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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:

Australia-China Council—Report for 2005-06.

Australian Radiation Protection and Nuclear Safety Agency—Quarterly report for the period 1 April to 30 June 2006.

Native Title Act 1993—Native title representative bodies—Ngaanyatjarra Council (Aboriginal Corporation)—Report for 2005-06.

Treaty—*Bilateral*—Treaty between the Government of Australia and the Government of the Democratic Republic of Timor-Leste on Certain Maritime Arrangements in the Timor Sea, done at Sydney on 12 January 2006—Reasons for invoking the national interest exemption. [*Treaty tabled on 6 February 2007*]

3 ROUTINE OF BUSINESS—VARIATION

The Minister for Fisheries, Forestry and Conservation (Senator Abetz), by leave, moved—That questions without notice be called on at 2.45 pm today.

Question put and passed.

4 FOREIGN AFFAIRS—INDONESIA—YOGYAKARTA—AIRCRAFT CRASH

The Leader of the Government in the Senate (Senator Minchin), by leave, moved—That the Senate—

- (a) records its deep regret at the tragic loss of life and serious injuries that resulted from the aircraft accident in Yogyakarta, Indonesia, on 7 March 2007;
- (b) notes that amongst the killed and injured were Australians serving their nation, working for the Australian Federal Police, the Australian Defence Forces, the Department of Foreign Affairs, AusAid and as journalists; and
- (c) expresses its sincere condolences, together with all Australians, to the families and loved ones of the five Australians and others who died and wishes those injured an early recovery.

The motion was supported and all senators present stood in silence as a mark of respect to those killed as a result of the aircraft accident.

Question passed.

5 SELECTION OF BILLS—STANDING COMMITTEE—CHANGE IN MEMBERSHIP

The President informed the Senate that he had received a letter requesting a change in the membership of a committee.

The Minister for Fisheries, Forestry and Conservation (Senator Abetz), by leave, moved—That Senator Ellison be discharged from and Senator Abetz be appointed to the Selection of Bills Committee.

Question put and passed.

6 HOURS OF MEETING AND ROUTINE OF BUSINESS—VARIATION

The Minister for Fisheries, Forestry and Conservation (Senator Abetz), at the request of the Minister for Human Services (Senator Ellison) and pursuant to notice, moved government business notice of motion no. 1—That, on Tuesday, 20 March 2007:

- (a) the hours of meeting shall be 12.30 pm to 6.30 pm and 7.30 pm to adjournment;
- (b) the routine of business from 7.30 pm shall be government business only; and
- (c) the question for the adjournment of the Senate shall be proposed at 10 pm.

Debate ensued.

Question put and passed.

7 ORDER OF BUSINESS—REARRANGEMENT

The Minister for Fisheries, Forestry and Conservation (Senator Abetz) moved—That government business notice of motion no. 2 standing in the name of the Minister for Human Services (Senator Ellison) for today, relating to consideration of legislation, be postponed till the next day of sitting.

Question put and passed.

8 PRIVATE HEALTH INSURANCE BILL 2006

PRIVATE HEALTH INSURANCE (TRANSITIONAL PROVISIONS AND CONSEQUENTIAL AMENDMENTS) BILL 2006

PRIVATE HEALTH INSURANCE (PROSTHESES APPLICATION AND LISTING FEES) BILL 2006

PRIVATE HEALTH INSURANCE (COLLAPSED ORGANIZATION LEVY) AMENDMENT BILL 2006

PRIVATE HEALTH INSURANCE COMPLAINTS LEVY AMENDMENT BILL 2006

PRIVATE HEALTH INSURANCE (COUNCIL ADMINISTRATION LEVY) AMENDMENT BILL 2006

PRIVATE HEALTH INSURANCE (REINSURANCE TRUST FUND LEVY) AMENDMENT BILL 2006

Order of the day read for the adjourned debate on the motion of the Minister for Community Services (Senator Scullion)—That these bills be now read a second time.

Debate resumed.

The Leader of the Australian Democrats (Senator Allison) moved the following amendment in respect of the Private Health Insurance Bill 2006:

At the end of the motion, add “but the Senate:

- (a) condemns the Government for:
 - (i) escalating its commitment to subsidising private health insurance while failing to explore more efficient methods of supporting the private health sector,
 - (ii) providing mechanisms which will increase access to services to those with private health insurance, while failing to equivalently increase access for those without private health insurance, and
 - (iii) failing to invest in the public health system and to undertake substantial reorientation of the public health system towards prevention and early intervention; and

- (b) calls on the Government to limit the use of taxpayer subsidies of private health insurance by replacing the 30 per cent private health insurance rebate with a capped and means-tested rebate”.

Debate ensued.

At 2.45 pm: Debate was interrupted while Senator Polley was speaking.

9 MINISTRY AND MINISTERIAL ARRANGEMENTS

The Leader of the Government in the Senate (Senator Minchin), by leave, informed the Senate of changes to the Howard Ministry.

10 QUESTIONS

Questions without notice were answered.

Distinguished visitors: The President welcomed members of a parliamentary delegation from Mongolia led by the Chairman of the State Great Hural of Mongolia, His Excellency Mr Nyamdorj Tsend, and, with the concurrence of honourable senators, invited His Excellency to take a seat on the floor of the chamber.

Further questions without notice were answered.

11 MINISTERIAL RESPONSIBILITY—ANSWERS TO QUESTIONS

The Leader of the Opposition in the Senate (Senator Evans) moved—That the Senate take note of answers given by the Minister for Finance and Administration (Senator Minchin) to questions without notice asked by Opposition senators today relating to senators’ interests and ministerial responsibility.

Debate ensued.

Question put and passed.

12 DEFENCE—AUSTRALIAN DEFENCE FORCE—ANSWER TO QUESTION

Senator Bartlett moved—That the Senate take note of the answer given by the Minister for Human Services (Senator Ellison) to a question without notice asked by Senator Bartlett today relating to Australian Defence Force personnel.

Question put and passed.

13 PETITIONS

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

Senator Allison, from 75 petitioners, requesting that the Senate take action to abandon plans to expand uranium mining, enrich uranium and build nuclear power plants in Australia.

Senator Bartlett, from 176 petitioners, requesting that the Senate take action to undertake an assessment of the impact of proposed dams at Traveston crossing on the Mary River and Wyaralong in the Logan River catchment.

14 NOTICES

Notices of motion:

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

- (a) notes that:
 - (i) March 2007 marks the one year anniversary of Mr David Hicks' solitary confinement,
 - (ii) in less than 7 days, Mr Hicks will be forced to front up to a military commission process that is a sham, and
 - (iii) the date for Mr Hicks' Federal Court of Australia case against the Australian Government's inaction to protect a citizen abroad has been set for 17 May 2007;
- (b) recognises the urgency for the Government to investigate reports that Mr Hicks was sedated forcibly before being told of the sworn charges against him; and
- (c) calls for relevant ministers and independent health professionals to visit Guantanamo Bay immediately to assess, first hand, its conditions and the health of Mr Hicks. (*general business notice of motion no. 737*)

The Leader of the Australian Democrats (Senator Allison): To move on the next day of sitting—

- (1) That the following matter be referred to the Community Affairs Committee for inquiry and report by 30 June 2008:

Ongoing efforts towards improving mental health services in Australia, with reference to the National Action Plan on Mental Health agreed upon at the July 2006 meeting of the Council of Australian Governments, particularly examining the commitments and contributions of the different levels of government with regard to their respective roles and responsibilities.
- (2) That the committee, in considering this matter, give consideration to:
 - (a) the extent to which the action plan assists in achieving the aims and objectives of the National Mental Health Strategy;
 - (b) the overall contribution of the action plan to the development of a coordinated infrastructure to support community-based care;
 - (c) progress towards implementing the recommendations of the Select Committee on Mental Health, as outlined in its report *A national approach to mental health – from crisis to community*; and
 - (d) identifying any possible remaining gaps or shortfalls in funding and in the range of services available for people with a mental illness.

Senator Ludwig: To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to amend the *Criminal Code Act 1995* to create new offences in relation to transmitting child abuse and pornographic materials by postal or like services, and for related purposes. ***Criminal Code Amendment (Anti-Child Abuse and Pornography Materials) Bill 2007***. (*general business notice of motion no. 738*)

Senators Hutchins, Faulkner, George Campbell, Stephens and Forshaw: To move on the next day of sitting—That the Senate notes:

- (a) the 75th anniversary of the opening of the Sydney Harbour Bridge;
- (b) the efforts of the estimated 4 000-strong unionised workforce which contributed to the construction of the bridge over a period of 10 years from 1922 to 1932, whose legacy is now an icon around the world;

- (c) the significant role unions played in securing fair wages and working conditions for bridge workers; and
- (d) the 16 workers who lost their lives during construction of the bridge, Sydney Edward Addison, Francis Chilvers, Alfred Edmunds, Percy Poole, James Campbell, Robert Craig, Alexander Faulkner, Thomas McKeown, August Peterson, Nathaniel Swandells, Henry Waters, Henry Webb, William Woods, Frederick Gillon, Robert Graham and Edward Shirley. (*general business notice of motion no. 739*)

The Minister for Fisheries, Forestry and Conservation (Senator Abetz): To move on the next day of sitting—That—

- (1) On Thursday, 22 March 2007:
 - (a) the hours of meeting shall be 9.30 am to 6.30 pm and 7.30 pm to 11.40 pm;
 - (b) the routine of business from 12.45 pm till not later than 2 pm, and from 7.30 pm shall be government business only;
 - (c) divisions may take place after 4.30 pm; and
 - (d) the question for the adjournment of the Senate shall be proposed at 11 pm.
- (2) The Senate shall sit on Friday, 23 March 2007 and that:
 - (a) the hours of meeting shall be 9.30 am to 4.10 pm;
 - (b) the routine of business shall be:
 - (i) notices of motion, and
 - (ii) government business only; and
 - (c) the question for the adjournment of the Senate shall be proposed at 3.30 pm.
- (3) On Tuesday, 27 March 2007:
 - (a) the hours of meeting shall be 12.30 pm to 6.30 pm and 7.30 pm to adjournment;
 - (b) the routine of business from 7.30 pm shall be government business only; and
 - (c) the question for the adjournment of the Senate shall be proposed at 10 pm.
- (4) On Thursday, 29 March 2007:
 - (a) the hours of meeting shall be 9.30 am to 6.30 pm and 7.30 pm to adjournment;
 - (b) consideration of general business and consideration of committee reports, government responses and Auditor-General's reports under standing order 62(1) and (2) shall not be proceeded with;
 - (c) the routine of business from 12.45 pm till not later than 2 pm, and from not later than 4.30 pm shall be government business only;
 - (d) divisions may take place after 4.30 pm; and
 - (e) the question for the adjournment of the Senate shall be proposed after the Senate has finally considered the bills listed below, including any messages from the House of Representatives:
 - Aged Care Amendment (Security and Protection) Bill 2007
 - Airports Amendment Bill 2006
 - Airspace Bill 2006

Airspace (Consequential and Other Measures) Bill 2006
 Anti-Money Laundering and Counter-Terrorism Financing
 Amendment Bill 2007
 Appropriation Bill (No. 3) 2006-2007
 Appropriation Bill (No. 4) 2006-2007
 AusCheck Bill 2006
 Corporations Amendment (Takeovers) Bill 2007
 Employment and Workplace Relations Legislation Amendment
 (Welfare to Work and Vocational Rehabilitation Services) Bill 2006
 Energy Efficiency Opportunities Amendment Bill 2006
 Farm Household Support Amendment Bill 2007
 Health Insurance Amendment (Provider Number Review) Bill 2007
 Higher Education Legislation Amendment (2007 Measures No. 1)
 Bill 2007
 Migration Legislation Amendment (Information and Other
 Measures) Bill 2007
 Migration Amendment (Review Provisions) Bill 2006 [2007]
 Migration Amendment (Border Integrity) Bill 2006
 Native Title Amendment Bill 2006
 Private Health Insurance Bill 2006
 Private Health Insurance (Transitional Provisions and Consequential
 Amendments) Bill 2006
 Private Health Insurance (Prostheses Application and Listing Fees)
 Bill 2006
 Private Health Insurance (Collapsed Organization Levy) Amendment
 Bill 2006
 Private Health Insurance Complaints Levy Amendment Bill 2006
 Private Health Insurance (Council Administration Levy) Amendment
 Bill 2006
 Private Health Insurance (Reinsurance Trust Fund Levy)
 Amendment Bill 2006
 Safety, Rehabilitation and Compensation and Other Legislation
 Amendment Bill 2006
 Schools Assistance (Learning Together—Achievement Through
 Choice and Opportunity) Amendment Bill 2007
 Tax Laws Amendment (2006 Measures No. 7) Bill 2006
 Tax Laws Amendment (2007 Measures No. 1) Bill 2007.

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

(a) notes:

- (i) that Gunns Limited, proponents of Tasmania's proposed Bell Bay pulp mill, abandoned the independent Resource Planning and Development Commission environment assessment process, accredited by both the Tasmanian and Commonwealth Governments on 14 March 2007, and
- (ii) the Tasmanian Government's fast-track process, approved by Gunns, will not include the public and will not assess impacts on threatened species;

(b) considers that commitment to due process is vitally important; and

- (c) calls on the Government to establish a public inquiry into the pulp mill under the *Environment Protection and Biodiversity Conservation Act 1999*, specifically including its impacts on listed threatened species, such as the Tasmanian wedge-tailed eagle. (*general business notice of motion no. 740*)

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

- (a) notes:
- (i) that 82 Sri Lankan asylum seekers have been transferred to Nauru,
 - (ii) claims by one of the asylum seekers that they were ‘detained and tortured’ and that he witnessed five of his friends being shot, and
 - (iii) that the Government lacked the support of the Senate to expand offshore processing and did not proceed in 2006 with its Migration Amendment (Designated Unauthorised Arrivals) Bill 2006; and
- (b) calls on the Government to assess the protection claims of these asylum seekers fairly on the Australian mainland. (*general business notice of motion no. 741*)

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

- (a) welcomes the decision by the European Union (EU) to cut carbon dioxide emissions by 2020 to 20 per cent below 1990 levels; and
- (b) calls on the Government to match or better the EU’s target. (*general business notice of motion no. 742*)

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

- (a) notes:
- (i) the recent attacks and beatings of Zimbabwean opposition members, including Movement for Democratic Change leader Mr Morgan Tsvangirai and Movement for Democratic Change spokesperson Mr Nelson Chamisa,
 - (ii) the news that Zimbabwean President Mr Mugabe is importing up to 3 000 militia from Angola to help bolster the ability of his own police force to clamp down on the opposition,
 - (iii) that Mr David Coultard from the Movement for Democratic Change has urged more concrete diplomatic action from Australia to help resolve the democratic and humanitarian crisis in Zimbabwe, and
 - (iv) that former Zimbabwean Test Cricket Captain, Mr Andy Flowers, has in March 2007 called for sporting sanctions to be imposed on Zimbabwe; and
- (b) calls on the Government to:
- (i) convene diplomatic meetings with other Commonwealth nations to push for further diplomatic, financial, aid and trade measures against the Mugabe regime, and
 - (ii) consider compensating Cricket Australia for any losses imposed on them by the International Cricket Council if they cancel their scheduled tour of Zimbabwe later in 2007. (*general business notice of motion no. 743*)

Notice of motion withdrawn: The Chairman of the Standing Committee on Regulations and Ordinances (Senator Watson), pursuant to notice of intention given on 1 March 2007, withdrew business of the Senate notice of motion no. 1 standing in his name for 2 sitting days after today for the disallowance of Determination No. HIB 29/2006, made under paragraph (1)(bj) of Schedule 1 of the *National Health Act 1953*.

15 LEAVE OF ABSENCE

Senator Nash, by leave, moved—That leave of absence be granted to Senator Ferris from 20 March to 29 March 2007, for personal reasons.

Question put and passed.

16 POSTPONEMENTS

The following items of business were postponed:

Business of the Senate notice of motion no. 3 standing in the name of Senator Bartlett for 21 March 2007, proposing the reference of a matter to the Rural and Regional Affairs and Transport Committee, postponed till 26 March 2007.

General business notice of motion no. 680 standing in the name of Senator Nettle for today, proposing the introduction of the Food Safety (Trans Fats) Bill 2007, postponed till 21 March 2007.

General business notice of motion no. 729 standing in the name of Senator Nettle for today, relating to Mr David Hicks, postponed till 21 March 2007.

17 FOREIGN AFFAIRS—MR DAVID HICKS

Senator Nettle, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 736—That the Senate—

(a) notes:

(i) the recent statements by the United States of America military lawyer Major Mori that Australian citizen Mr David Hicks wanted to join the Australian Defence Force but was unable to because of his education qualifications, and

(ii) that Mr Hicks has been detained for 1 930 days; and

(b) calls on the Government to return Mr Hicks to Australia.

Question put and negatived.

18 LEAVE OF ABSENCE

Senator Webber, by leave, moved—That leave of absence be granted to Senator Wong from 20 March to 23 March 2007, on account of parliamentary business overseas.

Question put and passed.

19 URGENCY MOTION—SENATORS' INTERESTS—MINISTERIAL RESPONSIBILITY

The Deputy President (Senator Hogg) informed the Senate that the President had received a letter from the Leader of the Opposition in the Senate (Senator Evans) advising that today he intended to move—That, in the opinion of the Senate, the following is a matter of urgency:

The reaffirmation of the importance of maintaining the integrity and intent of the Register of Senators' Interests.

The proposal was supported by 4 senators.

Senator Evans moved the motion.

Debate ensued.

Question put and passed.

20 COMMUNITY AFFAIRS—STANDING COMMITTEE—REPORT—AGED CARE AMENDMENT (SECURITY AND PROTECTION) BILL 2007

The Acting Deputy President (Senator Chapman) tabled the following report and documents received on the dates indicated:

Community Affairs—Standing Committee—Aged Care Amendment (Security and Protection) Bill 2007 [Provisions]—

Additional comments by the Australian Democrats. [*Received 12 March 2007*]
Report, dated March 2007, Hansard record of proceedings and submissions [15]. [*Received 9 March 2007*]

Report and additional comments ordered to be printed on the motion of Senator Patterson.

21 LEGAL AND CONSTITUTIONAL AFFAIRS—STANDING COMMITTEE—REPORT—AUSCHECK BILL 2006

The Acting Deputy President (Senator Chapman) tabled the following report and documents received on 14 March 2007:

Legal and Constitutional Affairs—Standing Committee—AusCheck Bill 2006 [Provisions]—Report, dated March 2007, Hansard record of proceedings and submissions [21].

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

22 FINANCE AND PUBLIC ADMINISTRATION—STANDING COMMITTEE—REPORT—HUMAN SERVICES (ENHANCED SERVICE DELIVERY) BILL 2007

The Acting Deputy President (Senator Chapman) tabled the following report and documents received on 15 March 2007:

Finance and Public Administration—Standing Committee—Human Services (Enhanced Service Delivery) Bill 2007 [Provisions]—Report, dated March 2007, Hansard record of proceedings, additional information and submissions [66].

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

23 GOVERNMENT DOCUMENT

The Acting Deputy President (Senator Chapman) tabled the following document received on 12 March 2007:

Australia and the International Financial Institutions—Reports for 2005-06.

24 AUDITOR-GENERAL—AUDIT REPORTS NOS 29 AND 30 OF 2006-07—DOCUMENTS

The Acting Deputy President (Senator Chapman) tabled the following documents received on the dates indicated:

Auditor-General—Audit reports for 2006-07—

No. 29—Performance audit—Implementation of the *Sydney Airport Demand Management Act 1997*. [*Received 7 March 2007*]

No. 30—Performance audit—The Australian Taxation Office's management of its relationship with tax practitioners follow-up audit: Australian Taxation Office. [*Received 14 March 2007*]

25 COMMONWEALTH DAY 2007—DOCUMENT

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

Commonwealth Day 2007—Respecting difference, promoting understanding—
Message from Her Majesty the Queen, Head of the Commonwealth, dated
12 March 2007.

26 GOVERNOR-GENERAL'S MESSAGES—ASSENT TO LAWS

Messages from His Excellency the Governor-General were reported, informing the Senate that he had assented to the following laws:

15 March 2007—Message—

No. 59—*Statute Law Revision Act 2007* (Act No. 8, 2007).

No. 60—

Tax Laws Amendment (Simplified Superannuation) Act 2007 (Act No. 9, 2007)

Superannuation (Excess Concessional Contributions Tax) Act 2007 (Act No. 10, 2007)

Superannuation (Excess Non-concessional Contributions Tax) Act 2007 (Act No. 11, 2007)

Superannuation (Excess Untaxed Roll-over Amounts Tax) Act 2007 (Act No. 12, 2007)

Superannuation (Departing Australia Superannuation Payments Tax) Act 2007 (Act No. 13, 2007)

Superannuation (Self Managed Superannuation Funds) Supervisory Levy Amendment Act 2007 (Act No. 14, 2007)

Superannuation Legislation Amendment (Simplification) Act 2007 (Act No. 15, 2007).

No. 61—

Income Tax Amendment Act 2007 (Act No. 16, 2007)

Income Tax (Former Complying Superannuation Funds) Amendment Act 2007 (Act No. 17, 2007)

Income Tax (Former Non-resident Superannuation Funds) Amendment Act 2007 (Act No. 18, 2007)

Income Tax Rates Amendment (Superannuation) Act 2007 (Act No. 19, 2007).

No. 62—

Australian Citizenship Act 2007 (Act No. 20, 2007)

Australian Citizenship (Transitionals and Consequentials) Act 2007 (Act No. 21, 2007)

Electoral and Referendum Legislation Amendment Act 2007 (Act No. 22, 2007)

Family Law (Divorce Fees Validation) Act 2007 (Act No. 23, 2007)

Maritime Legislation Amendment (Prevention of Air Pollution from Ships) Act 2007 (Act No. 24, 2007)

ACIS Administration Amendment (Unearned Credit Liability) Act 2007 (Act No. 25, 2007).

No. 63—

Australian Technical Colleges (Flexibility in Achieving Australia's Skills Needs) Amendment Act (No. 1) 2007 (Act No. 26, 2007)

Classification (Publications, Films and Computer Games) Amendment Act 2007 (Act No. 27, 2007)

Broadcasting Legislation Amendment Act 2007 (Act No. 28, 2007)

Veterans' Affairs Legislation Amendment (Statements of Principles and Other Measures) Act 2007 (Act No. 29, 2007).

27 DOCUMENTS

The following documents were tabled by the Clerk:

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

Aged Care Act—

Aged Care (Amount of flexible care subsidy – multi-purpose services) Determination 2007 (No. 1) [F2007L00652]*.

Determinations of amounts of—

Community care subsidy—ACA Ch. 3 No. 1/2007 [F2007L00645]*.

Flexible care subsidy—

Extended aged care at home—ACA Ch. 3 No. 2/2007 [F2007L00647]*.

Extended aged care at home – dementia—ACA Ch. 3 No. 3/2007 [F2007L00648]*.

Appropriation Act (No. 2) 2005-2006—Determination to reduce appropriation upon request—Determination No. 5 of 2006-2007 [F2007L00571]*.

Australian Communications and Media Authority Act—Australian Communications and Media Authority (Commercial Radio Broadcasting Services) Direction No. 1 of 2007 [F2007L00573]*.

Australian Meat and Live-stock Industry Act—Australian Meat and Live-stock Industry (High Quality Beef Export to the European Union) Order 2007 [F2007L00472]*.

Australian Research Council Act—

Approval of proposals under section 51—Determinations Nos—

40—Special Research Initiatives commencing in 2006, dated 20 November 2006.

41—Linkage International Awards Round 3 commencing in 2007, dated 12 February 2007.

42—Linkage International Social Sciences Collaboration commencing in 2007, dated 22 November 2006.

43—Linkage Learned Academies Special Projects funding commencing in 2006, dated 20 November 2006.

44—Linkage Learned Academies Special Projects commencing in 2007, dated 23 December 2006.

Funding Rules for funding commencing in 2008—

Discovery Indigenous Researchers Development [F2007L00259]*.

Linkage Infrastructure, Equipment and Facilities [F2007L00258]*.

Linkage International [F2007L00221]*.

Linkage Projects [F2007L00222]*.

Civil Aviation Act—

Civil Aviation Regulations—Instruments Nos—

CASA 75/07—Authorisation – to carry out maintenance on class A or class B aircraft; Exemption – to certify maintenance on class A or class B aircraft [F2007L00484]*.

CASA 84/07—Approval and direction – operations without an approved digital flight data recorder and cockpit voice recorder [F2007L00546]*.

CASA 98/07—Permission – flying over a public gathering at Australian International Air Show 2007 [F2007L00613]*.

CASA EX08/07—Exemption – recent experience requirements [F2007L00556]*.

CASA EX09/07—Exemption – maximum take-off weight requirements in flight manuals or other documents (agricultural or restricted category aircraft) [F2007L00597]*.

Civil Aviation Safety Regulations—Airworthiness Directives—Part—
105—

AD/750XL/9—S-Tec X 55 Autopilot System – Disconnect [F2007L00640]*.

AD/BELL 206/167—Transmission Pylon Support Spindle [F2007L00584]*.

AD/CESSNA 170/79—Crew Seat Back Cylinder Lock Modification [F2007L00641]*.

AD/CESSNA 180/89—Crew Seat Back Cylinder Lock Modification [F2007L00642]*.

AD/CESSNA 206/63—Crew Seat Back Cylinder Lock Modification [F2007L00643]*.

AD/DA42/1—Fuel System – Auxiliary Fuel Tank Venting [F2007L00565]*.

AD/MU-2/65 Amdt 1—Engine Torque Indication System [F2007L00566]*.

106—

AD/ARRIEL/25—Fuel Filter Drain Screw [F2007L00657]*.

AD/BR700/8—High Pressure Compressor [F2007L00550]*.

AD/CF34/13 Amdt 1—Uncontained Fan Disk Failure [F2007L00656]*.

AD/CON/87—Superior Air Parts – Cast Cylinder Assemblies [F2007L00561]*.

AD/CON/87 Amdt 1—Superior Air Parts – Cast Cylinder Assemblies [F2007L00578]*.

AD/LYC/118—Superior Air Parts – Cast Cylinder Assemblies [F2007L00560]*.

AD/LYC/118 Amdt 1—Superior Air Parts – Cast Cylinder Assemblies [F2007L00579]*.

AD/ROTAX/23—Engine Driven Fuel Pump [F2007L00655]*.

AD/SUPERIOR/1—Cast Cylinder Assemblies [F2007L00559]*.

AD/SUPERIOR/1 Amdt 1—Cylinder Assemblies [F2007L00580]*.

Class Rulings CR 2007/14-CR 2007/17.

Corporations Act—

Accounting Standards—

AASB 8—Operating Segments [F2007L00562]*.

AASB 2007-1—Amendments to Australian Accounting Standards arising from AASB Interpretation 11 [F2007L00549]*.

AASB 2007-2—Amendments to Australian Accounting Standards arising from AASB Interpretation 12 [F2007L00575]*.

AASB 2007-3—Amendments to Australian Accounting Standards arising from AASB 8 [F2007L00551]*.

ASIC Class Orders—

- [CO 07/9] [F2007L00510]*.
- [CO 07/10] [F2007L00504]*.
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Education Services for Overseas Students Act—National Code of Practice for Registration Authorities and Providers of Education and Training to Overseas Students 2007 (National Code 2007) [F2007L00646]*.

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Amendment of List of Migratory Species, dated 27 February 2007 [F2007L00574]*.
 Determination of assessment period for items for inclusion in Subdivision A Lists, dated 20 February 2007 [F2007L00563]*.
 Determination of assessment period for places for inclusion in the National Heritage List and Commonwealth Heritage List, dated 20 February 2007 [F2007L00564]*.

Fisheries Management Act—High Seas Fishery Temporary Order 2007 [F2007L00586]*.

- Great Barrier Reef Marine Park Act—Select Legislative Instruments 2007 Nos—
32—Great Barrier Reef Marine Park Amendment Regulations 2007 (No. 1) [F2007L00516]*.
33—Great Barrier Reef Marine Park (Aquaculture) Amendment Regulations 2007 (No. 1) [F2007L00537]*.
- Hazardous Waste (Regulation of Exports and Imports) Act—Select Legislative Instrument 2007 No. 34—Hazardous Waste (Regulation of Exports and Imports) Amendment Regulations 2007 (No. 1) [F2007L00553]*.
- Higher Education Support Act—Higher Education Provider Approval (No. 3 of 2007)—Institute of Counselling Incorporated [F2007L00599]*.
- Migration Act—Migration Agents Regulations—MARA Notices—
MN10-07a of 2007—Migration Agents (Continuing Professional Development – Program of Education) [F2007L00638]*.
MN10-07e of 2007—Migration Agents (Continuing Professional Development – Preparation of Material for Presentation) [F2007L00627]*.
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PB 25 of 2007—Highly Specialised Drugs Program [F2007L00665]*.
PB 26 of 2007—IVF/Gift Program [F2007L00667]*.
PB 27 of 2007—Special Authority Program (Imatinib Mesylate) [F2007L00669]*.
PB 28 of 2007—Special Authority Program (Trastuzumab) [F2007L00670]*.
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PB 23 of 2007 [F2007L00662]*.
PB 24 of 2007 [F2007L00663]*.
Pharmaceutical Benefits Amendment Determination under paragraph 98B(1)(a) No. 4 [F2007L00557]*.
- Occupational Health and Safety (Commonwealth Employment) Act—Select Legislative Instruments 2007 Nos—
29—Occupational Health and Safety (Commonwealth Employment) Amendment Regulations 2007 (No. 1) [F2007L00545]*.
30—Occupational Health and Safety (Commonwealth Employment) (National Standards) Amendment Regulations 2007 (No. 2) [F2007L00461]*.
- Primary Industries (Customs) Charges Act—Select Legislative Instrument 2007 No. 25—Primary Industries (Customs) Charges Amendment Regulations 2007 (No. 1) [F2007L00511]*.
- Primary Industries (Excise) Levies Act—Select Legislative Instrument 2007 No. 26—Primary Industries (Excise) Levies Amendment Regulations 2007 (No. 1) [F2007L00508]*.

Primary Industries Levies and Charges Collection Act—Select Legislative Instrument 2007 No. 27—Primary Industries Levies and Charges Collection Amendment Regulations 2007 (No. 1) [F2007L00513]*.

Product Rulings PR 2007/12-PR 2007/16.

Quarantine Act—Select Legislative Instrument 2007 No. 28—Quarantine Amendment Regulations 2007 (No. 1) [F2007L00552]*.

Remuneration Tribunal Act—Select Legislative Instrument 2007 No. 31—Remuneration Tribunal (Miscellaneous Provisions) Amendment Regulations 2007 (No. 1) [F2007L00554]*.

Sales Tax Rulings—Notices of Withdrawal—ST 2098-ST 2101, ST 2103, ST 2104, ST 2106-ST 2109, ST 2111-ST 2116, ST 2118-ST 2122, ST 2124, ST 2126-ST 2129, ST 2132-ST 2139, ST 2141, ST 2142, ST 2144-ST 2146 and ST 2148.

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Social Security (Australian Government Disaster Recovery Payment) Determination 2007 (No. 3) [F2007L00689]*.

Social Security (Deeming Threshold Rates) Determination (DEST) 2007 [F2007L00705]*.

Social Security (Deeming Threshold Rates) Determination (DEWR) 2007 [F2007L00691]*.

Social Security (Deeming Threshold Rates) (FaCSIA) Determination 2007 [F2007L00659]*.

Social Security (Waiver of Debts) Specification 2007 [F2007L00654]*.

Sydney Airport Curfew Act—Dispensation report 03/07.

Taxation Determinations—

Addendum—TD 1999/37.

TD 2007/1 and TD 2007/2.

Taxation Rulings—

Notice of Withdrawal—TR 1999/8.

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Therapeutic Goods Act—

Therapeutic Goods Advertising Code 2007 [F2007L00576]*.

Therapeutic Goods (Emergency) Exemption 2007 (No. 1) [F2007L00558]*.

Therapeutic Goods Order No. 70B—Standards for Export Only Medicine [F2007L00555]*.

Veterans' Entitlements Act—Veterans' Entitlements Income (Exempt Lump Sum – Tobacco Growers Adjustment Assistance Package) Determination No. R2 of 2007 [F2007L00547]*.

Governor-General's Proclamation—Commencement of Provisions of an Act

Occupational Health and Safety (Commonwealth Employment) Amendment Act 2006—Schedule 1—15 March 2007 [F2007L00525].*

* Explanatory statement tabled with legislative instrument.

28 INDEXED LISTS OF DEPARTMENTAL AND AGENCY FILES—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS

The following documents were tabled pursuant to the order of the Senate of 30 May 1996, as amended:

Indexed lists of departmental and agency files for the period 1 July to 31 December 2006—Statements of compliance—

Australian Research Council.

Australian Taxation Office.

Comcare.

Department of Communications, Information Technology and the Arts.

Finance and Administration portfolio agencies.

Immigration and Citizenship portfolio agencies.

Office of the Official Secretary to the Governor-General.

29 DEPARTMENTAL AND AGENCY CONTRACTS—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS

The following documents were tabled pursuant to the order of the Senate of 20 June 2001, as amended:

Departmental and agency contracts for 2006—Letters of advice—

Employment and Workplace Relations portfolio agencies.

Foreign Affairs and Trade portfolio agencies.

**30 BANKRUPTCY LEGISLATION AMENDMENT (DEBT AGREEMENTS) BILL 2007
BANKRUPTCY (ESTATE CHARGES) AMENDMENT BILL 2007**

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

Message no. 514, dated 1 March 2007—A Bill for an Act to amend the *Bankruptcy Act 1966*, and for other purposes.

Message no. 515, dated 1 March 2007—A Bill for an Act to amend the *Bankruptcy (Estate Charges) Act 1997*, and for related purposes.

The Minister for Community Services (Senator Scullion) moved—That these bills may proceed without formalities, may be taken together and be now read a first time.

Question put and passed.

Bills read a first time.

Senator Scullion moved—That these bills be now read a second time.

Explanatory memorandum: Senator Scullion tabled a correction to the explanatory memorandum relating to the Bankruptcy Legislation Amendment (Debt Agreements) Bill 2007.

Consideration of legislation: Pursuant to order, the debate was adjourned and the resumption of the debate made an order of the day for the first day in the next period of sittings.

31 STATUTE LAW REVISION BILL (NO. 2) 2006 [2007]

A message from the House of Representatives was reported agreeing to the following bill without amendment:

Message no. 513, dated 1 March 2007—Statute Law Revision Bill (No. 2) 2006 [2007].

32 ORDER OF BUSINESS—REARRANGEMENT

Senator Patterson, by leave and at the request of the Chair of the Economics Committee (Senator Ronaldson), moved—That business of the Senate order of the day no. 1, relating to the presentation of the report of the Economics Committee on the Qantas Sale (Keep Jetstar Australian) Amendment Bill 2007, be postponed till a later hour.

Question put and passed.

33 PRIVATE HEALTH INSURANCE BILL 2006

PRIVATE HEALTH INSURANCE (TRANSITIONAL PROVISIONS AND CONSEQUENTIAL AMENDMENTS) BILL 2006

PRIVATE HEALTH INSURANCE (PROSTHESES APPLICATION AND LISTING FEES) BILL 2006

PRIVATE HEALTH INSURANCE (COLLAPSED ORGANIZATION LEVY) AMENDMENT BILL 2006

PRIVATE HEALTH INSURANCE COMPLAINTS LEVY AMENDMENT BILL 2006

PRIVATE HEALTH INSURANCE (COUNCIL ADMINISTRATION LEVY) AMENDMENT BILL 2006

PRIVATE HEALTH INSURANCE (REINSURANCE TRUST FUND LEVY) AMENDMENT BILL 2006

Order of the day read for the adjourned debate on the motion of the Minister for Community Services (Senator Scullion)—That these bills be now read a second time—and on the amendment moved by the Leader of the Australian Democrats (Senator Allison) in respect of the Private Health Insurance Bill 2006 (see entry no. 8).

Debate resumed.

Question—That the amendment be agreed to—put and negatived.

The Leader of the Australian Greens (Senator Bob Brown) moved the following amendment in respect of the Private Health Insurance Bill 2006:

At the end of the motion, add “but the Senate is of the view that the private health insurance rebate should be abolished and that the funds should be redirected to the public health system”.

Question—That the amendment be agreed to—put and negatived.

Main question put and passed.

Bills read a second time.

On the motion of Senator Scullion consideration of the bills in committee of the whole was made an order of the day for the next day of sitting.

34 ORDER OF BUSINESS—REARRANGEMENT

The Minister for Community Services (Senator Scullion) moved—That intervening business be postponed till after consideration of the following government business orders of the day:

- No. 6 Energy Efficiency Opportunities Amendment Bill 2006—second reading speeches only.
- No. 3 Airspace Bill 2006 and a related bill—second reading speeches only.
- No. 2 Anti-Money Laundering and Counter-Terrorism Financing Amendment Bill 2007—second reading speeches only.

Question put and passed.

35 ENERGY EFFICIENCY OPPORTUNITIES AMENDMENT BILL 2006

Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary to the Minister for Finance and Administration (Senator Colbeck)—That this bill be now read a second time.

Debate resumed.

On the motion of the Parliamentary Secretary to the Minister for Finance and Administration (Senator Colbeck) the debate was adjourned till the next day of sitting.

36 ECONOMICS—STANDING COMMITTEE—REPORT—QANTAS SALE (KEEP JETSTAR AUSTRALIAN) AMENDMENT BILL 2007

Pursuant to order, Senator Nash, at the request of the Chair of the Economics Committee (Senator Ronaldson), tabled the following report and documents:

Economics—Standing Committee—Qantas Sale (Keep Jetstar Australian) Amendment Bill 2007—Report, dated March 2007, Hansard record of proceedings, documents presented to the committee and submissions [10].

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

The Leader of the Family First Party (Senator Fielding), by leave, moved—That the Senate take note of the report.

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

37 AIRSPACE BILL 2006

AIRSPACE (CONSEQUENTIALS AND OTHER MEASURES) BILL 2006

Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary to the Minister for Finance and Administration (Senator Colbeck)—That these bills be now read a second time.

Debate resumed.

On the motion of the Minister for Justice and Customs (Senator Johnston) the debate was adjourned till the next day of sitting.

38 ANTI-MONEY LAUNDERING AND COUNTER-TERRORISM FINANCING AMENDMENT BILL 2007

Order of the day read for the adjourned debate on the motion of the Minister for Communications, Information Technology and the Arts (Senator Coonan)—That this bill be now read a second time.

Debate resumed.

On the motion of the Minister for Justice and Customs (Senator Johnston) the debate was adjourned till the next day of sitting.

39 NATIVE TITLE AMENDMENT BILL 2006

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

Debate resumed.

At 10 pm: Debate was interrupted.

40 ADJOURNMENT

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

Debate ensued.

The Senate adjourned at 11.25 pm till Wednesday, 21 March 2007 at 9.30 am.

41 ATTENDANCE

Present, all senators except Senators Ferris*, Sherry*, Vanstone* and Wong* (* on leave).

HARRY EVANS
Clerk of the Senate