

2008-09

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

**JOURNALS OF THE SENATE**

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**1 MEETING OF SENATE**

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

**2 GOVERNMENT DOCUMENTS**

The following documents were tabled:

Fisheries Research and Development Corporation (FRDC)—Report for 2007-08.

Mid-year economic and fiscal outlook—2008-09—Statement by the Treasurer (Mr Swan) and the Minister for Finance and Deregulation (Mr Tanner).

National Rural Advisory Council—Report for 2006-07.

Treaties—

*Bilateral—*

Australia-European Community Agreement on Trade in Wine, done at Brussels on 1 December 2008—Text, together with national interest analysis, annexures and regulation impact statement.

Text, together with national interest analysis—

Agreement between the Government of Australia and the Government of the British Virgin Islands for the Allocation of Taxing Rights with Respect to Certain Income of Individuals, done at London on 27 October 2008.

Agreement between the Government of Australia and the Government of the British Virgin Islands for the Exchange of Information Relating to Taxes, done at London on 27 October 2008.

*Multilateral—*

Explanatory statements—2008—

No. 6—Amendment, adopted 17 November 2008, to annex I of the United Nations Educational, Scientific and Cultural Organisation (UNESCO) International Convention Against Doping in Sport of 19 October 2005.

No. 7—Amendment, adopted 17 November 2008, to annex II of the United Nations Educational, Scientific and Cultural Organisation (UNESCO) International Convention Against Doping in Sport of 19 October 2005.

UNESCO Convention on the Protection and Promotion of the Diversity of Cultural Expressions done at Paris on 20 October 2005—Text, together with national interest analysis and annexure.

Workplace Ombudsman—Report for 2007-08.

**3 VACANCY IN THE REPRESENTATION OF WESTERN AUSTRALIA**

The President announced the resignation, on 30 January 2009, of Senator Ellison and advised the Senate that, pursuant to section 21 of the Constitution, he had notified the Governor of Western Australia that there was a vacancy in the representation of that state.

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*Documents:* The President tabled the following documents:

Vacancy in the representation of Western Australia—Copies of letters from—  
Senator Ellison to the President, dated 30 January 2009.

President of the Senate to the Governor of Western Australia (His Excellency Dr Ken Michael, AC), dated 30 January 2009.

- 4 **DEPARTMENT OF THE SENATE—USHER OF THE BLACK ROD—APPOINTMENT—  
PARLIAMENT HOUSE—ADMINISTRATION—STATEMENT BY PRESIDENT**  
The President made a statement relating to the appointment of the Usher of the Black Rod and to administrative matters.
- 5 **ELECTORAL MATTERS—JOINT STANDING COMMITTEE—LEAVE TO MEET DURING  
SITTING**  
Senator O'Brien, by leave and on behalf of the Joint Standing Committee on Electoral Matters, moved—That the Joint Standing Committee on Electoral Matters be authorised to hold a public meeting during the sitting of the Senate today, from 12.45 pm to 1.45 pm, to take evidence for the committee's inquiry into the 2007 Federal Election, including the Commonwealth Electoral (Above-the-Line Voting) Amendment Bill 2008.  
Question put and passed.
- 6 **ORDER OF BUSINESS—REARRANGEMENT**  
The Parliamentary Secretary to the Minister for Health and Ageing (Senator McLucas) moved—That intervening business be postponed till after consideration of government business orders of the day no. 2 (Tax Laws Amendment (Political Contributions and Gifts) Bill 2008) and no. 4 (Corporations Amendment (No. 1) Bill 2008 [2009]).  
Question put and passed.
- 7 **TAX LAWS AMENDMENT (POLITICAL CONTRIBUTIONS AND GIFTS) BILL 2008**  
Order of the day read for the adjourned debate on the motion of the Minister for Innovation, Industry, Science and Research (Senator Carr)—That this bill be now read a second time.  
Debate resumed.  
*At 2 pm:* Debate was interrupted.
- 8 **SHADOW MINISTRY—DOCUMENT**  
The Leader of the Opposition in the Senate (Senator Minchin), by leave, tabled a document showing the Opposition shadow ministry, dated 23 January 2009.
- 9 **QUESTIONS**  
Questions without notice were answered.
- 10 **MOTION TO TAKE NOTE OF ANSWERS**  
The Leader of The Nationals in the Senate (Senator Joyce) moved—That the Senate take note of the answers given by ministers to questions without notice asked today.  
Debate ensued.  
Question put and passed.
- 11 **DEATH OF PRIVATE GREGORY MICHAEL SHER**  
The Leader of the Government in the Senate (Senator Evans), by leave, moved—That the Senate records its deep regret at the death, on 4 January 2009, of Private Gregory Sher, 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.

**12 VICTORIA CROSS—TROOPER MARK DONALDSON, VC**

The Leader of the Government in the Senate (Senator Evans), by leave, moved—That the Senate records this occasion of national significance in the awarding of the Victoria Cross to Trooper Mark Donaldson, VC, on 16 January 2009.

Debate ensued.

Question put and passed.

**13 PETITIONS**

The following 2 petitions, lodged with the Clerk by Senator Barnett, were received:

Two petitions, similar in wording, from 3 148 and 324 petitioners, requesting that the Senate disallow item 16525 of the Health Insurance (General Medical Services Table) Regulations to stop the funding of second trimester and late abortions.

**14 NOTICES**

The Chair of the Economics Committee (Senator Hurley): To move on the next day of sitting—That the time for the presentation of the following reports of the Economics Committee be extended to 26 February 2009:

- (a) provisions of the Tax Laws Amendment (Taxation of Financial Arrangements) Bill 2008; and
- (b) provisions of the Trade Practices Amendment (Cartel Conduct and Other Measures) Bill 2008. (*general business notice of motion no. 333*)

The Chair of the Select Committee on Fuel and Energy (Senator Cormann): To move on the next day of sitting—That the Senate—

- (a) notes that:
  - (i) the Select Committee on Fuel and Energy contracted Dr Brian Fisher from Concept Economics to conduct an independent peer review of the Department of the Treasury modelling of the impact of the Government's proposed Carbon Pollution Reduction Scheme,
  - (ii) the committee wrote to the Treasurer (Mr Swan) on 9 December 2008 requesting that Dr Fisher be given 'full access to the government's complete documentation of the government's models together with the model codes and databases and any other model simulations undertaken relevant to the policy scenarios, but not publicly released' by 17 December 2008,
  - (iii) to date the Treasurer has not responded to the above request, despite Dr Fisher's report being due to the committee on 30 January 2009, and
  - (iv) Dr Fisher has reported that he was impeded in carrying out the work requested by the committee because the information requested from the Treasurer was not made available to him; and
- (b) orders that there be laid on the table by the Minister representing the Treasurer, no later than noon on 5 February 2009, the following information relating to the Department of the Treasury modelling, *Australia's low pollution future: The economics of climate change mitigation*:
  - (i) the model documentation and codes together with all databases for both the global trade and environment model and the Monash multi-regional forecasting model that were employed in the department's modelling of the Carbon Pollution Reduction Scheme scenarios in a form that would allow the reproduction of the department's results, and

- (ii) any other model simulations undertaken relevant to the abovementioned policy scenarios but not publicly released. (*general business notice of motion no. 334*)

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

- (a) notes:
  - (i) the response from the Department of the Treasury to straightforward questions regarding the amount of revenue collected as a result of the increase in the excise on ‘alcopops’ effective 27 April 2008 and other excise measures [question no. sbt 3, parts (1), (18), (19) and (20)] placed on notice at hearings of the Economics Committee in October 2008, that ‘This information is not publicly available’, and
  - (ii) that there has never been any suggestion, nor would it be accepted by the Senate, that answers to questions asked by senators at estimates hearings should be limited to publicly available material;
- (b) considers that this response amounts to a refusal to answer the questions;
- (c) orders that there be laid on the table by 5 February 2009 meaningful answers to parts (1), (18), (19) and (20) of question no. sbt 3, previously placed on notice at hearings of the Economics Committee in October 2008; and
- (d) orders that there be laid on the table by 23 February 2009 meaningful answers to the following additional questions:
  - (i) what tax revenue has been collected in each of the following categories of alcohol since 27 April 2008:
    - (A) beer,
    - (B) cask wine,
    - (C) bottled wine,
    - (D) cider,
    - (E) spirits, and
    - (F) other excisable beverages, i.e. ready-to-drink (RTD) beverages (alcopops),
  - (ii) for each of the categories in question (d)(i), what volumes of alcohol (measured in litres of alcohol) were either:
    - (A) cleared for home consumption, or
    - (B) subject to tax under the *A New Tax System (Wine Equalisation Tax) Act 1999*,
  - (iii) what is the measured price elasticity of RTD beverages, given the data collected since 27 April 2008,
  - (iv) is the measured elasticity since 27 April 2008 consistent with the Department of the Treasury modelling underlying the revenue impacts of the tax increase measure published in the 2008-09 Budget,
  - (v) what were the Department of the Treasury’s estimates of RTD own-price and cross-price elasticity with other alcohol beverages used to calculate the revenue estimates from different alcohol products included in the *Mid-year economic and fiscal outlook 2008-09*,
  - (vi) what volume growth rates have been assumed by the Department of the Treasury for different alcohol beverages for the financial years included in the *Mid-year economic and fiscal outlook 2008-09*,
  - (vii) what advice was produced by the Department of the Treasury or the Department of Health and Ageing regarding likely substitution effects prior to or following the introduction of the alcopops tax,

- (viii) what evidence has the Government collected regarding reduction in risky or high risk drinking and/or at risk behaviour among:
  - (A) all drinkers,
  - (B) the following age groups – under 18, 18 to 24, 25 to 40 and over 40,
  - (C) men, and
  - (D) women, and
- (ix) what evidence has the Government, including the Australian Institute of Health and Welfare, collected regarding those alcohol products most likely to be associated with low risk, risky and high risk drinking among different age and gender categories. (*general business notice of motion no. 335*)

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 by the Minister for Broadband, Communications and the Digital Economy, no later than 10 am on Thursday, 5 February 2009:

- (a) the Australian Competition and Consumer Commission's formal report on the National Broadband Network (NBN) proposals to the NBN Panel of Experts; and
- (b) the final report provided to the Government from the NBN Panel of Experts on submissions to the NBN process. (*general business notice of motion no. 336*)

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

- (a) notes the comments made by the Deputy Prime Minister (Ms Gillard) and reported in the *Australian Financial Review* on 20 January 2009, regarding the Senate's 2008 amendments to the Safe Work Australia legislation; and
- (b) condemns the Deputy Prime Minister for seeking to circumvent the Senate on the issue of uniform occupational health and safety laws, rather than meet with non-government senators to discuss their concerns about the legislation. (*general business notice of motion no. 337*)

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

- (a) notes the sad passing of Mrs Nancy-Bird Walton who died at the age of 93 on 13 January 2009;
- (b) notes and commends her significant and inspirational achievements as an aviation pioneer in Australia;
- (c) pays tribute to her service to Australian aviation including through the foundation of the Australian Women Pilots' Association and her longstanding support for the Royal Flying Doctor Service; and
- (d) expresses its sincere condolences and profound sympathy to her family and loved ones. (*general business notice of motion no. 338*)

Senators Siewert and Hanson-Young: To move on the next day of sitting—That the Senate—

- (a) notes that 2 February 2009 was World Wetlands Day, a date that marks the anniversary of the signing of the Convention of Wetlands of International Importance (Ramsar Convention) in Ramsar, Iran, on 2 February 1971;
- (b) welcomes the release on World Wetlands Day of the 2007 *Ramsar Snapshot Study* noting the significant delay since its completion in December 2007;
- (c) calls on the Government to implement its recommendations and, in particular, to establish regular systematic reporting on wetland health and management;



- (d) notes that the *National report on the implementation of the Ramsar Convention on Wetlands* to the 10th meeting of the Conference of the Contracting Parties in Korea, during October 2008, identified that the greatest challenges Australia faces in delivering on our international wetlands commitments are:
  - (i) providing adequate volumes of water to Ramsar sites, and
  - (ii) securing sufficient human and financial resources to implement the convention consistently and effectively;
- (e) calls on the Government to act immediately to address these challenges by providing sufficient resources for planning, management, monitoring and enforcement and by ensuring sufficient volumes of water are set aside to maintain wetland health and ecosystem resilience;
- (f) expresses concern at the dire state of wetlands in the Murray-Darling Basin, noting that with up to 90 per cent of the systems' original wetlands are already lost and the majority of those remaining are highly stressed, their ability to maintain the health of the river, protect water quality and deliver ecosystem services is severely threatened (Inland Rivers Network, *Wetlands for Our Future* 2008 report); and
- (g) calls on the Government to act to secure sufficient water within the Murray-Darling system to maintain its health and resilience, to prioritise ecological flows to threatened and degraded wetlands in the basin, and to ensure, in particular, that the ecological character of the Coorong and Lower Lakes is not changed irretrievably by their flooding with salt water. (*general business notice of motion no. 339*)

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

- (a) notes:
  - (i) the recent decision by the President of the United States of America, Barack Obama, to overturn the global gag rule for family planning guidelines that effectively prohibits the use of aid funding for some contraceptives, and for abortion advice and services, and
  - (ii) that Australia is now the only country that continues to enforce these harsh restrictions on our aid program, limiting its ability to provide an effective and essential family planning service;
- (b) recognises:
  - (i) the essential role mothers play in developing communities, with both maternal and child health considered crucial Millennium Development Goals, and
  - (ii) that an estimated 34 000 mothers die in our region each year, due to the lack of maternal health supports available, with more than half of the 29 developing countries not on track to achieve either goal; and
- (c) calls on the Rudd Government to stand up for women's rights and immediately abolish the family planning guidelines that prevent Australian aid money from being spent on contraception and family planning advice. (*general business notice of motion no. 340*)

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

- (a) notes:
  - (i) the release in January 2009 of the Australian Human Rights Commission's *2008 Immigration detention report*, and

- (ii) this report highlights, among other things, that asylum seekers, including children, continue to be held indefinitely despite assurances by the Rudd Government that detention is only being used as a last resort, and for the shortest possible time;
- (b) recognises that the lack of available merits and judicial review for people detained in immigration detention has resulted in people being held wrongfully, unlawfully and for a period of years; and
- (c) calls on the Government to translate its ‘new directions’ for Australia’s immigration detention system into policy, practice and legislative change as soon as possible. (*general business notice of motion no. 341*)

Senator Milne: To move on the next day of sitting—That the following matter be referred to the Environment, Communications and the Arts Committee for inquiry and report by 29 May 2009:

Australia’s climate change response, with particular reference to:

- (a) the adequacy or otherwise of the Government’s greenhouse gas emission reduction target of 5 per cent by 2020 and 60 per cent by 2050 below 2000 levels in avoiding dangerous anthropogenic interference with the climate, defined as a global temperature rise of more than 2 degrees;
- (b) whether or not, if the global community pursues a 550 parts per million (ppm) target until 2020, there is any prospect of achieving a 450 ppm target, i.e. is an ‘overshoot’ emission trajectory realistic and what are the risks involved;
- (c) whether or not, if the global community pursues a 550 ppm target, the Government’s greenhouse emission reduction targets of 5 per cent by 2020 and 60 per cent by 2050 below 2000 levels constitutes a fair and proportionate contribution to the global abatement task;
- (d) what emission targets would be consistent with achieving a 300 ppm, a 350 ppm and a 400 ppm atmospheric concentration target, equitably shared between industrial and developing nations, and between industrialised nations; and
- (e) the debate into global negotiations to date on per capita emission targets and whether or not the Government’s arguments on per capita emissions are consistent with globally understood principles of equity underpinning burden sharing arrangements.

The Minister for Human Services (Senator Ludwig): To move on the next day of sitting—That the Social Security Legislation Amendment (Employment Services Reform) Bill 2008 be now read a second time.

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

- (a) notes with regret the number of people who have been killed in the recent hostilities in Gaza;
- (b) expresses deep concern regarding the 437 Palestinian children killed; and
- (c) calls on the Government to:
  - (i) provide urgent additional funding to the United Nations Relief and Works Agency for Palestine Refugees in the Near East in addition to the \$5 million already committed, and
  - (ii) investigate options for the immediate relocation of injured Palestinian children and their families to receive medical treatment in Australia. (*general business notice of motion no. 342*)

**15 AGRICULTURAL AND RELATED INDUSTRIES—SELECT COMMITTEE—LEAVE TO MEET DURING SITTING**

Senator Farrell, by leave and at the request of the Chair of the Select Committee on Agricultural and Related Industries (Senator Heffernan), moved—That the Select Committee on Agricultural and Related Industries be authorised to hold a public meeting during the sitting of the Senate on Wednesday, 4 February 2009, from 3.30 pm, to take evidence for the committee's inquiry into the pricing and supply arrangements in the Australian and global fertiliser market.

Question put and passed.

**16 LEAVE OF ABSENCE**

Senator Farrell, by leave, moved—That leave of absence be granted to Senator McEwen from 3 February to 5 February 2009, on account of parliamentary business overseas.

Question put and passed.

Senator Parry, by leave, moved—That leave of absence be granted to Senator Adams from 3 February to 11 May 2009, for medical reasons.

Question put and passed.

**17 POSTPONEMENTS**

The following items of business were postponed:

Business of the Senate notice of motion no. 1 standing in the name of Senator Barnett for today, proposing a reference to the Legal and Constitutional Affairs Committee, postponed till 5 February 2009.

General business notice of motion no. 183 standing in the name of Senator Milne for today, proposing the introduction of the Energy Efficiency Opportunities Amendment (Mandatory Implementation) Bill 2008, postponed till 24 February 2009.

Senator Parry, by leave and at the request of Senator Abetz, moved—That general business notice of motion no. 332 standing in the name of Senator Abetz for today, proposing an order for the production of a document by the Chair of the Economics Committee (Senator Hurley), be postponed till the next day of sitting.

Question put and passed.

**18 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—PRIME MINISTER**

The Deputy President (Senator Ferguson) informed the Senate that Senator Abetz had proposed that the following matter of public importance be submitted to the Senate for discussion:

The incompatibility in the Prime Minister's claim to be an economic conservative while also repudiating neo-liberalism.

The proposal was supported by four senators and the matter was discussed.

**19 ECONOMICS—GLOBAL FINANCIAL AND ECONOMIC CRISIS—MINISTERIAL STATEMENT—DOCUMENT**

The Parliamentary Secretary for Social Inclusion and the Voluntary Sector (Senator Stephens) tabled the following document:

Economics—Responding to the global financial and economic crisis—Ministerial statement by the Prime Minister (Mr Rudd), dated 3 February 2009.

**20 LEGAL AND CONSTITUTIONAL AFFAIRS—STANDING COMMITTEE—REPORT—EFFECTIVENESS OF THE SEX DISCRIMINATION ACT 1984 IN ELIMINATING DISCRIMINATION AND PROMOTING GENDER EQUALITY**

The Acting Deputy President (Senator Hurley) tabled the following report and documents received on 12 December 2008:

Legal and Constitutional Affairs—Standing Committee—Effectiveness of the *Sex Discrimination Act 1984* in eliminating discrimination and promoting gender equality—Report, dated December 2008, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

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

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

Question put and passed.

**21 ENVIRONMENT, COMMUNICATIONS AND THE ARTS—STANDING COMMITTEE—REPORT—COMMONWEALTH RADIOACTIVE WASTE MANAGEMENT (REPEAL AND CONSEQUENTIAL AMENDMENT) BILL 2008**

The Acting Deputy President (Senator Hurley) tabled the following report and documents received on 18 December 2008:

Environment, Communications and the Arts—Standing Committee—Commonwealth Radioactive Waste Management (Repeal and Consequential Amendment) Bill 2008—Report, dated December 2008, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

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

**22 NATIONAL CAPITAL AND EXTERNAL TERRITORIES—JOINT STANDING COMMITTEE—GOVERNMENT RESPONSE—THE WAY FORWARD: INQUIRY INTO THE ROLE OF THE NATIONAL CAPITAL AUTHORITY**

The Acting Deputy President (Senator Hurley) tabled the following document received on 11 December 2008:

National Capital and External Territories—Joint Standing Committee—Report—The way forward: Inquiry into the role of the National Capital Authority—Government response, dated December 2008.

**23 PARLIAMENTARY COMMITTEE REPORTS—GOVERNMENT RESPONSE—PRESIDENT'S REPORT ON GOVERNMENT RESPONSES**

The Acting Deputy President (Senator Hurley) tabled the following document received on 16 December 2008:

Government response to the schedule of government responses outstanding to parliamentary committee reports tabled by the President of the Senate on 26 June 2008, dated December 2008.

**24 INTELLIGENCE AND SECURITY—JOINT STATUTORY COMMITTEE—GOVERNMENT RESPONSE—REVIEW OF SECURITY AND COUNTER TERRORISM LEGISLATION**

The Acting Deputy President (Senator Hurley) tabled the following document received on 23 December 2008:

Intelligence and Security—Joint Statutory Committee—Report—Review of security and counter terrorism legislation—Government response.

**25 INTELLIGENCE AND SECURITY—JOINT STATUTORY COMMITTEE—GOVERNMENT RESPONSE—INQUIRY INTO THE PROSCRIPTION OF ‘TERRORIST ORGANISATIONS’ UNDER THE AUSTRALIAN CRIMINAL CODE**

The Acting Deputy President (Senator Hurley) tabled the following document received on 23 December 2008:

Intelligence and Security—Joint Statutory Committee—Report—Inquiry into the proscription of ‘terrorist organisations’ under the Australian Criminal Code—Government response.

**26 FINANCE AND PUBLIC ADMINISTRATION—STANDING COMMITTEE—GOVERNMENT RESPONSE—LOBBYING CODE OF CONDUCT**

The Acting Deputy President (Senator Hurley) tabled the following document received on 15 January 2009:

Finance and Public Administration—Standing Committee—Report—Knock, knock ... who’s there? The Lobbying Code of Conduct—Government response, dated January 2009.

**27 PUBLIC ACCOUNTS AND AUDIT—JOINT STATUTORY COMMITTEE—GOVERNMENT RESPONSE—411TH REPORT**

The Acting Deputy President (Senator Hurley) tabled the following document received on 27 January 2009:

Public Accounts and Audit—Joint Statutory Committee—411th report—Progress on equipment acquisition and financial reporting in Defence—Government response.

**28 IMMIGRATION—SKILLED MIGRATION PROGRAM—MINISTERIAL STATEMENT—DOCUMENT**

The Acting Deputy President (Senator Hurley) tabled the following document received on 17 December 2008:

Immigration—Changes to the 2008-09 skilled migration program—Ministerial statement by the Minister for Immigration and Citizenship (Senator Evans).

**29 GOVERNMENT DOCUMENTS**

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

Australian Building and Construction Commissioner—Report for 2007-08. [Received 22 December 2008]

Australian Communications and Media Authority—Communications report for 2007-08. [Received 5 December 2008]

Australian Crime Commission—Report for 2007-08. [Received 9 January 2009]

Australian Electoral Commission—Report for 2007-08—Correction. [Received 2 February 2009]

Australian Landcare Council—Report for 2007-08. [Received 11 December 2008]

Australian Law Reform Commission—Report No. 104—Fighting words: A review of sedition laws in Australia, July 2006—Government response. [Received 23 December 2008]

Australian Political Exchange Council—Report for 2006-07. [Received 22 December 2008]

- Australian Rail Track Corporation Ltd (ARTC)—Report for 2007-08. [*Received 16 December 2008*]
- Classification Board and Classification Review Board—Reports for 2007-08—Addendum. [*Received 24 December 2008*]
- Commonwealth Electoral Act 1918*—2008 Redistribution into electoral divisions—Western Australia—Report, together with composite maps [2] and compact disc of supporting information. [*Received 16 January 2009*]
- Dairy Australia Limited—Report for 2007-08. [*Received 18 December 2008*]
- Department of Education, Employment and Workplace Relations—Australian vocational education and training system—Report for 2007. [*Received 12 December 2008*]
- Department of Finance and Deregulation—Consolidated financial statements for the year ended 30 June 2008. [*Received 9 December 2008*]
- Environment Protection and Biodiversity Conservation Act 1999*—National and Commonwealth Heritage Lists—Report for the period 1 January 2004 to 30 June 2008. [*Received 12 January 2009*]
- Estimates of proposed additional expenditure for 2008-09—Portfolio additional estimates statements—Portfolios and executive departments—Health and Ageing portfolio. [*Received 10 December 2008*]
- Executive Director of Township Leasing—Report for 2007-08. [*Received 10 December 2008*]
- Export Wheat Commission—Report for the period 1 October 2007 to 30 June 2008. [*Received 17 December 2008*]
- Federal Magistrates Court of Australia—Report for 2007-08—Errata. [*Received 27 January 2009*]
- Gene Technology Regulator—Quarterly report for the period 1 July to 30 September 2008. [*Received 21 January 2009*]
- High Court of Australia—Report for 2007-08. [*Received 16 December 2008*]
- Inquiry into the case of Dr Mohamed Haneef—  
Report by the Hon. John Clarke QC, November 2008. [*Received 23 December 2008*]  
Government response. [*Received 23 December 2008*]
- Members of Parliament (Staff) Act 1984*—Report for 2007-08. [*Received 23 December 2008*]
- National Capital Authority—Report for 2007-08. [*Received 9 December 2008*]
- National Health and Medical Research Council (NHMRC)—NHMRC Licensing Committee—Report on the operation of the *Research Involving Human Embryos Act 2002* for the period 1 April to 30 September 2008. [*Received 15 December 2008*]
- Native Title Act 1993*—Native title representative bodies—Central Land Council—Report for 2007-08. [*Received 10 December 2008*]
- Pharmaceutical Benefits Pricing Authority—Report for 2007-08. [*Received 18 December 2008*]

Private Health Insurance Administration Council—Report for 2007-08 on the operations of the registered health benefits organisations. [*Received 17 December 2008*]

Tax expenditures statement 2008, January 2009. [*Received 29 January 2008*]

**30 AUDITOR-GENERAL—AUDIT REPORTS NOS 12 TO 17 OF 2008-09—DOCUMENTS**

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

Auditor-General—Audit reports for 2008-09—

No. 12—Performance audit—Active after-school communities program—Australian Sports Commission. [*Received 10 December 2008*]

No. 13—Performance audit—Government agencies' management of their websites—Australian Bureau of Statistics; Department of Agriculture, Fisheries and Forestry; Department of Foreign Affairs and Trade. [*Received 16 December 2008*]

No. 14—Financial statement audit—Audits of the financial statements of Australian Government entities for the period ended 30 June 2008. [*Received 17 December 2008*]

No. 15—Performance audit—The Australian Institute of Marine Science's management of its co-investment research program—Australian Institute of Marine Science. [*Received 18 December 2008*]

No. 16—Performance audit—The Australian Taxation Office's administration of business continuity management—Australian Taxation Office. [*Received 22 December 2008*]

No. 17—Performance audit—Administration of Job Network outcome payments—Department of Education, Employment and Workplace Relations. [*Received 28 January 2009*]

Senator Barnett, by leave, moved—That the Senate take note of report no. 12.

Question put and passed.

**31 DEPARTMENTAL AND AGENCY CONTRACTS—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENT**

Pursuant to the order of the Senate of 20 June 2001, as amended, the Acting Deputy President (Senator Hurley) tabled the following document received on 18 December 2008:

Departmental and agency contracts for 2008—Letter of advice—Department of Agriculture, Fisheries and Forestry.

**32 DEPARTMENTAL AND AGENCY APPOINTMENTS AND VACANCIES—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS**

Pursuant to the order of the Senate of 24 June 2008, the Acting Deputy President (Senator Hurley) tabled the following documents received on the dates indicated:

Departmental and agency appointments and vacancies—Additional estimates—  
Letters of advice—

Agriculture, Fisheries and Forestry portfolio agencies. [*Received 2 February 2009*]

Australian Institute of Family Studies. [*Received 2 February 2009*]

Broadband, Communications and the Digital Economy portfolio agencies. [*Received 29 January 2009*]

Defence portfolio agencies. [*Received 30 January 2009*]

Infrastructure, Transport, Regional Development and Local Government portfolio agencies. [*Received 30 January 2009*]

Treasury portfolio agencies. [*Received 2 February 2009*]

Veterans' Affairs portfolio agencies. [*Received 30 January 2009*]

**33 DEPARTMENTAL AND AGENCY GRANTS—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS**

Pursuant to the order of the Senate of 24 June 2008, the Acting Deputy President (Senator Hurley) tabled the following documents received on the dates indicated:

Departmental and agency grants—Additional estimates—Letters of advice—

Agriculture, Fisheries and Forestry portfolio agencies. [*Received 2 February 2009*]

Attorney-General's portfolio agencies. [*Received 27 January 2009*]

Australian Institute of Family Studies. [*Received 2 February 2009*]

Defence portfolio agencies. [*Received 30 January 2009*]

Department of Broadband, Communications and the Digital Economy. [*Received 29 January 2009*]

Infrastructure, Transport, Regional Development and Local Government portfolio agencies. [*Received 30 January 2009*]

Treasury portfolio agencies. [*Received 2 February 2009*]

Veterans' Affairs portfolio agencies. [*Received 30 January 2009*]

**34 SENATE COMMITTEE REPORTS—REGISTER 2008 SUPPLEMENT—DOCUMENT**

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

Senate committee reports—Consolidated register of Senate committee reports—  
2008 supplement.

**35 BUSINESS OF THE SENATE—1 JANUARY TO 31 DECEMBER 2008—DOCUMENT**

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

Business of the Senate—1 January to 31 December 2008.

Document ordered to be printed on the motion of Senator Farrell.



**36 QUESTIONS ON NOTICE SUMMARY—DOCUMENT**

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

Questions on notice summary—12 February to 31 December 2008.

**37 STANDING ORDER 37(3)—ACCESS TO COMMITTEE DOCUMENTS—DOCUMENTS**

The Acting Deputy President (Senator Hurley) tabled the following reports:

Standing order 37(3)—Access to committee documents—Reports to the Senate [2].

**38 AUDITOR-GENERAL—AUDIT REPORT NO. 18 OF 2008-09—DOCUMENT**

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

Auditor-General—Audit report no. 18 of 2008-09—Performance audit—The administration of grants under the Australian Political Parties for Democracy Program—Department of Finance and Deregulation.

**39 ENVIRONMENT—PESTICIDES—DOCUMENT**

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

Environment—Pesticides—Letter to the President of the Senate from the Minister for Agriculture, Fisheries and Forestry (Mr Burke) responding to the resolution of the Senate of 25 November 2008, dated 13 January 2009.

**40 INDUSTRY—FISHING—MORETON BAY—DOCUMENT**

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

Industry—Fishing—Moreton Bay—Letter to the President of the Senate from the Premier of Queensland (Ms Bligh) responding to the resolution of the Senate of 27 November 2008, dated 2 January 2009.

**41 ENVIRONMENT—TASMANIA—TARKINE FOREST—DOCUMENT**

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

Environment—Tasmania—Tarkine Forest—Letter to the President of the Senate from the Minister for Infrastructure, Transport, Regional Development and Local Government (Mr Albanese) responding to the resolution of the Senate of 1 December 2008, dated 22 December 2008.

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

Question put and passed.

**42 ENVIRONMENT—SOUTH AUSTRALIA—TREES FOR LIFE—DOCUMENT**

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

Environment—South Australia—Trees For Life—Letter to the President of the Senate from the Chief Executive Officer, Trees For Life (Ms Dundon) responding to the resolution of the Senate of 2 December 2008, dated 11 December 2008.

**43 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 (Family Assistance) Act—Family Assistance (Vaccination Schedules) (FaHCSIA) Determination 2008 [F2008L04698]\*.

A New Tax System (Family Assistance) (Administration) Act—Child Care Benefit (Eligibility of Child Care Services for Approval and Continued Approval) Amendment Determination 2008 (No. 1) [F2009L00114]\*.

A New Tax System (Goods and Services Tax) Act—A New Tax System (Goods and Services Tax) (Exempt Taxes, Fees and Charges) Determination 2009 (No. 1) [F2008L04667]\*.

Aboriginal Land Rights (Northern Territory) Act—Select Legislative Instrument 2008 No. 264—Aboriginal Land Rights (Northern Territory) Amendment Regulations 2008 (No. 2) [F2008L04651]\*.

ACIS Administration Act—ACIS Administration (Commonwealth Financial Assistance) Determination 2009 [F2009L00246]\*.

Acts Interpretation Act—Select Legislative Instrument 2008 No. 250—Acts Interpretation (Registered Relationships) Regulations 2008 [F2008L04610]\*.

Aged Care Act—

Accountability Amendment Principles 2008 (No. 2) [F2008L04690]\*.

Aged Care (Residential care subsidy — amount of accommodation supplement) Determination 2008 (No. 3)—ACA Ch. 3 No. 1/2009 [F2008L04693]\*.

Allocation Amendment Principles 2008 (No. 2) [F2008L04691]\*.

Approval of Care Recipients Amendment Principles 2008 (No. 2) [F2008L04692]\*.

Investigation Amendment Principles 2008 (No. 1) [F2008L04694]\*.

Sanctions Amendment Principles 2008 (No. 1) [F2008L04695]\*.

User Rights Amendment Principles 2008 (No. 3) [F2008L04696]\*.

Air Navigation Act—Determination under subsection 12(3), dated 16 December 2008 [F2009L00225]\*.

Anti-Money Laundering and Counter-Terrorism Financing Act—

Anti-Money Laundering and Counter-Terrorism Financing Rules Amendment Instrument 2008 (No. 7) [F2008L04629]\*.

Anti-Money Laundering and Counter-Terrorism Financing Rules Amendment Instrument 2008 (No. 8) [F2009L00007]\*.

*Appropriation Act (No. 1) 2007-2008—*

Determination to amend reduction of appropriations upon request (No. 1 of 2008-2009) [F2008L04533]\*.

Determination to reduce appropriations upon request (No. 10 of 2008-2009) [F2009L00036]\*.

*Appropriation Act (No. 1) 2008-2009—*Determination to reduce appropriations upon request (No. 9 of 2008-2009) [F2009L00035]\*.

Australian Bureau of Statistics Act—Proposal No. 1 of 2009—2009 Survey of Disability, Ageing and Carers.

Australian Citizenship Act—Instrument IMMI 08/086—Instrument of delegation and authorisation [F2008L04743]\*.

Australian Communications and Media Authority Act—Radiocommunications (Interpretation) Amendment Determination 2008 (No. 1) [F2008L04729]\*.

Australian Meat and Live-stock Industry Act—

Australian Meat and Live-stock Industry (Export of Live-stock to Egypt) Order 2008 [F2008L04542]\*.

- Australian Meat and Live-stock Industry (Standards) Amendment Order 2008 (No. 1) [F2008L04622]\*.
- Australian National University Act—
- Fees Statute 2006—
    - Fees Rules 2008 [F2008L04614]\*.
    - Tuition Fees Order 2008 [F2008L04540]\*.
  - Programs and Awards Statute 2006—
    - Academic Progress Rules (No. 2) 2008 [F2008L04619]\*.
    - Graduate Coursework Awards Rules (No. 3) 2008 [F2008L04617]\*.
    - Research Awards Rules (No. 2) 2008 [F2008L04616]\*.
    - Undergraduate Awards Rules (No. 2) 2008 [F2008L04615]\*.
- Australian Prudential Regulation Authority Act—Australian Prudential Regulation Authority (Confidentiality) Determinations Nos—
- 14 of 2008—Information provided by locally-incorporated banks and foreign ADIs under Reporting Standard ARS 320.0 [F2008L04744]\*.
  - 1 of 2009—Information provided by locally-incorporated banks and foreign ADIs under Reporting Standard ARS 320.0 [F2009L00162]\*.
- Australian Research Council Act—
- Approval of Proposals—Determination No. 63—Special Research Initiatives (ARC/NWC Co-funded Centre for Groundwater Research and Training) commencing in 2008-09 or 2009-10.
  - Discovery Projects funding rules for funding commencing in 2010 [F2008L04697]\*.
- Aviation Transport Security Act—Select Legislative Instrument 2008 No. 271—Aviation Transport Security Amendment Regulations 2008 (No. 3) [F2008L04625]\*.
- Banking Act—
- Banking Exemption No. 1 of 2008 [F2008L04687]\*.
  - Banking (Foreign Exchange) Regulations—Direction relating to foreign currency transactions and to Zimbabwe; variation of exemptions – amendments to annexes, dated 23 December 2008 [F2008L04786]\*.
  - Banking (Prudential Standard) Determinations Nos—
    - 3 of 2008—Prudential Standard APS 222 Associations with Related Entities [F2008L04782]\*.
    - 4 of 2008—Prudential Standard APS 310 Audit and Related Matters [F2008L04783]\*.
    - 5 of 2008—Prudential Standard APS 330 Capital Adequacy: Public Disclosure of Prudential Information [F2008L04784]\*.
  - Select Legislative Instrument 2008 No. 280—Banking Amendment Regulations 2008 (No. 2) [F2008L04660]\*.
- Civil Aviation Act—
- Civil Aviation AOD 2008/2 (testable drugs specification) [F2008L04586]\*.
  - Civil Aviation Orders—
    - 82.0 Amendment Order (No. 1) 2008 [F2008L04372]\*.
    - 82.3 Amendment Order (No. 1) 2009 [F2009L00232]\*.
    - 82.3 Amendment Order (No. 2) 2008 [F2008L04373]\*.
    - 82.5 Amendment Order (No. 1) 2008 [F2008L04374]\*.
    - 82.5 Amendment Order (No. 1) 2009 [F2009L00233]\*.

## Civil Aviation Regulations—

## Civil Aviation Orders—

- 20.11 Amendment Order (No. 1) 2008 [F2009L00110]\*.
- 40.0 Amendment Order (No. 3) 2008 [F2008L04366]\*.
- 40.1.0 Amendment Order (No. 2) 2008 [F2008L04367]\*.
- 40.1.8 Instrument 2008 [F2008L04371]\*.
- 40.2.1 Amendment Order (No. 1) 2008 [F2008L04368]\*.
- 82.6 Amendment Order (No. 3) 2008 [F2009L00111]\*.

## Instrument Nos CASA—

- 640/08—Authorisation, permission and direction – helicopter special operations [F2008L04569]\*.
- 648/08—Instructions – use of RNAV (GNSS) approaches by RNP-capable aircraft [F2008L04613]\*.
- 681/08—Instructions – for approved use of P-RNAV procedures [F2008L04700]\*.
- 682/08—Instructions – for approved P-RNAV procedures [F2009L00042]\*.
- 686/08—Permission and direction – helicopter special operations [F2008L04788]\*.
- 04/09—Authority and permission – helicopter winching operations [F2009L00106]\*.
- 05/09—Instructions – use of RNAV (GNSS) approaches by RNP-capable aircraft [F2009L00115]\*.
- 06/09—Instructions – GLS approach procedures [F2009L00116]\*.
- 07/09—Instructions – for approved use of P-RNAV procedures [F2009L00103]\*.
- 08/09—Instructions – for approved use of P-RNAV procedures [F2009L00104]\*.
- 11/09—Permission and direction – helicopter special operations [F2009L00158]\*.
- 51/09—Direction – number of cabin attendants in ATR 42-500 aircraft [F2009L00170]\*.
- EX84/08—Exemption – refuelling with passengers on board [F2008L04447]\*.
- EX91/08—Exemption – refuelling with passengers on board [F2008L04545]\*.
- EX92/08—Exemption – flight data recording [F2008L04623]\*.
- EX95/08—Exemption – use of radiocommunication systems in firefighting operations (New South Wales Rural Fire Service) [F2008L04704]\*.
- EX01/09—Exemption – for seaplanes [F2009L00105]\*.
- EX02/09—Exemption – operations by RAA aircraft in Avalon aerodrome temporary restricted area [F2009L00066]\*.
- EX04/09—Exemption – gross weight for operation of Aerochute 34m<sup>2</sup> powered parachutes [F2009L00072]\*.
- EX05/09—Exemption – refuelling with passengers on board [F2009L00073]\*.

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

- AD/A320/202 Amdt 1—Main Landing Gear Door Actuator [F2008L04602]\*.
- AD/A320/225 Amdt 1—Elevator Servo-Control Rod Eye-End [F2008L04454]\*.
- AD/A320/228—Electronic Instrument System Display Management Computer Software Update [F2008L04455]\*.
- AD/A320/229—Ram Air Turbine Ejection Jack [F2008L04601]\*.
- AD/A330/94—Engine Fire Extinguishing Bottle Connection [F2008L04456]\*.
- AD/A330/95 Amdt 1—Air Data Inertial Reference Unit Operational Procedure [F2008L04758]\*.
- AD/A330/95 Amdt 2—Air Data Inertial Reference Unit Operational Procedure [F2009L00109]\*.
- AD/A330/96—Centre Fuselage FR 40 Keel Beam Flange [F2009L00079]\*.
- AD/A330/97—Main Landing Gear Bogie Beam [F2009L00080]\*.
- AD/A330/98—Fuel Pump Non Return Valve [F2009L00144]\*.
- AD/AS 355/60 Amdt 3—Tail Rotor Blade Trailing Edge [F2009L00121]\*.
- AD/AT/30—Rudder and Vertical Fin [F2008L04386]\*.
- AD/ATR 42/19 Amdt 2—Fuel Tank Safety Fuel Airworthiness Limitations [F2008L04600]\*.
- AD/B727/214—AN-26 Insulation Blankets [F2008L04563]\*.
- AD/B727/215—Elevator Quadrant Upper Support Assembly Attachment Fittings [F2008L04562]\*.
- AD/B727/216—Auxiliary Fuel Tanks [F2008L04603]\*.
- AD/B737/191 Amdt 1—Strut Insulation Blankets [F2008L04387]\*.
- AD/B737/344—Nacelle Strut Midspar Fitting Fuse Pins [F2008L04388]\*.
- AD/B737/345—Fuel Tank Safety [F2008L04461]\*.
- AD/B737/348—AN-26 Insulation Blankets [F2008L04561]\*.
- AD/B737/349—Windshield Wiper Motors [F2008L04599]\*.
- AD/B737/350—Auxiliary Fuel Tanks [F2008L04604]\*.
- AD/B737/351—Fwd and Aft Entry and Service Doors Escape Slides [F2009L00081]\*.
- AD/B747/62 Amdt 3—Flap Carriage Spindles and Aft Link Assembly [F2008L04560]\*.
- AD/B747/220 Amdt 1—Body Station 1265 Edge Frame [F2009L00082]\*.
- AD/B747/294 Amdt 2—Horizontal Stabiliser Outboard Centre Sections Upper Skin and Rear Spar Structure [F2009L00083]\*.
- AD/B747/336 Amdt 1—Nacelle Strut Attach Pin/Bolt, Dual Side Brace, and Underwing Midspar Fitting [F2009L00084]\*.
- AD/B747/342 Amdt 1—Main Entry Door No. 3 Fuselage Cutout [F2009L00085]\*.
- AD/B747/343 Amdt 2—Stretched Upper Deck Frame and Tension Tie [F2009L00086]\*.
- AD/B747/385—Fuel Pump Discharge Port [F2008L04462]\*.

AD/B747/386—EFIS/ECAS Interface Units [F2008L04463]\*.  
AD/B747/387—AN-26 Insulation Blankets [F2008L04559]\*.  
AD/B747/388—Outboard Flap Track and Transmission Attachment [F2008L04557]\*.  
AD/B747/389—Trailing Edge Flap Tracks and Track Main Carriage [F2009L00087]\*.  
AD/B767/201 Amdt 2—Body Station 955 Fail-Safe Straps [F2009L00088]\*.  
AD/B767/211 Amdt 1—Door-Mounted Escape Slide/Rafts [F2008L04389]\*.  
AD/B767/222 Amdt 1—Station 1725.5 Area Cracking [F2009L00089]\*.  
AD/B767/246—AN-26 Insulation Blankets [F2008L04556]\*.  
AD/B767/247—In-Flight Entertainment Systems [F2008L04598]\*.  
AD/B767/248—Fuel Quantity Indicating System Wire Bundles [F2008L04572]\*.  
AD/B767/249—Auxiliary Fuel Tanks [F2008L04605]\*.  
AD/BEECH/33/47—Circuit Breaker Toggle Switches [F2008L03404]—Explanatory Statement [*in substitution for explanatory statement tabled with instrument on 15 September 2008*].  
AD/BEECH 35/73—Circuit Breaker Toggle Switches [F2008L03403]—Explanatory Statement [*in substitution for explanatory statement tabled with instrument on 15 September 2008*].  
AD/BEECH 36/52—Circuit Breaker Toggle Switches [F2008L03402]—Explanatory Statement [*in substitution for explanatory statement tabled with instrument on 15 September 2008*].  
AD/BEECH 55/62 Amdt 6—Wing Main Spar Centre Section [F2008L04390]\*.  
AD/BEECH 55/97—Circuit Breaker Toggle Switches [F2008L03401]—Explanatory Statement [*in substitution for explanatory statement tabled with instrument on 17 September 2008*].  
AD/BEECH 56/35—Circuit Breaker Toggle Switches [F2008L03400]—Explanatory Statement [*in substitution for explanatory statement tabled with instrument on 17 September 2008*].  
AD/BEECH 77/16—Circuit Breaker Toggle Switches [F2008L03399]—Explanatory Statement [*in substitution for explanatory statement tabled with instrument on 17 September 2008*].  
AD/BELL 47/67 Amdt 1—Engine Oil System Flexible Lines [F2009L00155]\*.  
AD/BELL 47/79 Amdt 1—Tail Rotor Gearbox [F2009L00156]\*.  
AD/BELL 47/82 Amdt 1—Tail Rotor Drive and Fan Drive Bearings [F2009L00157]\*.  
AD/BELL 47/84—Frame Stiffening Assembly 660-2001-1 – Inspection [F2009L00093]\*.

AD/BELL 47/91—Tail Rotor Blade Assembly P/N 47-642-117-1 – Replacement [F2009L00092]\*.

AD/BELL 47/95—Bogus Main Rotor Blades [F2009L00094]\*.

AD/BELL 47/96—Bogus Main Rotor Grip P/N 47-120-252-11 [F2009L00095]\*.

AD/BELL 205/26—Fire Extinguisher Cartridges – Inspection [F2009L00145]\*.

AD/BELL 205/57—Bogus Tension Torsion Straps [F2009L00090]\*.

AD/BELL 206/129 Amdt 1—Main Landing Gear Cross Tubes [F2009L00091]\*.

AD/BELL 412/1—Engine Mount Fireshield – Installation [F2008L04464]\*.

AD/BELL 412/5 Amdt 1—Engine Fuel Switch – Inspection/Replacement [F2008L04465]\*.

AD/BELL 412/6—Main Rotor Pitch Link Assemblies – Replacement [F2008L04466]\*.

AD/BELL 412/7 Amdt 1—Airspeed and Ground Operation Restriction [F2008L04467]\*.

AD/BELL 412/8—Installation of Main Rotor Droop Restraint Kit and Cyclic Stick Centring Indicator [F2008L04469]\*.

AD/BELL 412/10—Upper Anti-Collision Strobe Light P/No HR, DF-28DRMS Inspection, Modification and Replacement [F2008L04470]\*.

AD/BELL 412/15—Battery Cable Installation [F2009L00146]\*.

AD/BELL 412/18—Engine Fuel Valve Electrical Connectors P/No MS3456W14S-5S [F2009L00148]\*.

AD/BELL 412/23—Electrical Wiring Harnesses [F2009L00149]\*.

AD/BN-2/2—Fuel Tank Sump – Modification [F2008L04471]\*.

AD/BN-2/3—Vacuum Hose – Replacement [F2008L04472]\*.

AD/BN-2/18—Engine Oil Return Pipes – Modification [F2008L04473]\*.

AD/BN-2/46—Engine Control Shaft – Inspection [F2008L04475]\*.

AD/BO 105/26—Tail Rotor – Balance Weights [F2009L00163]\*.

AD/CESSNA 170/85—Alternate Static Air Source Selector Valve Placard [F2009L00050]\*.

AD/CESSNA 177/34—Alternate Static Air Source Selector Valve Placard [F2009L00051]\*.

AD/CESSNA 180/94—Alternate Static Air Source Selector Valve Placard [F2009L00052]\*.

AD/CESSNA 185/50—Alternate Static Air Source Selector Valve Placard [F2009L00053]\*.

AD/CESSNA 206/66—Alternate Static Air Source Selector Valve Placard [F2009L00054]\*.

AD/CESSNA 207/40—Alternate Static Air Source Selector Valve Placard [F2009L00055]\*.

AD/CESSNA 208/24—Alternate Static Air Source Selector Valve Placard [F2009L00056]\*.

AD/CESSNA 210/75—Alternate Static Air Source Selector Valve Placard [F2009L00057]\*.

AD/CESSNA 303/14—Alternate Static Air Source Selector Valve Placard [F2009L00058]\*.

AD/CESSNA 336/15—Alternate Static Air Source Selector Valve Placard [F2009L00059]\*.

AD/CESSNA 337/31—Alternate Static Air Source Selector Valve Placard [F2009L00060]\*.

AD/CL-600/104—Inboard Flap Actuator [F2008L04571]\*.

AD/CL-600/104 Amdt 1—Inboard Flap Actuator [F2009L00215]\*.

AD/CL-600/105—Engine Throttle Control Gearbox [F2008L04570]\*.

AD/CL-600/106—Auxiliary Fuel Tanks [F2008L04606]\*.

AD/DA40/9—Upper Wing Skin-to-Main Spar Adhesive Joint [F2009L00096]\*.

AD/DAUPHIN/97 Amdt 1—VNE Limitation [F2008L04596]\*.

AD/DHC-3/30 Amdt 1—Elevator Connecting Rod [F2008L04555]\*.

AD/DO 228/15—Aileron Trim Actuator and Rod Spring Lever Attachment Bracket [F2008L04676]\*.

AD/EC 120/16 Amdt 1—Engine Controls – Twist Grip Assembly [F2008L04478]\*.

AD/EC 225/9 Amdt 1—Fuselage – Intermediate Gearbox Fairing Gutter [F2008L04684]\*.

AD/ECUREUIL/71 Amdt 3—Tail Rotor Blade Trailing Edge [F2009L00120]\*.

AD/ECUREUIL/100 Amdt 3—Emergency Floatation Gear – All-up Operating Weight [F2008L04641]\*.

AD/ECUREUIL/119 Amdt 2—Engine Control – Twist Grip Assembly [F2008L04479]\*.

AD/ECUREUIL/133—Collective Pitch Lever Locking Stud [F2008L04574]\*.

AD/EMB-110/3—Propeller Auto Feather System – Relay Installation [F2008L04480]\*.

AD/EMB-110/10—Fuel Tank Alternate Vent – Removal [F2008L04481]\*.

AD/EMB-110/12—Elevator Rear Bellcrank Bolts and Spring Supports – Replacement [F2008L04400]\*.

AD/EMB-110/14—Vertical Stabiliser, Rudder Central Hinge Fitting – Modification [F2008L04401]\*.

AD/EMB-110/19—Fire Extinguishing System – Wire Disconnection [F2008L04482]\*.

AD/EMB-110/26 Amdt 1—Elevator and Rudder Trim Actuators [F2008L04402]\*.

AD/EMB-110/35—Electrical Power – Generator Ground Point – Rework [F2008L04403]\*.

AD/EMB-120/48—APU Mounting Rods [F2008L04404]\*.

AD/ERJ-170/18 Amdt 1—Electrical Wiring and ARINC 429 Data Bus [F2008L04567]\*.

AD/ERJ-190/13 Amdt 1—Cargo Doors [F2009L00178]\*.

AD/ERJ-190/15 Amdt 1—Low Pressure Check Valves [F2009L00179]\*.

AD/ERJ-190/18—Ram Air Turbine Machined Support [F2008L04607]\*.

AD/ERJ-190/19—MLG Locking Stay Support Bracket Assembly Bolts [F2009L00122]\*.



AD/F28/91—Engine Controls – Fuel Fire Shut-off Valve Actuator [F2008L04608]\*.  
AD/F28/91 (Cancelled)—Engine Controls – Fuel Fire Shut-off Valve Actuator [F2008L04486]\*.  
AD/F100/92—Engine Controls – Fuel Fire Shut-off Valve Actuator [F2008L04485]\*.  
AD/F2000/33—Main Landing Gear – Shock Absorber Restrictor [F2008L04566]\*.  
AD/G164/15 Amdt 2—Rudder Main Spar [F2008L04554]\*.  
AD/GBK 117/22—Tail Rotor – Balance Weights [F2009L00181]\*.  
AD/JBK 117/6 Amdt 6—Main Rotor Blade [F2008L04407]\*.  
AD/JBK 117/30—Flight Controls – Fixed Bearing [F2008L04494]\*.  
AD/LC40/2 Amdt 1—Aileron and Elevator Linear Bearings [F2008L04688]\*.  
AD/ML-M4/4—Engine Mount Rear Support Fittings – Modification [F2009L00123]\*.  
AD/ML-M4/6—Wing Inspection Holes – Modification [F2009L00124]\*.  
AD/ML-M4/9—Front Seat Restraint Installations – Modification [F2009L00125]\*.  
AD/ML-M4/11—Engine Mount – Inspection and Modification [F2009L00126]\*.  
AD/ML-M4/19—Elevator Controls [F2009L00184]\*.  
AD/ML-M5/4—Type Certificate Compliance – Modification [F2009L00127]\*.  
AD/ML-M5/12—Elevator Controls [F2009L00186]\*.  
AD/ML-M7/4—Elevator Controls [F2009L00188]\*.  
AD/PA-23/40 Amdt 1—Front Spar – Inspection [F2009L00128]\*.  
AD/PA-23/41—Auxiliary Front Spar – Inspection [F2009L00129]\*.  
AD/PA-23/42 Amdt 1—Alternator Field Fuse – Installation [F2009L00189]\*.  
AD/PA-23/43 Amdt 1—Cleveland Wheel/Brake Assembly – Inspection and Modification [F2009L00130]\*.  
AD/PA-23/45 Amdt 1—Engine Control Support Bracket Assembly – Inspection [F2009L00190]\*.  
AD/PA-23/46 Amdt 1—Exhaust System – Inspection and Modification [F2009L00191]\*.  
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AD/PA-23/59—Wing Rear Spar – Inspection [F2009L00132]\*.  
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AD/PA-30/19—Airflow Modification Kit – Installation [F2008L04409]\*.  
AD/PA-30/21 Amdt 1—Uncoordinated Manoeuvres – Warning Placard [F2008L04502]\*.  
AD/PA-30/22—Landing Gear and Flap Assemblies – Inspection [F2008L04410]\*.  
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AD/PA-38/18—Aileron Torque Tube Bearing – Inspection [F2008L04426]\*.

AD/PA-38/20—Radio Support Installation [F2008L04507]\*.

AD/PA-38/21 Amdt 1—Vertical Fin Forward Spar Attachment Plate Replacement Life Limits [F2008L04427]\*.

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AD/PA-38/25—Fuselage Frame at Rear Spar [F2008L04430]\*.

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AD/PA-44/1—Hose Assembly – Inspection and Replacement [F2008L04509]\*.

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Schools Assistance Act—

Determination of classes of persons who are not overseas students 2008 [F2008L04760]\*.

Determination of levels of education 2008 [F2008L04759]\*.

Guidelines for determining socio-economic status (SES) scores 2008 [F2008L04762]\*.

Social Security Act—

Social Security (Deeming Threshold Rates) (FaHCSIA) Determination 2009 (No. 1) [F2009L00118]\*.

Social Security (Exempt Lump Sum) (Murray-Darling Basin Small Block Irrigators Exit Grant) (DEEWR) Determination 2008 (No. 1) [F2008L04678]\*.

Social Security Exempt Lump Sum (Murray-Darling Basin Small Block Irrigators Grant) (FaHCSIA) Determination 2008 [F2008L04670]\*.

Social Security Foreign Currency Exchange Rate Determination 2009 [F2008L04520]\*.

Social Security (Administration) Act—

Social Security (Administration) (Declared relevant Northern Territory areas — Various (No. 36)) Determination 2008 [F2008L04593]\*.

Social Security (Administration) (Declared relevant Northern Territory areas — Various (No. 37)) Determination 2008 [F2008L04661]\*.

Social Security (Administration) (Schooling Requirement) Determination 2009 (No. 1) [F2009L00240]\*.

Social Security (International Agreements) Act—

Select Legislative Instrument 2008 No. 265—Social Security (International Agreements) Act 1999 Amendment Regulations 2008 (No. 2) [F2008L04650]\*.

- Social Security (International Agreements) Act 1999 Amendment Regulations 2008 (No. 1)—Commencement (Agreement between Australia and Japan on Social Security) Instrument 2008 [F2008L04699]\*.
- Superannuation Act 1990*—Thirty-second Amending Deed to the Public Sector Superannuation Scheme Trust Deed [F2008L04706]\*.
- Superannuation Industry (Supervision) Act—Select Legislative Instrument 2008 No. 282—Superannuation Industry (Supervision) Amendment Regulations 2008 (No. 4) [F2008L04665]\*.
- Superannuation (Unclaimed Money and Lost Members) Act—Select Legislative Instrument 2008 No. 283—Superannuation (Unclaimed Money and Lost Members) Amendment Regulations 2008 (No. 1) [F2008L04663]\*.
- Supported Accommodation Assistance Act—Supported Accommodation Assistance (Form of Agreement) Determination 2008 [F2008L04686]\*.
- Sydney Airport Curfew Act—Dispensation Report 01/09.
- Taxation Administration Act—Select Legislative Instrument 2008 No. 284—Taxation Administration Amendment Regulations 2008 (No. 4) [F2008L04664]\*.
- Telecommunications Act—
- Carrier Licence Conditions (Telstra Corporation Limited) Declaration 1997 (Amendment No. 1 of 2008) [F2008L04702]\*.
  - Telecommunications Labelling (Customer Equipment and Customer Cabling) Amendment Notice 2008 (No. 2) [F2008L04654]\*.
- Telecommunications (Consumer Protection and Service Standards) Act—Digital Data Service Provider Declaration Revocation 2008 (No. 1) [F2008L04701]\*.
- Therapeutic Goods Act—
- Poisons Standard Amendment No. 3 of 2008 [F2008L04592]\*.
  - Select Legislative Instrument 2008 No. 270—Therapeutic Goods (Medical Devices) Amendment Regulations 2008 (No. 2) [F2008L04296]\*.
  - Therapeutic Goods (Emergency) Exemption 2009 (No. 1) [F2009L00154]\*.
  - Therapeutic Goods (Listing) Notices 2008—
    - (No. 5) [F2008L04537]\*.
    - (No. 6) [F2008L04538]\*.
  - Therapeutic Goods Order No. 81—Standards for blood and blood components [F2008L04724]\*.
- Trade Practices Act—
- Class Exemption Determination No. 4 of 2008 [F2008L04581]\*.
  - Consumer Protection Notices Nos—
    - 12 of 2008—Consumer Product Safety Standard for Vehicle Support Stands [F2008L04579]\*.
    - 1 of 2009—Consumer Product Safety Standard for lead and certain elements in children’s toys [F2009L00223]\*.
  - Instrument under Part X – section 10.02A—Instrument of declaration of inland terminals [F2008L04324]\*.
- Veterans’ Entitlements Act—
- Statements of Principles concerning—
    - Accommodation Disorder No. 5 of 2009 [F2008L04750]\*.
    - Accommodation Disorder No. 6 of 2009 [F2008L04751]\*.
    - Alcohol Dependence and Alcohol Abuse No. 1 of 2009 [F2009L00001]\*.

Alcohol Dependence and Alcohol Abuse No. 2 of 2009 [F2009L00002]\*.  
 Cardiac Myxoma No. 11 of 2009 [F2009L00005]\*.  
 Cardiac Myxoma No. 12 of 2009 [F2009L00006]\*.  
 Chilblains No. 9 of 2009 [F2009L00003]\*.  
 Chilblains No. 10 of 2009 [F2009L00004]\*.  
 Drug Dependence and Drug Abuse No. 3 of 2009 [F2008L04748]\*.  
 Drug Dependence and Drug Abuse No. 4 of 2009 [F2008L04749]\*.  
 Thromboangiitis Obliterans No. 7 of 2009 [F2008L04752]\*.  
 Thromboangiitis Obliterans No. 8 of 2009 [F2008L04753]\*.

Veterans' Entitlements Income (Exempt Lump Sum – Australian Health Management Group and Medibank Private Merger Payment) Determination No. R9 of 2009 [F2009L00077]\*.

Veterans' Entitlements Income (Exempt Lump Sum – Manchester Unity and HCF Merger Payments) Determination No. R7 of 2009 [F2009L00024]\*.

Veterans' Entitlements Income (Exempt Lump Sum – Murray-Darling Basin Small Block Irrigators Grant) Determination No. R8 of 2009 [F2009L00048]\*.

Water Act—Select Legislative Instrument 2008 No. 285—Water Amendment Regulations 2008 (No. 3) [F2008L04653]\*.

*Governor-General's Proclamation—Commencement of provisions of Acts*

*Civil Aviation Legislation Amendment (1999 Montreal Convention and Other Measures) Act 2008—Schedules 1 and 2—24 January 2009 [F2008L04662]\*.*

*National Health Security Act 2007—Part 3—31 January 2009 [F2008L04297]\*.*

*Same-Sex Relationships (Equal Treatment in Commonwealth Laws — Superannuation) Act 2008—Schedule 1—1 January 2009 [F2008L04609]\*.*

*Superannuation (Departing Australia Superannuation Payments Tax) Amendment Act 2008—Schedule 1—1 April 2009 [F2008L04639]\*.*

*Temporary Residents' Superannuation Legislation Amendment Act 2008—Schedule 1—18 December 2008 [F2008L04636]\*.*

*Water Amendment Act 2008—Schedule 2—15 December 2008 [F2008L04656]\*.*

\* Explanatory statement tabled with legislative instrument.

**44 INDEXED LISTS OF DEPARTMENTAL AND AGENCY FILES—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENT**

The following document was 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 2008—Statement of compliance—Australian Trade Commission.

**45 DEPARTMENTAL AND AGENCY APPOINTMENTS AND VACANCIES—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS**

The following documents were tabled pursuant to the order of the Senate of 24 June 2008:

Departmental and agency appointments and vacancies—Additional estimates—Letters of advice—

Attorney-General's portfolio agencies.

Australian National Audit Office.

Australian Public Service Commission.

Climate Change and Water portfolio agencies.  
Commonwealth Ombudsman.  
Department of the Prime Minister and Cabinet.  
Education, Employment and Workplace Relations portfolio agencies.  
Environment, Heritage and the Arts portfolio agencies.  
Families, Housing, Community Services and Indigenous Affairs portfolio agencies.  
Finance and Deregulation portfolio agencies.  
Foreign Affairs and Trade portfolio agencies.  
Health and Ageing portfolio agencies.  
Human Services portfolio agencies.  
Innovation, Industry, Science and Research portfolio agencies.  
Inspector-General of Intelligence and Security.  
National Archives of Australia.  
Office of the Privacy Commissioner.  
Old Parliament House.

**46 DEPARTMENTAL AND AGENCY GRANTS—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS**

The following documents were tabled pursuant to the order of the Senate of 24 June 2008:

Departmental and agency grants—Additional estimates—Letters of advice—  
Attorney-General's portfolio agencies.  
Australian National Audit Office.  
Australian Public Service Commission.  
Climate Change and Water portfolio agencies [2].  
Commonwealth Ombudsman.  
Department of the Prime Minister and Cabinet.  
Environment, Heritage and the Arts portfolio agencies.  
Families, Housing, Community Services and Indigenous Affairs portfolio agencies.  
Finance and Deregulation portfolio agencies.  
Foreign Affairs and Trade portfolio agencies.  
Health and Ageing portfolio agencies.  
Human Services portfolio agencies.  
Innovation, Industry, Science and Research portfolio agencies.  
Inspector-General of Intelligence and Security.  
National Archives of Australia.  
Office of the Privacy Commissioner.  
Old Parliament House.

**47 COMMITTEE MEMBERSHIP**

The Acting Deputy President (Senator Hurley) informed the Senate that the President had received letters requesting changes in the membership of committees.

The Parliamentary Secretary to the Minister for Health and Ageing (Senator McLucas), by leave, moved—That senators be discharged from and appointed to committees as follows:

**Men's Health—Select Committee—**

Discharged—Senator Adams from 3 February 2009, Senator Cash from 12 May 2009

Appointed—Senator Cash from 3 February 2009, Senator Adams from 12 May 2009

**Procedure—Standing Committee—**

Discharged—Senator Siewert

Appointed—Senators Abetz and Bob Brown.

Question put and passed.

**48 GOVERNOR-GENERAL'S MESSAGES—ASSENT TO LAWS**

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

**4 December 2008—Message—**

No. 51—*Same-Sex Relationships (Equal Treatment in Commonwealth Laws—Superannuation) Act 2008* (Act No. 134, 2008).

No. 52—*Evidence Amendment Act 2008* (Act No. 135, 2008).

**8 December 2008—Message—**

No. 53—

*Australian Curriculum, Assessment and Reporting Authority Act 2008* (Act No. 136, 2008)

*National Measurement Amendment Act 2008* (Act No. 137, 2008)

*Transport Security Amendment (2008 Measures No. 1) Act 2008* (Act No. 138, 2008).

No. 54—*Water Amendment Act 2008* (Act No. 139, 2008).

**9 December 2008—Message—**

No. 55—*Aged Care Amendment (2008 Measures No. 2) Act 2008* (Act No. 140, 2008).

No. 56—*Tax Laws Amendment (Education Refund) Act 2008* (Act No. 141, 2008).

No. 57—

*Education Legislation Amendment Act 2008* (Act No. 142, 2008)

*Families, Housing, Community Services and Indigenous Affairs and Other Legislation Amendment (Further 2008 Budget and Other Measures) Act 2008* (Act No. 143, 2008)

*Same-Sex Relationships (Equal Treatment in Commonwealth Laws—General Law Reform) Act 2008* (Act No. 144, 2008)

*Tax Laws Amendment (2008 Measures No. 5) Act 2008* (Act No. 145, 2008).



11 December 2008—Message—

No. 58—

*Corporations Amendment (Short Selling) Act 2008* (Act No. 146, 2008)

*Interstate Road Transport Charge Amendment Act (No. 2) 2008* (Act No. 147, 2008)

*Road Charges Legislation Repeal and Amendment Act 2008* (Act No. 148, 2008).

No. 59—

*Social Security and Veterans' Entitlements Legislation Amendment (Schooling Requirements) Act 2008* (Act No. 149, 2008)

*Tax Laws Amendment (Luxury Car Tax—Minor Amendments) Act 2008* (Act No. 150, 2008).

No. 60—

*Temporary Residents' Superannuation Legislation Amendment Act 2008* (Act No. 151, 2008)

*Superannuation (Departing Australia Superannuation Payments Tax) Amendment Act 2008* (Act No. 152, 2008)

*Schools Assistance Act 2008* (Act No. 153, 2008).

18 December 2008—Message—

No. 61—

*Nation-building Funds Act 2008* (Act No. 154, 2008)

*Nation-building Funds (Consequential Amendments) Act 2008* (Act No. 155, 2008)

*COAG Reform Fund Act 2008* (Act No. 156, 2008).

No. 62—*Safe Work Australia (Consequential and Transitional Provisions) Act 2008* (Act No. 157, 2008).

No. 63—

*Broadcasting Legislation Amendment (Digital Television Switch-over) Act 2008* (Act No. 158, 2008)

*Migration Legislation Amendment (Worker Protection) Act 2008* (Act No. 159, 2008).

#### 49 **TEMPORARY RESIDENTS' SUPERANNUATION LEGISLATION AMENDMENT BILL 2008**

A message from the House of Representatives was reported agreeing to the amendments made by the Senate to the following bill:

Message no. 234, dated 5 December 2008—Temporary Residents' Superannuation Legislation Amendment Bill 2008.

#### 50 **BROADCASTING LEGISLATION AMENDMENT (DIGITAL TELEVISION SWITCH-OVER) BILL 2008**

A message from the House of Representatives was reported as follows:

Message no. 235, dated 5 December 2008—Broadcasting Legislation Amendment (Digital Television Switch-over) Bill 2008, not insisting on its amendments nos 2, 4, 5, 6 and 7 to which the Senate had disagreed and agreeing to the consequential amendment made by the Senate.

**51 TAX LAWS AMENDMENT (POLITICAL CONTRIBUTIONS AND GIFTS) BILL 2008**

Order of the day read for the adjourned debate on the motion of the Minister for Innovation, Industry, Science and Research (Senator Carr)—That this bill be now read a second time.

Question put.

The Senate divided—

**AYES, 35**

Senators—

Arbib	Farrell (Teller)	Hutchins	Pratt
Bilyk	Faulkner	Ludlam	Sherry
Bishop	Feeney	Ludwig	Siewert
Brown, Carol	Fielding	Lundy	Stephens
Cameron	Forshaw	Marshall	Sterle
Collins	Furner	McLucas	Wong
Conroy	Hanson-Young	Milne	Wortley
Crossin	Hogg	Moore	Xenophon
Evans	Hurley	O'Brien	

**NOES, 32**

Senators—

Abetz	Coonan	Humphries	Parry (Teller)
Barnett	Cormann	Johnston	Payne
Bernardi	Eggleston	Joyce	Ronaldson
Birmingham	Ferguson	Kroger	Ryan
Boyce	Fierravanti-Wells	Mason	Scullion
Bushby	Fifield	McGauran	Troeth
Cash	Fisher	Minchin	Trood
Colbeck	Heffernan	Nash	Williams

Bill read a second time.

The Senate resolved itself into committee for the consideration of the bill.

*In the committee*

Bill taken as a whole by leave.

Senator Ludlam moved the following amendments together by leave:

Schedule 1, item 8, page 7 (lines 9 and 10), omit the item, substitute:

**8 Section 12-5 (table item headed “political parties”)**

Repeal the item, substitute:

**political contributions and gifts**

deductions by companies for ..... 26-22

deductions by individuals for ..... Division 30

Schedule 1, item 9, page 7 (line 13), at the end of the heading to section 26-22, add “**by companies**”.

Schedule 1, item 9, page 7 (line 14), omit “*You*”, substitute “*Companies*”.

Schedule 1, item 9, page 7 (line 15), omit “*You*”, substitute “*A company*”.

Schedule 1, item 10, page 8 (lines 26 to 28), omit the item, substitute:

**10 Subsection 30-5(1)**

Before “making”, insert “an individual”.

Schedule 1, item 12, page 8 (lines 31 and 32), omit the item, substitute:

**12 Subsection 30-5(1) (note 2)**

After “gifts”, insert “by individuals”.

Schedule 1, item 14, page 9 (lines 3 and 4), omit the item, substitute:

**14 Subsection 30-15(2) (note 2)**

After “gifts”, insert “by individuals”.

Schedule 1, item 15, page 9 (lines 5 and 6), omit the item, substitute:

**15 Subdivision 30-DA (heading)**

After “Donations”, insert “by individuals”.

Schedule 1, page 9 (after line 6), after item 15, insert:

**15A Section 30-241**

Omit “you” (twice occurring), substitute “an individual”.

Schedule 1, page 9 (after line 6), after item 15, insert:

**15B Section 30-242 (heading)**

After “Deduction”, insert “by an individual”.

Schedule 1, page 9 (after line 6), after item 15, insert:

**15C Subsection 30-242(1)**

Omit “You”, substitute “An individual”.

Schedule 1, page 9 (after line 6), after item 15, insert:

**15D Subsection 30-242(2)**

Omit “you”, substitute “an individual”.

Schedule 1, page 9 (after line 6), after item 15, insert:

**15E Subsection 30-242(4)**

Omit “You”, substitute “An individual”.

Schedule 1, page 9 (after line 6), after item 15, insert:

**15F Section 30-243 (heading)**

After “deduction”, insert “by an individual”.

Schedule 1, page 9 (after line 6), after item 15, insert:

**15G Subsections 30-243(1) and (2)**

After “deduction” (wherever occurring), insert “by an individual”.

Schedule 1, page 9 (after line 6), after item 15, insert:

**15H Paragraphs 30-243(2)(a) and (b)**

Omit “you” (wherever occurring), substitute “the individual”.

Schedule 1, page 9 (after line 6), after item 15, insert:

**15I Subsections 30-243(3) and (4)**

Omit “You” (wherever occurring), substitute “An individual”.

Debate ensued.

Question—That the amendments be agreed to—put.

The committee divided—

AYES, 38

Senators—

Barnett	Cormann	Joyce	Ronaldson
Bernardi	Eggleston	Kroger	Ryan
Birmingham	Ferguson	Ludlam	Scullion
Boswell	Fierravanti-Wells	Macdonald	Siewert
Boyce	Fifield	Mason	Troeth
Brandis	Fisher	McGauran	Trood
Bushby	Hanson-Young	Milne	Williams (Teller)
Cash	Heffernan	Nash	Xenophon
Colbeck	Humphries	Parry	
Coonan	Johnston	Payne	

NOES, 28

Senators—

Arbib	Crossin	Hogg	O'Brien
Bilyk	Farrell (Teller)	Hurley	Pratt
Bishop	Faulkner	Hutchins	Sherry
Brown, Carol	Feeney	Lundy	Stephens
Cameron	Fielding	Marshall	Sterle
Collins	Forshaw	McLucas	Wong
Conroy	Furner	Moore	Wortley

Question agreed to.

Question—That the bill, as amended, be agreed to—divided, at the request of Senator Ludlam, in respect of Schedule 1, items 7, 11, 13, 16, 19 and 20.

Question—That Schedule 1, items 7, 11, 13, 16, 19 and 20 stand as printed—put and negatived.

The Leader of the Family First Party (Senator Fielding) moved the following amendment:

Page 9 (after line 25), at the end of the bill, add:

**Schedule 2—Amendment of the Commonwealth Electoral Act 1918**

**1 After section 294**

Insert:

**294A Limit on election funding**

In section 294, the entitlement to election funding is limited to a maximum of \$10,000,000.

Debate ensued.

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

Bill, as amended, agreed to.

Bill to be reported with amendments.

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The Deputy President (Senator Ferguson) resumed the chair and the Chair of Committees reported accordingly.

On the motion of the Minister for Broadband, Communications and the Digital Economy (Senator Conroy) the report from the committee was adopted and the bill read a third time. Senator Fielding recorded his vote for the noes in respect of the question for the third reading.

**52 CORPORATIONS AMENDMENT (NO. 1) BILL 2008 [2009]**

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

Debate resumed.

Question put and passed.

Bill read a second time.

The Senate resolved itself into committee for the consideration of the bill.

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*In the committee*

Bill taken as a whole by leave.

Senator Milne moved the following amendment:

Schedule 1, page 3 (after line 6), after item 1, insert:

**1A Paragraph 200F(2)(b)**

Repeal the paragraph, substitute:

- (b) the value of the benefit, when added to the value of all other payments (if any) already made or payable in connection with the person's retirement from board or managerial offices in the company and related bodies corporate, does not exceed the amount worked out under subsection (4).

**1B Subsections 200F(3), (4) and (5)**

Repeal the subsections, substitute:

- (3) For the purposes of paragraph (2)(b), *other payments* includes:
  - (a) payments of the market value of shares or share-based payments that become exercisable in connection with a person's retirement from a board or managerial office in the company or in a related body corporate; and
  - (b) payments by way of pension or lump sum, including a superannuation, retiring allowance, superannuation gratuity or similar payment.
- (4) The amount worked out under this subsection is:
  - (a) if the period or periods during which the person held a board or managerial office in the company or in a related body corporate total less than 12 months—the amount that is in the same proportion to \$1,000,000 as that total period is to 12 months; or
  - (b) if the period or periods during which the person held a board or managerial office in the company or in a related body corporate totals 12 months or more—\$1,000,000.

**1C Paragraph 200G(1)(c)**

Omit "subsection (2)", substitute "subsection (3)".

**1D Subsection 200G(1)**

Omit “In applying paragraph (c), disregard any pensions or lump sums that section 200F applies to.”, substitute “In applying paragraph (c), the value of the benefit includes any pensions or lump sums that section 200F applies to.”.

**1E Subsections 200G(2) and (3)**

Repeal the subsections, substitute:

- (2) For the purposes of paragraph (1)(c), *other payments* includes:
  - (a) payments of the market value of shares or share-based payments that become exercisable in connection with a person’s retirement from a board or managerial office in the company or in a related body corporate; and
  - (b) payments by way of pension or lump sum, including a superannuation, retiring allowance, superannuation gratuity or similar payment.
- (3) The payment limit is \$1,000,000.

**1F Subsections 200G(5) and (6)**

Repeal the subsections.

Debate ensued.

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*At 6.50 pm:* The Acting Deputy President (Senator Barnett) resumed the chair and the Temporary Chair of Committees reported progress.

**53 GOVERNMENT DOCUMENTS—CONSIDERATION**

The following government document tabled earlier today (*see entry no. 29*) was considered:

Australian Electoral Commission—Report for 2007-08—Correction. Motion to take note of document moved by Senator Williams. Debate adjourned till Thursday at general business, Senator Williams in continuation.

**54 ADJOURNMENT**

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

Debate ensued.

The Senate adjourned at 7.21 pm till Wednesday, 4 February 2009 at 9.30 am.

**55 ATTENDANCE**

Present, all senators except Senators Adams\*, McEwen\* and Polley (\* on leave).

**HARRY EVANS**  
Clerk of the Senate