

2008

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

JOURNALS OF THE SENATE

No. 22

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1 MEETING OF SENATE

The Senate met at noon.

2 ATTENDANCE OF THE GOVERNOR-GENERAL

The presence of His Excellency the Governor-General, Major General Michael Jeffery, AC, CVO, MC, was announced by the Usher of the Black Rod.

His Excellency took the chair and informed the Senate that he was present to administer to senators elected to serve in the Senate from 1 July 2008 the oath or affirmation of allegiance, as required by section 42 of the Constitution.

3 CERTIFICATES OF ELECTION OF SENATORS

The Clerk tabled the certificates of election for the following senators elected on 24 November 2007 to serve in the Senate for their respective states from 1 July 2008:

New South Wales—

Mark Arbib
Helen Ann Coonan
Douglas Niven Cameron
John Reginald Williams
Marise Ann Payne
Ursula Mary Stephens

Queensland—

Ian Douglas Macdonald
John Joseph Hogg
Suzanne Kaye Boyce
Claire Mary Moore
Ronald Leslie Doyle Boswell
Mark Lionel Furner

South Australia—

Donald Edward Farrell
Cory Bernardi
Nicholas Xenophon
Penelope Ying-Yen Wong
Simon John Birmingham
Sarah Coral Hanson-Young

Tasmania—

Nicholas John Sherry
Richard Mansell Colbeck
Robert James Brown
Carol Louise Brown
David Christopher Bushby
Catryna Louise Bilyk

Victoria—

Jacinta Mary Ann Collins
Mitchell Peter Fifield
Gavin Mark Marshall
Helen Evelyn Kroger
Scott Michael Ryan
David Ian Feeney

Western Australia—

David Johnston
Louise Pratt
Alan Eggleston
Mark Bishop
Michaelia Cash
Scott Ludlam

Senators sworn: Those senators, with the exception of Senator Sherry, pursuant to the Constitution of the Commonwealth of Australia, then made and subscribed the oath or affirmation of allegiance at the table.

His Excellency then retired.

4 ELECTION OF PRESIDENT

The Leader of the Government in the Senate (Senator Evans), addressing the Clerk, reminded the Senate that the time had come for the Senate to choose one of its members to be President.

Senator Evans proposed Senator Hogg to the Senate for its President and moved—
That Senator Hogg take the chair of the Senate as President.

The Leader of the Australian Greens (Senator Bob Brown) proposed Senator Milne to the Senate for its President and moved—That Senator Milne take the chair of the Senate as President.

Senators Hogg, Milne and Bob Brown addressed the Senate.

The Senate proceeded to a ballot.

The Clerk reported the result as follows:

Senator Hogg: 68

Senator Milne: 6

and declared Senator Hogg elected as President.

The President thanked the Senate for the honour conferred upon him and took the chair. He was congratulated by Senator Evans, the Leader of the Opposition in the Senate (Senator Minchin), Senator Bob Brown, the Leader of the Family First Party (Senator Fielding) and Senator Ferguson.

Senator Evans informed the Senate that His Excellency the Governor-General would receive the President and senators in the Members' Hall immediately.

Suspension of sitting: At 12.57 pm the sitting of the Senate was suspended till 2 pm.

The sitting of the Senate resumed.

5 PRAYERS

The President read prayers.

6 GOVERNMENT DOCUMENTS

The following government documents were tabled:

Renewable Energy (Electricity) Act 2000—Report for 2007 on the operation of the Act.

Treaties—

Bilateral—

Agreement between the Government of Australia and the Government of the French Republic Regarding Defence Cooperation and Status of Forces, Done at Paris on 14 December 2006—Text, together with national interest analysis and annexures.

Explanatory statement 3 of 2008—Amendment to the Agreement on Social Security between the Government of Australia and the Government of the Republic of Chile of 25 March 2003.

Explanatory statement 5 of 2008—Amendment to Annex 4.1 (Rules of Origin) of the Australia-Thailand Free Trade Agreement (TAFTA) of 5 July 2004.

Multilateral—

Agreement between Australia and the European Union on the Processing and Transfer of European Union-Sourced Passenger Name Record (PNR) Data by Air Carriers to the Australian Customs Service, Done at Brussels, 30 June 2008—Text, together with national interest analysis and annexure.

Agreement between the Government of Australia and the European Community on certain aspects of Air Services, done at Brussels, 29 April 2008—Text, together with national interest analysis and annexures.

Explanatory statement No. 4 of 2008—Amendment, adopted at Rome on 28 March 2008, to the Agreement for the Establishment of the International Development Law Organization of 5 February 1988, as amended on 30 June 2002 and 30 November 2002.

Optional Protocol to the Convention on the Elimination of All Forms of Discrimination Against Women of 18 December 1979, done at New York, 6 October 1999—Text, together with national interest analysis.

7 PRESENTATION OF PRESIDENT TO GOVERNOR-GENERAL

The President reported that, accompanied by members of the Senate, he had presented himself to His Excellency the Governor-General, who had congratulated him on his appointment as President.

8 PRESIDENT'S COMMISSION TO ADMINISTER OATH OR AFFIRMATION

The President announced that he had received from His Excellency the Governor-General a commission to administer to senators the oath or affirmation of allegiance.

The President tabled the commission as follows:

AUTHORISATION TO ADMINISTER THE OATH OR
AFFIRMATION OF ALLEGIANCE TO SENATORS

I, PHILIP MICHAEL JEFFERY, Governor-General of the Commonwealth of Australia, acting under section 42 of the Constitution, authorise JOHN JOSEPH HOGG, President of the Senate, to administer the oath or affirmation of allegiance to those Senators who have not already made and subscribed that oath or affirmation since being chosen, elected or appointed, or since last being chosen, elected or appointed, as Senators.

Dated 26 August 2008

P M Jeffery
Governor-General

By His Excellency's Command
Kevin Rudd
Prime Minister.

9 ELECTION OF DEPUTY PRESIDENT AND CHAIR OF COMMITTEES

The Leader of the Government in the Senate (Senator Evans) reminded the Senate that the time had come for the Senate to choose one of its members to be Deputy President and Chair of Committees.

The Leader of the Opposition in the Senate (Senator Minchin) proposed Senator Ferguson to the Senate for its Deputy President and Chair of Committees and moved—That Senator Ferguson be appointed Deputy President and Chair of Committees.

Only one senator was proposed and Senator Ferguson was declared elected Deputy President and Chair of Committees.

Senator Ferguson was congratulated by the President, Senator Evans, Senator Minchin, the Leader of the Australian Greens (Senator Bob Brown) and the Leader of the Family First Party (Senator Fielding).

Senator Ferguson thanked the Senate for the honour conferred upon him.

10 AUSTRALIAN GREENS—PORTFOLIO DISTRIBUTION—DOCUMENT

The Leader of the Australian Greens (Senator Bob Brown), by leave, tabled a document showing the Australian Greens portfolio distribution, as at 15 August 2008.

11 QUESTIONS

Questions without notice were answered.

12 MOTIONS TO TAKE NOTE OF ANSWERS

Senator Coonan moved—That the Senate take note of the answers given by the Minister for Broadband, Communications and the Digital Economy (Senator Conroy) to questions without notice asked by Senators Coonan, Fifield and Sterle today relating to inflation.

Debate ensued.

Question put and passed.

Senator Milne moved—That the Senate take note of the answer given by the Minister for Climate Change and Water (Senator Wong) to a question without notice asked by the Leader of the Australian Greens (Senator Bob Brown) today relating to an emissions trading scheme.

Question put and passed.

13 DEATH OF SIGNALLER SEAN PATRICK MCCARTHY

The Leader of the Government in the Senate (Senator Evans), by leave, moved—That the Senate records its deep regret at the death of Signaller Sean Patrick McCarthy on 8 July 2008 while on combat operations in Afghanistan and places on record its appreciation of his service to his country and tenders its profound sympathy to his family in their bereavement.

The motion was supported and all senators present stood in silence—

Question passed.

14 DEATH OF FORMER SENATOR DONALD MICHAEL DEVITT

The President informed the Senate of the death, on 10 July 2008, of Donald Michael Devitt, a senator for the state of Tasmania from 1965 to 1978.

The Deputy Leader of the Government in the Senate (Senator Conroy), by leave, moved—That the Senate records its deep regret at the death, on 10 July 2008, of Donald Michael Devitt, former senator for Tasmania, and places on record its appreciation of his long and meritorious public service and tenders its profound sympathy to his family in their bereavement.

The motion was supported and all senators present stood in silence—

Question passed.

15 DEATH OF FORMER SENATOR THE HONOURABLE PETER DREW DURACK, QC

The President informed the Senate of the death, on 13 July 2008, of the Honourable Peter Drew Durack, QC, a senator for the state of Western Australia from 1971 to 1993.

The Deputy Leader of the Government in the Senate (Senator Conroy), by leave, moved—That the Senate records its deep regret at the death, on 13 July 2008, of the Honourable Peter Drew Durack, QC, former senator for Western Australia, and places on record its appreciation of his long and meritorious public service and tenders its profound sympathy to his family in their bereavement.

The motion was supported and all senators present stood in silence—

Question passed.

16 PETITIONS

The following 4 petitions, lodged with the Clerk by the senators indicated, were received:

Senator Boyce, from 12 petitioners, requesting that the Senate amend the *Marriage Act 1961* to invalidate present or future relationship registers.

Senator Ferguson, from 9 petitioners, requesting that the Senate support the reinstatement of the Racial Discrimination Act in the Northern Territory.

Senator Parry, from 2 670 petitioners, requesting that the Senate support any proposed legislation that will increase the age pension, particularly the single pension.

Senator Ronaldson, from 51 petitioners, requesting that the Senate review procedures relating to political asylum seekers and remove all practices which are manifestly inhumane or contravene national obligations.

17 NOTICES

Notices of motion:

The Chair of the Finance and Public Administration Committee (Senator Polley): To move on the next day of sitting—That the time for the presentation of the report of the Finance and Public Administration Committee on the lobbying code of conduct be extended to 3 September 2008. (*general business notice of motion no. 145*)

The Chair of the Environment, Communications and the Arts Committee (Senator McEwen): To move on the next day of sitting—That the time for the presentation of the report of the Environment, Communications and the Arts Committee on waste management in Australia and the Drink Container Recycling Bill 2008 be extended to 3 September 2008. (*general business notice of motion no. 146*)

The Chair of the Select Committee on State Government Financial Management (Senator Macdonald): To move on the next day of sitting—That the time for the presentation of the report of the Select Committee on State Government Financial Management be extended to 17 September 2008. (*general business notice of motion no. 147*)

Senator Hanson-Young: To move on the next day of sitting—That the Senate—

(a) notes that:

(i) 26 August marked the 7th anniversary of the rescue of 433 asylum seekers by the MV *Tampa*,

- (ii) this rescue was followed by the refusal of the Coalition Government to allow the ship to enter Australian shores in direct violation of both maritime conventions and human rights obligations, and
 - (iii) the majority of the refugees, including children, were detained indefinitely on Nauru, as part of the Coalition's 'Pacific Solution'; and
- (b) calls on the Government, as part of the inquiry into immigration detention in Australia, to look into the psychological harm mandatory detention has caused children and their families as a matter of urgency. (*general business notice of motion no. 148*)

The Minister for Climate Change and Water (Senator Wong): To move on the next day of sitting—That the following matters be referred to the Rural and Regional Affairs and Transport Committee for urgent inquiry and report by 30 September 2008:

- (a) the urgent situation facing the Coorong and Lower Lakes, and options for both immediate and long-term responses to prevent acidification and enable sustainable management of these sites;
- (b) options and issues associated with the sourcing and delivery of water to the Coorong and Lower Lakes, including:
 - (i) the availability of water in the Murray-Darling Basin and its potential to be redirected to the Coorong and Lower Lakes, including likely transmission losses and arrangements needed to ensure effective delivery of any water,
 - (ii) any potential impacts of such redirection on communities in the basin, including Adelaide, and regional economies and communities,
 - (iii) the relevance and significance of other priority environmental needs for environmental water in the basin, including in relation to identified icon sites and other Ramsar wetlands,
 - (iv) the purchase of water on the permanent and temporary markets,
 - (v) possible financial incentive schemes to enable a one-off donation by irrigators and/or state governments,
 - (vi) any legislative or regulatory impediments to implementing available options, including the current 4 per cent limit of permanent water trade out of irrigation districts, and
 - (vii) likely availability of water into the future, including the impact of climate change on the long-term Coorong and Lower Lakes environment; and
- (c) any other related matters.

Senators Bernardi, Birmingham, Ferguson and Fisher and the Leader of the Opposition in the Senate (Senator Minchin): To move on the next day of sitting—That there be laid on the table, no later than noon on Thursday, 28 August 2008, the 'urgent advice' prepared for the Minister for Climate Change and Water by her department as requested on 18 June 2008 on 'what we can do in the short-term' to address the dire situation confronting the Coorong and Lower Lakes in South Australia. (*general business notice of motion no. 149*)

The Leader of the Opposition in the Senate (Senator Minchin): To move on the next day of sitting—That the Senate—

- (a) records its deep regret and sadness at the death of Signaller Sean McCarthy who died as part of a roadside bomb attack in Afghanistan on 8 July 2008;

- (b) commends his loyal and dedicated service to the Australian Defence Force since 2001, including a tour to East Timor and two tours to Afghanistan; and
- (c) expresses its sincere condolences to Signaller McCarthy's parents, sisters and all loved ones for their tragic loss. (*general business notice of motion no. 150*)

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

- (a) notes:
 - (i) that the week beginning 24 August 2008 is National Hearing Awareness Week, and the theme for 2008 is 'one in six' which highlights the fact that around 3.55 million Australians experience some form of hearing impairment,
 - (ii) threats to the hearing of younger people, for whom the major cause of hearing loss is recreational activities, particularly the misuse of ear phones,
 - (iii) the continuing risk to hearing in industrial workplaces, farming activities, and from the use of do-it-yourself electrical equipment in the home,
 - (iv) measures emerging in Europe to address volume control of personal sound systems and to limit noise in public venues frequented by young people,
 - (v) the need for more research to increase public knowledge and awareness of these issues, and
 - (vi) the absence of legislation to better protect the hearing of young Australians; and
- (b) calls on the Government to further investigate the need for national legislation to address these important hearing issues. (*general business notice of motion no. 151*)

Senator Milne: To move on the next day of sitting—That there be laid on the table, no later than 4 pm on 28 August 2008, the report prepared for the Federal Government by Dr Michael Herzfeld, a coastal environmental modeller with the Marine and Atmospheric Research section of the Commonwealth Scientific and Industrial Research Organisation, in conjunction with the Gunns Pulp Mill Independent Expert Group, on the potential marine impact of effluent from the Gunns pulp mill. (*general business notice of motion no. 152*)

The Chair of the Legal and Constitutional Affairs Committee (Senator Crossin): To move on the next day of sitting—That the time for the presentation of the report of the Legal and Constitutional Affairs Committee on the provisions of the Family Law Amendment (De Facto Financial Matters and Other Measures) Bill 2008 be extended to 28 August 2008. (*general business notice of motion no. 153*)

The Minister for Human Services (Senator Ludwig): To move on the next day of sitting—That consideration of the business before the Senate on the following days be interrupted at 5 pm, but not so as to interrupt a senator speaking, to enable senators to make their first speeches without any question before the chair, as follows:

- (a) Wednesday, 27 August 2008—Senators Pratt, Xenophon and Bilyk;
- (b) Monday, 1 September 2008—Senators Cameron, Hanson-Young and Feeney;
- (c) Tuesday, 2 September 2008—Senators Furner and Cash;
- (d) Wednesday, 3 September 2008—Senators Farrell and Arbib;
- (e) Monday, 15 September 2008—Senators Williams and Kroger; and
- (f) Tuesday, 16 September 2008—Senators Ryan and Ludlam.

The Leader of the Family First Party (Senator Fielding): To move on the next day of sitting—That the Senate:

- (a) notes that:
 - (i) 4 years ago more than 100 fishermen in Queensland had criminal convictions recorded against them and were each fined \$2 500 for innocently dropping a fishing line in water which is part of the Great Barrier Reef Marine Park, and
 - (ii) 2 years ago the Federal Government downgraded the offence to an infringement with a \$1 100 fine and no criminal conviction, however, the fishermen still have a criminal conviction recorded against their name; and
- (b) calls on the Federal Government to fix this anomaly by making sure these fishermen are given a pardon and do not have the permanent stain of a criminal record to their names. (*general business notice of motion no. 154*) *Notice amended by the President pursuant to standing order 76.*

Senator Siewert: To move on 28 August 2008—That the following bill be introduced: A Bill for an Act to repeal the *Building and Construction Industry Improvement Act 2005* and the *Building and Construction Industry Improvement (Consequential and Transitional) Act 2005*. ***Building and Construction Industry (Restoring Workplace Rights) Bill 2008.*** (*general business notice of motion no. 155*)

Senator Hanson-Young, the Leader of the Australian Greens (Senator Bob Brown) and Senators Siewert and Xenophon: To move on the next day of sitting—

- (1) That the following matters be referred to the Rural and Regional Affairs and Transport Committee for inquiry and report no later than 30 September 2008:
 - (a) the volume of water which could be provided into the Murray-Darling system to replenish the Lower Lakes and Coorong;
 - (b) options for sourcing and delivering this water, including:
 - (i) possible incentive and compensation schemes for current water holders who participate in a once-off voluntary contribution of water to this national emergency,
 - (ii) alternative options for the acquisition of sufficient water,
 - (iii) likely transmission losses and the most efficient and effective strategies to manage the delivery of this water,
 - (iv) Commonwealth powers to obtain and deliver water and possible legislative or regulative impediments, and
 - (v) assessment of the potential contribution of bringing forward irrigation infrastructure spending under the Council of Australian Governments agreement to deliver water to save the Coorong and Lower Lakes;
 - (c) the impact of any water buybacks on rural and regional communities and Adelaide including compensation and structural adjustment; and
 - (d) any other related matters.
- (2) That the following matter be referred to the Rural and Regional Affairs and Transport Committee for inquiry and report no later than 4 December 2008: The implications for the long-term sustainable management of the Murray-Darling Basin system, with particular reference to:
 - (a) the adequacy of current whole-of-basin governance arrangements under the intergovernmental agreement;

- (b) the adequacy of current arrangements in relation to the implementation of the Basin Plan and water sharing arrangements;
- (c) long-term prospects for the management of Ramsar wetlands including the supply of adequate environmental flows;
- (d) the risks to the basin posed by unregulated water interception activities and water theft;
- (e) the ability of the Commonwealth to bind state and territory governments to meet their obligations under the National Water Initiative;
- (f) the adequacy of existing state and territory water and natural resource management legislation and enforcement arrangements; and
- (g) the impacts of climate change on the likely future availability of water.

Senator Siewert: To move on 1 September 2008—That the following bill be introduced: A Bill for an Act to prohibit the addition of synthetic trans fatty acids to food, and for related purposes. ***Food Safety (Trans Fats) Bill 2008***. (*general business notice of motion no. 156*)

The Leader of the Australian Greens (Senator Bob Brown): To move on the next day of sitting—That the Senate—

- (a) recognises that the desalination plant planned for Victoria's Bass Coast near Phillip Island:
 - (i) will produce 1.4 million tonnes of greenhouse gases annually during construction and a further 1.2 million tonnes annually during operation,
 - (ii) will discharge 280 billion litres of saline concentrate effluent into the ocean annually,
 - (iii) may adversely affect several nationally protected species including the orange-bellied parrot, the growling grass frog and the giant Gippsland earthworm, and
 - (iv) may damage the rocky reef habitat directly off the proposed plant site and Aboriginal artefacts; and
- (b) notes, amongst other options, that the installation of rain water tanks in every Melbourne property would save an estimated 50 billion litres of water a year with no such environmental cost. (*general business notice of motion no. 157*)

Contingent notices of motion: Senator Xenophon gave contingent notices of motion as follows—

No. 1—To move (contingent on the President presenting a report of the Auditor-General on any day or notifying the Senate that such a report had been presented under standing order 166)—That so much of the standing orders be suspended as would prevent the senator moving a motion to take note of the report and any senator speaking to it for not more than 10 minutes, with the total time for the debate not to exceed 60 minutes.

No. 2—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.

No. 3—To move (contingent on the Senate proceeding to the consideration of government documents)—That so much of the standing orders relating to the consideration of government documents be suspended as would prevent the senator moving a motion relating to the order in which the documents are called on by the President.

No. 4—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.

No. 5—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.

No. 6—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.

No. 7—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 the senator moving an amendment to the motion.

No. 8—To move (contingent on the President proceeding to the placing of business on any day)—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*.

No. 9—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 28 questions, including supplementary questions, have been asked and answered.

No. 10—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.

No. 11—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.

Notices of motion withdrawn: The Chairman of the Standing Committee on Regulations and Ordinances (Senator Wortley), pursuant to notice of intention given on 26 June 2008, withdrew business of the Senate notices of motion nos 2, 3, 4 and 5 standing in her name for nine sitting days after today for the disallowance of the following instruments:

Instrument No. CASA 222/07, made under regulation 208 of the Civil Aviation Regulations 1988.

Instrument No. CASA 364/07, made under regulation 208 of the Civil Aviation Regulations 1988.

Instrument No. CASA 445/07, made under regulation 208 of the Civil Aviation Regulations 1988.

Instrument No. CASA 450/07, made under regulation 208 of the Civil Aviation Regulations 1988.

18 HOURS OF MEETING—VARIATION

The Parliamentary Secretary to the Minister for Health and Ageing (Senator McLucas), by leave, moved—That the Senate adjourn at 6 pm today without any question being put.

Question put and passed.

19 LEAVE OF ABSENCE

Senator O'Brien, by leave, moved—That leave of absence be granted to Senator Sherry today, on account of government business overseas.

Question put and passed.

20 POSTPONEMENTS

The following items of business were postponed:

Business of the Senate notice of motion no. 2 standing in the name of Senator O'Brien for today, proposing a reference to the Rural and Regional Affairs and Transport Committee, postponed till 27 August 2008.

General business notice of motion no. 123 standing in the name of the Leader of the Family First Party (Senator Fielding) for today, relating to an amendment to the reporting date for the Joint Standing Committee on Electoral Matters inquiry into the Commonwealth Electoral Amendment (Political Donations and Other Measures) Bill 2008, postponed till 27 August 2008.

21 COMMUNITY AFFAIRS—STANDING COMMITTEE—REPORT—2008-09 BUDGET ESTIMATES—ENDORSEMENT OF RECOMMENDATION

Senator O'Brien, at the request of the Chair of the Community Affairs Committee (Senator Moore) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 144—That the Senate endorse the recommendation contained in paragraph 1.10 of the Community Affairs Committee report on the 2008-09 Budget estimates that:

Future estimates hearing programs include a separate time to conduct an estimates hearing on Indigenous matters that would include all the portfolios with budget expenditure or responsibility for Indigenous issues.

Question put and passed.

22 TRADE—WTO—THE JULY MINISTERIAL TALKS—MINISTERIAL STATEMENT—DOCUMENT

The Parliamentary Secretary to the Minister for Health and Ageing (Senator McLucas) tabled the following document:

Trade—WTO—The July ministerial talks—Ministerial statement by the Minister for Trade (Mr Crean), dated 26 August 2008.

23 RURAL AND REGIONAL AFFAIRS AND TRANSPORT—STANDING COMMITTEE—INTERIM REPORT—ADMINISTRATION OF THE CIVIL AVIATION SAFETY AUTHORITY

The Acting Deputy President (Senator Moore) tabled the following report received on 9 July 2008:

Rural and Regional Affairs and Transport—Standing Committee—Administration of the Civil Aviation Safety Authority—Interim report, dated 9 July 2008.

24 NATIONAL CAPITAL AND EXTERNAL TERRITORIES—JOINT STANDING COMMITTEE—REPORT—ROLE OF THE NATIONAL CAPITAL AUTHORITY

The Acting Deputy President (Senator Moore) tabled the following report received on 16 July 2008:

National Capital and External Territories—Joint Standing Committee—The Way Forward: Inquiry into the role of the National Capital Authority—Report, dated July 2008.

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

Debate ensued.

Question put and passed.

25 FOREIGN AFFAIRS, DEFENCE AND TRADE—STANDING COMMITTEE—REPORTS—AUSTRALIA'S INVOLVEMENT IN PEACEKEEPING OPERATIONS

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

Foreign Affairs, Defence and Trade—Standing Committee—Australia's involvement in peacekeeping operations—

Interim report, dated 31 July 2008. [*Received 31 July 2008*]

Report, dated August 2008, Hansard record of proceedings, additional information and submissions. [*Received 1 August 2008*]

Report ordered to be printed on the motion of Senator O'Brien.

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

Debate ensued.

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

26 ENVIRONMENT, COMMUNICATIONS AND THE ARTS—STANDING COMMITTEE—REPORTS—SAVE OUR SOLAR (SOLAR REBATE PROTECTION) BILL 2008 [No. 2]

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

Environment, Communications and the Arts—Standing Committee—Save Our Solar (Solar Rebate Protection) Bill 2008 [No. 2]—

Interim report, dated 15 August 2008. [*Received 15 August 2008*]

Report, dated August 2008, Hansard record of proceedings, documents presented to the committee, additional information and submissions. [*Received 25 August 2008*]

Report ordered to be printed on the motion of Senator O'Brien.

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

Debate ensued.

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

**27 RURAL AND REGIONAL AFFAIRS AND TRANSPORT—STANDING COMMITTEE—
INTERIM REPORT—CARBON SINK FORESTS**

The Acting Deputy President (Senator Moore) tabled the following report received on 22 August 2008:

Rural and Regional Affairs and Transport—Standing Committee—Implementation, operation and administration of the legislation underpinning carbon sink forests—Interim report, dated 22 August 2008.

Reporting date: Senator O'Brien, by leave and at the request of the Chair of the Rural and Regional Affairs and Transport Committee (Senator Sterle), moved—That the final report of the Rural and Regional Affairs and Transport Committee on the implementation, operation and administration of the legislation underpinning carbon sink forests be presented by 28 August 2008.

Question put and passed.

**28 COMMUNITY AFFAIRS—STANDING COMMITTEE—REPORT—NATIONAL HEALTH
AMENDMENT (PHARMACEUTICAL AND OTHER BENEFITS—COST RECOVERY)
BILL 2008**

The Acting Deputy President (Senator Moore) tabled the following report and documents received on 22 August 2008:

Community Affairs—Standing Committee—National Health Amendment (Pharmaceutical and Other Benefits—Cost Recovery) Bill 2008—Report, dated August 2008, Hansard record of proceedings, additional information and submissions.

Report ordered to be printed on the motion of Senator O'Brien.

**29 ENVIRONMENT, COMMUNICATIONS, INFORMATION TECHNOLOGY AND THE ARTS—
STANDING COMMITTEE—GOVERNMENT RESPONSE—AUSTRALIA'S INDIGENOUS
VISUAL ARTS AND CRAFT SECTOR**

The Acting Deputy President (Senator Moore) tabled the following document received on 8 August 2008:

Environment, Communications, Information Technology and the Arts—Standing Committee—Report—Indigenous art: Securing the future—Australia's Indigenous visual arts and craft sector—Government response, dated July 2008.

**30 FINANCE AND PUBLIC ADMINISTRATION—STANDING COMMITTEE—GOVERNMENT
RESPONSE—DEPARTMENTAL AND AGENCY CONTRACTS**

The Acting Deputy President (Senator Moore) tabled the following document received on 21 August 2008:

Finance and Public Administration—Standing Committee—Report—Departmental and agency contracts: Second report on the operation of the Senate order for the production of lists of departmental and agency contracts (2003-06)—Government response.

31 GOVERNMENT DOCUMENTS

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

Australian Law Reform Commission—Report no. 108—For your information: Australian privacy law and practice, May 2008—Volumes 1, 2 and 3. [*Received 11 August 2008*]

Estimates of proposed expenditure for 2008-09—Portfolio budget statements—Portfolios and executive departments—Defence portfolio—Corrigendum. [Received 4 July 2008]

32 AUDITOR-GENERAL—AUDIT REPORT NO. 46 OF 2007-08 AND AUDIT REPORTS NOS 1 AND 2 OF 2008-09—DOCUMENTS

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

Auditor-General—

Audit report no. 46 of 2007-08—Performance audit—Regulation of commercial broadcasting—Australian Communications and Media Authority. [Received 27 June 2008]

Audit reports for 2008-09—

No. 1—Performance audit—Employment and management of locally engaged staff—Department of Foreign Affairs and Trade. [Received 5 August 2008]

No. 2—Performance audit—Tourism Australia. [Received 6 August 2008]

Senator Nash, by leave, moved—That the Senate take note of report no. 2.

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

33 BUSINESS OF THE SENATE—1 JANUARY TO 30 JUNE 2008—DOCUMENT

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

Business of the Senate—1 January to 30 June 2008.

34 QUESTIONS ON NOTICE SUMMARY—DOCUMENT

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

Questions on notice summary—12 February to 30 June 2008.

35 PRESIDING OFFICERS AND CLERKS CONFERENCE—DOCUMENT

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

Presiding Officers and Clerks Conference, 39th, Adelaide, South Australia, 5 to 11 July 2008—Report by the Honourable Alan Ferguson, President of the Senate, dated July 2008.

36 COMMUNITY AFFAIRS—STANDING COMMITTEE—ADDITIONAL INFORMATION—ALCOHOL TOLL REDUCTION BILL 2007 [2008] AND NATIONAL HEALTH AMENDMENT (PHARMACEUTICAL AND OTHER BENEFITS—COST RECOVERY) BILL 2008

Senator McEwen, at the request of the Chair of the Community Affairs Committee (Senator Moore), tabled the following documents:

Community Affairs—Standing Committee—Reports—

Alcohol Toll Reduction Bill 2007 [2008]—Additional information.

National Health Amendment (Pharmaceutical and Other Benefits—Cost Recovery) Bill 2008—Additional information.

37 ECONOMICS—STANDING COMMITTEE—REPORT—TAX LAWS AMENDMENT (2008 MEASURES NO. 4) BILL 2008

Senator McEwen, at the request of the Chair of the Economics Committee (Senator Hurley), tabled the following report and documents:

Economics—Standing Committee—Tax Laws Amendment (2008 Measures No. 4) Bill 2008 [Provisions]—Report, dated August 2008, Hansard record of proceedings and submissions.

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

38 ECONOMICS—STANDING COMMITTEE—REPORT—TRADE PRACTICES (CREEPING ACQUISITIONS) AMENDMENT BILL 2007 [2008]

Senator McEwen, at the request of the Chair of the Economics Committee (Senator Hurley), tabled the following report and documents:

Economics—Standing Committee—Trade Practices (Creeping Acquisitions) Amendment Bill 2007 [2008]—Report, dated August 2008, Hansard record of proceedings and submissions.

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

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.

39 ECONOMICS—STANDING COMMITTEE—REPORT—TRADE PRACTICES LEGISLATION AMENDMENT BILL 2008

Senator McEwen, at the request of the Chair of the Economics Committee (Senator Hurley), tabled the following report and documents:

Economics—Standing Committee—Trade Practices Legislation Amendment Bill 2008 [Provisions]—Report, dated August 2008, Hansard record of proceedings, additional information and submissions.

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

40 DOCUMENTS

The following documents were tabled by the Clerk:

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

A New Tax System (Commonwealth-State Financial Arrangements) Act—Determination of the Guaranteed Minimum Amount [F2008L02478]*.

A New Tax System (Family Assistance) Act—

A New Tax System (Family Assistance) (Child Care Benefit — Children in respect of whom no-one is eligible) Amendment Determination 2008 (No. 1) [F2008L02443]*.

A New Tax System (Family Assistance) (Child Care Benefit — Circumstances in which activity requirements do not apply) Amendment Determination 2008 (No. 1) [F2008L02444]*.

A New Tax System (Family Assistance) (Child Care Benefit — Recognised Work or Work Related Commitments) Amendment Determination 2008 (No. 1) [F2008L02445]*.

Child Care Benefit (Hours of Eligibility Rules) Amendment Determination 2008 (No. 1) [F2008L02401]*.

Family Assistance (Exemption from Immunisation Requirements) Amendment Determination 2008 (No. 1) [F2008L02403]*.

A New Tax System (Goods and Services Tax) Act—

A New Tax System (Goods and Services Tax) (Exempt Taxes, Fees and Charges) Determination 2008 (No. 2) [F2008L02269]*.

Goods and Services Tax: Classes of Recipient Created Tax Invoice Determination (No. 3) 2008 [F2008L02399]*.

Aged Care Act—

Aged Care (Amount of Flexible Care Subsidy — Multi-Purpose Services) Determination 2008—ACA Ch. 3 No. 21/2008 [F2008L02238]*.

Aged Care (Amount of Flexible Care Subsidy — Transition Care) Determination 2008—ACA Ch. 3 No. 22/2008 [F2008L02239]*.

Aged Care (Flexible Care Subsidy — Innovative Care Services provided by Specified Approved Providers) Determination 2008—ACA Ch. 3 No. 12/2008 [F2008L02308]*.

Aged Care (Residential Care Subsidy — Amount of Viability Supplement) Determination 2008—ACA Ch. 3 No. 17/2008 [F2008L02234]*.

Aged Care (Residential Care Subsidy — Basic Subsidy Amount) Determination 2008 (No. 2)—ACA Ch. 3 No. 11/2008 [F2008L02228]*.

Determinations under sections—

44-13—Oxygen Supplement—ACA Ch. 3 No. 13/2008 [F2008L02229]*.

44-14—Enteral Feeding Supplement—ACA Ch. 3 No. 14/2008 [F2008L02231]*.

44-16—Conditional Adjustment Payment—ACA Ch. 3 No. 15/2008 [F2008L02232]*.

44-19—Adjusted Subsidy Reduction—ACA Ch. 3 No. 16/2008 [F2008L02233]*.

48-1—Community Care Subsidy—ACA Ch. 3 No. 18/2008 [F2008L02235]*.

Anti-Money Laundering and Counter-Terrorism Financing Act—

Anti-Money Laundering and Counter-Terrorism Financing Rules Amendment Instrument 2008 (No. 4) [F2008L03047]*.

Anti-Money Laundering and Counter-Terrorism Financing Rules Amendment Instrument 2008 (No. 5) [F2008L03048]*.

Appropriation Act (No. 1) 2005-2006, Appropriation Act (No. 1) 2006-2007 and Appropriation Act (No. 1) 2007-2008—Determination to reduce appropriations upon request (No. 12 of 2007-2008) [F2008L02323].*

Appropriation Act (No. 1) 2006-2007, Appropriation Act (No. 1) 2007-2008, Appropriation Act (No. 3) 2007-2008 and Appropriation (Northern Territory National Emergency Response) Act (No. 1) 2007-2008—Determination to reduce appropriation upon request (No. 11 of 2007-2008) [F2008L02322].*

Appropriation Act (No. 1) 2007-2008—Determination to reduce appropriations upon request (No. 1 of 2008-2009) [F2008L03040].*

Appropriation Act (No. 1) 2007-2008—Determination to reduce appropriations upon request (No. 15 of 2007-2008) [F2008L02327].*

Appropriation Act (No. 1) 2008-2009—Section 15 Determination 2008/02 – Flexible Funding Pool Receipts 2008-2009 [F2008L02392]*.

Appropriation Act (No. 2) 2007-2008—Determination to reduce appropriations upon request (No. 2 of 2008-2009) [F2008L03041]*.

Appropriation Act (No. 3) 2003-2004—Determination to reduce appropriations upon request (No. 9 of 2007-2008) [F2008L02328]*.

Appropriation Act (No. 4) 2003-2004—Determination to reduce appropriations upon request (No. 10 of 2007-2008) [F2008L02321]*.

Appropriation Act (No. 4) 2006-2007 and Appropriation Act (No. 2) 2007-2008—Determination to reduce appropriations upon request (No. 13 of 2007-2008) [F2008L02324]*.

Appropriation (Parliamentary Departments) Act (No. 1) 2005-2006 and Appropriation (Parliamentary Departments) Act (No. 1) 2007-2008—Determination to reduce appropriations upon request (No. 14 of 2007-2008) [F2008L02326]*.

AusLink (National Land Transport) Act—Variations of AusLink Roads to Recovery List Instruments Nos—

2008/4 [F2008L02398]*.

2008/5 [F2008L02821]*.

Australian Bureau of Statistics Act—Proposals Nos—

6 of 2008—New Topics in the Monthly Population Survey.

7 of 2008—Goods and Services Produced and Used Survey.

8 of 2008—Vegetables Survey.

Australian Citizenship Act—Instrument IMMI 08/050—Instrument of Authorisation [F2008L02362]*.

Australian Film, Television and Radio School Act—Determination of Degrees, Diplomas and Certificates No. 2008/2 [F2008L02744]*.

Australian National University Act—Programs and Awards Statute 2006—Graduate Coursework Awards Rules (No. 2) 2008 [F2008L02871]*.

Australian Prudential Regulation Authority Act—

Australian Prudential Regulation Authority (Commonwealth Costs) Determination 2008 [F2008L02365]*.

Australian Prudential Regulation Authority (Confidentiality) Determinations Nos—

7 of 2008—Information provided by locally-incorporated banks and foreign ADIs under Reporting Standard ARS 320.0 [F2008L02245]*.

8 of 2008—Information provided by locally-incorporated banks and foreign ADIs under Reporting Standard ARS 320.0 [F2008L02610]*.

9 of 2008—Information provided by general insurers under certain reporting standards [F2008L02950]*.

Select Legislative Instrument 2008 No. 169—Australian Prudential Regulation Authority Amendment Regulations 2008 (No. 1) [F2008L02947]*.

Australian Research Council Act—Linkage Learned Academies Special Projects (LASP) Funding Rules for funding commencing in 2009 [F2008L03076]*.

Authorised Deposit-taking Institutions Supervisory Levy Imposition Act—Authorised Deposit-taking Institutions Supervisory Levy Imposition Determination 2008 [F2008L02369]*.

Authorised Non-operating Holding Companies Supervisory Levy Imposition Act—Authorised Non-operating Holding Companies Supervisory Levy Imposition Determination 2008 [F2008L02382]*.

Banking Act—

Banking (Foreign Exchange) Regulations—Variation of Direction relating to Foreign Currency Transactions and to the Federal Republic of Yugoslavia – Variation of Variations of Exemption [F2008L02419]*.

Banking (Prudential Standard) Determinations Nos—

1 of 2008—Prudential Standard APS 510 Governance [F2008L02287]*.

2 of 2008—Prudential Standard APS 520 Fit and Proper [F2008L02288]*.

Broadcasting Services Act—Variations to the Licence Area Plans for—

Nowra Radio – No. 1 of 2008 [F2008L02155]*.

Riverland (Television and Radio) – No. 1 of 2008 [F2008L02395]*.

Christmas Island Act—Applied Laws (Implementation) Amendment Ordinance 2008 (No. 1) [F2008L02041]*.

Civil Aviation Act—

Civil Aviation Regulations—

Civil Aviation Orders—

40.3.0 Amendment Order (No. 1) 2008 [F2008L02154]*.

82.6 Amendment Order (No. 2) 2008 [F2008L02495]*.

Instruments Nos CASA—

319/08—Instructions – for approved use of P-RNAV procedures [F2008L02063]*.

332/08—Approval and directions – flight data recorders [F2008L02118]*.

333/08—Instructions – for approved use of P-RNAV procedures [F2008L02161]*.

379/08—Permission and direction – helicopter special operations [F2008L02512]*.

389/08—Direction – number of cabin attendants in certain aircraft carrying 50 or fewer passengers [F2008L02712]*.

390/08—Direction – number of cabin attendants in certain aircraft carrying more than 50 passengers [F2008L02713]*.

397/08—Direction – accomplishment of State of Design Airworthiness Directives for Airbus A380 and Boeing B787 aircraft [F2008L02734]*.

398/08—Instructions – use of RNAV (GNSS) approaches by RNP-capable aircraft [F2008L02823]*.

414/08—Direction – accomplishment of State of Design Airworthiness Directives for Boeing B777 aircraft [F2008L03001]*.

415/08—Instructions – use of RNAV (GNSS) approaches by RNP-capable aircraft [F2008L03003]*.

EX36/08—Exemption – from take-off minima inside and outside Australian territory [F2008L01696]*.

EX37/08—Exemption – flight data recording [F2008L02163]*.

EX38/08—Exemption – from take-off and landing minima outside Australian territory [F2008L02022]*.

EX39/08—Exemption – from take-off and landing minima outside Australian territory [F2008L02023]*.

EX41/08—Exemption – from take-off minima inside Australian territory [F2008L02104]*.

EX42/08—Exemption – time-in-service recording on maintenance release; Determination – non-application of part of Civil Aviation Order 100.5 [F2008L02121]*.

EX43/08—Exemption – use of mobile phones and other electronic devices when loading fuel [F2008L02160]*.

EX45/08—Exemption – requirements for instrument rating – Timothy John Nolan [F2008L02441]*.

EX46/08—Exemption reweigh requirement [F2008L02455]*.

EX50/08—Exemption – from take-off minima inside Australian territory [F2008L02608]*.

EX52/08—Exemption – from take-off minima inside and outside Australian territory [F2008L02681]*.

EX53/08—Exemption – requirements for instrument rating – Warren Felix Bertschinger [F2008L02717]*.

Civil Aviation Safety Regulations—

Airworthiness Directives—Part—

105—

AD/A330/13 Amdt 6—Life Limits/Monitored Parts [F2008L03065]*.

AD/A330/76 Amdt 3—Electrical Power/APU Generator Inspection [F2008L02284]*.

AD/A330/86 Amdt 2—MLG Bogie Beam [F2008L02600]*.

AD/A330/88—Intermediate Pressure Turbine Overspeed Protection [F2008L02785]*.

AD/A330/89—Flight Control Primary Computer [F2008L02726]*.

AD/AB139/6—Wire Strike Protection System [F2008L03064]*.

AD/AB139/7—Tail Boom Assembly [F2008L03082]*.

AD/AC/1—Wing Rib – Reinforcement [F2008L02599]*.

AD/AC/5—Landing Gear Selector Valve – Removal of AN 6207 Check Valve [F2008L02711]*.

AD/AC/7—Rudder Torque Tube – Inspection [F2008L02598]*.

AD/AC/8—Power Brake Valve – Modification [F2008L02989]*.

AD/AC/11—Flap Pulley Assembly Right Inboard Station 13.625 – Modification [F2008L02710]*.

AD/AC/13—Hydraulic and Engine Oil S/O Valve Circuit Breaker – Insulation [F2008L02709]*.

AD/AC/14—Clear Vinyl Covers in Cabin Interior – Removal [F2008L02597]*.

AD/AC/16—Baggage Compartment and Rear Cabin Areas – Corrosion Inspection and Elimination [F2008L02596]*.

AD/AC/18—Battery Relay Terminal – Insulation [F2008L02708]*.

AD/AC/19—Throttle Control Rod Ends – Inspection and Replacement [F2008L02707]*.

AD/AC/20—Rudder Trim Tab Hinge Mount – Inspection [F2008L02595]*.

AD/AC/23—Main Landing Gear Struts – Inspection and Modification [F2008L02706]*.

AD/AC/26—Elevator Torque Tube – Inspection and Modification [F2008L02594]*.

AD/AC/27—Main Landing Gear Actuating Cylinder Body – Inspection [F2008L02705]*.

AD/AC/28—Main Landing Gear Truss – Inspection [F2008L02593]*.
AD/AC/29 Amdt 2—Fuel Sump Casting P/N 4630068 – Inspection [F2008L02704]*.
AD/AC/32—Aileron Cable Drum Cable Retainer – Modification [F2008L02703]*.
AD/AC/35—Rudder Torque Tube – Modification [F2008L02715]*.
AD/AC/37—Cockpit Windows – Modification [F2008L02592]*.
AD/AC/38—Emergency Exit Latch – Inspection [F2008L02591]*.
AD/AC/39—Wing Front Spar Lower Cap – Inspection [F2008L02590]*.
AD/AC/40—Engine Mount Yoke – Inspection [F2008L02589]*.
AD/AC/41—Nose Gear Support Structure – Inspection [F2008L02588]*.
AD/AC/43—Elevator Servo Cable Guard Plate – Installation [F2008L02586]*.
AD/AC/44—Engine Tailpipe Assemblies – Inspection and/or Replacement [F2008L02702]*.
AD/AC/46—Separation of Electrical Wiring from Fuel Line [F2008L02701]*.
AD/AC/48—Rudder Control Balance – Inspection [F2008L02585]*.
AD/AC/49—Wing Main Spar – Inspection [F2008L02584]*.
AD/AC/52 Amdt 1—Pilot Compartment Side Windows – Replacement [F2008L02714]*.
AD/AC/54—Aileron Trim Tab – Inspection and Repair [F2008L02583]*.
AD/AC/57—Pre-Certification Requirements – Modifications [F2008L02700]*.
AD/AC/60—Aft Facing Seats – Placard – Installations [F2008L02582]*.
AD/AC/61 Amdt 1—Elevator Trim Sprocket Assembly – Inspection and Modification [F2008L02581]*.
AD/AC/65—Wing Spar Fillet Screws – Inspection and Replacement [F2008L02580]*.
AD/AC/68—Elevator Bungee Springs – Inspection [F2008L02699]*.
AD/AC/69—Main Landing Gear Torque Link Pin Retaining Bolt – Inspection [F2008L02698]*.
AD/AC/70—Engine Oil Breather Line – Modification [F2008L02697]*.
AD/AC/71—Aft Engine Mount Attachment – Inspection [F2008L02579]*.
AD/AC/72—Main Cabin Door Bayonet Rigging – Inspection [F2008L02577]*.
AD/AC/73—Wing Fasteners – Modification [F2008L02576]*.
AD/AC/74 Amdt 2—Fairleads on Aft Fuselage Frames – Installation [F2008L02575]*.
AD/AC/75—Main Cabin Door Fasteners – Inspection [F2008L02574]*.
AD/AC/76—Engine Control Cables, Jam Nuts – Modification [F2008L02696]*.

AD/AC/78—Flight Control Chain Connector Link – Inspection [F2008L02573]*.
AD/AC/79 Amdt 2—Rudder Control Cable Fraying [F2008L02992]*.
AD/AC/80 Amdt 1—Aileron Leading Edge Skin – Modification [F2008L02993]*.
AD/AC/81 Amdt 1—Elevator Trim Tab [F2008L02994]*.
AD/AC-100/1—General Modifications [F2008L02899]*.
AD/AC-100/2—General Modifications [F2008L02900]*.
AD/AC-100/3—Rudder Bellcrank Assembly – Modification [F2008L02901]*.
AD/AC-100/10—Fuel System – Placard [F2008L02786]*.
AD/AC-100/11—Front Seat Restraint Installation – Modification [F2008L02902]*.
AD/AC-100/13—Nose Landing Gear Scissors – Inspection and Replacement [F2008L02788]*.
AD/AC-100/14—Aileron and Flap Hinge Pins – Inspection [F2008L02903]*.
AD/AC-100/15—Engine Mount Bolts – Inspection [F2008L02904]*.
AD/AC-100/16—Flap Quadrant – Replacement [F2008L02789]*.
AD/AC-100/17—Main Wheel Fairing Installation – Modification [F2008L02905]*.
AD/AC-100/18—Nose Landing Gear Steering Rod – Modification [F2008L02791]*.
AD/AC-112/3—Aileron Control System – Modification [F2008L02794]*.
AD/AC-112/5 Amdt 1—Fuel Selector Valve – Inspection and Replacement [F2008L02795]*.
AD/AC-112/8 Amdt 1—Aileron Hinge Supports – Inspection and Modification [F2008L02906]*.
AD/AC-112/9—Wing Structure – Rib – Inspection [F2008L02907]*.
AD/AC-112/10—Fuel Tank Access Door Sealant – Replacement [F2008L02797]*.
AD/AC-112/11—Elevator and Rudder Hinge Fittings – Inspection and/or Replacement [F2008L02908]*.
AD/AC-112/12—Rudder Rib – Inspection [F2008L02909]*.
AD/AC-112/16—Aileron Hinges and Elevator Trim Tab Hinges [F2008L03037]*.
AD/AC-CLA/1—Fore and Aft Canopy Tubes [F2008L02910]*.
AD/AC-CLA/2—Rudder Pedal Torque Tube [F2008L02911]*.
AD/AC-CLA/3—Main Landing Gear Attachment [F2008L02912]*.
AD/AC-SNOW/1—Mixture Control Lever Quadrant – Modification [F2008L02799]*.
AD/AC-SNOW/2—Agricultural Equipment Boom Support – Modification [F2008L02913]*.
AD/AC-SNOW/3—Main Landing Gear Axle – Inspection and Modification [F2008L02914]*.
AD/AC-SNOW/4—Deflector Cable Assembly – Modification [F2008L02915]*.

AD/AC-SNOW/5—Fin Bracing Wire Fittings – Modification [F2008L02916]*.
AD/AC-SNOW/6—Turn and Bank Indicator Installation – Modification [F2008L02801]*.
AD/AC-SNOW/8—Installation of Padding to Cockpit Upper Cross Tube – Modification [F2008L02918]*.
AD/AC-SNOW/9—Seat Travel Restriction – Modification [F2008L02919]*.
AD/AC-SNOW/16 Amdt 1—Rudder Horn Balance/Leading Edge Intersection [F2008L02920]*.
AD/AC-SNOW/20—Aileron Hinge Bracket Bolts [F2008L02921]*.
AD/AC-SNOW/22—Horizontal Stabiliser Front and Rear Spar and Attach Fittings [F2008L02922]*.
AD/AMD 10/27—Pressurisation Control Regulating Valve [F2008L02813]*.
AD/AMD 50/46—Pressurisation Control Regulating Valve [F2008L02815]*.
AD/AS 355/84 Amdt 2—Stabilisers – Upper and Lower Vertical Fin Spars [F2008L02923]*.
AD/AS 355/91 Amdt 2—Upper and Lower Fins of Stabilisers [F2008L02924]*.
AD/AS 355/98—Stabiliser Upper and Lower Fin Attachment Fitting – Modification [F2008L02925]*.
AD/AT/24 Amdt 1—Overturn Skid Plate [F2008L02570]*.
AD/AT 600/8—Overturn Skid Plate [F2008L02572]*.
AD/AT 800/11—Overturn Skid Plate [F2008L02571]*.
AD/ATR 42/24—Flaps – 45 Degree Configuration [F2008L02506]*.
AD/B717/29—Airworthiness Limitations – Fuel System Safety [F2008L02694]*.
AD/B717/30—Grey Water Drain Hose Support Bracket [F2008L02569]*.
AD/B727/212—Flight Deck Windows No. 2, No. 4 and No. 5 [F2008L02568]*.
AD/B727/213—Auxiliary Fuel Tanks [F2008L02817]*.
AD/B737/332—Fwd Entry and Fwd Galley Service Doorway Upper and Lower Hinge Cutout [F2008L02557]*.
AD/B737/333—Supplemental Structural Inspection [F2008L02567]*.
AD/B737/334—Flight Deck Windows No. 2, No. 4 and No. 5 – 2 [F2008L02566]*.
AD/B737/335—Fuselage Upper Skin Panel Chemically Milled Steps [F2008L02565]*.
AD/B737/336—Fuselage Upper Frame to Side Frame Splice [F2008L02926]*.
AD/B737/337—Main Wheel Well Pressure Deck Web Panel [F2008L02927]*.
AD/B737/338—Auxiliary Fuel Tanks [F2008L02990]*.
AD/B747/128 Amdt 3—Lower Lobe Lap Joints at Wing to Body Fairing [F2008L03126]*.
AD/B747/299 Amdt 2—Yaw Damper Actuator [F2008L02555]*.
AD/B747/380—External Skin Doublers [F2008L02361]*.

AD/B747/380 Amdt 1—External Skin Doublers [F2008L02339]*.
AD/B747/381—Fwd and Aft Cargo Door Hinge Fasteners [F2008L02928]*.
AD/B767/244—Auxiliary Fuel Tanks [F2008L02819]*.
AD/BEECH 23/48—Ailerons [F2008L02930]*.
AD/BEECH 90/7—Control Sub-Panel Shelf – Modification [F2008L02693]*.
AD/BEECH 90/8 Amdt 1—Lower Rudder Hinge Assembly – Inspection [F2008L02554]*.
AD/BEECH 90/9—Window Protection – Installation [F2008L02553]*.
AD/BEECH 90/64—Nose Compartment Door Latching – Modification [F2008L02552]*.
AD/BEECH 90/67 Amdt 1—Fuel Filler Anti-Siphon Assemblies – Inspection [F2008L02692]*.
AD/BEECH 90/71 Amdt 2—Fuel Boost Pumps [F2008L02691]*.
AD/BEECH 90/73—Stabilisers – Replacement of Elevators [F2008L02551]*.
AD/BEECH 90/74—Ansair Passenger Seats – Inspection [F2008L02550]*.
AD/BEECH 90/77—Landing Gear Service Valve [F2008L02549]*.
AD/BEECH 90/81—Stabiliser and Fin Moisture Sealing [F2008L02548]*.
AD/BEECH 90/88—Cabin Door [F2008L02547]*.
AD/BEECH 95/4—Ground Outside Air Temperature Indicator [F2008L02690]*.
AD/BEECH 95/6—Starter Vibrator Wiring [F2008L02716]*.
AD/BEECH 95/10—Engine Mount Bolt Nuts [F2008L02546]*.
AD/BEECH 95/14—Second Row Seats [F2008L02545]*.
AD/BEECH 95/18—Front Seat Restraint Installation [F2008L02544]*.
AD/BEECH 95/20—Hatshelf Soundproofing Blanket [F2008L02543]*.
AD/BEECH 95/22—Elevator Control Push Rods [F2008L02542]*.
AD/BEECH 95/23—Control Surface Trim Tab Systems [F2008L02541]*.
AD/BEECH 95/24—Nose Baggage Door Secondary Latch [F2008L02540]*.
AD/BEECH 95/27 Amdt 1—Sponge Filled Fuel Reservoir Tanks [F2008L02689]*.
AD/BEECH 200/75 Amdt 1—Tail Deicing Pneumatic Supply Tubes [F2008L02503]*.
AD/BEECH 1900/49 Amdt 1—Wing Rear Spar Lower Cap Inspection – 2 [F2008L02929]*.
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Social Security (Administration) (Declared relevant Northern Territory areas — Various (No. 26)) Determination 2008 [F2008L02504]*.

Social Security (Administration) (Declared relevant Northern Territory areas — Various (No. 27)) Determination 2008 [F2008L02732]*.

Social Security (Administration) (Declared relevant Northern Territory areas — Various (No. 28)) Determination 2008 [F2008L02733]*.

Student Assistance Act—Student Assistance (Public Interest Certificate Guidelines) Determination 2008 [F2008L02294]*.

Superannuation Act 1976—

Select Legislative Instrument 2008 No. 165—Superannuation (CSS) (Superannuation Guarantee) Regulations 2008 [F2008L02866]*.

Superannuation (CSS) Approved Authority Amendment Declaration 2008 (No. 1) [F2008L02276]*.

Superannuation (CSS) Productivity Contribution (2008-2009) Declaration 2008 [F2008L02359]*.

Superannuation Act 1990—

PSS Rules—Superannuation (PSS) Productivity Contribution (2008-2009) Determination 2008 [F2008L02360]*.

Superannuation (PSS) Approved Authority Inclusion Amendment Declaration 2008 (No. 1) [F2008L02281]*.

Thirty-first Amending Deed to the Public Sector Superannuation Scheme Trust Deed [F2008L02863]*.

*Superannuation Act 2005—*Superannuation (PSSAP) Approved Authority Inclusion Declaration 2008 [F2008L02278]*.

Superannuation Benefits (Supervisory Mechanisms) Act—

Superannuation Benefits (Prescribed Requirements) Amendment Determination 2008 (No. 1) [F2008L02337]*.

Superannuation Benefits (Prescribed Requirements – Screen Australia) Determination 2008 [F2008L02277]*.

*Superannuation Guarantee (Administration) Act—*Select Legislative Instrument 2008 No. 132—Superannuation Guarantee (Administration) Amendment Regulations 2008 (No. 1) [F2008L02259]*.

*Superannuation Industry (Supervision) Act—*Select Legislative Instruments 2008 Nos—

133—Superannuation Industry (Supervision) Amendment Regulations 2007 (No. 5) Amendment Regulations 2008 (No. 1) [F2008L02174]*.

134—Superannuation Industry (Supervision) Amendment Regulations 2008 (No. 2) [F2008L02173]*.

171—Superannuation Industry (Supervision) Amendment Regulations 2008 (No. 3) [F2008L02956]*.

*Superannuation Supervisory Levy Imposition Act—*Superannuation Supervisory Levy Imposition Determination 2008 [F2008L02384]*.

*Sydney Airport Curfew Act—*Dispensation Report 09/08.

Taxation Administration Act—

Lodgement of statements by superannuation providers in relation to superannuation plans (other than self managed superannuation funds) for each income year ended 30 June in accordance with the *Taxation Administration Act 1953* [F2008L02318]*.

Select Legislative Instruments 2008 Nos—

135—Taxation Administration Amendment Regulations 2008 (No. 1) [F2008L02186]*.

142—Taxation Administration Amendment Regulations 2008 (No. 2) [F2008L02290]*.

Telecommunications Act—

Telecommunications (National Broadband Network—Designated Information) Determination 2008 (No. 1).

Telecommunications (National Broadband Network) Determination under subsection 531H(4) 2008 (No. 1) [F2008L03034]*.

Telecommunications (National Broadband Network—Restricted Recipients and Storage, Handling and Destruction of Protected Carrier Information) Rules 2008 (No. 1) [F2008L03035]*.

Therapeutic Goods Act—

Poisons Standard 2008 [F2008L03081]*.

Therapeutic Goods (Listing) Notices 2008—

(No. 3) [F2008L02425]*.

(No. 4) [F2008L02820]*.

Trade Practices Act—

Determination under section 152AQA—Pricing principles for the Local Carriage Service (LCS) & the Wholesale Line Rental (WLR) Service [F2008L03054]*.

Direction No. 32 of 2008—Monitoring of the prices of unleaded petroleum products [F2008L01125]*.

Select Legislative Instrument 2008 No. 137—Trade Practices Amendment Regulations 2008 (No. 3) [F2008L02295]*.

Veterans' Entitlements Act—Statements of Principles concerning—

Acquired Cataract No. 40 of 2008 [F2008L02191]*.

Bipolar Disorder No. 50 of 2008 [F2008L02204]*.

Cut, Stab, Abrasion and Laceration No. 49 of 2008 [F2008L02203]*.

Diverticular Disease of the Colon No. 51 of 2008 [F2008L02205]*.

Eating Disorder No. 47 of 2008 [F2008L02200]*.

Eating Disorder No. 48 of 2008 [F2008L02202]*.

Haemorrhoids No. 41 of 2008 [F2008L02192]*.

Haemorrhoids No. 42 of 2008 [F2008L02195]*.

Relapsing Polychondritis No. 45 of 2008 [F2008L02198]*.

Relapsing Polychondritis No. 46 of 2008 [F2008L02199]*.

Sickle-cell Disorder No. 43 of 2008 [F2008L02196]*.

Sickle-cell Disorder No. 44 of 2008 [F2008L02197]*.

Wheat Export Marketing Act—Wheat Export Accreditation Scheme 2008 [F2008L02313]*.

Wool Services Privatisation Act—Wool Services Privatisation (Research Body) Declaration 2008 [F2008L02725]*.

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

Offshore Petroleum Act 2006—Sections 3 to 5—1 July 2008 [F2008L02273].*

* Explanatory statement tabled with legislative instrument.

41 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 2008—Letters of advice—
 - Attorney-General's portfolio agencies.
 - Broadband, Communications and the Digital Economy portfolio agencies.
 - Department of Infrastructure, Transport, Regional Development and Local Government.
 - Foreign Affairs and Trade portfolio agencies.

42 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 January to 30 June 2008—Statements of compliance—
 - Australian Public Service Commission.
 - Australian Trade Commission.
 - Workplace Authority.

43 UNPROCLAIMED LEGISLATION—ORDER FOR PRODUCTION OF DOCUMENT—DOCUMENT

The following document was tabled pursuant to standing order 139(2):

- Unproclaimed legislation—Document providing details of all provisions of Acts which come into effect on proclamation and which have not been proclaimed, including statements of reasons for their non-proclamation and information relating to the timetable for their operation, as at 31 July 2008, dated August 2008.

44 COMMITTEE MEMBERSHIP

The Acting Deputy President (Senator Parry) informed the Senate that the President had received letters nominating a senator to be a member of committees.

The Minister for Innovation, Industry, Science and Research (Senator Carr), by leave, moved—That Senator Fielding be appointed as a participating member of the following committees:

- Select Committee on Regional and Remote Indigenous Communities
- Select Committee on the National Broadband Network.

Question put and passed.

45 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:

- 24 June 2008—Message—
 - No. 17—
 - Appropriation Act (No. 5) 2007-2008* (Act No. 34, 2008)
 - Appropriation Act (No. 6) 2007-2008* (Act No. 35, 2008)

Fisheries Legislation Amendment (New Governance Arrangements for the Australian Fisheries Management Authority and Other Matters) Act 2008 (Act No. 36, 2008).

No. 18—

Customs Tariff Amendment (Tobacco Content) Act 2008 (Act No. 37, 2008)
Tax Laws Amendment (2008 Measures No. 2) Act 2008 (Act No. 38, 2008)
Farm Household Support Amendment (Additional Drought Assistance Measures) Act 2008 (Act No. 39, 2008)
Law Officers Legislation Amendment Act 2008 (Act No. 40, 2008).

25 June 2008—Message—

No. 19—

Dental Benefits Act 2008 (Act No. 41, 2008)
Dental Benefits (Consequential Amendments) Act 2008 (Act No. 42, 2008)
Higher Education Support Amendment (2008 Budget Measures) Act 2008 (Act No. 43, 2008).

No. 20—

First Home Saver Accounts Act 2008 (Act No. 44, 2008)
First Home Saver Accounts (Consequential Amendments) Act 2008 (Act No. 45, 2008)
Income Tax (First Home Saver Accounts Misuse Tax) Act 2008 (Act No. 46, 2008).

No. 21—

Indigenous Education (Targeted Assistance) Amendment (2008 Budget Measures) Act 2008 (Act No. 47, 2008)
Veterans' Entitlements Legislation Amendment (2007 Election Commitments) Act 2008 (Act No. 48, 2008)
National Health Amendment (Pharmaceutical Benefits Scheme) Act 2008 (Act No. 49, 2008)
Tax Laws Amendment (Medicare Levy and Medicare Levy Surcharge) Act 2008 (Act No. 50, 2008).

No. 22—

Health Insurance Amendment (90 Day Pay Doctor Cheque Scheme) Act 2008 (Act No. 51, 2008)
Health Care (Appropriation) Amendment Act 2008 (Act No. 52, 2008)
Family Assistance Legislation Amendment (Child Care Budget and Other Measures) Act 2008 (Act No. 53, 2008)
Private Health Insurance Legislation Amendment Act 2008 (Act No. 54, 2008).

30 June 2008—Message—

No. 23—

Appropriation Act (No. 1) 2008-2009 (Act No. 55, 2008)
Appropriation Act (No. 2) 2008-2009 (Act No. 56, 2008)
Appropriation (Parliamentary Departments) Act (No. 1) 2008-2009 (Act No. 57, 2008).

No. 24—

Passenger Movement Charge Amendment Act 2008 (Act No. 58, 2008)
Tax Laws Amendment (Budget Measures) Act 2008 (Act No. 59, 2008)
Australian Energy Market Amendment (Minor Amendments) Act 2008 (Act No. 60, 2008)

Governance Review Implementation (AASB and AUASB) Act 2008 (Act No. 61, 2008)

Governor-General Amendment (Salary and Superannuation) Act 2008 (Act No. 62, 2008).

No. 25—

Families, Housing, Community Services and Indigenous Affairs and Other Legislation Amendment (2008 Budget and Other Measures) Act 2008 (Act No. 63, 2008)

Social Security and Other Legislation Amendment (Employment Entry Payment) Act 2008 (Act No. 64, 2008)

Wheat Export Marketing Act 2008 (Act No. 65, 2008)

Wheat Export Marketing (Repeal and Consequential Amendments) Act 2008 (Act No. 66, 2008).

1 July 2008—Message No. 26—

Indigenous Affairs Legislation Amendment Act 2008 (Act No. 67, 2008)

Quarantine Amendment (National Health Security) Act 2008 (Act No. 68, 2008)

Classification (Publications, Films and Computer Games) Amendment (Assessments and Advertising) Act 2008 (Act No. 69, 2008)

Crimes Legislation Amendment (Miscellaneous Matters) Act 2008 (Act No. 70, 2008)

Judiciary Amendment Act 2008 (Act No. 71, 2008).

3 July 2008—Message No. 27—

Communications Legislation Amendment (Miscellaneous Measures) Act 2008 (Act No. 72, 2008)

Statute Law Revision Act 2008 (Act No. 73, 2008).

12 July 2008—Message—

No. 28—

Customs Amendment (Strengthening Border Controls) Act 2008 (Act No. 74, 2008)

Customs Legislation Amendment (Modernising) Act 2008 (Act No. 75, 2008)

Protection of the Sea (Civil Liability for Bunker Oil Pollution Damage) Act 2008 (Act No. 76, 2008)

Protection of the Sea (Civil Liability for Bunker Oil Pollution Damage) (Consequential Amendments) Act 2008 (Act No. 77, 2008)

Commonwealth Securities and Investment Legislation Amendment Act 2008 (Act No. 78, 2008).

No. 29—

Civil Aviation Legislation Amendment (1999 Montreal Convention and Other Measures) Act 2008 (Act No. 79, 2008)

Military Memorials of National Significance Act 2008 (Act No. 80, 2008)

Veterans' Affairs Legislation Amendment (International Agreements and Other Measures) Act 2008 (Act No. 81, 2008)

Lands Acquisition Legislation Amendment Act 2008 (Act No. 82, 2008)

Sydney Airport Demand Management Amendment Act 2008 (Act No. 83, 2008).

46 NOTICE

The Leader of the Family First Party (Senator Fielding) gave a notice of motion as follows: To move on the next day of sitting—That the Great Barrier Reef Marine Park and Other Legislation Amendment Bill 2008 be referred to the Environment, Communications and the Arts Committee for inquiry and report by 10 November 2008.

47 COMMUNITY AFFAIRS—STANDING COMMITTEE—PROPOSED REFERENCE

The Leader of the Australian Greens (Senator Bob Brown), pursuant to notice, moved business of the Senate notice of motion no. 1—That the following matters be referred to the Community Affairs Committee for inquiry and report by 26 November 2008:

- (a) exemptions for the Exclusive Brethren and its members from Australian laws or administrative decisions;
- (b) public funding, tax or other arrangements which do or may advantage the Exclusive Brethren over other community organisations;
- (c) the activities of the Exclusive Brethren or its members which threaten or harm families, in particular, the best interests of children;
- (d) the covert, as against overt, activities of the Exclusive Brethren or its members in the political process in Australia; and
- (e) any related matters.

Debate ensued.

At 6 pm: Debate was interrupted while Senator Milne was speaking.

48 ADJOURNMENT

Pursuant to order, the Senate adjourned at 6 pm till Wednesday, 27 August 2008 at 9.30 am.

49 ATTENDANCE

Present, all senators except Senator Sherry (on leave).

HARRY EVANS
Clerk of the Senate