

2004-05

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

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Contents

1	Meeting of Senate	1437
2	Government Documents	1437
3	Order of Business—Rearrangement	1438
4	Workplace Relations Amendment (Work Choices) Bill 2005	1438
5	Questions	1438
6	Government Responses to Committee Reports—Statement by President	1438
7	Ministers—Answers to Questions	1438
8	Science and Technology—Genetically-modified Crops—Answer to Question.....	1438
9	Petitions	1438
10	Notices.....	1439
11	Order of Business—Rearrangement.....	1441
12	Postponement	1441
13	Public Accounts and Audit—Joint Statutory Committee—Leave to Meet During Sitting.....	1441
14	Native Title and the Aboriginal and Torres Strait Islander Land Account— Joint Statutory Committee—Leave to Meet During Sitting	1442
15	Foreign Affairs—People’s International Peace Summit.....	1442
16	Community Affairs References Committee—Children in Institutional Care—State and Territory Governments—Responses	1442
17	Rural and Regional Affairs and Transport References Committee— Reference.....	1445
18	Defence—Iraq—Australian Troops	1445
19	Death Penalty	1446
20	Auditor-General—Audit Report No. 17 of 2005-06—Document.....	1447
21	Documents.....	1447
22	Building and Construction Industry Improvement Regulations—Proposed Disallowance	1448

23	Employment, Workplace Relations and Education Legislation Committee— Report—Commonwealth Radioactive Waste Management Bill 2005 and Commonwealth Radioactive Waste Management (Related Amendments) Bill 2005	1448
24	Workplace Relations Amendment (Work Choices) Bill 2005	1449
25	Adjournment	1449
26	Attendance.....	1449

1 MEETING OF SENATE

The Senate met at 12.30 pm. The President (Senator the Honourable Paul Calvert) took the chair and read prayers.

2 GOVERNMENT DOCUMENTS

The following government documents were tabled:

Anglo-Australian Telescope Board—Anglo-Australian Observatory—Report for 2004-05.

Australia-China Council—Report for 2004-05.

Australian Bureau of Statistics—Information paper—Census of population and housing 2006—Nature and content.

Dairy Adjustment Authority—Report for 2004-05.

Equal Opportunity for Women in the Workplace Agency—Report for 2004-05.

Industry Research and Development Board—Report for 2004-05.

Maritime Industry Finance Company Limited—Report for 2004-05.

Migration Agents Registration Authority—Report for 2004-05.

National Institute of Clinical Studies Limited—Report for 2004-05.

Office of the Official Secretary to the Governor-General—Report for 2004-05.

Office of the Privacy Commissioner—Report for 2004-05 on the operation of the *Privacy Act 1988*.

Official Establishments Trust—Report for 2004-05.

Treaties—

Bilateral—Text, together with national interest analysis and annexes—

Agreement between the Government of Australia and the Government of the Hong Kong Special Administrative Region of the People's Republic of China concerning transfer of sentenced persons, done at Hong Kong on 25 November 2005.

Agreement between the Government of Australia and the Government of the Republic of Turkey for the Promotion and Protection of Investments, done at Canberra on 16 June 2005.

Multilateral—

Annexures—United Nations Educational, Scientific and Cultural Organization International Convention Against Doping in Sport, done at Paris on 19 October 2005—Appendix 1: World Anti-Doping Convention and Addendum to Appendix 2 [*Treaty tabled on 9 November 2005—Appendix 1 omitted*].

Text, together with national interest analysis and annexes—

Amendments, adopted at Punta del Este on 6 May 2005, to add a new Annex (Annex G) to the Stockholm Convention on Persistent Organic Pollutants (POPs), done at Stockholm on 22 May 2001.

Amendments, adopted on 30 June 2005, to the Statute of the Hague Conference on Private International Law of 31 October 1951.

Universal Postal Union: Seventh Additional Protocol to the Constitution of 10 July 1964, as amended; Convention, and Final Protocol; General Regulations, done at Bucharest on 5 October 2004.

Wet Tropics Management Authority—Report for 2004-05.

3 ORDER OF BUSINESS—REARRANGEMENT

The Minister for Justice and Customs (Senator Ellison) moved—That government business notice of motion no. 1 standing in his name for today, relating to the consideration of legislation, be postponed till a later hour.

Question put and passed.

4 WORKPLACE RELATIONS AMENDMENT (WORK CHOICES) BILL 2005

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

Debate resumed.

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

5 QUESTIONS

Questions without notice were answered.

6 GOVERNMENT RESPONSES TO COMMITTEE REPORTS—STATEMENT BY PRESIDENT

The President made a statement relating to government responses to committee reports and a matter raised by Senator Faulkner on 28 November 2005.

Statements by leave: Senators Faulkner and Ferguson, by leave, made statements relating to the matter.

7 MINISTERS—ANSWERS TO QUESTIONS

Senator Ludwig moved—That the Senate take note of answers given by ministers to questions without notice asked by opposition senators today.

Debate ensued.

Question put and passed.

8 SCIENCE AND TECHNOLOGY—GENETICALLY-MODIFIED CROPS—ANSWER TO QUESTION

Senator Siewert moved—That the Senate take note of the answer given by the Minister for Family and Community Services (Senator Patterson) to a question without notice asked by Senator Siewert today relating to genetically-modified crops.

Question put and passed.

9 PETITIONS

The following 2 petitions, lodged with the Clerk by the senators indicated, were received:

Senator Bartlett, from 400 petitioners, requesting that the Senate take action to end the export of live animals from Australia to the Middle East.

Senator Nettle, from 255 petitioners, requesting that the Senate reject proposed changes to industrial relations.

10 NOTICES

The Minister for the Arts and Sport (Senator Kemp) and Senator Lundy: To move on the next day of sitting—That the Senate—

- (a) congratulates:
 - (i) the Australian Socceroos on their historic qualification for the 2006 World Cup in Germany and wishes them all the best for the World Cup campaign,
 - (ii) the Matildas on their outstanding results achieved recently and wishes them all the best for their campaign against China, and
 - (iii) Football Federation Australia for undertaking a comprehensive reform agenda in the sport of football over the past 2 years including the implementation of the recommendations of the Crawford Report;
- (b) notes the key work undertaken by Mr David Crawford in producing a blueprint for the reform of football in his report of the Independent Soccer Review Committee into the structure, governance and management of soccer in Australia;
- (c) acknowledges the important contribution of the Australian Sports Commission to the reform program and supports its development of young football players, particularly through the Australian Institute of Sport Football program; and
- (d) notes the commitment held by many Australians to football and supports the Commonwealth in its endeavours to support Australian football.

The Minister for Justice and Customs (Senator Ellison): To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to make various amendments of the statute law of the Commonwealth, to repeal certain obsolete Acts, and for related purposes. ***Statute Law Revision Bill (No. 2) 2005***.

The Minister for Defence (Senator Hill): To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to provide for members of the Australian Defence Force and others to be exempt from State and Territory road transport laws in certain circumstances, and for related purposes. ***Defence (Road Transport Legislation Exemption) Bill 2005***.

Senator Milne: To move on 1 December 2005—That the Senate—

- (a) notes that:
 - (i) Australia's trade balance has deteriorated from a surplus equal to 0.1 per cent of gross domestic product (GDP) in 2000-01 to a deficit equal to 3 per cent of GDP in 2004-05, despite a 22 per cent improvement in Australia's terms of trade over the same period,
 - (ii) Australia's exports of manufactured exports have fallen from 33 per cent of total exports of goods in 1996 to 29 per cent of total exports of goods in 2004,
 - (iii) the contribution by manufacturing to Australia's GDP has fallen from 13.5 per cent in 1990 to 10.9 per cent in 2004,
 - (iv) there have been only 13 financial years since 1959-60 that Australian trade has been in balance, or has recorded a surplus, and that Australia's trade deficits currently make up approximately 40 per cent of Australia's record current account deficit of 6.7 per cent of GDP,

- (v) Australia's exports of goods and services have fallen from a 1.18 per cent share of all world exports in 1996 to 0.98 per cent share in 2004 and that had Australia retained its 1996 trade share, imports and exports would roughly be in balance,
 - (vi) Australia's exports to Singapore have fallen by 15 per cent since the free trade agreement with that country was signed in 2003 and that Australia's exports to the United States of America have fallen by 5 per cent since the free trade agreement with that country was signed in January 2005, and
 - (vii) the 6th World Trade Organization Ministerial Conference will be held in Hong Kong from 13 December to 18 December 2005; and
- (b) calls on the Government to:
- (i) freeze all Australian import tariffs at their current level,
 - (ii) abandon all bilateral free trade agreement negotiations,
 - (iii) investigate ways of insulating strategic Australian industries, such as manufacturing industries, from gouging by free trade, and
 - (iv) abandon its current negotiating position in the Doha round and, instead, adopt an approach which seeks to protect key industries from undue import competition. (*general business notice of motion no. 333*)

Senator Bartlett: To move on 6 December 2005—That the Senate—

- (a) notes that the recent Australian Local Government Association (ALGA) conference passed a resolution calling on 'the Federal Coalition Government, the Opposition and all federal politicians to develop a national strategy in partnership with state and local governments and key stakeholders to address the issue of sexual assault on children in Australia';
- (b) congratulates the ALGA for demonstrating its commitment to this important national issue; and
- (c) expresses its support for the resolution and for the call for all federal politicians to develop a national strategy on this crucial and pressing matter in partnership with state, territory and local governments and key stakeholders. (*general business notice of motion no. 334*)

Senator Moore: To move on 1 December 2005—That the Senate—

- (a) recognises that 1 December is World AIDS Day;
- (b) notes that:
 - (i) globally there are currently 40 million people living with HIV,
 - (ii) AIDS has taken 20 million lives to date and, if current trends continue, by 2020, AIDS will have claimed up to 100 million lives, and
 - (iii) women make up almost half of all cases and are socially, biologically, economically and culturally more susceptible to infection;
- (c) acknowledges that microbicides are currently the only woman-centred and empowering prevention method being developed;
- (d) recognises that:
 - (i) research and development of four potential microbicides have just commenced the final stages of clinical trials, and
 - (ii) substantially increased funding is required to ensure microbicides are available worldwide within 7 years;

- (e) commends the Government for committing increased resources towards fighting AIDS, especially in the developing world; and
- (f) calls for additional support to be provided for the development of microbicides, which will offer women an effective and empowering means of protecting themselves from HIV infection. (*general business notice of motion no. 335*)

Senator Nettle: To move on the next day of sitting—That the Senate calls on the Government to do everything possible to extradite Mr Nguyen Tuong Van from Singapore to prevent his impending execution. (*general business notice of motion no. 336*)

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

- (a) congratulates Geoff and Jason for their same-sex marriage ceremony held in Sydney on Friday, 25 November 2005 and broadcast on radio and wishes them a long, healthy and happy relationship;
- (b) accepts the petition being presented in the week beginning 28 November 2005 by 4 545 people calling for changes to the *Marriage Act 1961* to include recognition of same-sex couples;
- (c) notes that the Government, with the support of the Australian Labor Party, is yet to recognise the legitimacy of same-sex marriage and, by doing so, infringes the rights of all people to be free from discrimination based on sexuality; and
- (d) calls on the Government to end this unfairness against same-sex couples, so that people like Geoff and Jason no longer face discrimination. (*general business notice of motion no. 337*)

11 ORDER OF BUSINESS—REARRANGEMENT

Senator McGauran, by leave and at the request of the Chair of the Employment, Workplace Relations and Education Legislation Committee (Senator Troeth), moved—That business of the Senate order of the day no. 1, relating to the presentation of the report of the Employment, Workplace Relations and Education Legislation Committee on the Commonwealth Radioactive Waste Management Bill 2005 and a related bill, be postponed till a later hour.

Question put and passed.

12 POSTPONEMENT

The following item of business was postponed:

General business notice of motion no. 317 standing in the name of Senator Murray for today, relating to Australia's time zones and daylight saving, postponed till 1 December 2005.

13 PUBLIC ACCOUNTS AND AUDIT—JOINT STATUTORY COMMITTEE—LEAVE TO MEET DURING SITTING

Senator McGauran, at the request of Senator Humphries and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 327—That the Joint Committee of Public Accounts and Audit be authorised to hold a public meeting during the sitting of the Senate on Wednesday, 30 November 2005, from 11.30 am to 1 pm, to take evidence for the committee's inquiry into aviation security in Australia.

Question put and passed.

14 NATIVE TITLE AND THE ABORIGINAL AND TORRES STRAIT ISLANDER LAND ACCOUNT—JOINT STATUTORY COMMITTEE—LEAVE TO MEET DURING SITTING

Senator McGauran, at the request of the Chair of the Parliamentary Joint Committee on Native Title and the Aboriginal and Torres Strait Islander Land Account (Senator Scullion) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 328—That the Parliamentary Joint Committee on Native Title and the Aboriginal and Torres Strait Islander Land Account be authorised to hold a public meeting during the sitting of the Senate on Tuesday, 29 November 2005, from 5 pm to 7 pm, to take evidence for the committee's inquiry into native title representative bodies.

Question put and passed.

15 FOREIGN AFFAIRS—PEOPLE'S INTERNATIONAL PEACE SUMMIT

Senator Bartlett, at the request of the Leader of the Australian Democrats (Senator Allison) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 330—That the Senate—

- (a) notes the initiative of the People's International Peace Summit in London in November 2005, calling for the creation of Departments of Peace in governments throughout the world in response to the increase in violence of all kinds worldwide, the urgent need to find responsible solutions, expanding on past and present peace-building successes; and
- (b) urges the Government to consider establishing a Department of Peace within the Australian Government, the basic functions of which would be to:
 - (i) foster a culture of peace,
 - (ii) research, articulate and help bring about non-violent solutions to conflicts at all levels, and
 - (iii) provide resources for training in peace-building and conflict transformation to people everywhere.

Question put and negatived.

16 COMMUNITY AFFAIRS REFERENCES COMMITTEE—CHILDREN IN INSTITUTIONAL CARE—STATE AND TERRITORY GOVERNMENTS—RESPONSES

Senator Murray, also on behalf of Senators Humphries and McLucas, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 319—That the Senate requests the Government of the Australian Capital Territory:

- (a) to note the response of the Commonwealth Government of 10 November 2005 to the Community Affairs References Committee's reports:
 - (i) *Forgotten Australians: A report on Australians who experienced institutional or out-of-home care as children*, and
 - (ii) *Protecting vulnerable children: A national challenge: Inquiry into Australians who experienced institutional or out-of-home care*; and
- (b) in view of the fact that a number of the recommendations affect the states and territories, to advise the Senate of its response to the recommendations in the reports.

Question put and passed.

Senator Murray, also on behalf of Senators Humphries and McLucas, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 320—That the Senate requests the Government of the Northern Territory:

- (a) to note the response of the Commonwealth Government of 10 November 2005 to the Community Affairs References Committee's reports:
 - (i) *Forgotten Australians: A report on Australians who experienced institutional or out-of-home care as children*, and
 - (ii) *Protecting vulnerable children: A national challenge: Inquiry into Australians who experienced institutional or out-of-home care*; and
- (b) in view of the fact that a number of the recommendations affect the states and territories, to advise the Senate of its response to the recommendations in the reports.

Question put and passed.

Senator Murray, also on behalf of Senators Humphries and McLucas, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 321—That the Senate requests the Government of New South Wales:

- (a) to note the response of the Commonwealth Government of 10 November 2005 to the Community Affairs References Committee's reports:
 - (i) *Forgotten Australians: A report on Australians who experienced institutional or out-of-home care as children*, and
 - (ii) *Protecting vulnerable children: A national challenge: Inquiry into Australians who experienced institutional or out-of-home care*; and
- (b) in view of the fact that a number of the recommendations affect the states and territories, to advise the Senate of its response to the recommendations in the reports.

Question put and passed.

Senator Murray, also on behalf of Senators Humphries and McLucas, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 322—That the Senate requests the Government of Queensland:

- (a) to note the response of the Commonwealth Government of 10 November 2005 to the Community Affairs References Committee's reports:
 - (i) *Forgotten Australians: A report on Australians who experienced institutional or out-of-home care as children*, and
 - (ii) *Protecting vulnerable children: A national challenge: Inquiry into Australians who experienced institutional or out-of-home care*; and
- (b) in view of the fact that a number of the recommendations affect the states and territories, to advise the Senate of its response to the recommendations in the reports.

Question put and passed.

Senator Murray, also on behalf of Senators Humphries and McLucas, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 323—That the Senate requests the Government of South Australia:

- (a) to note the response of the Commonwealth Government of 10 November 2005 to the Community Affairs References Committee's reports:
 - (i) *Forgotten Australians: A report on Australians who experienced institutional or out-of-home care as children*, and

- (ii) *Protecting vulnerable children: A national challenge: Inquiry into Australians who experienced institutional or out-of-home care*; and
- (b) in view of the fact that a number of the recommendations affect the states and territories, to advise the Senate of its response to the recommendations in the reports.

Question put and passed.

Senator Murray, also on behalf of Senators Humphries and McLucas, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 324—That the Senate requests the Government of Tasmania:

- (a) to note the response of the Commonwealth Government of 10 November 2005 to the Community Affairs References Committee's reports:
 - (i) *Forgotten Australians: A report on Australians who experienced institutional or out-of-home care as children*, and
 - (ii) *Protecting vulnerable children: A national challenge: Inquiry into Australians who experienced institutional or out-of-home care*; and
- (b) in view of the fact that a number of the recommendations affect the states and territories, to advise the Senate of its response to the recommendations in the reports.

Question put and passed.

Senator Murray, also on behalf of Senators Humphries and McLucas, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 325—That the Senate requests the Government of Victoria:

- (a) to note the response of the Commonwealth Government of 10 November 2005 to the Community Affairs References Committee's reports:
 - (i) *Forgotten Australians: A report on Australians who experienced institutional or out-of-home care as children*, and
 - (ii) *Protecting vulnerable children: A national challenge: Inquiry into Australians who experienced institutional or out-of-home care*; and
- (b) in view of the fact that a number of the recommendations affect the states and territories, to advise the Senate of its response to the recommendations in the reports.

Question put and passed.

Senator Murray, also on behalf of Senators Humphries and McLucas, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 326—That the Senate requests the Government of Western Australia:

- (a) to note the response of the Commonwealth Government of 10 November 2005 to the Community Affairs References Committee's reports:
 - (i) *Forgotten Australians: A report on Australians who experienced institutional or out-of-home care as children*, and
 - (ii) *Protecting vulnerable children: A national challenge: Inquiry into Australians who experienced institutional or out-of-home care*; and
- (b) in view of the fact that a number of the recommendations affect the states and territories, to advise the Senate of its response to the recommendations in the reports.

Question put and passed.

**17 RURAL AND REGIONAL AFFAIRS AND TRANSPORT REFERENCES COMMITTEE—
REFERENCE**

Senator Milne amended business of the Senate notice of motion no. 1 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the following matter be referred to the Rural and Regional Affairs and Transport References Committee for inquiry and report by 15 June 2006:

Australia's future oil supply, with particular reference to:

- (a) projections of oil production and demand in Australia and globally and the implications for availability and pricing of transport fuels in Australia;
- (b) the potential of new sources of oil and alternative transport fuels to meet a significant share of Australia's fuel demands, taking into account technological developments and environmental and economic costs;
- (c) flow-on economic and social impacts in Australia from continuing rises in the price of transport fuel and potential reductions in oil supply; and
- (d) options for reducing Australia's transport fuel demands.

Question put and passed.

18 DEFENCE—IRAQ—AUSTRALIAN TROOPS

Senator Nettle, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 331—That the Senate—

- (a) notes:
 - (i) the admission by the Pentagon that forces of the United States of America (US) used white phosphorus weapons in the 2004 assault on the Iraqi city of Fallujah,
 - (ii) that the recent Arab League sponsored Iraqi National Accord Conference held in Egypt demanded the 'withdrawal of foreign forces in accordance with a timetable', and
 - (iii) that US Democrat Representative Mr John Murtha, reflecting US public opinion, has described the Iraq occupation as 'a flawed policy wrapped in illusion' and has called for the 'immediate redeployment of US troops'; and
- (b) calls on the Government to withdraw Australian troops from Iraq.

Question put.

The Senate divided—

AYES, 7

Senators—

Allison
Bartlett

Brown, Bob
Milne

Nettle
Siewert (Teller)

Stott Despoja

NOES, 49

Senators—			
Adams	Ferguson	Ludwig	Ronaldson
Barnett	Fielding	Lundy	Santoro
Bishop	Fierravanti-Wells	Macdonald, Ian	Scullion
Brandis	Fifield	Marshall	Sherry
Brown, Carol	Forshaw	McEwen	Stephens
Campbell, George	Hogg	McGauran (Teller)	Sterle
Carr	Humphries	McLucas	Troeth
Chapman	Hurley	Moore	Trood
Colbeck	Johnston	Nash	Wong
Crossin	Joyce	O'Brien	Wortley
Eggleston	Kemp	Parry	
Ellison	Kirk	Payne	
Faulkner	Lightfoot	Polley	

Question negatived.

19 DEATH PENALTY

Motion determined as not formal: Senator Bob Brown requested that general business notice of motion no. 332 standing in his name for today, relating to the death penalty, be taken as formal.

An objection was raised and the motion was not proceeded with as a formal motion.

Suspension of standing orders: Senator Bob Brown, pursuant to contingent notice, moved—That so much of the standing orders be suspended as would prevent him moving a motion relating to the conduct of the business of the Senate, namely a motion to give precedence to general business notice of motion no. 332.

Question put and passed.

Senator Bob Brown moved—That general business notice of motion no. 332 may be moved immediately and have precedence over all other business today till determined.

Question put and passed.

Senator Bob Brown moved—That the Senate expresses its abhorrence of the death penalty.

Debate ensued.

The Minister for Justice and Customs (Senator Ellison) moved the following amendment:

Omit “abhorrence of”, substitute “opposition to”.

Debate ensued.

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 34

Senators—			
Abetz	Ellison	Kemp	Patterson
Adams	Ferguson	Lightfoot	Payne
Barnett	Fielding	Macdonald, Ian	Ronaldson
Boswell	Fierravanti-Wells	Macdonald, Sandy	Santoro
Brandis	Fifield	Mason	Scullion
Calvert	Heffernan	McGauran (Teller)	Troeth
Chapman	Humphries	Minchin	Trood
Coonan	Johnston	Nash	
Eggleston	Joyce	Parry	

NOES, 30

Senators—

Allison	Faulkner	Milne	Stephens
Bartlett	Forshaw	Moore	Sterle
Bishop	Hurley	Murray	Stott Despoja
Brown, Bob	Kirk (Teller)	Nettle	Webber
Campbell, George	Ludwig	O'Brien	Wong
Carr	Lundy	Polley	Wortley
Conroy	McEwen	Sherry	
Evans	McLucas	Siewert	

Question agreed to.

Main question, as amended, put and passed.

20 AUDITOR-GENERAL—AUDIT REPORT NO. 17 OF 2005-06—DOCUMENT

The Acting Deputy President (Senator Lightfoot) tabled the following document:

Auditor-General—Audit report no. 17 of 2005-06—Performance audit—Administration of the Superannuation Lost Members Register: Australian Taxation Office.

Senator Sherry, by leave, moved—That the Senate take note of the document.

Question put and passed.

21 DOCUMENTS

The following documents were tabled by the Clerk:

[Legislative instruments are identified by a Federal Register of Legislative Instruments (FRLI) number]

Census and Statistics Act—Select Legislative Instrument 2005 No. 259—Census (2006) Regulations 2005 [F2005L03411]*.

Civil Aviation Act—

Civil Aviation Regulations—Instrument No. CASA 490/05—Designation of airspace for broadcast requirements – aerodromes with certified air/ground radio services [F2005L03699]*.

Civil Aviation Safety Regulations—Airworthiness Directives—Part 105—AD/A320/187—Nose Landing Gear Steering [F2005L03704]*.

Higher Education Support Act—Higher Education Provider Approval (No. 13 of 2005)—Campion Institute Limited (trading as Campion College Australia) [F2005L03706]*.

Migration Act—Select Legislative Instrument 2005 No. 275—Migration Amendment Regulations 2005 (No. 10) [F2005L03683]*.

Occupational Health and Safety (Commonwealth Employment) Act—Select Legislative Instrument 2005 No. 268—Occupational Health and Safety (Commonwealth Employment) Amendment Regulations 2005 (No. 1) [F2005L03634]*.

Social Security Act—Social Security Foreign Currency Exchange Rate Determination 2005 (No. 3) [F2005L03703]*.

* Explanatory statement tabled with legislative instrument.

**22 BUILDING AND CONSTRUCTION INDUSTRY IMPROVEMENT REGULATIONS—
PROPOSED DISALLOWANCE**

Senator Siewert, pursuant to notice, moved business of the Senate notice of motion no. 2—That the Building and Construction Industry Improvement Regulations 2005, as contained in Select Legislative Instrument 2005 No. 204 and made under the *Building and Construction Industry Improvement Act 2005*, be disallowed.

Debate ensued.

Question put.

The Senate divided—

AYES, 32

Senators—

Allison	Faulkner	Milne	Sterle
Bartlett	Forshaw	Moore	Stott Despoja
Bishop	Hogg	Murray	Webber
Brown, Bob	Hurley	Nettle	Wong
Brown, Carol	Kirk (Teller)	O'Brien	Wortley
Campbell, George	Ludwig	Polley	
Carr	Marshall	Sherry	
Conroy	McEwen	Siewert	
Crossin	McLucas	Stephens	

NOES, 36

Senators—

Abetz	Eggleston	Joyce	Parry
Adams	Ellison	Kemp	Patterson
Barnett	Ferguson	Lightfoot	Payne
Boswell	Fielding	Macdonald, Ian	Ronaldson
Brandis	Fierravanti-Wells	Macdonald, Sandy	Santoro
Calvert	Fifield	Mason	Scullion
Campbell, Ian	Heffernan	McGauran (Teller)	Troeth
Chapman	Humphries	Minchin	Trood
Coonan	Johnston	Nash	Vanstone

Question negatived.

**23 EMPLOYMENT, WORKPLACE RELATIONS AND EDUCATION LEGISLATION
COMMITTEE—REPORT—COMMONWEALTH RADIOACTIVE WASTE MANAGEMENT
BILL 2005 AND COMMONWEALTH RADIOACTIVE WASTE MANAGEMENT (RELATED
AMENDMENTS) BILL 2005**

Pursuant to order, the Chair of the Employment, Workplace Relations and Education Legislation Committee (Senator Troeth) tabled the following report and documents:

Employment, Workplace Relations and Education Legislation Committee—Commonwealth Radioactive Waste Management Bill 2005 and Commonwealth Radioactive Waste Management (Related Amendments) Bill 2005—Report, dated November 2005, Hansard record of proceedings, document presented to the committee and submissions [233].

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

Senator Troeth, by leave, moved—That the Senate take note of the report.

Debate ensued.

Debate adjourned till next day of sitting, Senator Crossin in continuation.

At 7.30 pm—

24 WORKPLACE RELATIONS AMENDMENT (WORK CHOICES) BILL 2005

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

Debate resumed.

At 11 pm: Debate was interrupted while Senator Stephens was speaking.

25 ADJOURNMENT

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

Debate ensued.

Document: Senator Humphries, by leave, tabled the following document:

Industrial relations—Proposed changes—Petitioning document from 10 000 signatories, relating to proposed changes to industrial relations.

Debate continued.

The Senate adjourned at 11.26 pm till Wednesday, 30 November 2005 at 9.30 am.

26 ATTENDANCE

Present, all senators except Senators Ferris*, Hutchins, Ray* and Watson (* on leave).

HARRY EVANS
Clerk of the Senate