



# Senate Daily Summary

Wednesday 23 June 2004

The Senate met from 9.30am until 10.30pm

## Legislation

[For full text of bills and other associated documents click here](#)

### The following bills were introduced in the Senate

- ❑ Australian Energy Market Bill 2004
- ❑ Family and Community Services and Veterans' Affairs Legislation Amendment (Sugar Reform) Bill 2004
- ❑ Higher Education Legislation Amendment Bill (No. 2) 2004
- ❑ Trade Practices Amendment (Australian Energy Market) Bill 2004

### The following bills were considered

*Second reading agreed to* [details of these bills will be considered in committee of the whole on a future sitting day]

- ❑ Appropriation Bill (No. 1) 2004-2005
- ❑ Appropriation Bill (No. 2) 2004-2005
- ❑ Appropriation Bill (No. 5) 2003-2004
- ❑ Appropriation Bill (No. 6) 2003-2004
- ❑ Appropriation (Parliamentary Departments) Bill (No. 1) 2004-2005

### *Second reading debate continued*

- ❑ Family and Community Services and Veterans' Affairs Legislation Amendment (Income Streams) Bill 2004
- ❑ Sex Discrimination Amendment (Teaching Profession) Bill 2004

### The following bills were passed

#### *Without amendments*

- ❑ Superannuation Laws Amendment (2004 Measures No. 1) Bill 2004  
[This bill will now be assented to]

#### *With amendments*

[The House of Representatives will now consider the amendments made by the Senate]

- ❑ Extension of Charitable Purpose Bill 2004-1 Opposition [amendment agreed to](#)
- ❑ Superannuation Laws Amendment (2004 Measures No. 2) Bill 2004-2 Opposition [amendments agreed to](#)

- ❑ Veterans' Entitlements (Clarke Review) Bill 2004 [The House of Representatives made the amendments requested by the Senate. It will now consider the [amendments](#) agreed to by the Senate.]

**The following message from the House of Representatives was reported**

- ❑ Anti-terrorism Bill 2004—The message reported that the House of Representatives agreed to [amendments](#) nos 1 to 8 made by the Senate and disagreed to amendments nos 9 and 10 [The Senate will reconsider the amendments disagreed to by the House on a future sitting day]

**Notices of motion given**

*To exempt bills from the cut-off order* [to enable consideration this period of sittings]

- ❑ Australian Energy Market Bill 2004
- ❑ Customs Legislation Amendment (Airport, Port and Cargo Security) Bill 2004
- ❑ Family and Community Services and Veterans' Affairs Legislation Amendment (Sugar Reform) Bill 2004
- ❑ Higher Education Legislation Amendment Bill (No. 2) 2004
- ❑ Trade Practices Amendment (Australian Energy Market) Bill 2004

*To introduce a bill*

- ❑ Crimes Legislation Amendment (Telecommunications Offences and Other Measures) Bill 2004—Notice of motion given by the Minister for Local Government, Territories and Roads

See the **Committees** section for details of reports relating to legislation

**Delegated legislation**

For a complete list of notices of motion to disallow (and outcomes) [click here](#)

See the **Documents** section for details of instruments [Clerk's documents] tabled

**Committees**

For scheduled public committee hearings [click here](#)

For committee reports [click here](#)

**Estimates**

*Additional information*

- ❑ Additional estimates 2002-03—Rural and Regional Affairs and Transport Legislation Committee

**Reports tabled**

- ❑ Scrutiny of Bills Committee—Alert Digest [No. 8](#) of 2004 and [8th](#) report of 2004 [contain assessments of bills on civil liberties and related grounds]
- ❑ Selection of Bills Committee—Report [No. 9](#) of 2004 [report amended and adopted] [contains recommendations to refer bills to legislation committees]
- ❑ The Australia-United States Free Trade Agreement—[61st](#) Report—Treaties Joint Committee

### **Government response to report tabled**

- The effectiveness of the *Trade Practices Act 1974* in protecting small business—Economics References Committee

### **Documents tabled**

- Agriculture, Fisheries and Forestry Legislation Amendment (Export Control) Bill 2004—Rural and Regional Affairs and Transport Legislation Committee—additional information
- Family and Community Services and Veterans' Affairs Legislation Amendment (Income Streams) Bill 2004—Community Affairs Legislation Committee—additional information

### **Membership**

The Senate agreed to the following changes to committee membership:

- Administration of Indigenous Affairs Select Committee—Senators Crossin, McLucas and O'Brien appointed
- Legal and Constitutional Legislation Committee—Senator Hogg appointed as a participating member

### **New inquiries**

The Senate agreed to the following new inquiries:

- The adequacy of the current proposals, including those in the 2004 Budget, in overcoming aged care workforce shortages and training and [related matters](#)—Community Affairs References Committee—to report by 30 September 2004
- Government advertising and [related matters](#)—Finance and Public Administration References Committee—to report by 27 October 2004

See the **Reports tabled** section (*Selection of Bills Committee Report*) for details of bills referred to committees

### **Reporting dates**

#### *Determined*

The Senate agreed that the Foreign Affairs, Defence and Trade References Committee present an interim report on its inquiry into the effectiveness of the Australian military justice system on 9 September 2004

#### *Extended*

The Senate agreed to the following extensions of time for committees to report:

- Electoral funding and disclosure and any amendments to the Commonwealth Electoral Act necessary in relation to political donations—Electoral Matters Joint Committee—to report by 12 August 2004
- Needs of expatriate Australians—Legal and Constitutional References Committee—to report by 5 October 2004

### **Notices of motion given**

#### *To refer matters to committees*

- Australian Energy Market Bill 2004 and Trade Practices Amendment (Australian Energy Market) Bill 2004 with reference to the constitutional and legal [implications](#) of the bills—Legal and Constitutional Legislation Committee—to report by 31 August 2004

- Budgetary and environmental implications of the Government's Energy White Paper–Environment, Communications, Information Technology and the Arts References Committee–to report by 2 September 2004
- National Health Amendment (Pharmaceutical Benefits–Budget Measures) Bill 2002 [No. 2] and [related matters](#)–Community Affairs Legislation Committee–to report by 29 November 2004

### Motions agreed to

The Senate agreed to motions about:

- [Higher Education Contribution Scheme](#)–moved by Senator Stott Despoja
- [Nuclear weapon systems](#)–Colonel Stanislav Petrov–moved by Senator Allison
- [Sudan](#)–moved by Senator Stott Despoja

### Motions defeated

The Senate did not agree to motions about:

- [Ethanol](#)–moved by Senators Allison and Cherry
- [Third terminal at Botany Bay](#)–moved by Senator Brown

### Question on notice–failure to provide answer

Senator Allison asked the Minister representing the Minister for Transport and Regional Services for an explanation for an answer not being provided to question on notice no. 2868 relating to the Scoresby Freeway. The Minister indicated that an answer would be provided.

### Notices of motion

[For other notices of motion not mentioned elsewhere click here](#)

### Orders for the production of documents

#### *Motions agreed to*

The Senate ordered the tabling of:

- [Any assessment or analysis](#) of the synthetic aperture radar work commissioned or acquired by Geoscience Australia, or related documents (no later than 6.30pm on 24 June 2004) by the Minister representing the Minister for Industry, Tourism and Resources–moved by Senator Cherry
- [Certain documents responding](#) to applications 020/2002 (Monsanto) and 021/2002 (Bayer) to the Office of the Gene Technology Regulator for the commercial release of GE canola (by 6.30pm on 24 June 2004)–moved by Senator Cherry
- [A copy of that part](#) of the Office of National Assessments' (ONA) classified document log which relates to requests for, and movements of, the December 2002 ONA report on the humanitarian impact of the war in Iraq, during the period 16 June to 23 June 2003 (no later than 4pm on 24 June 2004)–moved by Senator Faulkner

*Notice of motion given*

Senator Nettle gave a notice of motion to require the tabling of certain correspondence between Environment Australia and Hutchison 3G and Telstra in relation to the installation of videophone facilities in Oatley Park, Leichardt and Coogee (by 3pm on 30 June 2004)

*Statement by Minister*

The Special Minister of State made a statement relating to the order of the Senate [agreed to on [22 June 2004](#)] requiring the Minister for Defence to table the 61-page report and nine additional annexures, prepared by the Department of Defence's Iraq Detainees Fact-Finding Team, which formed the basis for the statement by the Minister for Defence to the Senate on the abuse of detainees held in Iraq (no later than 4pm on 23 June 2004). The Special Minister of State indicated that the government would not comply with the order.

*Statement by Minister and documents tabled*

The Special Minister of State made a statement and tabled documents relating to the Lands Acquisition Amendment Regulations 2004 (No. 2) [The documents were tabled in response to the order of the Senate agreed to on [21 June 2004](#) on the motion of Senator Ridgeway]

## Documents

The following documents were tabled:

- ❑ Auditor-General—Audit report no. 55 of 2003-04—Protective security audit—Management of protective security
- ❑ [Australia Sports Commission](#) and *Cycling Australia v Mr Mark French*—Copy of partial arbitral award pronounced by the Court of Arbitration for Sport Oceania Registry
- ❑ [Clerk's documents](#) [disallowable instruments and other documents required by statute to be tabled]
- ❑ [Government documents](#)
- ❑ New Caledonia and Vanuatu, 11 to 22 November 2003—Australian parliamentary delegation report
- ❑ [6 petitions](#) were received

## Also in the Senate yesterday

- ❑ Matters of public interest debate
- ❑ Questions without notice and debate on issues arising in Question Time
- ❑ Adjournment debate

\* \* \* \* \*

The *Senate Daily Summary* is available on the Internet at [www.aph.gov.au/senate](http://www.aph.gov.au/senate)  
Enquiries, comments and suggestions: phone 6277 3209  
e-mail: [sue.blunden@aph.gov.au](mailto:sue.blunden@aph.gov.au)

This publication is issued by the Senate Procedure Office as a convenient summary of each day's proceedings in the Senate. For a complete account see the official record, the *Journals of the Senate*, copies of which may be obtained from the Senate Table Office (phone: 6277 3010) or on the Internet at <http://www.aph.gov.au/senate/pubs/index.htm>.