commonwealth royalty regime;
(c) responsibilities and effectiveness of state and Federal Government departments in administering the existing PRRT and Commonwealth royalty regime;
(d) the suitability of the PRRT and Commonwealth royalty regime in the modern global economy;
(e) the comparison of tax and royalty regimes with other oil and gas producing countries that export to the Asia-Pacific region;
(f) principles for modification of the PRRT as it applies to gas;
(g) principles for an extended Commonwealth royalty regime covering offshore oil and gas projects in Commonwealth waters; and
(h) any other related matters.

Chair of the Environment and Communications References Committee (Senator Waters): To move—that the following matter be referred to the Environment and Communications References Committee for inquiry and report by 23 August 2017:

The rehabilitation of mining and resources projects as it relates to Commonwealth responsibilities, for example under the Environment Protection and Biodiversity Conservation Act 1999 (EPBC Act), with regard to:

(a) the cost of outstanding rehabilitation obligations of currently operating projects;
(b) the adequacy of existing regulatory, policy and institutional arrangements to ensure adequate and timely rehabilitation;
(c) the adequacy and transparency of financial mechanisms, including assurances, bonds and funds, to ensure that mining and resources projects are rehabilitated without placing a burden on public finances;
(d) the effectiveness of current Australian rehabilitation practices in safeguarding human health and repairing and avoiding environmental damage;
(e) the effectiveness of existing abandoned mines programs, with regard to repairing environmental damage and safeguarding human health;
(f) whether any mining or resources companies have engaged in conduct designed to avoid fulfilling their rehabilitation obligations;
(g) the potential social, economic and environmental impacts, including on matters of national environmental significance under the EPBC Act, of inadequate rehabilitation;
(h) the potential social, economic and environmental benefits of adequate rehabilitation, including job opportunities in communities affected by job losses in the mining and resources sectors;
(i) international examples of effective rehabilitation policy and practice;
(j) proposals for reform of rehabilitation of mining and resources projects; and
(k) any other related matters.

Orders of the Day

1 Education and Employment Legislation Committee
   Report to be presented on the Fair Work Amendment (Gender Pay Gap) Bill 2015. *(Referred pursuant to Selection of Bills Committee report.)*

2 Community Affairs References Committee
   Report to be presented on Lyme-like illness in Australia.

3 Community Affairs References Committee
   Report to be presented on the medical complaints process.

4 Education and Employment References Committee
   Report to be presented on the Government’s Workplace Bargaining Policy.

5 Environment and Communications Legislation Committee
   Report to be presented on the provisions of the Interactive Gambling Amendment Bill 2016. *(Referred pursuant to Selection of Bills Committee report.)*
GOVERNMENT BUSINESS

Orders of the Day

1 Building and Construction Industry (Improving Productivity) Bill 2013
   Building and Construction Industry (Consequential and Transitional
   Provisions) Bill 2013
   In committee (29 November 2016).

Notice of Motion

Notice given 29 November 2016

*1 Assistant Minister to the Prime Minister (Senator McGrath): To move—That
the provisions of paragraphs (5) to (8) of standing order 111 not apply to the
following bills, allowing them to be considered during this period of sittings:
   Income Tax Rates Amendment (Working Holiday Maker Reform) Bill
   2016 (No. 2)
   Passenger Movement Charge Amendment Bill (No. 2) 2016.

Orders of the Day—continued

2 VET Student Loans Bill 2016
   VET Student Loans (Consequential Amendments and Transitional
   Provisions) Bill 2016
   VET Student Loans (Charges) Bill 2016
   Adjourned debate on the motion of the Minister for International Development and
   the Pacific (Senator Fierravanti-Wells)—That these bills be now read a second
time.

   And on the amendments moved by Senator Hanson-Young in respect of the VET
   Student Loans Bill 2016—
   At the end of the motion, add “but the Senate is of the view that public funds
should not be provided to private for-profit vocational education and training
providers”.

   At the end of the motion, add “but the Senate calls on the Government to recognise
the importance of the Australian arts industry and community by giving greater
representation to artistic and creative courses on the VET student loans eligible
course list” (Senator Bilyk, in continuation, 9 November 2016).

3 Criminal Code Amendment (High Risk Terrorist Offenders) Bill 2016—
   (Senate bill)—(Attorney-General, Senator Brandis)
   Second reading—Adjourned debate (15 September 2016).

4 Register of Foreign Ownership of Agricultural Land Amendment (Water)
   Bill 2016—(Minister for Indigenous Affairs, Senator Scullion)
   Second reading—Adjourned debate (8 November 2016).

5 Criminal Code Amendment (War Crimes) Bill 2016—(Assistant Minister to the
   Prime Minister, Senator McGrath)
   Second reading—Adjourned debate (24 November 2016).
6 Civil Nuclear Transfers to India Bill 2016—(Minister for International Development and the Pacific, Senator Fieravanti-Wells)
   Second reading—Adjourned debate (28 November 2016).
   (Bill exempted on 29 November 2016 from the provisions of paragraphs (5) to (8) of standing order 111)

7 Veterans’ Affairs Legislation Amendment (Budget and Other Measures) Bill 2016—(Assistant Minister for Agriculture and Water Resources, Senator Ruston)
   Second reading—Adjourned debate (22 November 2016).

8 Offshore Petroleum and Greenhouse Gas Storage Amendment (Petroleum Pools and Other Measures) Bill 2016—(Minister for Indigenous Affairs, Senator Scullion)
   Second reading—Adjourned debate (8 November 2016).

9 Social Security Legislation Amendment (Youth Jobs Path: Prepare, Trial, Hire) Bill 2016—(Assistant Minister to the Prime Minister, Senator McGrath)
   Second reading—Adjourned debate (24 November 2016).

10 Social Services Legislation Amendment (Transition Mobility Allowance to the National Disability Insurance Scheme) Bill 2016—(Assistant Minister for Agriculture and Water Resources, Senator Ruston)
   Second reading—Adjourned debate (22 November 2016).

11 Migration Amendment (Character Cancellation Consequential Provisions) Bill 2016—(Minister for Employment, Senator Cash)
   Second reading—Adjourned debate (10 October 2016).

12 Migration Amendment (Family Violence and Other Measures) Bill 2016—
   (Minister for Employment, Senator Cash)
   Second reading—Adjourned debate (10 October 2016).

13 Criminal Code Amendment (Firearms Trafficking) Bill 2016—(Senate bill)—
   (Attorney-General, Senator Brandis)
   Second reading—Adjourned debate (15 September 2016).

14 Regulatory Powers (Standardisation Reform) Bill 2016—(Senate bill)—
   (Attorney-General, Senator Brandis)
   Second reading—Adjourned debate (12 October 2016).

15 Privacy Amendment (Re-identification Offence) Bill 2016—(Senate bill)—
   (Attorney-General, Senator Brandis)
   Second reading—Adjourned debate (12 October 2016).

16 Income Tax Rates Amendment (Working Holiday Maker Reform) Bill 2016
   Consideration in committee of the whole of message no. 79 from the House of Representatives (28 November 2016).
17 Governor-General’s Opening Speech
Adjourned debate on the motion of Senator Hume—That the following address-in-reply be agreed to:

To His Excellency the Governor-General

MAY IT PLEASE YOUR EXCELLENCY—
We, the Senate of the Commonwealth of Australia in Parliament assembled, desire to express our loyalty to our Most Gracious Sovereign and to thank Your Excellency for the speech which you have been pleased to address to Parliament (Minister for Employment (Senator Cash), in continuation, 13 September 2016).

GENERAL BUSINESS

A complete list of all general business notices of motion and orders of the day remaining on the Notice Paper is published at: www.aph.gov.au/Senate/business

Notices of Motion

Notice given 29 November 2016

*141 Senator Waters: To move—That the Senate—
(a) notes:
   (i) the study by the ARC Centre of Excellence for Coral Reef Studies published this week shows 67 per cent of corals in a 700 km swathe of reefs in the northern region of the Great Barrier Reef have died after the Reef’s worst ever mass bleaching event,
   (ii) mass coral bleaching is driven by human-induced global warming,
   (iii) Climate Action Tracker has assessed Australia’s climate pollution reduction targets and clean energy policies as “inadequate” to meet our fair share of action to stop dangerous global warming, and
   (iv) the latest government figures show that Australia’s climate pollution is increasing rather than decreasing; and
(b) calls on the government to save the Great Barrier Reef, and the communities and workers which rely on its health, and help stop dangerous global warming by taking rapid action to cut pollution and build clean energy.

*142 Leader of the Australian Greens (Senator Di Natale): To move—That the Senate—
(a) notes:
   (i) that Australian Parliament House is the most significant monument that represents our democracy, owned by its citizens, to be enjoyed by thousands of Australians and visiting tourists alike,
   (ii) that Parliament House was designed to reflect Australia’s egalitarian traditions where politicians are subservient to the Australian people, and
(iii) the significant expanse of security in and around Parliament House in recent years which has already impacted on the amenity and utility enjoyed by previous visitors; and

(b) rejects further restrictions on the freedom for visitors to enjoy this building and freely participate in their democracy.

*143 Leader of the Australian Greens (Senator Di Natale): To move—That the Senate—

(a) recognises that:
   (i) the cost of visiting a dentist has been consistently shown to create a significant barrier for Australians seeking dental care, particularly for those experiencing the greatest disadvantage, and
   (ii) poor oral health has significant health impacts, including increasing the risk of heart disease and stroke;

(b) notes the:
   (i) impending expiry, on 31 December 2016, of funding to the states and territories for public dental services via the National Partnership Agreement on Adult Public Dental Services (the NPA), and
   (ii) Government’s failure to outline an alternative plan to ensure that this funding does not dry up – putting patients at risk; and

(c) calls on the Government to:
   (i) urgently put in place arrangements to ensure that the crucial funding to states and territories for public dental services is maintained beyond 31 December 2016, and
   (ii) end its attack on public dental services by finally giving up on its failed plan to cut the Child Dental Benefits Schedule which provides Medicare-funded dental care to children in lower income families.

*144 Senator Rhiannon: To move—That the Senate—

(a) notes that:
   (i) the chemical contamination on and around Defence, airport and firefighter training sites across Australia of per and poly-fluoroalkyl substances (PFAS), resulting from the use of legacy firefighting foams, is a national public health, environmental, economic and workplace safety issue,
   (ii) preliminary tests conducted at 12 investigation sites around the country detected PFAS at every site, and PFAS levels exceeding interim standards at three sites,
   (iii) it has been three weeks since the Department of Defence released the preliminary investigation report, and
   (iv) the Turnbull Government has not yet commented on the report; and

(b) calls on the Government to:
   (i) urgently consult with all residents living in and around every investigation site, and
   (ii) urgently consult with all workers, including former workers, who have been exposed to PFAS through the use of firefighting foams.
*145 Senators Gallagher and Culleton: To move—That—
  (a) the Senate notes that:
    (i) confidence and trust in the financial services industry has been shaken by ongoing revelations of scandals, which have resulted in tens of thousands of Australians being ripped off, including:
      (A) retirees who have had their retirement savings gutted,
      (B) families who have been rorted out of hundreds of thousands of dollars,
      (C) small business owners who have lost everything, and
      (D) life insurance policy holders who have been denied justice,
    (ii) it is clear from the breadth and scope of the allegations that the problems in this industry go beyond any one bank or type of financial institution,
    (iii) the Australian Labor Party, the Australian Greens, crossbench, Liberal and Nationals parliamentarians have supported a thorough investigation of the culture and practices within the financial services industry through a Royal Commission, which is the only forum with the coercive powers and broad jurisdiction necessary to properly perform this investigation,
    (iv) Australia has one of the strongest banking systems in the world, but Australians must have confidence in their banks and financial institutions, making it necessary to sweep away doubt and uncover and deal with unethical behaviour that compromises that confidence, and
    (v) the case for a Royal Commission into misconduct in the banking and financial services industry has only become stronger over time;
  (b) the Senate calls on the Government to request His Excellency the Governor-General of the Commonwealth of Australia issue Letters Patent to establish a Royal Commission to inquire into misconduct in the banking and financial services industry, including their agents and managed investment schemes; and
  (c) this resolution be communicated to the House of Representatives for concurrence.

*146 Senators Pratt, Rice and Kakoschke-Moore and the Leader of Derryn Hinch's Justice Party (Senator Hinch): To move—
  (1) That a select committee, to be known as the Select Committee on the Exposure Draft of the Marriage Amendment (Same-Sex Marriage) Bill, be established to inquire into and report on by 13 February 2017, on the Commonwealth Government’s exposure draft of the Marriage Amendment (Same-Sex Marriage) Bill, with particular reference to:
    (a) the nature and effect of proposed exemptions for ministers of religion, marriage celebrants and religious bodies and organisations, the extent to which those exemptions prevent encroachment upon religious freedoms, and the Commonwealth Government’s justification for the proposed exemptions;
    (b) the nature and effect of the proposed amendment to the Sex Discrimination Act 1984 and the Commonwealth Government’s justification for it;
(c) potential amendments to improve the effect of the Bill and the likelihood of achieving the support of the Senate; and
(d) whether there are to be any consequential amendments, and, if so, the nature and effect of those consequential amendments, and the Commonwealth Government’s justification for them.

(2) That the committee consist of 8 senators, as follows:
(a) 4 nominated by the Leader of the Government in the Senate;
(b) 2 nominated by the Leader of the Opposition in the Senate;
(c) 1 nominated by the Leader of the Australian Greens; and
(d) 1 nominated by the Nick Xenophon Team.

(3) That:
(a) participating members may be appointed to the committee on the nomination of the Leader of the Government in the Senate, the Leader of the Opposition in the Senate or any minority party or independent senator; and
(b) participating members may 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 questions before the committee.

(4) That 4 members of the committee constitute a quorum of the committee where at least one member present was appointed to the committee on the nomination of the Leader of the Government in the Senate and at least one member present was appointed to the committee on the nomination of the Leader of the Opposition in the Senate.

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

(6) That the committee elect as chair one of the members nominated by the Leader of the Government in the Senate and, as deputy chair, one of the members nominated by the Leader of the Opposition in the Senate.

(7) That the deputy chair shall act as chair when the chair is absent from a meeting of the committee or the position of chair is temporarily vacant.

(8) That, in the event of an equality of voting, the chair, or the deputy chair when acting as chair, have a casting vote.

(9) That the committee and any subcommittee have power to send for and examine persons and documents, to move from place to place, to sit in public or in private, notwithstanding any prorogation of the Parliament or dissolution of the House of Representatives, and have leave to report from time to time its proceedings and the evidence taken and such interim recommendations as it may deem fit.

(10) That the committee have power to appoint subcommittees consisting of 3 or more of its members, and to refer to any such subcommittee any of the matters which the committee is empowered to consider.

(11) That the committee be provided with all necessary staff, facilities and resources and be empowered to appoint persons with specialist knowledge for the purposes of the committee with the approval of the President.
(12) That the committee be empowered to print from day to day such papers and evidence as may be ordered by it, and a daily Hansard be published of such proceedings as take place in public.

*147 Senator Xenophon and the Leader of Derryn Hinch’s Justice Party (Senator Hinch): To move—That the following matters be referred to the Parliamentary Joint Committee on Corporations and Financial Services for inquiry and report by 30 June 2017:

(a) the development and implementation in the corporate, public and not-for-profit sectors of whistleblower protections, taking into account the substance and detail of that contained in the Registered Organisation Commission (ROC) legislation passed by the Parliament in November 2016;

(b) the types of wrongdoing to which a comprehensive whistleblower protection regime for the corporate, public and not-for-profit sectors should apply;

(c) the most effective ways of integrating whistleblower protection requirements for the corporate, public and not-for-profit sectors into Commonwealth law;

(d) compensation arrangements in whistleblower legislation across different jurisdictions, including the bounty systems used in the United States of America;

(e) measures needed to ensure effective access to justice, including legal services, for persons who make or may make disclosures and require access to protection as a whistleblower;

(f) the definition of detrimental action and reprisal, and the interaction between and, if necessary, separation of criminal and civil liability;

(g) the obligations on corporate, not-for-profit and public sector organisations to prepare, publish and apply procedures to support and protect persons who make or may make disclosures, and their liability if they fail to do so or fail to ensure the procedures are followed;

(h) the obligations on independent regulatory and law enforcement agencies to ensure the proper protection of whistleblowers and investigation of whistleblower disclosures;

(i) the circumstances in which public interest disclosures to third parties or the media should attract protection;

(j) any other matters relating to the enhancement of protections and the type and availability of remedies for whistleblowers in the corporate, not-for-profit and public sectors; and

(k) any related matters.

*148 Senator Moore and the Minister for Communications (Senator Fifield): To move—That the Senate—

(a) records the sincere gratitude of senators for the dedicated service given by all staff in the Senators’ and Members’ Dining Room and Parliament House functions employed by the Intercontinental Hotels Group (IHG); and
(b) acknowledges Mr Timothy Stephens as Manager, Members’ Guests Dining Room, whose significant contribution was consistent over his 14 years of service along with his professional dedication, his courtesy, high level of hospitality, and sometimes his music taste.

*149 Senator Moore: To move—That the Senate—
(a) notes:
   (i) the important role of the Australian Ambassador for Women and Girls, which was introduced by Labor in 2011,
   (ii) the valuable work provided by our first Ambassador, Ms Penny Williams, and
   (iii) that our second Ambassador, Ms Natasha Stott Despoja, has just finalised her term;
(b) recognises and thanks Ms Natasha Stott Despoja for her work during her role as Australian Ambassador for Women and Girls from 16 December 2013 to December 2016;
(c) acknowledges the tremendous achievements by Ms Natasha Stott Despoja during her tenure, including:
   (i) her commitment to her work which built our relationship internationally with a clear focus on women and girls,
   (ii) her extensive travel in the Indo-Pacific region to advocate for women’s equal participation in political, economic and social affairs,
   (iii) representation of Australia at international meetings and forums working to promote women’s leadership, economic empowerment and gender equality,
   (iv) strong advocacy to change the attitudes and behaviours across the community that condone or support gender inequality and sexism including victim-blaming, and
   (v) steering Australia’s foreign policy and aid programs towards women’s economic empowerment, and the fight to end violence against women and girls; and
(d) congratulates Dr Sharman Stone on her appointment as the new Ambassador for Women and Girls, commencing January 2017, and looks forward to her work continuing the important role.

*150 Senators Culleton and Lambie: To move—That the Senate notes the many issues in this country in relation to proper process not being followed in judicial and other matters.

*151 Senator Watt: To move—That—
(a) the following documents relating to the Bell Group liquidation and the Western Australian Bell Group Companies (Finalisation of Matters and Distribution of Proceeds) legislation be provided to the Legal and Constitutional Affairs References Committee by the Attorney-General:
   (i) correspondence, including but not limited to, briefings, letters, memoranda and aides memoire between the Attorney-General and:
      (A) the Treasurer of Western Australia,
      (B) the Attorney-General of Western Australia, and
      (C) the Solicitor-General,
(ii) any file notes held of any meetings between the Attorney-General and:
   (A) the Treasurer of Western Australia,
   (B) the Attorney-General of Western Australia, and
   (C) the Solicitor-General,
(iii) briefings to the Attorney-General from the Solicitor-General, Australian Government Solicitor and Attorney-General’s Department, and
(iv) correspondence between the Australian Government Solicitor and the Attorney-General’s Department and the Western Australian Department of the Attorney-General, or the Western Australian State Solicitor’s Office;
(b) the time frame for the documents covered by this motion is 1 November 2015 to 30 March 2016; and
(c) the documents be provided by no later than 14 December 2016.

BUSINESS LISTED FOR FUTURE CONSIDERATION

On the next day of sitting (1 December 2016)

Business of the Senate—Notice of Motion

Notice given 22 November 2016

1 Chair of the Rural and Regional Affairs and Transport References Committee (Senator Sterle) and Senators O’Sullivan and Back: To move—That the following matters be referred to the Rural and Regional Affairs and Transport References Committee for inquiry and report by 19 May 2017:

(a) the impact of granting of patents in Australia over the use of genetic sequences that are naturally occurring, including genetic markers, in animal genetics and breeding;
(b) the impact of patent rights in the Australian animal and agricultural sector, relating to:
   (i) the conduct of research and its subsequent application and commercialisation, and
   (ii) the investment and economic importance of national genetic improvement programs for livestock, and any risks posed by the granting of patents;
(c) the rapid advances in genome research and related technologies and its impact in assisting to understand and improve the quality of Australian livestock, which contributes to Australia’s economic development and its food security;
(d) the economic, legal, technological and ethical access and equity issues relating to the intellectual property protection of genes and related livestock technologies;
(e) existing laws and practices relating to patent rights over genetic resources and related technologies in livestock, and their ability to serve in the national interest through encouraging research and investment in the Australian livestock industry;

(f) any mechanisms to ensure the granting of patents related to livestock genetics are carried out in Australia’s national interest, especially where the patent is for a genetic sequence that is naturally occurring;

(g) the trade and investment issues relating to the intellectual property protection of genetic resources and related technologies;

(h) international practices and developments, including any existing or proposed international obligations; and

(i) any other related matters.

Business of the Senate—Order of the Day

1 Environment and Communications References Committee

Report to be presented on recent fires in remote Tasmanian wilderness.

General Business—Notice of Motion

Notice given 24 November 2016

127 Leader of Derryn Hinch’s Justice Party (Senator Hinch): To move—That the Senate notes the wide ranging problems with Australia’s justice system, including access to justice.

General Business—Order of the Day relating to Private Senators’ Bills

37 Commonwealth Electoral Amendment (Donation Reform and Transparency) Bill 2016—(Senate bill)—(Senator Farrell)

Second reading—Adjourned debate (28 November 2016).

Orders for Production of Documents


By the Minister representing the Minister for Foreign Affairs, by no later than 1 December 2016, the modelling referred to by New Zealand in the United Nations Framework on the Convention of Climate Change session that details the Government's emission and removals projections for 2030. (Motion of Senator Ludlam agreed to 7 November 2016.)

*136 Australian Pesticides and Veterinary Medicines Authority—Transition plans—Order for production of documents

By the Minister representing the Minister for Agriculture and Water Resources, by not later than 9.30 am on 1 December 2016, documents relating to the relocation of the Australian Pesticides and Veterinary Medicines Authority. (Motion of Senator Rice agreed to 29 November 2016.)
Red Imported Fire Ants—Order for production of documents
By the Minister representing the Minister for Agriculture and Water Resources, by no later than 9.30 am on 1 December 2016, the Independent Review of the National Red Imported Fire Ant Eradication Program: Report of the independent review panel. (Motion of Senator Rice agreed to 29 November 2016.)

Minamata Convention on Mercury—Order for production of documents
By the Minister representing the Minister for the Environment and Energy, by no later than 9.30 am on 1 December 2016, the cost-benefit analysis undertaken by Marsden Jacob Associates of Australia ratifying Minamata Convention on Mercury commissioned by the Department of the Environment and Energy. (Motion of Senator Waters agreed to 29 November 2016.)

On 1 February 2017

Business of the Senate—Order of the Day
1 Environment and Communications References Committee
Final report to be presented on closures of electricity generators.

On 7 February 2017

Business of the Senate—Orders of the Day
1 Foreign Affairs, Defence and Trade References Committee
Report to be presented on the Trans-Pacific Partnership Agreement.

2 Rural and Regional Affairs and Transport References Committee
Report to be presented on airport and aviation security at Australian airports.

3 Legal and Constitutional Affairs Legislation Committee
Report to be presented on the Privacy Amendment (Re-identification Offence) Bill 2016. (Referred pursuant to Selection of Bills Committee report.)

4 Education and Employment Legislation Committee
Report to be presented on the provisions of the Seafarers and Other Legislation Amendment Bill 2016, the Seafarers Safety and Compensation Levies Bill 2016 and the Seafarers Safety and Compensation Levies Collection Bill 2016. (Referred pursuant to Selection of Bills Committee report.)

5 Foreign Affairs, Defence and Trade Legislation Committee
Report to be presented on the provisions of the Export Finance and Insurance Corporation Amendment (Support for Commonwealth Entities) Bill 2016. (Referred pursuant to Selection of Bills Committee report.)

Government Business—Orders of the Day
1 Telecommunications and Other Legislation Amendment Bill 2016—(Senate bill)—(Assistant Minister to the Prime Minister, Senator McGrath)
Second reading—Adjourned debate (9 November 2016).

2 Migration Legislation Amendment (Regional Processing Cohort) Bill 2016—
(Assistant Minister to the Prime Minister, Senator McGrath)
Second reading—Adjourned debate (10 November 2016).
*3 Competition and Consumer Amendment (Country of Origin) Bill 2016—
(Minister for Employment, Senator Cash)
Second reading—Adjourned debate (29 November 2016).

General Business—Notice of Motion

Notice given 24 November 2016


On 8 February 2017

Business of the Senate—Order of the Day

1 Environment and Communications Legislation Committee
Final report to be presented on the Australian Broadcasting Corporation Amendment (Rural and Regional Advocacy) Bill 2015. (Referred pursuant to Selection of Bills Committee report.)

Four sitting days after today (9 February 2017)

Business of the Senate—Notices of Motion

Notice given 13 October 2016

1 Chair of the Standing Committee on Regulations and Ordinances (Senator Williams): To move—That the Class of Persons Defined as Fast Track Applicants 2016/010, made under paragraph 5(1AA)(b) of the Migration Act 1958, be disallowed [F2016L00377].
Five sitting days remain, including today, to resolve the motion or the instrument will be deemed to have been disallowed.

2 Chair of the Standing Committee on Regulations and Ordinances (Senator Williams): To move—That the Class of Persons Defined as Fast Track Applicants 2016/007, made under paragraph 5(1AA)(b) of the Migration Act 1958, be disallowed [F2016L00455].
Five sitting days remain, including today, to resolve the motion or the instrument will be deemed to have been disallowed.

3 Chair of the Standing Committee on Regulations and Ordinances (Senator Williams): To move—That the Class of Persons Defined as Fast Track Applicants 2016/008, made under paragraph 5(1AA)(b) of the Migration Act 1958, be disallowed [F2016L00456].
Five sitting days remain, including today, to resolve the motion or the instrument will be deemed to have been disallowed.
On 14 February 2017

Government Business—Order of the Day

1 Superannuation (Objective) Bill 2016—(Minister for International Development and the Pacific, Senator Fieravanti-Wells)
   Second reading—Adjourned debate (23 November 2016).

Business of the Senate—Order of the Day

1 Economics Legislation Committee
   Report to be presented on the provisions of the Superannuation (Objective) Bill 2016. (Referred pursuant to Selection of Bills Committee report.)

On 15 February 2017

Business of the Senate—Order of the Day

1 Community Affairs Legislation Committee
   Report to be presented on the provisions of the Fairer Paid Parental Leave Bill 2016. (Referred pursuant to Selection of Bills Committee report.)

Seven sitting days after today (15 February 2017)

Business of the Senate—Notice of Motion

Notice given 9 November 2016

1 Chair of the Standing Committee on Regulations and Ordinances (Senator Williams): To move—that the Aboriginal Land Grant (Jervis Bay Territory) By-Laws 2016, made under the Aboriginal Land Grant (Jervis Bay Territory) Act 1986, be disallowed [F2016L00619].
   Eight sitting days remain, including today, to resolve the motion or the instrument will be deemed to have been disallowed.

On the second last sitting day in February 2017 (15 February 2017)

Business of the Senate—Order of the Day

1 Environment and Communications References Committee
   Report to be presented on the commercial use of Tasmanian bumblebees.

On 24 February 2017

Business of the Senate—Order of the Day

1 Economics References Committee
   Report to be presented on the Australian dairy industry.
On 28 February 2017

Business of the Senate—Orders of the Day

1 **Economics References Committee**
   
   Report to be presented on the penalties for white collar crime or misconduct.

2 **Environment and Communications Legislation Committee**
   
   Report to be presented on the Interactive Gambling Amendment (Sports Betting Reform) Bill 2015. *(Referred pursuant to Selection of Bills Committee report.)*

Nine sitting days after today (20 March 2017)

Business of the Senate—Notices of Motion

*Notice given 21 November 2016*

1 **Chair of the Standing Committee on Regulations and Ordinances (Senator Williams):** To move—That the Class of Persons Defined as Fast Track Applicants 2016/049, made under the *Migration Act 1958*, be disallowed [F2016L00679].

   *Ten sitting days remain, including today, to resolve the motion or the instrument will be deemed to have been disallowed.*

2 **Chair of the Standing Committee on Regulations and Ordinances (Senator Williams):** To move—That the Financial Framework (Supplementary Powers) Amendment (Industry, Innovation and Science Measures No. 2) Regulation 2016, made under the *Financial Framework (Supplementary Powers) Act 1997*, be disallowed [F2016L00672].

   *Ten sitting days remain, including today, to resolve the motion or the instrument will be deemed to have been disallowed.*

On 20 March 2017

Business of the Senate—Order of the Day

1 **Foreign Affairs, Defence and Trade References Committee**

   Report to be presented on the ADF’s resistance to interrogation training.

On 21 March 2017

Business of the Senate—Order of the Day

*†1 **Legal and Constitutional Affairs References Committee**

   Report to be presented on the Bell Group litigation.

On the tenth sitting day of 2017 (22 March 2017)

Business of the Senate—Order of the Day

1 **Legislation Committees**

   Reports to be presented on annual reports tabled by 31 October 2016.
On 24 March 2017

Business of the Senate—Order of the Day

1 Resilience of Electricity Infrastructure in a Warming World—Select Committee
   Report to be presented.

On 28 March 2017

Business of the Senate—Order of the Day

1 Legislation Committees
   Reports to be presented on the 2016-17 additional estimates.

On the second last sitting day in March 2017 (29 March 2017)

Business of the Senate—Order of the Day

1 Environment and Communications References Committee
   Report to be presented on oil or gas production in the Great Australian Bight.

On 30 March 2017

Business of the Senate—Orders of the Day

1 Foreign Affairs, Defence and Trade References Committee
   Report to be presented on Australian veterans.

2 Finance and Public Administration References Committee
   Report to be presented on gender segregation in the workplace.

3 Community Affairs References Committee
   Report to be presented on price regulation associated with the Prostheses List Framework.

On the last sitting day in March 2017 (30 March 2017)

Business of the Senate—Orders of the Day

1 Legal and Constitutional Affairs References Committee
   Report to be presented on the Nauru and Manus Island regional processing centres.

2 Rural and Regional Affairs and Transport References Committee
   Report to be presented on the effect of market consolidation on the red meat processing sector.

3 Environment and Communications Legislation Committee
   Report to be presented on the Great Australian Bight Environment Protection Bill 2016. (Referred pursuant to Selection of Bills Committee report.)
On 31 March 2017

Business of the Senate—Order of the Day

1 Economics References Committee
   Report to be presented on carbon risk disclosure.

On 27 April 2017

Business of the Senate—Order of the Day

1 Rural and Regional Affairs and Transport References Committee
   Report to be presented on the use of Remotely Piloted Aircraft Systems (RPAS), Unmanned Aerial Systems (UAS) and associated systems.

On 28 April 2017

Business of the Senate—Orders of the Day

1 Community Affairs References Committee
   Report to be presented on the future of Australia’s aged care sector workforce.

2 Economics References Committee
   Report to be presented on asbestos.

On 11 May 2017

Business of the Senate—Order of the Day

1 Foreign Affairs, Defence and Trade References Committee
   Report to be presented on the management of credit and other transaction cards by the Department of Defence.

On 25 May 2017

Business of the Senate—Order of the Day

1 Economics References Committee
   Report to be presented on non-conforming building products.

On 20 June 2017

Business of the Senate—Order of the Day

1 Legislation Committees
   Reports to be presented on the 2017-18 Budget estimates.

On 22 June 2017

Business of the Senate—Order of the Day

1 Economics References Committee
   Report to be presented on home, strata and car insurance industries.
On 30 June 2017

Business of the Senate—Orders of the Day

1. Corporations and Financial Services—Joint Statutory Committee
   Report to be presented on the life insurance industry.

2. Environment and Communications References Committee
   Report to be presented on the impacts of climate change on marine fisheries and biodiversity.

3. Economics References Committee
   Report to be presented on the implications of financial advice reforms.

4. Economics References Committee
   Report to be presented on foreign bribery.

On 19 July 2017

Business of the Senate—Order of the Day

1. Rural and Regional Affairs and Transport References Committee
   Report to be presented on the use of Flag of Convenience shipping in Australia.

On 7 August 2017

Business of the Senate—Order of the Day

1. Education and Employment References Committee
   Report to be presented on corporate avoidance of the Fair Work Act 2009.

On 14 August 2017

Business of the Senate—Order of the Day

1. Privileges—Standing Committee
   Report to be presented on the implications for the use of intrusive powers by law enforcement and intelligence agencies on the privileges and immunities of members of Parliament.

General Business—Order of the Day

*1. Strengthening Multiculturalism—Select Committee
   Report to be presented.
   (select committee to be established on 27 March 2017)

On the tenth sitting day after 30 June 2017 (6 September 2017)

Business of the Senate—Order of the Day

1. Legislation Committees
   Reports to be presented on annual reports tabled by 30 April 2017.
On 13 September 2017

Business of the Senate—Order of the Day

*1 Community Affairs References Committee
   Report to be presented on the National Disability Strategy 2010-2020.

On 30 September 2017

Business of the Senate—Order of the Day

1 Economics References Committee
   Report to be presented on corporate tax avoidance.

On 18 October 2017

Business of the Senate—Orders of the Day

1 Rural and Regional Affairs and Transport References Committee
   Report to be presented on aspects of road safety in Australia.

2 Rural and Regional Affairs and Transport References Committee
   Report to be presented on the state of Australia’s rail industry.

On 28 November 2017

General Business—Order of the Day

*1 Funding for Research into Cancers with Low Survival Rates—Select Committee
   Report to be presented.

On 1 December 2017

Business of the Senate—Orders of the Day

1 Economics References Committee
   Report to be presented on Australia’s steel industry.

2 Economics References Committee
   Report to be presented on Australia’s naval shipbuilding industry.

3 Red Tape—Select Committee
   Report to be presented.

   On the last sitting day of the autumn sittings of 2018

Business of the Senate—Order of the Day

*1 Economics References Committee
   Report to be presented on the banking, insurance and financial services sector.
OTHER INFORMATION

BILLS CURRENTLY BEFORE COMMITTEES

Australian Broadcasting Corporation Amendment (Rural and Regional Advocacy) Bill 2015‡
Referred to the Environment and Communications Legislation Committee (referred 15 September 2016; reporting date (final): 8 February 2017)

Export Finance and Insurance Corporation Amendment (Support for Commonwealth Entities) Bill 2016 [provisions]‡
Referred to the Foreign Affairs, Defence and Trade Legislation Committee (referred 24 November 2016; reporting date: 7 February 2017)

Fairer Paid Parental Leave Bill 2016 [provisions]‡
Referred to the Community Affairs Legislation Committee (referred 10 November 2016; reporting date: 15 February 2017)

Fair Work Amendment (Gender Pay Gap) Bill 2015‡
Referred to the Education and Employment Legislation Committee (referred 1 September 2016; reporting date: 30 November 2016)

Great Australian Bight Environment Protection Bill 2016‡
Referred to the Environment and Communications Legislation Committee (referred 13 October 2016; reporting date: the last sitting day in March 2017)

Interactive Gambling Amendment Bill 2016 [provisions]‡
Referred to the Environment and Communications Legislation Committee (referred 10 November 2016; reporting date: 30 November 2016)

Interactive Gambling Amendment (Sports Betting Reform) Bill 2015‡
Referred to the Environment and Communications Legislation Committee (referred 1 September 2016; reporting date: 28 February 2017)

Privacy Amendment (Re-identification Offence) Bill 2016‡
Referred to the Legal and Constitutional Affairs Legislation Committee (referred 10 November 2016; reporting date: 7 February 2017)

Seafarers and Other Legislation Amendment Bill 2016 [provisions]‡
Seafarers Safety and Compensation Levies Bill 2016 [provisions]‡
Seafarers Safety and Compensation Levies Collection Bill 2016 [provisions]‡
Referred to the Education and Employment Legislation Committee (referred 10 November 2016; reporting date: 7 February 2017)

Superannuation (Objective) Bill 2016 [provisions]‡
Referred to the Economics Legislation Committee (referred 10 November 2016; reporting date: 14 February 2017)

‡ Reference adopted by the Senate following a recommendation of the Selection of Bills Committee
BILLS DISCHARGED OR NEGATIVED

Government bills

Plebiscite (Same-Sex Marriage) Bill 2016
Second reading negatived, 7 November 2016.

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QUESTIONS ON NOTICE

Questions remaining unanswered


Question nos, as shown above, from 24 to 191 remain unanswered for 30 or more days (see standing order 74(5)).

The full text of Questions on Notice and their answers are available online at www.aph.gov.au/qon.

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ORDERS OF THE SENATE

Administration—Former ministers—Order for production of documents

That—
(1) There be laid on the table, by each minister in the Senate, in respect of each Commonwealth Department or Agency administered by that minister, or by a minister in the House of Representatives represented by that minister, by not later than 7 days before the commencement of the budget estimates, supplementary budget estimates and additional estimates hearings, a statement in accordance with the succeeding provisions of this order:

A statement, covering the period since the previous statement was tabled, in respect of each former minister, listing:

(a) all meetings, including teleconferences, at which lobbying, advocacy or the consideration of business took place, including date, location and duration, between current ministers, secretaries or deputy secretaries (or equivalent), of any Commonwealth Department or Agency and former ministers;

(b) how many people attended or participated and the capacities in which people attended or participated; and

(c) what topics were considered at each of the meetings.

(2) This order has immediate effect with the first statement for 2016-17 additional estimates covering all meetings from the date of commencement of this order to 7 days prior to additional estimates.
(3) In this order:
   (a) “Commonwealth Department or Agency” means a Commonwealth entity, other than the Parliamentary Departments and the Office of the Official Secretary of the Governor-General, within the meaning of the Public Governance, Performance and Accountability Act 2013;
   (b) “former minister” means a person who is no longer a member of the Australian Parliament and who has been a minister in the 18 months prior to the estimates hearing at which the statement is due.

(4) If the Senate is not sitting when a statement is ready for presentation, the statement is to be presented to the President under standing order 166.

(5) This order is of continuing effect.

(Agreed to 23 November 2016)

Address-in-reply—Suspension of standing order 3(4)
That standing order 3(4) be suspended to enable the Senate to consider business other than that of a formal character before the address-in-reply to the Governor-General’s opening speech has been adopted.

(Agreed to 30 August 2016)

Allocation of departments/agencies
That departments and agencies be allocated to legislative and general purpose standing committees as follows:

Community Affairs
   Health
   Social Services, including Human Services

Economics
   Industry, Innovation and Science
   Treasury

Education and Employment
   Education and Training
   Employment

Environment and Communications
   Communications and the Arts
   Environment and Energy

Finance and Public Administration
   Finance
   Parliament
   Prime Minister and Cabinet

Foreign Affairs, Defence and Trade
   Defence, including Veterans’ Affairs
   Foreign Affairs and Trade

Legal and Constitutional Affairs
   Attorney-General
   Immigration and Border Protection
Rural and Regional Affairs and Transport
Agriculture and Water Resources
Infrastructure and Regional Development.
(Agreed to 31 August 2016)

Chamber photographs
That the order of the Senate of 21 March 2002 restricting photography in the Senate chamber ceases to have effect on and from 7 November 2016.
(Agreed to 13 October 2016; varied 7 November 2016)

Committees—Determination of chair—Standing order 25(9)
That, pursuant to standing order 25(9), the Senate determines:
(a) that the chair of the Environment and Communications References Committee shall be elected by that committee from members nominated by minor parties or independent senators; and
(b) that this order remain in effect until the President is duly notified of an agreement that meets the terms of standing order 25(9)(c).
(Agreed to 2 November 2011; varied 13 September 2016)

Estimates hearings
(1) That the 2016-17 supplementary Budget estimates hearings be scheduled as follows:
   Monday, 17 October and Tuesday, 18 October 2016 (supplementary hearings—Group A)
   Wednesday, 19 October and Thursday, 20 October 2016 (supplementary hearings—Group B).
(2) That, pursuant to the order of the Senate of 26 August 2008 and 23 June 2015, cross portfolio estimates hearings on Indigenous matters be scheduled for Friday, 21 October 2016.
(3) That the committees consider the proposed expenditure in accordance with the allocation of departments and agencies to committees agreed to by the Senate.
(4) That committees meet in the following groups:
   Group A:
   Environment and Communications
   Finance and Public Administration
   Legal and Constitutional Affairs
   Rural and Regional Affairs and Transport
   Group B:
   Community Affairs
   Economics
   Education and Employment
   Foreign Affairs, Defence and Trade.
(Agreed to 30 August 2016)
Estimates hearings—2016-17 additional estimates; 2017-18 Budget estimates

(1) That estimates hearings by legislation committees for 2017 be scheduled as follows:

2016-17 additional estimates:
Monday, 27 February and Tuesday, 28 February (Group A)
Wednesday, 1 March and Thursday, 2 March (Group B).

2017-18 Budget estimates:
Monday, 22 May to Thursday, 25 May, and, if required, Friday, 26 May (Group A)
Monday, 29 May to Thursday, 1 June, and, if required, Friday, 2 June (Group B)
Monday, 30 October and Tuesday, 31 October (supplementary hearings—Group A)
Wednesday, 1 November and Thursday, 2 November (supplementary hearings—Group B).

(2) That pursuant to the orders of the Senate of 26 August 2008, cross portfolio estimates hearings on Indigenous matters be scheduled for Friday, 3 March, Friday, 26 May and Friday, 20 October 2017, but not restricted to these days.

(3) That the committees consider the proposed expenditure in accordance with the allocation of departments and agencies to committees agreed to by the Senate.

(4) That committees meet in the following groups:

Group A:
Environment and Communications
Finance and Public Administration
Legal and Constitutional Affairs
Rural and Regional Affairs and Transport

Group B:
Community Affairs
Economics
Education and Employment
Foreign Affairs, Defence and Trade.

(5) That the committees report to the Senate on the following dates:

(a) Tuesday, 28 March 2017 in respect of the 2016-17 additional estimates; and

(b) Tuesday, 20 June 2017 in respect of the 2017-18 Budget estimates.

Estimates—Unanswered questions on notice

That:

(a) answers be provided by 14 September 2016 to all legislation committees relating to all questions taken on notice by the committees’ predecessor committees with respect to the Additional estimates 2015-16 and the Budget estimates 2016-17, and which remained unanswered at the beginning of the new Parliament; and
(b) for the purposes of standing order 74(5), the day set for answering the question for each of the unanswered questions is 14 September 2016.

(Agreed to 30 August 2016)

Legislation—Exemption of bill from the cut-off order
That the provisions of paragraph (5) to (8) of standing order 111 not apply to the Civil Nuclear Transfers to India Bill 2016, allowing it to be considered during this period of sittings.

(Agreed to 29 November 2016)

Meeting of Senate—2016
That the days of meeting of the Senate for the remainder of 2016 be as follows:

Spring sittings:
- Thursday, 1 September
- Monday, 12 September to Thursday, 15 September

Spring sittings (2):
- Monday, 10 October to Thursday, 13 October

Spring sittings (3):
- Monday, 7 November to Thursday, 10 November
- Monday, 21 November to Thursday, 24 November
- Monday, 28 November to Thursday, 1 December.

(Agreed to 31 August 2016)

Meeting of Senate—2017
That the days of meeting of the Senate for the remainder of 2017 be as follows:

Autumn sittings:
- Tuesday, 7 February to Thursday, 9 February
- Monday, 13 February to Thursday, 16 February
- Monday, 20 March to Thursday, 23 March
- Monday, 27 March to Thursday, 30 March

Budget sittings:
- Tuesday, 9 May to Thursday, 11 May

Winter sittings:
- Tuesday, 13 June to Thursday, 15 June
- Monday, 19 June to Thursday, 22 June

Spring sittings:
- Tuesday, 8 August to Thursday, 10 August
- Monday, 14 August to Thursday, 17 August
- Monday, 4 September to Thursday, 7 September
- Monday, 11 September to Thursday, 14 September

Spring sittings (2):
- Monday, 16 October to Thursday, 19 October
Spring sittings (3):
Monday, 13 November to Thursday, 16 November
Monday, 27 November to Thursday, 30 November
Monday, 4 December to Thursday, 7 December.
(Agreed to 8 November 2016)

Qualification of a senator—Court of Disputed Returns—Senator Culleton
Pursuant to section 376 of the Commonwealth Electoral Act 1918, the Senate refers to the Court of Disputed Returns the following questions—
(a) whether, by reason of s 44(ii) of the Constitution, or for any other reason, there is a vacancy in the representation of Western Australia in the Senate for the place for which Senator Rodney Norman Culleton was returned;
(b) if the answer to Question (a) is “yes”, by what means and in what manner that vacancy should be filled;
(c) what directions and other orders, if any, should the Court make in order to hear and finally dispose of this reference; and
(d) what, if any, orders should be made as to the costs of these proceedings.
(Agreed to 7 November 2016)

Qualification of a senator—Court of Disputed Returns—Mr Day
Pursuant to section 376 of the Commonwealth Electoral Act 1918, the Senate refers to the Court of Disputed Returns the following questions—
(a) whether, by reason of s 44(v) of the Constitution, or for any other reason, there is a vacancy in the representation of South Australia in the Senate for the place for which Robert John Day was returned;
(b) if the answer to Question (a) is “yes”, by what means and in what manner that vacancy should be filled;
(c) whether, by reason of s 44(v) of the Constitution, or for any other reason, Mr Day was at any time incapable of sitting as a Senator prior to the dissolution of the 44th Parliament and, if so, on what date he became so incapable;
(d) what directions and other orders, if any, should the Court make in order to hear and finally dispose of this reference; and
(e) what, if any, orders should be made as to the costs of these proceedings.
(Agreed to 7 November 2016)
Rotation of senators

That, pursuant to section 13 of the Constitution, the senators chosen for each state be divided into two classes, as follows:

(1) Senators listed at positions 7 to 12 on the certificate of election of senators for each state shall be allocated to the first class and receive 3 year terms.

(2) Senators listed at positions 1 to 6 on the certificate of election of senators for each state shall be allocated to the second class and receive 6 year terms.

(Agreed to 31 August 2016)

Scrutiny of Bills Committee—Amendment to standing order 24—Temporary order

That:

(a) where the Scrutiny of Bills Committee writes to a minister it expects a response to be received in time to be considered by the committee and reported on while the bill is still before the Parliament;

(b) if the committee has not completed its inquiry due to the failure of a minister to respond to the committee’s concerns, senators should have the right to ask the responsible minister why the Scrutiny of Bills Committee has not received a response; and therefore:

(c) the following amendment to standing order 24 operate as a temporary order from the first sitting day of 2017 to the last sitting day of March 2018:

Add the following paragraph:

“(1)(d) If the committee has not finally reported on a bill due to the failure of a minister to respond to its concerns then, immediately prior to the consideration of government business on any day or immediately prior to the consideration of the bill:

(i) any senator may ask the minister for an explanation as to why the minister has not provided a response to the committee, and

(ii) the senator may, at the conclusion of the explanation, move without notice either a motion relating to the consideration of the bill or - That the Senate take note of the explanation; or

(iii) in the event that the minister does not provide an explanation, the senator may, without notice, move a motion with regard to the minister’s failure to provide an explanation.”

(Agreed to 29 November 2016)
Standing orders—Amendments to standing order 169 and standing order 175

Standing order 169—Motions after tabling
At the end of standing order 169, add:
(3) If a ministerial statement is presented to or tabled in the Senate other than in accordance with standing order 61, it shall be in order for a senator to move a motion without notice to take note of the statement. On any such motion, a senator may speak for not more than 10 minutes and paragraph (2) applies to the total time limit for individual or successive motions.
(Agreed to 8 November 2016 (upon adoption of the recommendation in the Procedure Committee’s first report of 2016)

Standing order 175—Conduct of visitors
Paragraph (3) be amended in the following terms with immediate effect:
(3) Paragraph (2) does not apply in respect of a senator breastfeeding an infant or, at the discretion of the President, a senator caring for an infant briefly, provided the business of the Senate is not disrupted.
(Agreed to 8 November 2016 (upon adoption of the recommendation in the Procedure Committee’s first report of 2016)

CONTINGENT NOTICES OF MOTION

Conduct of business

1 Leader of the Government in the Senate (Senator Brandis): To move (contingent on the Senate on any day concluding its consideration of any item of business and prior to the Senate proceeding to the consideration of another item of business)—That so much of the standing orders be suspended as would prevent a minister moving a motion to provide for the consideration of any matter.

2 Leader of the Opposition in the Senate (Senator Wong)
Leader of the Australian Greens (Senator Di Natale)
Senator Lambie
Senator Leyonhjelm
Senator Xenophon
To move (contingent on the Senate on any day concluding its consideration of any item of business and prior to the Senate proceeding to the consideration of another item of business)—That so much of the standing orders be suspended as would prevent the senator moving a motion relating to the conduct of the business of the Senate or to provide for the consideration of any matter.

Formal business

3 Leader of the Opposition in the Senate (Senator Wong): To move (contingent on any senator objecting to a motion being taken as formal)—That so much of the standing orders be suspended as would prevent the motion being put immediately and determined without amendment or debate.
4 Leader of the Australian Greens (Senator Di Natale)
Senator Lambie
To move (contingent on any senator being refused leave to move an amendment to a motion discovered during formal business)—That so much of the standing orders be suspended as would prevent that senator moving the amendment to the motion.

Limitation of time
Leader of the Opposition in the Senate (Senator Wong)
Leader of the Australian Greens (Senator Di Natale)
Senator Leyonhjelm
Senator Xenophon
5 To move (contingent on a minister moving a motion that a bill be considered an urgent bill)—That so much of standing order 142 be suspended as would prevent debate taking place on the motion.

6 To move (contingent on a minister moving a motion to specify time to be allotted to the consideration of a bill, or any stage of a bill)—That so much of standing order 142 be suspended as would prevent the motion being debated without limitation of time and each senator speaking for the time allotted by standing orders.

7 To move (contingent on the chair declaring that the time allotted for the consideration of a bill, or any stage of a bill, has expired)—That so much of standing order 142 be suspended as would prevent further consideration of the bill, or the stage of the bill, without limitation of time or for a specified period.

Senator Lambie
8 To move (contingent on a minister moving a motion to specify time to be allotted to the consideration of a bill, or any stage of a bill)—That so much of standing order 142 be suspended as would prevent the motion being debated without limitation of time and each senator speaking for the time allotted by standing orders.

9 To move (contingent on the chair declaring that the time allotted for the consideration of a bill, or any stage of a bill, has expired)—That so much of standing order 142 be suspended as would prevent further consideration of the bill, or the stage of the bill, without limitation of time or for a specified period.

Matters of urgency
10 Leader of the Government in the Senate (Senator Brandis): To move (contingent on the moving of a motion to debate a matter of urgency under standing order 75)—That so much of the standing orders be suspended as would prevent a minister moving an amendment to the motion.
11 Leader of the Opposition in the Senate (Senator Wong)
   Leader of the Australian Greens (Senator Di Natale)
   Senator Lambie
   Senator Leyonhjelm
   Senator Xenophon
   To move (contingent on the moving of a motion to debate a matter of urgency under standing order 75)—That so much of the standing orders be suspended as would prevent a senator moving an amendment to the motion.

Order of business

12 Leader of the Opposition in the Senate (Senator Wong)
   Leader of the Australian Greens (Senator Di Natale)
   Senator Leyonhjelm
   Senator Xenophon
   To move (contingent on the Senate on any day concluding its consideration of any item of business and prior to the Senate proceeding to the consideration of another item of business)—That so much of the standing orders be suspended as would prevent the senator moving a motion relating to the order of business on the Notice Paper.

   Senator Lambie

13 To move (contingent on the President proceeding to the placing of business on any day)—That so much of standing orders be suspended as would prevent the senator moving a motion relating to the order of business on the Notice Paper.

Questions without notice

14 Leader of the Opposition in the Senate (Senator Wong)
   Leader of the Australian Greens (Senator Di Natale)
   Senator Lambie
   Senator Leyonhjelm
   Senator Xenophon
   To move (contingent on a minister at question time on any day asking that further questions be placed on notice)—That so much of the standing orders be suspended as would prevent the senator moving a motion that, at question time on any day, questions may be put to ministers until 30 questions, including supplementary questions, have been asked and answered.

Statements

15 Leader of the Opposition in the Senate (Senator Wong)
   Leader of the Australian Greens (Senator Di Natale)
   Senator Lambie
   Senator Leyonhjelm
   Senator Xenophon
   To move (contingent on any senator being refused leave to make a statement to the Senate)—That so much of the standing orders be suspended as would prevent that senator making that statement.
Tabling of documents

16 Leader of the Opposition in the Senate (Senator Wong)
   Leader of the Australian Greens (Senator Di Natale)
   Senator Lambie
   Senator Leyonhjelm
   Senator Xenophon
   To move (contingent on any senator being refused leave to table a document in the Senate)—That so much of the standing orders be suspended as would prevent the senator moving that the document be tabled.

ROSEMARY LAING
Clerk of the Senate

Printed by authority of the Senate
### Ministerial Representation

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<th>Ministers Representing</th>
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| **Senator the Honourable George Brandis QC**  
  Attorney-General  
  Vice-President of the Executive Council  
  Leader of the Government in the Senate | Prime Minister  
  Minister for Foreign Affairs  
  Minister for Justice  
  Minister Assisting the Prime Minister for Counter-Terrorism  
  Minister Assisting the Prime Minister for Cyber Security |
| **Senator the Honourable Fiona Nash**  
  Minister for Local Government and Territories  
  Minister for Regional Communications | Deputy Leader of The Nationals  
  Minister for Infrastructure and Transport  
  Minister for Urban Infrastructure  
  Minister for Health and Aged Care |
| **Senator the Honourable Mathias Cormann**  
  Minister for Finance  
  Deputy Leader of the Government in the Senate | Treasurer  
  Minister for Revenue and Financial Services  
  Minister for Small Business |
| **Senator the Honourable Nigel Scullion**  
  Minister for Indigenous Affairs  
  Leader of The Nationals in the Senate | Deputy Leader of The Nationals in the Senate  
  Minister for Communications  
  Minister for the Arts  
  Manager of Government Business in the Senate |
| **Senator the Honourable Marise Payne**  
  Minister for Defence | Deputy Leader of the Government in the Senate  
  Minister for Defence Industry  
  Minister for Veterans’ Affairs  
  Minister Assisting the Prime Minister for the Centenary of ANZAC  
  Minister for Defence Personnel |
| **Senator the Honourable Michaelia Cash**  
  Minister for Employment  
  Minister for Women  
  Minister Assisting the Prime Minister for the Public Service | Deputy Leader of the Government in the Senate  
  Minister for Immigration and Border Protection |
| **Senator the Honourable Simon Birmingham**  
  Minister for Education and Training | Deputy Leader of the Government in the Senate  
  Minister for the Environment and Energy |
| **Senator the Honourable Arthur Sinodinos AO**  
  Cabinet Secretary | Deputy Leader of the Cabinet Committee  
  Minister for Trade, Tourism and Investment  
  Minister for Industry, Innovation and Science |
| **Senator the Honourable Matt Canavan**  
  Minister for Resources and Northern Australia  
  Minster for International Development and the Pacific | Deputy Prime Minister  
  Minister for Agriculture and Water Resources |
| **Senator the Honourable Concetta Fierravanti-Wells**  
  Special Minister of State  
  Minister Assisting the Cabinet Secretary  
  Minister for Social Services  
  Minister for Human Services | Deputy Leader of the Cabinet Committee  
  Minister for Social Services  
  Minister for Human Services |
| **Senator the Honourable Scott Ryan**  
  Assistant Minister to the Prime Minister | Deputy Leader of the Cabinet Committee  
  Minister for Social Services  
  Minister for Human Services |
| **Senator the Honourable Anne Ruston**  
  Assistant Minister for Agriculture and Water Resources | Deputy Leader of the Cabinet Committee  
  Minister for Social Services  
  Minister for Human Services |
| **Senator the Honourable James McGrath**  
  Assistant Minister to the Prime Minister | Deputy Leader of the Cabinet Committee  
  Minister for Social Services  
  Minister for Human Services |
| **Senator the Honourable Zed Seselja**  
  Assistant Minister for Social Services and Multicultural Affairs | Deputy Leader of the Cabinet Committee  
  Minister for Social Services  
  Minister for Human Services |
## Senate Sittings and Estimates Hearings for 2016

### August

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**Key**
- \(\times\) = Date of Senate ½ Cut-Off
- ± Supplementary Budget estimates
- ∗ Cross portfolio estimates hearings on Indigenous matters