THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

THE SENATE

NOTICE PAPER

No. 12

TUESDAY, 8 NOVEMBER 2016

The Senate meets at 12.30 pm

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Temporary Chairs of Committees


Notifications prefixed by an * appear for the first time
GUIDE TO THE NOTICE PAPER

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<td>A proposed resolution that a senator intends to put to the Senate for debate and/or a vote. Notice is given so others have time to consider the proposal.</td>
<td>Items of business the Senate has scheduled to carry out or consider on a particular day. These can include continued debate on a bill or motion, or the presentation of a report or other document.</td>
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Business listed for today

- **Matters of privilege**
  - Proposed references to the Privileges Committee

- **Business of the Senate**
  - Disallowance motions
  - References to standing committees
  - Committee reports to be presented

- **Government business**
  - Initiated by ministers
  - Government bills
  - Proposed changes to the order of business

- **General business**
  - Initiated by senators who are not ministers
  - Notices of motion
  - Continued debate on previous motions

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

- **Questions on notice**
  - Numbers of all unanswered questions on notice

- **Orders of the Senate**
  - An action the Senate requires to take place
  - New or amendments of standing orders
  - Temporary orders of the Senate

- **Contingent notices**
  - Motions to suspend standing orders that can be called upon when a specific event occurs

- **Ministerial representation**
  - Senate ministers and the portfolios they represent
BUSINESS LISTED FOR TODAY

BUSINESS OF THE SENATE

Orders of the Day

1 Legal and Constitutional Affairs References Committee
   Report to be presented on Consultations prior to the making of directions concerning opinions of the Solicitor-General.

2 Procedure—Standing Committee—First report of 2016—Photography in the chamber; Ministerial statements; Caring for infants
   Consideration (13 October 2016).

GOVERNMENT BUSINESS

Notices of Motion

Notice given 7 November 2016

*1 Minister for Communications (Senator Fifield): To move—That the days of meeting of the Senate for 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.

Orders of the Day

1 Water Legislation Amendment (Sustainable Diversion Limit Adjustment) Bill 2016—(Senate bill)—(Assistant Minister for Agriculture and Water Resources, Senator Ruston)
   Second reading—Adjourned debate (15 September 2016).

2 Counter-Terrorism Legislation Amendment Bill (No. 1) 2016—(Senate bill)—
   (Attorney-General, Senator Brandis)
   Second reading—Adjourned debate (15 September 2016).

*3 VET Student Loans Bill 2016
   VET Student Loans (Consequential Amendments and Transitional Provisions) Bill 2016
   VET Student Loans (Charges) Bill 2016—(Minister for International Development and the Pacific, Senator Fierravanti-Wells)
   Second reading—Adjourned debate (7 November 2016).

4 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).

*5 Broadcasting Legislation Amendment (Television and Radio Licence Fees) Bill 2016—(Minister for International Development and the Pacific, Senator Fierravanti-Wells)
   Second reading—Adjourned debate (7 November 2016).

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

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

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

*9 Fair Work (Registered Organisations) Amendment Bill 2014—(Minister for International Development and the Pacific, Senator Fierravanti-Wells)
   Second reading—Adjourned debate (7 November 2016).
No. 12—8 November 2016

*10 Building and Construction Industry (Improving Productivity) Bill 2013
Second reading—Adjourned debate (7 November 2016).

11 Criminal Code Amendment (Firearms Trafficking) Bill 2016—(Senate bill)—(Attorney-General, Senator Brandis)
Second reading—Adjourned debate (7 November 2016).

12 Regulatory Powers (Standardisation Reform) Bill 2016—(Senate bill)—(Attorney-General, Senator Brandis)
Second reading—Adjourned debate (15 September 2016).

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

Notices of Motion—continued

Notice given 7 November 2016

*2 Minister for Communications (Senator Fifield): To move—That the Senate—
(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.

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 7 November 2016

*95 Senator Cameron: To move—That there be laid on the table by the Minister for Education and Training, no later than the end of question time on 10 November 2016, all documents containing information pertaining to the following matters:

(a) the visit by the then Assistant Minister for Education and Training, Senator Birmingham, to the premises of North East Vocational College at St Agnes, South Australia on or about 4 May 2015;

(b) the meeting held between the then Assistant Minister for Education and Training, Senator Birmingham, and former Senator Day on 1 June 2015 in relation to a proposal for a ‘Student Builder’ pilot program to be located at North East Vocational College;

(c) the meeting held between the then Minister for Vocational Education and Skills, the Hon. Luke Hartsuyker MP, and former Senator Day on 14 October 2015 in relation to a proposal for a ‘Student Builder’ pilot program to be located at North East Vocational College;

(d) grants of $2,025,320 made under the Apprenticeship Training - Alternative Delivery Pilots Program to Master Builders Australia, National Electrical Communications Association and North East Development Agency trading as North East Vocational College;
(e) business plans, project proposals, funding contracts, deeds and related documents pertaining to the grants referred to in paragraph (d) above; and

(f) the Recommendation Report of the Apprenticeships Reform Advisory Group (ARAG), including all appendices to the report, meeting papers and minutes of meetings of the ARAG.

*96 Senator Smith: To move—That the Joint Committee of Public Accounts and Audit be authorised to hold public meetings during the sittings of the Senate, from 9.30 am, as follows:

(a) Wednesday, 23 November 2016; and

(b) Wednesday, 30 November 2016.

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

(a) notes that:

(i) since 2013-14, former Senator Day has donated over $500,000 and forgiven a loan of $1.47 million to Family First,

(ii) an independent auditor’s report in 2013 found Home Australia Group’s liabilities exceeded its assets by nearly $31 million, and

(iii) over 200 customers have been left with unfinished homes; and

(b) calls on:

(i) the Family First Party to return all money received from Mr Day and his companies so that money can be used to pay creditors, and

(ii) the Government to legislate for caps on political donations from individuals.

*98 Leader of the Opposition in the Senate (Senator Wong): To move—That there be laid on the table by the Attorney-General, by no later than 9.30 am on Wednesday, 9 November 2016, the legal advice provided to the Government in relation to the eligibility of former Senator Day to be elected as a senator for South Australia, as referred to in the Senate on Monday, 7 November 2016 by the Special Minister of State (Senator Ryan) and the Minister for Finance (Senator Cormann), and provided by David Jackson QC, and any related documents that have not already been laid on the table.

BUSINESS LISTED FOR FUTURE CONSIDERATION

On the next day of sitting (On 9 November 2016)

Business of the Senate—Notice of Motion

Notice given 13 October 2016

1 Senator Siewert: To move—That the Classification Amendment (CHC Domain Scores) Principles 2016, made under the Aged Care Act 1997, be disallowed [F2016L00804].

Fourteen sitting days remain, including today, to resolve the motion or the instrument will be deemed to have been disallowed.
Business of the Senate—Orders of the Day

1 Economics Legislation Committee
Report to be presented on the provisions of the Income Tax Rates Amendment (Working Holiday Maker Reform) Bill 2016, the Treasury Laws Amendment (Working Holiday Maker Reform) Bill 2016, the Superannuation (Departing Australia Superannuation Payments Tax) Amendment Bill 2016 and the Passenger Movement Charge Amendment Bill 2016. (Referred pursuant to Selection of Bills Committee report.)

2 Legal and Constitutional Affairs Legislation Committee
Report to be presented on the provisions of the Australian Crime Commission Amendment (Criminology Research) Bill 2016. (Referred pursuant to Selection of Bills Committee report.)

Government Business—Order of the Day

*1 Income Tax Rates Amendment (Working Holiday Maker Reform) Bill 2016
Treasury Laws Amendment (Working Holiday Maker Reform) Bill 2016
Superannuation (Departing Australia Superannuation Payments Tax) Amendment Bill 2016
Passenger Movement Charge Amendment Bill 2016—(Minister for International Development and the Pacific, Senator Fierravanti-Wells)
Second reading—Adjourned debate (7 November 2016).

On 10 November 2016

Business of the Senate—Notice of Motion

Notice given 13 September 2016

1 Leader of the Opposition in the Senate (Senator Wong): To move—That the Legal Services Amendment (Solicitor-General Opinions) Direction 2016, made under the Judiciary Act 1903, be disallowed [F2016L00645].
Eight sitting days remain, including today, to resolve the motion or the instrument will be deemed to have been disallowed.

General Business—Notice of Motion

Notice given 13 October 2016

92 Senator Farrell: To move—that the following bill be introduced: A Bill for an Act to amend the Commonwealth Electoral Act 1918 to improve donation transparency and accountability, and for related purposes. Commonwealth Electoral Amendment (Donation Reform and Transparency) Bill 2016.

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

*36 Criminal Code Amendment (Misrepresentation of Age to a Minor) Bill 2016—(Senate bill)—(Senators Kakoschke-Moore, Xenophon and Griff and the Leader of Derryn Hinch’s Justice Party (Senator Hinch))
Second reading—Adjourned debate (Senator Kakoschke-Moore, in continuation, 12 October 2016).
On 14 November 2016

Business of the Senate—Order 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.)

On 16 November 2016

Business of the Senate—Order of the Day

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

On 21 November 2016

Business of the Senate—Notices of Motion

Notice given 30 August 2016

1 Senator Leyonhjelm: To move—That the Customs (Prohibited Imports) Amendment (Shotguns and Shotgun Magazines) Regulation 2016, made under the Customs Act 1901, be disallowed [F2016L01255].

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

Notice given 10 October 2016

2 Senator Xenophon: To move—That the Civil Aviation Legislation Amendment (Part 101) Regulation 2016, made under the Civil Aviation Act 1988 and Transport Safety Investigation Act 2003, be disallowed [F2016L00400].

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

Order for Production of Documents

16 Government response to committee report—Select Committee on Wind Turbines—Order for production of document

By the Minister representing the Minister for Environment and Energy, by 3.30 pm on 21 November 2016, the Government’s response to the report of the Select Committee on Wind Turbines. (Motion of Senators Leyonhjelm, Xenophon, Lambie, Griff, Kakoschke-Moore, Burston, Culleton and Roberts, the Leader of Pauline Hanson's One Nation (Senator Hanson) and Senator Hinch agreed to 1 September 2016.)
On 23 November 2016

Business of the Senate—Orders of the Day

1 Environment and Communications References Committee
   Report to be presented on large capacity fishing vessels.

2 Environment and Communications References Committee
   Report to be presented on the access by children to internet pornography.

On 24 November 2016

Business of the Senate—Orders of the Day

1 Economics References Committee
   Report to be presented on 2016 Census.

2 Finance and Public Administration References Committee
   Report to be presented on domestic violence and gender inequality.

On 28 November 2016

Business of the Senate—Orders of the Day

1 Finance and Public Administration References Committee
   Report to be presented on the Commonwealth funding of Indigenous Tasmanians.

2 Environment and Communications References Committee
   Interim report to be presented on closures of electricity generators.

On 29 November 2016

Business of the Senate—Order of the Day

1 Community Affairs References Committee
   Report to be presented on the indefinite detention of people with cognitive and psychiatric impairment.

On 30 November 2016

Business of the Senate—Orders of the Day

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

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

3 Education and Employment References Committee
   Report to be presented on the Government’s Workplace Bargaining Policy.
On 1 December 2016

Business of the Senate—Orders of the Day

1 Environment and Communications References Committee
   Report to be presented on recent fires in remote Tasmanian wilderness.

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

3 Rural and Regional Affairs and Transport References Committee
   Report to be presented on the future role and contribution of regional capitals.

Order for Production of Documents

*93 Modelling—Government’s emission and removals projections for 2030—Order 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.)

On 6 December 2016

Business of the Senate—Order of the Day

1 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.)

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—Order of the Day

1 Foreign Affairs, Defence and Trade References Committee
   Report to be presented on the Trans-Pacific Partnership Agreement.

Fourteen sitting days after today

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].

Fourteen 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].

Fourteen 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].

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

4 **Chair of the Standing Committee on Regulations and Ordinances (Senator Williams):** To move—That the Commonwealth Electoral (Logo Requirements) Determination 2016, made under the *Commonwealth Electoral Act 1918*, be disallowed [F2016L00376].

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

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**On 10 February 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 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 the second last sitting day in 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 28 February 2017**

Business of the Senate—Order of the Day

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

**On the tenth sitting day of 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 the second last sitting day in 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—Order of the Day

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

**On the last sitting day in 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 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 Rural and Regional Affairs and Transport References Committee
   Report to be presented on Remotely Piloted Aircraft Systems, (RPAS), Unmanned Aerial Systems (UAS) and associated systems.

*3 Economics References Committee
   Report to be presented on asbestos.

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 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 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 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 the future of Australia’s naval shipbuilding industry.

3 Red Tape—Select Committee
   Report to be presented.

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

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: 30 November 2016)

Australian Crime Commission Amendment (Criminology Research) Bill 2016 [provisions]‡
Referred to the Legal and Constitutional Affairs Legislation Committee (referred 13 October 2016; reporting date: 9 November 2016)

Broadcasting Legislation Amendment (Media Reform) Bill 2016 [provisions]‡
Referred to the Environment and Communications Legislation Committee (referred 1 September 2016; reporting date: 7 November 2016)

Fair Work Amendment (Gender Pay Gap) Bill 2015‡
Referred to the Education and Employment Legislation Committee (referred 1 September 2016; reporting date: 14 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)

Income Tax Rates Amendment (Working Holiday Maker Reform) Bill 2016 [provisions]‡
Treasury Laws Amendment (Working Holiday Maker Reform) Bill 2016 [provisions]‡
Superannuation (Departing Australia Superannuation Payments Tax) Amendment Bill 2016 [provisions]‡
Passenger Movement Charge Amendment Bill 2016 [provisions]‡
Referred to the Economics Legislation Committee (referred 13 October 2016; reporting date: 9 November 2016)

Interactive Gambling Amendment (Sports Betting Reform) Bill 2015‡
Referred to the Environment and Communications Legislation Committee (referred 1 September 2016; reporting date: 6 December 2016)

Social Services Legislation Amendment (Transition Mobility Allowance to the National Disability Insurance Scheme) Bill 2016 [provisions]‡
Referred to the Community Affairs Legislation Committee (referred 13 October 2016; reporting date: 21 November 2016)

‡ Reference adopted by the Senate following a recommendation of the Selection of Bills Committee

BILLS DISCHARGED OR NEGATIVED

Government bill

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

QUESTIONS ON NOTICE

Questions remaining unanswered

Nos 3 to 7, 24, 59 to 63, 66, 67, 69 to 71, 82, 85, 86, 88, 95, 115, 117, 119, 123, 124, 126, 127, 129, 138, 142, 143, 148, 149, 152, 153, 155, 158 to 160 and 163 to 206

Question nos, as shown above, from 3 to 171 remain unanswered for 30 or more days (see standing order 74(5)).
ORDERS OF THE SENATE

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)
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)

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)

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—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 bills from the cut-off order
That the provisions of paragraph (6) of standing order 111 not apply to the following bills, allowing them to be considered during this period of sittings:

- Budget Savings (Omnibus) Bill 2016
- Competition and Consumer Amendment (Country of Origin) Bill 2016
- Corporations Amendment (Auditor Registration) Bill 2016
- Customs Tariff Amendment (Tobacco) Bill 2016
- Excise Tariff Amendment (Tobacco) Bill 2016
- Statute Law Revision (Spring 2016) Bill 2016
- Statute Update Bill 2016

(Agreed to 13 September 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)

Ministerial statements—Consideration—Temporary order
That the following amendment to standing order 169 operate as a temporary order until 30 June 2017:

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 31 August 2016; originally agreed to 11 November 2015 upon adoption of recommendation in the Procedure Committee’s third report of 2015)
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)

—

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.

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**ROSEMARY LAING**
Clerk of the Senate

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Printed by authority of the Senate
## MINISTERIAL REPRESENTATION

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<tr>
<th>MINISTERS</th>
<th>REPRESENTING</th>
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<tbody>
<tr>
<td><strong>Senator the Honourable George Brandis QC</strong></td>
<td>Prime Minister</td>
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<tr>
<td>Attorney-General</td>
<td>Minister for Foreign Affairs</td>
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<tr>
<td>Vice-President of the Executive Council</td>
<td>Minister for Justice</td>
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<td>Leader of the Government in the Senate</td>
<td>Minister Assisting the Prime Minister for</td>
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<td>Counter-Terrorism</td>
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<td>Minister Assisting the Prime Minister for Cyber</td>
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<td><strong>Senator the Honourable Fiona Nash</strong></td>
<td>Minister for Infrastructure and Transport</td>
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<td>Minister for Local Government and Territories</td>
<td>Minister for Urban Infrastructure</td>
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<td>Minister for Regional Communications</td>
<td>Minister for Health and Aged Care</td>
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<td>Deputy Leader of The Nationals</td>
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<td><strong>Senator the Honourable Mathias Cormann</strong></td>
<td>Treasurer</td>
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<tr>
<td>Minister for Finance</td>
<td>Minister for Revenue and Financial Services</td>
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<td>Deputy Leader of the Government in the Senate</td>
<td>Minister for Small Business</td>
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<td><strong>Senator the Honourable Nigel Scullion</strong></td>
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<td>Minister for Indigenous Affairs</td>
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<td>Leader of The Nationals in the Senate</td>
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<td><strong>Senator the Honourable Mitchell (Mitch) Fifield</strong></td>
<td>Minister for Sport</td>
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<td>Minister for Communications</td>
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<td>Minister for the Arts</td>
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<td>Manager of Government Business in the Senate</td>
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<td><strong>Senator the Honourable Marise Payne</strong></td>
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<td>Centenary of ANZAC</td>
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<td><strong>Senator the Honourable Michaelia Cash</strong></td>
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<td><strong>Senator the Honourable Simon Birmingham</strong></td>
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<td>Minister for Education and Training</td>
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<td><strong>Senator the Honourable Arthur Sinodinos AO</strong></td>
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<tr>
<td>Cabinet Secretary</td>
<td>Minister for Trade, Tourism and Investment</td>
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<td>Minister for Industry, Innovation and Science</td>
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<td><strong>Senator the Honourable Matt Canavan</strong></td>
<td>Deputy Prime Minister</td>
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<td>Minister for Resources and Northern Australia</td>
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<td>Minister for Agriculture and Water Resources</td>
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<td><strong>Senator the Honourable Concetta Fierravanti-Wells</strong></td>
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<td>Minister for International Development and the</td>
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<td>Pacific</td>
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<td><strong>Senator the Honourable Scott Ryan</strong></td>
<td>Assistant Minister for Social Services</td>
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<td>Special Minister of State</td>
<td>Minister for Human Services</td>
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<td>Minister Assisting the Cabinet Secretary</td>
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<td><strong>ASSISTANT MINISTERS — DESIGNATED AS PARLIAMENTARY SECRETARIES UNDER THE MINISTERS OF STATE ACT 1952</strong></td>
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<td><strong>Senator the Honourable Anne Ruston</strong></td>
<td>Assistant Minister for Agriculture and Water</td>
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<td><strong>Senator the Honourable James McGrath</strong></td>
<td>Assistant Minister to the Prime Minister</td>
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<td><strong>Senator the Honourable Zed Seselja</strong></td>
<td>Assistant Minister for Social Services and</td>
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## Senate Sittings and Estimates Hearings for 2016

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<th>August</th>
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### Key
- **🔢** = Date of Senate ⅓ Cut-Off
- ± Supplementary Budget estimates
- ✓ Cross portfolio estimates hearings on Indigenous matters