

2008-10

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:

Advisory panel on the marketing in Australia of infant formula—Report for 2008-09.

*Air Passenger Ticket Levy (Collection) Act 2001*—Report for 1 April 2009 to 31 March 2010.

*Broadcasting Services Act 1992*—Content and access: The future of program standards and captioning requirements on digital television multi-channels—Report, dated June 2010.

Council of Australian Governments—National partnership agreement to establish a National Road Safety Council, dated April 2009.

Department of the Treasury—Report on the operation of the Guarantee Scheme for Large Deposits and Wholesale Funding, dated 21 May 2010.

*Local Government (Financial Assistance) Act 1995*—Report for 2007-08 on the operation of the Act.

National Health and Medical Research Council—Strategic plan 2010-12.

Productivity Commission—Report no. 48—Australia's anti-dumping and countervailing system, dated 18 December 2009.

Snowy Hydro Limited—Financial report for the period 29 June 2008 to 4 July 2009.

Tourism Australia—Report for 2008-09—Correction.

Treaties—

*Bilateral*—

Second Protocol to the Agreement between Australia and the Republic of Austria on Social Security, done at Vienna on 17 February 2010—Text, together with national interest analysis.

Text, together with national interest analysis and regulation impact statement—

Amendments to the Implementation Procedures for Airworthiness Covering Design Approval, Production Activities, Export Airworthiness Approval, Post Design Approval Activities, and Technical Assistance Between Authorities, done at Gold Coast on 26 September 2005 [2006] ATS 17.

Convention between the Government of Australia and the Government of the Republic of Turkey for the Avoidance of Double Taxation with Respect to Taxes on Income and the Prevention of Fiscal Evasion, and Protocol, done at Ankara on 28 April 2010.

*Multilateral*—

Accession to the Agreement establishing the Advisory Centre on WTO Law, done at Seattle on 30 November 1999—Text, together with national interest analysis and annexures.

Agreement on Requirements for Wine Labelling, done at Canberra on 23 January 2007—Text, together with national interest analysis and regulation impact statement.

Text, together with national interest analysis—

2010 Amendments to Appendices I and II of the Convention on International Trade in Endangered Species of Wild Fauna and Flora, done at Doha on 25 March 2010.

Amendments to the Amended Convention on the International Mobile Satellite Organization adopted at the Twentieth Session of the Assembly, done at Malta on 2 October 2008.

United Nations Convention on the Use of Electronic Communications in International Contracts, done at New York on 23 November 2005.

Universal Postal Union: Eighth Additional Protocol to the Constitution of 10 July 1964, as amended; Convention, and Final Protocol; First Additional Protocol to the General Regulations and the Postal Payment Services Agreement, done at Geneva on 12 August 2008.

**3 FUEL AND ENERGY—SELECT COMMITTEE—LEAVE TO MEET DURING SITTING**

The Chair of the Select Committee on Fuel and Energy (Senator Cormann), by leave, moved—That the Select Committee on Fuel and Energy be authorised to hold a private meeting otherwise than in accordance with standing order 33(1) during the sitting of the Senate today, from 3 pm.

Question put and passed.

**4 COMMUNITY AFFAIRS REFERENCES COMMITTEE—LEAVE TO MEET DURING SITTING**

The Chair of the Community Affairs References Committee (Senator Siewert), by leave, moved—That the Community Affairs References Committee be authorised to hold a public meeting during the sitting of the Senate today, from 3.15 pm to 5 pm, to take evidence for the committee's inquiry into the impact of gene patents on the provision of healthcare in Australia.

Question put and passed.

**5 EXCISE TARIFF AMENDMENT (TOBACCO) BILL 2010  
CUSTOMS TARIFF AMENDMENT (TOBACCO) BILL 2010**

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

Message no. 593, dated 1 June 2010—A Bill for an Act to amend the *Excise Tariff Act 1921*.

Message no. 594, dated 1 June 2010—A Bill for an Act to amend the *Customs Tariff Act 1995*, and for related purposes.

The Parliamentary Secretary for Social Inclusion (Senator Stephens) moved—That these bills may proceed without formalities, may be taken together and be now read a first time.

Question put and passed.

Bills read a first time.

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

Debate ensued.

Question put and passed.

Bills read a second time.

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

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*In the committee*

Bills, taken together and as a whole by leave, debated and agreed to.

Bills to be reported without requests for amendments.

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

On the motion of the Assistant Treasurer (Senator Sherry) the report from the committee was adopted and the bills read a third time.

**6 PAID PARENTAL LEAVE BILL 2010**

**PAID PARENTAL LEAVE (CONSEQUENTIAL AMENDMENTS) BILL 2010**

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

Message no. 591, dated 1 June 2010—A Bill for an Act to provide for the payment of parental leave pay, and for related purposes.

Message no. 592, dated 1 June 2010—A Bill for an Act to make amendments consequential on the enactment of the *Paid Parental Leave Act 2010*, and for related purposes.

The Assistant Treasurer (Senator Sherry) moved—That these bills may proceed without formalities, may be taken together and be now read a first time.

Question put and passed.

Bills read a first time.

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

Debate ensued.

*At 2 pm:* Debate was interrupted while Senator Fifield was speaking.

**7 QUESTIONS**

Questions without notice were answered.

**8 MOTION TO TAKE NOTE OF ANSWERS**

Senator Brandis moved—That the Senate take note of the answers given by the Minister for Climate Change, Energy Efficiency and Water (Senator Wong) to questions without notice asked by the Leader of the Opposition in the Senate (Senator Abetz) and Senators Cash and Williams today relating to the proposed new tax on resources.

Debate ensued.

Question put and passed.

**9 ENVIRONMENT, COMMUNICATIONS AND THE ARTS LEGISLATION COMMITTEE—  
ESTIMATES HEARINGS—PERSONAL EXPLANATION**

The Minister for Climate Change, Energy Efficiency and Water (Senator Wong), by leave, made a personal explanation relating to evidence given during the consideration by the Environment, Communications and the Arts Legislation Committee of the 2010-11 Budget estimates on 27 May 2010 concerning the proposed Carbon Pollution Reduction Scheme.

**10 DEATH OF FORMER MEMBER URQUHART (TED) EDWARD INNES**

The Deputy President (Senator Ferguson) informed the Senate of the death, on 28 May 2010, of Urquhart (Ted) Edward Innes, a member of the House of Representatives for the division of Melbourne from 1972 to 1983.

**11 DEATH OF SAPPER JACOB MOERLAND AND SAPPER DARREN SMITH**

The Minister for Defence (Senator Faulkner), by leave, moved—That the Senate records its deep sorrow at the death, on 7 June 2010, of Sapper Jacob Moerland and Sapper Darren James Smith, while on combat operations in Afghanistan, and places on record its greatest appreciation of their service to our country, and tenders its profound sympathy to their families in their bereavement.

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

Question passed.

**12 PETITIONS**

The following 3 petitions, lodged with the Clerk by the senators indicated, were received:

By Senator Boswell, from 434 petitioners, requesting that the Senate take action to reform the tax system to allow all families to be taxed at the same rate per family unit.

By Senator Boswell, from 444 petitioners, requesting that the Senate take action to ensure equal maternity leave pay to all mothers, and to reform childcare funding laws to provide that such funding goes directly to parents.

By Senator Pratt, from 764 petitioners, requesting that the Senate take action to have relocated the mobile telecommunications tower at the Beldon shopping centre, Western Australia, and to review legislation regarding mobile telecommunications tower placement.

**13 NOTICES**

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

- (1) That the Finance and Public Administration Legislation Committee reconvene to resume its consideration of the 2010-11 Budget estimates on Thursday, 17 June 2010, during the sitting of the Senate from 4.30 pm to 6.30 pm, for the purpose of further examination of outcome Program 2.1, specifically, matters relating to government advertising.
- (2) That Senator Ludwig as the responsible minister, and officers and staff from the Department of Finance and Deregulation with responsibility for matters relating to government advertising, appear before the committee to answer questions. (*general business notice of motion no. 807*)



Senator Scullion: To move on the next day of sitting—That the Legal and Constitutional Affairs Legislation Committee present its report on the Wild Rivers (Environmental Management) Bill 2010 [No. 2] by 10 am on Thursday, 17 June 2010. (*general business notice of motion no. 808*)

The Chair of the Finance and Public Administration References Committee (Senator Ryan): To move on the next day of sitting—That the time for the presentation of the report of the Finance and Public Administration References Committee on COAG reforms relating to health and hospitals be extended to 21 June 2010. (*general business notice of motion no. 809*)

The Chair of the Rural and Regional Affairs and Transport References Committee (Senator Nash): To move on the next day of sitting—That the report of the Rural and Regional Affairs and Transport References Committee on import restrictions on beef be presented by 22 June 2010. (*general business notice of motion no. 810*)

The Chair of the Environment, Communications and the Arts References Committee (Senator Fisher): To move on the next day of sitting—That the time for the presentation of the report of the Environment, Communications and the Arts References Committee on the sustainable management by the Commonwealth of water resources be extended to 30 July 2010. (*general business notice of motion no. 811*)

The Chair of the Community Affairs References Committee (Senator Siewert): To move on the next day of sitting—That the time for the presentation of the report of the Community Affairs References Committee on the impact of gene patents on the provision of healthcare in Australia be extended to 2 September 2010. (*general business notice of motion no. 812*)

The Leader of the Australian Greens (Senator Bob Brown): To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to require the Auditor-General to oversee expenditure on government information and advertising campaigns, and for related purposes. ***Preventing the Misuse of Government Advertising Bill 2010***. (*general business notice of motion no. 813*)

The Leader of the Australian Greens (Senator Bob Brown): To move on the next day of sitting—That, upon its introduction, the Preventing the Misuse of Government Advertising Bill 2010 be referred to the Finance and Public Administration Legislation Committee for inquiry and report by 21 June 2010.

The Chair of the Legal and Constitutional Affairs References Committee (Senator Barnett): To move on the next day of sitting—That the following matter be referred to the Legal and Constitutional Affairs References Committee for inquiry and report by 30 November 2010:

The past and present practices of donor conception in Australia, with particular reference to:

- (a) donor conception regulation and legislation across federal and state jurisdictions;
- (b) the conduct of clinics and medical services, including:
  - (i) payments for donors,
  - (ii) management of data relating to donor conception, and
  - (iii) provision of appropriate counselling and support services;
- (c) the number of offspring born from each donor with reference to the risk of consanguine relationships; and
- (d) the rights of the donor conceived.

Senator Lundy: To move on the next day of sitting—That the Joint Committee of Public Accounts and Audit be authorised to hold a public meeting during the sitting of the Senate, from 10 am to 1 pm, on Thursday, 17 June 2010, to take evidence for the committee's inquiry into the role of the Auditor-General in monitoring compliance with the 'Guidelines on Campaign Advertising'. (*general business notice of motion no. 814*)

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

- (1) That the Senate notes that at the G20 meeting in Pittsburgh in September 2009, the Prime Minister (Mr Rudd) agreed to 'phase out and rationalise over the medium term inefficient fossil fuel subsidies while providing targeted support for the poorest' and further that the Prime Minister also agreed to report back to the G20 on how to implement this commitment.
- (2) That there be laid on the table by 10 am on 17 June 2010, any document that the Government provided to the meeting of the G20 Finance Ministers and Central Bank Governors at Busan, Korea, on 5 June and 6 June 2010, regarding the commitment to phase out fossil fuel subsidies, including:
  - (a) the implementation plans for the phase out as required by the commitment, including any assessment of the nature and size of fossil fuels subsidies in Australia; and
  - (b) any advice from the department to the minister in relation to these implementation plans and how the Government seeks to define 'fossil fuel subsidy'. (*general business notice of motion no. 815*)

Senator Xenophon: To move on the next day of sitting—That new regulations 4.67C and 4.67E in item [2] of Schedule 1 to the Aviation Transport Security Amendment Regulations 2010 (No. 1), as contained in Select Legislative Instrument 2010 No. 80 and made under the *Aviation Transport Security Act 2004*, be disallowed.

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

- (a) notes that:
  - (i) the World Trade Organization (WTO) has issued a report to the Australian and New Zealand Governments regarding Australia's 90-year-long ban on importing apples from New Zealand, and
  - (ii) the recommendations contained within the report could expose Australia's apple and pear industry to greater risk from disease and pests foreign to Australia's shores;
- (b) recognises that:
  - (i) the Australian apple and pear industry generates an annual turnover of approximately \$500 million and any increase in major quarantine incursions could devastate both the industry's biosecurity and future financial viability, and
  - (ii) it is of paramount importance that Australia protects its biosecurity and maintains a disease free apple and pear producing industry; and
- (c) calls on the Federal Government to:
  - (i) publish the report as soon as possible to allow thorough consultation and review,
  - (ii) vigorously defend the integrity of Australia's science-based quarantine regime, and
  - (iii) appeal any errors of law in the WTO interim report to the relevant appellate body. (*general business notice of motion no. 815*)

The Special Minister of State (Senator Ludwig): To move on the next day of sitting—  
That—

- (1) On Thursday, 17 June 2010:
  - (a) the hours of meeting shall be 9.30 am to 6.30 pm and 7.30 pm to adjournment;
  - (b) the routine of business from 7.30 pm shall be government business only;
  - (c) divisions may take place after 4.30 pm; and
  - (d) if the Senate is sitting at 10 pm, the sitting of the Senate be suspended till 9 am on Friday, 18 June 2010.
- (2) On Friday, 18 June 2010, the question for the adjournment of the Senate shall be put at 1.30 pm.

Senator Hanson-Young: To move on 17 June 2010—That the Senate—

- (a) recognises that:
  - (i) 20 June 2010 marks World Refugee Day 2010,
  - (ii) the global theme for 2010 is 'Home', in recognition of the plight of more than 40 million uprooted people around the world, and
  - (iii) as a signatory to the 1951 United Nations Geneva Convention Relating to the Status on Refugees, Australia is obliged to protect those seeking asylum from persecution;
- (b) notes, with concern:
  - (i) the Government's commitment to reopening desert detention centres across the country, and
  - (ii) the effect that the suspension of processing claims for asylum seekers from Sri Lanka and Afghanistan will have on the mental health of some of the worlds most vulnerable; and
- (c) calls on the Government to immediately lift the imposed suspension and process all claims for asylum, irrespective of race or ethnicity. (*general business notice of motion no. 817*)

Senator Hanson-Young: To move on 21 June 2010—That the Senate—

- (a) notes:
  - (i) the recent report from the International Crisis Group on War Crimes in Sri Lanka, and
  - (ii) this report, recommends, among other things, for the United Nations (UN) to authorise an independent international inquiry into the alleged war crimes in Sri Lanka during the last year of the conflict; and
- (b) calls on the Australian Government, as an active member state of the UN, to encourage the UN to investigate the alleged war crimes in Sri Lanka. (*general business notice of motion no. 818*)

The Leader of the Family First Party (Senator Fielding): To move on the next day of sitting—That the following matters be referred to the Finance and Public Administration References Committee for inquiry and report by 30 June 2010:

- (a) whether the Rudd Government's tax reform advertising campaign is an outrageous abuse of taxpayers' dollars;
- (b) whether the Rudd Government should be allowed to spend millions of dollars in advertising a new tax that has not been approved by parliament;

- (c) whether the Special Minister of State and Cabinet Secretary (Senator Ludwig) acted appropriately in exempting the tax reform advertising campaign from the *Guidelines on Information and Advertising Campaigns by Australian Government Departments and Agencies*; and
- (d) what further provisions are necessary to strengthen the controls on government advertising to prevent taxpayers' dollars being used for electioneering purposes in the future.

The Leader of the Australian Greens (Senator Bob Brown): To move on the next day of sitting—That on 22 June 2010 so much of the standing orders be suspended as would prevent the following motion having precedence over all other business until determined:

That the Senate:

- (a) notes the Obama Administration's Afghanistan exit plan to start to bring troops home by the middle of 2011; and
- (b) calls on the Australian Government to develop an exit plan for Australia's combat troops from Afghanistan. (*general business notice of motion no. 819*)

#### 14 LEAVE OF ABSENCE

Senator O'Brien, by leave, moved—That leave of absence be granted to the following senators:

- (a) Senator Carr from 15 June to 17 June 2010, on account of parliamentary business; and
- (b) Senator McEwen for today, for personal reasons.

Question put and passed.

#### 15 COMMITTEES—EXTENSIONS OF TIME TO REPORT

Senator O'Brien, by leave and at the request of the chairs of the respective committees, moved—That the time for the presentation of reports of committees be extended as follows:

- (a) Legal and Constitutional Affairs Legislation Committee—
  - (i) provisions of the National Security Legislation Amendment Bill 2010 and the Parliamentary Joint Committee on Law Enforcement Bill 2010—to 17 June 2010,
  - (ii) provisions of the Migration Amendment (Visa Capping) Bill 2010—to 11 August 2010, and
  - (iii) provisions of the Human Rights (Parliamentary Scrutiny) Bill 2010 and the Human Rights (Parliamentary Scrutiny) (Consequential Provisions) Bill 2010—to 17 August 2010;
- (b) Foreign Affairs, Defence and Trade Legislation Committee—Provisions of the Autonomous Sanctions Bill 2010—to 26 August 2010; and
- (c) Finance and Public Administration Legislation Committee—
  - (i) provisions of the Electoral and Referendum Amendment (How-to-Vote Cards and Other Measures) Bill 2010—to 17 June 2010, and
  - (ii) provisions of the Electoral and Referendum Amendment (Modernisation and Other Measures) Bill 2010—to 17 June 2010.

Question put and passed.

**16 ENVIRONMENT, COMMUNICATIONS AND THE ARTS LEGISLATION COMMITTEE—  
LEAVE TO MEET DURING SITTING**

Senator O'Brien, by leave and at the request of the Chair of the Environment, Communications and the Arts Legislation Committee (Senator McEwen), moved—That the Environment, Communications and the Arts Legislation Committee be authorised to hold an in camera hearing during the sitting of the Senate on Wednesday, 16 June 2010.

Question put and passed.

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

Senator O'Brien, by leave and on behalf of the Joint Committee of Public Accounts and Audit, moved—That the Joint Committee of Public Accounts and Audit be authorised to hold a public meeting during the sitting of the Senate on Wednesday, 16 June 2010, from 11.15 am to 1.30 pm, to take evidence for the committee's inquiry into the review of Auditor-General's reports.

Question put and passed.

**18 NATIONAL BROADBAND NETWORK—SELECT COMMITTEE—LEAVE TO MEET  
DURING SITTING**

Senator Parry, by leave and at the request of the Chair of the Select Committee on the National Broadband Network (Senator Macdonald), moved—That the Select Committee on the National Broadband Network be authorised to hold a private meeting otherwise than in accordance with standing order 33(1) during the sitting of the Senate today, from 4.45 pm.

Question put and passed.

**19 POSTPONEMENTS**

The following items of business were postponed:

Business of the Senate notice of motion no. 1 standing in the name of Senator Xenophon for today, proposing a reference to the Community Affairs References Committee, postponed till 21 June 2010.

Government business notice of motion no. 1 standing in the name of the Minister for Broadband, Communications and the Digital Economy (Senator Conroy) for today, relating to the consideration of legislation, postponed till 31 August 2010.

General business notice of motion no. 694 standing in the name of the Leader of the Family First Party (Senator Fielding) for today, proposing the introduction of the Protection of Personal Information Bill 2010, postponed till 16 June 2010.

**20 BANKING AMENDMENT (DELIVERING ESSENTIAL FINANCIAL SERVICES FOR THE  
COMMUNITY) BILL 2010**

The Leader of the Australian Greens (Senator Bob Brown), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 799—That the following bill be introduced:

A Bill for an Act to deliver essential financial services at reasonable cost, fair mortgages for families and increased competition for the community, and for related purposes.

Question put and passed.

Senator Bob Brown presented the bill and moved—That this bill may proceed without formalities and be now read a first time.

Question put and passed.

Bill read a first time.

Senator Bob Brown moved—That this bill be now read a second time.

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*Explanatory memorandum:* Senator Bob Brown, by leave, tabled an explanatory memorandum relating to the bill.

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

**21 NATIONAL CAPITAL AND EXTERNAL TERRITORIES—JOINT STANDING COMMITTEE—LEAVE TO MEET DURING SITTING**

Senator Parry, at the request of Senator Adams and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 805—That the Joint Standing Committee on the National Capital and External Territories be authorised to hold a public meeting during the sitting of the Senate on Wednesday, 16 June 2010, from 12.30 pm to 2 pm, to take evidence for the committee's biannual review of the National Capital Authority.

Question put and passed.

**22 HEALTH—REPRODUCTIVE TECHNOLOGY—DONOR REGISTRY**

Senator Siewert, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 803—That the Senate—

- (a) acknowledges that:
  - (i) there are approximately 60 000 donor conceived individuals in Australia and with advances in reproductive technology this number is likely to increase significantly,
  - (ii) all children, including adopted children and children conceived by artificial forms of conception, have the right to know, as far as possible, who their genetic parents are, and
  - (iii) not enabling donor conceived individuals to have access to information about their donors and half siblings is a violation of the human rights of donor conceived individuals as described in the International Covenant on Civil and Political Rights, to which Australia is a signatory; and
- (b) agrees that Australia should consider enshrining the rights of donor conceived individuals in national legislation and the need for a nationally-controlled donor registry, given that the vast majority of donor conceived people do not have access to proper family medical histories.

*Statement by leave:* The Special Minister of State (Senator Ludwig), by leave, made a statement relating to the motion.

Question put and negatived.

**23 WOMEN—FORCED ADOPTION POLICIES**

Senator Siewert, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 804—That the Senate—

- (a) recognises the grief, pain and anguish suffered by thousands of mothers who were victims of the forced adoption policies implemented by state governments for decades; and
- (b) acknowledges:
  - (i) this pain and grief is on-going, and
  - (ii) these mothers deserve an apology for the pain and anguish they have suffered and continue to suffer.

Question put and negatived.

**24 SOCIAL ISSUES—MILLENNIUM DEVELOPMENT GOALS—AID COMMITMENT**

Senator Ludlam, at the request of Senator Milne and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 806—That the Senate—

- (a) notes that:
  - (i) the Rudd Government's current and promised overseas aid commitment fails to meet the agreed United Nations (UN) Millennium Development Goal of 0.7 per cent of gross national income (GNI),
  - (ii) under the Copenhagen Accord, the Rudd Government undertook to contribute to US\$30 billion of 'fast start' financing for the period 2010 to 2012 and that this would be additional to existing aid funding,
  - (iii) a fair contribution by Australia to the US\$30 billion financing is estimated at AU\$760 million,
  - (iv) the climate aid related spending announced in the budget is not additional and is less than half of Australia's fair contribution, and
  - (v) UN climate chief Yvo de Boer noted that, by pledging money that is not new and additional, some industrialised countries are beginning to 'climate-wash' and that this is not conducive to rebuilding trust in the international climate negotiations; and
- (b) calls on the Government to:
  - (i) provide overseas development aid of 0.7 per cent of GNI,
  - (ii) state precisely what it regards as a fair and equitable contribution to the US\$30 billion 'fast start' financing for climate mitigation and adaptation,
  - (iii) make the climate funding additional to the overseas aid budget, and
  - (iv) state when and how this funding will be provided.

*Statement by leave:* The Special Minister of State (Senator Ludwig), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

AYES, 6

Senators—

Brown, Bob  
Hanson-Young

Ludlam  
Milne

Siewert (Teller)

Xenophon

## NOES, 30

## Senators—

Adams	Crossin	Ludwig	Pratt
Back	Feeny	Lundy	Scullion
Bilyk	Ferguson	Marshall	Stephens
Bishop	Fielding	McLucas	Troeth
Boyce	Forshaw	Moore	Williams
Brandis	Furner	Nash	Wortley
Brown, Carol	Hurley	O'Brien (Teller)	
Cameron	Joyce	Parry	

Question negatived.

**25 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—ENVIRONMENT—GREEN INFRASTRUCTURE**

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

The publication of the Australian Conservation Foundation's Sustainable Cities Index and the urgency of providing for green infrastructure in Australian cities and towns.

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

**26 TAXATION—RESOURCE SUPER PROFITS TAX—MINISTERIAL STATEMENT—DOCUMENT**

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

Taxation—Resource Super Profits Tax—A stronger economy and a fairer share for all Australians—Ministerial statement by the Treasurer (Mr Swan), dated 24 May 2010.

**27 SUPERANNUATION—A STRONGER AND FAIRER SUPERANNUATION SYSTEM—MINISTERIAL STATEMENT—DOCUMENT**

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

Superannuation—A stronger and fairer superannuation system—Ministerial statement by the Minister for Financial Services, Superannuation and Corporate Law (Mr Bowen), dated 26 May 2010.

**28 FINANCE—AUSTRALIA AS A FINANCIAL SERVICES CENTRE—MINISTERIAL STATEMENT—DOCUMENT**

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

Finance—Australia as a financial services centre—Ministerial statement by the Minister for Financial Services, Superannuation and Corporate Law (Mr Bowen), dated 2 June 2010.



**29 NATIONAL BROADBAND NETWORK—SELECT COMMITTEE—FOURTH INTERIM REPORT**

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

National Broadband Network—Select Committee—

Fourth interim report, dated May 2010, Hansard record of proceedings, documents presented to the committee, additional information and submissions. [Received 18 May 2010]

Fourth interim report—Correction. [Received 24 May 2010]

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

The Chair of the Select Committee on the National Broadband Network (Senator Macdonald), by leave, moved—That the Senate take note of the report.

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

**30 ECONOMICS LEGISLATION COMMITTEE—REPORT—TRADE PRACTICES AMENDMENT (AUSTRALIAN CONSUMER LAW) BILL (NO. 2) 2010**

The Acting Deputy President (Senator Barnett) tabled the following report and documents received on 21 May 2010:

Economics Legislation Committee—Trade Practices Amendment (Australian Consumer Law) Bill (No. 2) 2010 [Provisions]—Report, dated May 2010, Hansard record of proceedings, additional information and submissions.

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

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

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

**31 PUBLIC WORKS—JOINT STATUTORY COMMITTEE—1ST REPORT OF 2010**

The Acting Deputy President (Senator Barnett) tabled the following report received on 26 May 2010:

Public Works—Joint Statutory Committee—1st report of 2010—Proposed fit-out of new premises for the Australian Taxation Office at 735 Collins St, Melbourne, dated May 2010.

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

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

**32 ENVIRONMENT, COMMUNICATIONS AND THE ARTS LEGISLATION COMMITTEE—  
REPORT—CONSIDERATION OF TIME CRITICAL BILLS**

The Acting Deputy President (Senator Barnett) tabled the following report received on 1 June 2010:

ENVIRONMENT, COMMUNICATIONS AND THE ARTS LEGISLATION COMMITTEE  
CONSIDERATION OF TIME CRITICAL BILLS

1. The committee met in private session on 28 May 2010 at 12.48 pm.
2. Pursuant to the resolution of the Senate of 13 May 2010 referring the provisions of time critical bills to legislative and general purpose standing committees for inquiry and report, the committee has considered the provisions of the following bill and, by unanimous decision, has determined that there are no substantive matters that require examination:  
Ozone Protection and Synthetic Greenhouse Gas Management Amendment Bill 2010.

*The committee reports accordingly.*

Senator Anne McEwen  
Chair  
1 June 2010.

Senator Farrell, by leave, moved—That the report be adopted.

Question put and passed.

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

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

**33 ECONOMICS LEGISLATION COMMITTEE—REPORT—CONSIDERATION OF TIME  
CRITICAL BILLS**

The Acting Deputy President (Senator Barnett) tabled the following report received on 1 June 2010:

ECONOMICS LEGISLATION COMMITTEE  
CONSIDERATION OF TIME CRITICAL BILLS

1. The committee met in private session on Tuesday, 1 June 2010 at 10.30 am.
2. Pursuant to the resolution of the Senate of 13 May 2010 referring the provisions of time critical bills to legislative and general purpose standing committees for inquiry and report, the committee has considered the provisions of the following bills and, by unanimous decision, has determined that there are no substantive matters that require examination:  
Corporations Amendment (Corporate Reporting Reform) Bill 2010  
Financial Sector Legislation Amendment (Prudential Refinements and Other Measures) Bill 2010  
Superannuation Industry (Supervision) Amendment Bill 2010  
Tax Laws Amendment (2010 GST Administration Measures No. 3) Bill 2010  
Tax Laws Amendment (2010 Measures No. 3) Bill 2010.

*The committee reports accordingly.*

Annette Hurley  
Chair  
1 June 2010.

Senator Farrell, by leave, moved—That the report be adopted.

Question put and passed.

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

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

**34 FOREIGN AFFAIRS, DEFENCE AND TRADE LEGISLATION COMMITTEE—REPORT—  
CONSIDERATION OF TIME CRITICAL BILLS**

The Acting Deputy President (Senator Barnett) tabled the following report received on 3 June 2010:

FOREIGN AFFAIRS, DEFENCE AND TRADE LEGISLATION COMMITTEE

CONSIDERATION OF TIME CRITICAL BILLS

1. The committee met in private session on 2 June 2010 at 8.45am.
2. Pursuant to the resolution of the Senate of 13 May 2010 referring the provisions of time critical bills to legislative and general purpose standing committees for inquiry and report, the committee has considered the provisions of the following bills and, by unanimous decision, has determined that there are no substantive matters that require examination:  
Export Market Development Grants Amendment Bill 2010; and  
Veterans' Affairs Legislation Amendment (2010 Budget Measures) Bill 2010.

*The committee reports accordingly.*

Senator Mark Bishop

Chair

3 June 2010.

Senator Farrell, by leave, moved—That the report be adopted.

Question put and passed.

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

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

**35 ECONOMICS LEGISLATION COMMITTEE—REPORT—CONSIDERATION OF TIME  
CRITICAL BILLS**

The Acting Deputy President (Senator Barnett) tabled the following report received on 3 June 2010:

ECONOMICS LEGISLATION COMMITTEE

CONSIDERATION OF TIME CRITICAL BILLS

1. The committee met in private session on Thursday, 3 June 2010 at 3.31 pm.
2. Pursuant to the resolution of the Senate of 13 May 2010 referring the provisions of time critical bills to legislative and general purpose standing committees for inquiry and report, the committee has considered the provisions of the following bills and, by unanimous decision, has determined that there are no substantive matters that require examination:  
Corporations Amendment (Sons of Gwalia) Bill 2010  
Customs Tariff Amendment (Aviation Fuel) Bill 2010  
Excise Tariff Amendment (Aviation Fuel) Bill 2010.

***The committee reports accordingly.***

Annette Hurley  
Chair  
3 June 2010.

Senator Farrell, by leave, moved—That the report be adopted.

Question put and passed.

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

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

**36 COMMUNITY AFFAIRS LEGISLATION COMMITTEE—REPORT—EXPOSURE DRAFT AND PAID PARENTAL LEAVE BILL 2010**

The Acting Deputy President (Senator Barnett) tabled the following report and documents received on 3 June 2010:

Community Affairs Legislation Committee—Exposure draft and Paid Parental Leave Bill 2010 [Provisions]—Report, dated June 2010, 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 Macdonald, by leave, moved—That the Senate take note of the report.

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

**37 PRIVILEGES—STANDING COMMITTEE—144TH REPORT**

The Acting Deputy President (Senator Barnett) tabled the following report received on 4 June 2010:

Privileges—Standing Committee—144th report—Statutory secrecy provisions and parliamentary privilege – an examination of certain provisions of the Tax Laws Amendment (Confidentiality of Taxpayer Information) Bill 2009 (referred 18 March 2010), dated June 2010.

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

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

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

**38 RURAL AND REGIONAL AFFAIRS AND TRANSPORT LEGISLATION COMMITTEE—REPORT—CONSIDERATION OF TIME CRITICAL BILLS**

The Acting Deputy President (Senator Barnett) tabled the following report received on 4 June 2010:

RURAL AND REGIONAL AFFAIRS AND TRANSPORT LEGISLATION COMMITTEE  
CONSIDERATION OF TIME CRITICAL BILLS

1. The committee met in private session on 27 May 2010 at 6.30 pm.
2. Pursuant to the resolution of the Senate of 13 May 2010 referring the provisions of time critical bills to legislative and general purpose standing committees for inquiry and report, the committee has considered the provisions of the following bills and, by unanimous decision, has determined that there are no substantive matters that require examination:
  - Farm Household Support Amendment (Ancillary Benefits) Bill 2010;
  - Primary Industries (Excise) Levies Amendment Bill 2010.

*The committee reports accordingly.*

Senator Glenn Sterle  
Chair  
27 May 2010.

Senator Farrell, by leave, moved—That the report be adopted.

Question put and passed.

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

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

**39 ENVIRONMENT, COMMUNICATIONS AND THE ARTS LEGISLATION COMMITTEE—  
INTERIM REPORT—RENEWABLE ENERGY (ELECTRICITY) AMENDMENT BILL 2010  
AND RELATED BILLS**

The Acting Deputy President (Senator Barnett) tabled the following report received on 10 June 2010:

Environment, Communications and the Arts Legislation Committee—Renewable Energy (Electricity) Amendment Bill 2010 [Provisions], Renewable Energy (Electricity) (Charge) Amendment Bill 2010 [Provisions] and Renewable Energy (Electricity) (Small-scale Technology Shortfall Charge) Bill 2010 [Provisions]—Interim report, dated 10 June 2010.

*Reporting date:* Senator Farrell, by leave and at the request of the Chair of the Environment, Communications and the Arts Legislation Committee (Senator McEwen), moved—That the final report of the Environment, Communications and the Arts Legislation Committee on the provisions of the Renewable Energy (Electricity) Amendment Bill 2010 and related bills be presented today.

Question put and passed.

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

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

**40 FINANCE AND PUBLIC ADMINISTRATION LEGISLATION COMMITTEE—  
GOVERNMENT RESPONSE—ANNUAL REPORTS**

The Acting Deputy President (Senator Barnett) tabled the following document received on 7 June 2010:

Finance and Public Administration Legislation Committee—Report—Examination of annual reports no. 2 of 2007—Government response.

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

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

**41 ADMINISTRATION—GOVERNMENT ADVERTISING—MINISTERIAL STATEMENT—  
DOCUMENTS**

The Acting Deputy President (Senator Barnett) tabled the following documents received on 28 May and 3 June 2010:

Administration—Approval of exemption from guidelines on information and advertising campaigns by Australian Government departments and agencies—Ministerial statement by the Special Minister of State (Senator Ludwig), dated 28 May 2010, and attachments [3].

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

Debate ensued.

Debate adjourned till the next day of sitting, the Leader of the Family First Party (Senator Fielding) in continuation.

#### 42 GOVERNMENT DOCUMENTS

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

Department of the Treasury—Car dealership financing special purpose vehicle—Financial report for the period 1 January to 31 March 2010. [*Received 28 May 2010*]

Estimates of proposed expenditure for 2010-11—Portfolio budget statements—Portfolios and executive departments—

Climate Change and Energy Efficiency portfolio—Correction. [*Received 20 May 2010*]

Foreign Affairs and Trade portfolio—Correction. [*Received 31 May 2010*]

Health and Ageing portfolio—Correction. [*Received 14 June 2010*]

Finance—Budget paper no. 2—Budget measures 2010-11—Corrigendum. [*Received 4 June 2010*]

#### 43 AUDITOR-GENERAL—AUDIT REPORTS NOS 34 TO 38 OF 2009-10—DOCUMENTS

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

Auditor-General—Audit reports for 2009-10—

No. 34—Performance audit—The management and use of double taxation agreement information collected through automatic exchange: Australian Taxation Office. [*Received 18 May 2010*]

No. 35—Performance audit—Administration of the Superannuation Co-contribution Scheme: Australian Taxation Office. [*Received 18 May 2010*]

No. 36—Performance audit—Emergency management and community recovery assistance in Centrelink: Centrelink; The Department of Families, Housing, Community Services and Indigenous Affairs. [*Received 19 May 2010*]

No. 37—Performance audit—Lightweight Torpedo Replacement Project: Department of Defence—

Report. [*Received 20 May 2010*]

Correction. [*Received 11 June 2010*]

No. 38—Assurance report—Campaign Advertising Review July 2009 – March 2010. [*Received 21 May 2010*]

#### 44 INDEPENDENT AUDIT—AUSTRALIAN NATIONAL AUDIT OFFICE—DOCUMENT

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

Independent Auditor [KPMG]—Performance audit—Australian National Audit Office: IT performance review—May 2010

**45 TAXATION—AUSTRALIA’S FUTURE TAX SYSTEM—GOVERNMENT’S RESPONSE—  
ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS**

Pursuant to the order of the Senate of 13 May 2010, the Acting Deputy President (Senator Barnett) tabled the following documents received on 26 May 2010:

Taxation—Australia’s future tax system—Government’s response—

Budget paper no. 2—2010-11—Budget measures.

KPMG—Report—The Treasury: CGE analysis of part of the Government’s AFTSR response, dated 30 April 2010.

Report to the Treasurer [the Henry Review]—

Part one—Overview, dated December 2009.

Part two—Detailed analysis, volumes 1 and 2, dated December 2009.

Tax policy statement—A tax plan for the future: Stronger, fairer, simpler [3].

Senator Bushby, by leave, moved—That the Senate take note of the documents.

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

**46 ENVIRONMENT—HOME INSULATION PROGRAM—ORDERS FOR PRODUCTION OF  
DOCUMENTS—DOCUMENTS**

Pursuant to the orders of the Senate of 12 May 2010, the Acting Deputy President (Senator Barnett) tabled the following documents received on 27 May 2010:

Environment—Home Insulation Program—Statement responding to the resolutions of the Senate of 12 May 2010 and attachments [6].

Senator Bushby, by leave, moved—That the Senate take note of the documents.

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

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

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

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

Environment, Water, Heritage and the Arts portfolio agencies [2]. [*Received 14 May and 17 May 2010*]

Infrastructure, Transport, Regional Development and Local Government portfolio agencies. [*Received 14 May 2010*]

Attorney-General’s portfolio agencies. [*Received 14 May 2010*]

Department of Human Services. [*Received 17 May 2010*]

Agriculture, Fisheries and Forestry portfolio agencies. [*Received 17 May 2010*]

Australian National Audit Office. [*Received 18 May 2010*]

Australian Public Service Commission. [*Received 18 May 2010*]

Families, Housing, Community Services and Indigenous Affairs portfolio agencies. [*received 18 May 2010*]

Prime Minister and Cabinet portfolio agencies. [*Received 18 May 2010*]

Finance and Deregulation portfolio agencies [2]. [*Received 18 May and 4 June 2010*]

Innovation, Industry, Science and Research portfolio agencies. [*Received 18 May 2010*]

National Archives of Australia. [Received 18 May 2010]  
 Office of the Commonwealth Ombudsman. [Received 18 May 2010]  
 Office of the Official Secretary to the Governor-General. [Received 18 May 2010]  
 Office of the Privacy Commissioner. [Received 18 May 2010]  
 Office of the Inspector-General of Intelligence and Security. [Received 18 May 2010]  
 Old Parliament House. [Received 18 May 2010]  
 Treasury portfolio agencies. [Received 18 May 2010]  
 Department of Climate Change and Energy Efficiency. [Received 20 May 2010]  
 Defence portfolio agencies. [Received 21 May 2010]  
 Health and Ageing portfolio agencies. [Received 21 May 2010]  
 Education, Employment and Workplace Relations portfolio agencies. [Received 21 May 2010]  
 Office of National Assessments. [Received 27 May 2010]  
 Department of Foreign Affairs and Trade. [2] [Received 1 June 2010]

Senator Bushby, by leave, moved—That the Senate take note of the documents and that the documents be listed on the *Notice Paper* as separate orders of the day.

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

#### 48 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 Barnett) tabled the following documents received on the dates indicated:

Departmental and agency grants—Budget estimates—Letters of advice—  
 Department of the Environment, Water, Heritage and the Arts [2]. [Received 14 May and 17 May 2010]  
 Department of Infrastructure, Transport, Regional Development and Local Government. [Received 14 May 2010]  
 Human Services portfolio agencies. [Received 17 May 2010]  
 Department of Agriculture, Fisheries and Forestry. [Received 17 May 2010]  
 Attorney-General's portfolio agencies [2]. [Received 18 May and 10 June 2010]  
 Australian National Audit Office. [Received 18 May 2010]  
 Australian Public Service Commission. [Received 18 May 2010]  
 Department of Families, Housing, Community Services and Indigenous Affairs. [Received 18 May 2010]  
 Department of the Prime Minister and Cabinet. [Received 18 May 2010]  
 Finance and Deregulation portfolio agencies. [Received 18 May 2010]  
 Innovation, Industry, Science and Research portfolio agencies [2] [Received 18 May and 31 May 2010]  
 National Archives of Australia. [Received 18 May 2010]  
 Office of the Commonwealth Ombudsman. [Received 18 May 2010]  
 Office of the Official Secretary to the Governor-General. [Received 18 May 2010]  
 Office of the Privacy Commissioner. [Received 18 May 2010]



Office of the Inspector-General of Intelligence and Security. [*Received 18 May 2010*]

Old Parliament House. [*Received 18 May 2010*]

Department of the Treasury. [*Received 18 May 2010*]

Department of Climate Change and Energy Efficiency. [*Received 20 May 2010*]

Department of Defence. [*Received 21 May 2010*]

Health and Ageing portfolio agencies [3]. [*Received 21 May and 1 June and 3 June 2010*]

Department of Education, Employment and Workplace Relations. [*Received 21 May 2010*]

Office of National Assessments. [*Received 27 May 2010*]

Department of Foreign Affairs and Trade [2]. [*Received 3 June 2010*]

Senator Bushby, by leave, moved—That the Senate take note of the documents and that the documents be listed on the *Notice Paper* as separate orders of the day.

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

**49 NATIONAL SCHOOLS CONSTITUTIONAL CONVENTION 2010—DOCUMENT**

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

National Schools Constitutional Convention 2010, Old Parliament House, 23 to 25 March 2010—Communiqué.

**50 ADMINISTRATION—AUSTRALIAN TAXATION OFFICE—CHANGE PROGRAM—DOCUMENT**

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

Administration—Australian Taxation Office—Change Program—Letter to the President of the Senate from the Assistant Treasurer (Senator Sherry) responding to the resolution of the Senate of 13 May 2010, dated 19 May 2010 and attachment.

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

Question put and passed.

**51 INDIGENOUS AUSTRALIANS—STRATEGIC INDIGENOUS HOUSING AND INFRASTRUCTURE PROGRAM—DOCUMENT**

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

Indigenous Australians—Strategic Indigenous Housing and Infrastructure Program—Letter to the President of the Senate from the Auditor-General (Mr McPhee) responding to the resolution of the Senate of 13 May 2010, dated 1 June 2010.

**52 ENVIRONMENT—MURRAY-DARLING BASIN—DOCUMENT**

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

Environment—Murray-Darling Basin—Letter to the President of the Senate from the Chair of the Murray-Darling Basin Authority (Mr Taylor) responding to the resolution of the Senate of 18 March 2010, dated 26 May 2010.

**53 AUDITOR-GENERAL—AUDIT REPORTS NOS 39 TO 42 OF 2009-10—DOCUMENTS**

The Acting Deputy President (Senator Ryan) tabled the following documents:

Auditor-General—Audit reports for 2009-10—

No. 39—Performance audit—Medicare Australia's administration of the Pharmaceutical Benefits Scheme: Medicare Australia; Department of Health and Ageing; Department of Human Services.

No. 40—Performance audit—Application of the core APS values and code of conduct to Australian Government service providers.

No. 41—Performance audit—Effective cross-agency agreements.

No. 42—Performance audit—Fraud control in Australian Government Agencies: Attorney-General's Department; Australian Institute of Criminology.

**54 ECONOMICS LEGISLATION COMMITTEE—ADDITIONAL INFORMATION—TRADE PRACTICES AMENDMENT (MATERIAL LESSENING OF COMPETITION—RICHMOND AMENDMENT) BILL 2009**

Senator Farrell, at the request of the Chair of the Economics Legislation Committee (Senator Hurley), tabled the following document:

Economics Legislation Committee—Report—Trade Practices Amendment (Material Lessening of Competition—Richmond Amendment) Bill 2009—Additional information.

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

Question put and passed.

**55 LEGAL AND CONSTITUTIONAL AFFAIRS LEGISLATION COMMITTEE—ADDITIONAL INFORMATION—NATIONAL RADIOACTIVE WASTE MANAGEMENT BILL 2010**

Senator Farrell, at the request of the Chair of the Legal and Constitutional Affairs Legislation Committee (Senator Crossin), tabled the following document:

Legal and Constitutional Affairs Legislation Committee—Report—National Radioactive Waste Management Bill 2010 [Provisions]—Additional information.

**56 PRIVILEGES—STANDING COMMITTEE—ADDITIONAL INFORMATION—144TH REPORT**

Senator Parry, at the request of the Chair of the Standing Committee of Privileges (Senator Johnston) tabled the following documents:

Privileges—Standing Committee—144th report—Statutory secrecy provisions and parliamentary privilege – an examination of certain provisions of the Tax Laws Amendment (Confidentiality of Taxpayer Information) Bill 2009—Hansard record of proceedings, additional information and submissions.

**57 INTELLIGENCE AND SECURITY—JOINT STATUTORY COMMITTEE—REPORT—REVIEW OF ADMINISTRATION AND EXPENDITURE: NO. 7—AUSTRALIAN INTELLIGENCE AGENCIES**

Senator O'Brien, on behalf of the Parliamentary Joint Committee on Intelligence and Security, tabled the following report:

Intelligence and Security—Joint Statutory Committee—Review of administration and expenditure: No. 7—Australian intelligence agencies—Report, dated May 2010.

**58 AUSTRALIAN COMMISSION FOR LAW ENFORCEMENT INTEGRITY—JOINT STATUTORY COMMITTEE—REPORT—REPORT FOR 2008-09**

Senator Fierravanti-Wells, on behalf of the Parliamentary Joint Committee on the Australian Commission for Law Enforcement Integrity, tabled the following report and documents:

Australian Commission for Law Enforcement Integrity—Joint Statutory Committee—Examination of the annual report for 2008-09 of the Integrity Commissioner—Report, dated May 2010, Hansard record of proceedings and additional information.

Report ordered to be printed on the motion of Senator Fierravanti-Wells.

**59 DOCUMENTS**

The following documents were tabled by the Clerk:

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

Acts Interpretation Act—Acts Interpretation (Substituted References – Section 19BA) Amendment Order 2010 (No. 1) [F2010L01322]\*.

Agricultural and Veterinary Chemicals (Administration) Act—Select Legislative Instrument 2010 No. 91—Agricultural and Veterinary Chemicals (Administration) Amendment Regulations 2010 (No. 1) [F2010L01377]\*.

Agricultural and Veterinary Chemicals Code Act—Select Legislative Instrument 2010 No. 108—Agricultural and Veterinary Chemicals Code Amendment Regulations 2010 (No. 2) [F2010L01482]\*.

Air Navigation Act—Select Legislative Instrument 2010 No. 118—Air Navigation (Aircraft Noise) Amendment Regulations 2010 (No. 2) [F2010L01299]\*.

Airports Act—Select Legislative Instrument 2010 No. 119—Airports (Control of On-Airport Activities) Amendment Regulations 2010 (No. 1) [F2010L01541]\*.

Airspace Act—Airspace Regulations—Instruments Nos CASA OAR—082/10—Determination of airspace and controlled aerodromes etc [F2010L01475]\*.

083/10—Determination of conditions for use of air routes [F2010L01474]\*.

*Appropriation Act (No. 4) 2005-2006*—Determination to Reduce Appropriations Upon Request (No. 9 of 2009-2010) [F2010L01433]\*.

*Appropriation Act (No. 1) 2008-2009*—Determination to Reduce Appropriations Upon Request (No. 8 of 2009-2010) [F2010L01236]\*.

*Appropriation Act (No. 1) 2009-2010*—Advance to the Finance Minister—No. 4 of 2009-2010 [F2010L01479]\*.

*Appropriation Act (No. 1) 2009-2010, Appropriation Act (No. 1) 2007-2008 and Appropriation Act (No. 1) of 2008-2009*—Determination to Amend Reduction of Appropriations Upon Request (No. 1 of 2009-2010) [F2010L01237]\*.

*Appropriation Act (No. 3) 2009-2010 and Appropriation Act (No. 4) 2009-2010*—Determination to Reduce Departmental and Administered Appropriations in Previous Appropriation Acts (No. 1 of 2009-2010) [F2010L01431]\*.

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Primary Industries (Excise) Levies Act—Select Legislative Instruments 2010 Nos—

93—Primary Industries (Excise) Levies Amendment Regulations 2010 (No. 2) [F2010L01080]\*.

111—Primary Industries (Excise) Levies Amendment Regulations 2010 (No. 3) [F2010L01508]\*.

Primary Industries Levies and Charges Collection Act—Select Legislative Instruments 2010 Nos—

94—Primary Industries Levies and Charges Collection Amendment Regulations 2010 (No. 1) [F2010L01082]\*.

112—Primary Industries Levies and Charges Collection Amendment Regulations 2010 (No. 2) [F2010L01533]\*.

Quarantine Act—Quarantine Service Fees (Australia Post) Determination 2010 [F2010L01426]\*.

Radiocommunications (Transmitter Licence Tax) Act—Radiocommunications (Transmitter Licence Tax) Amendment Determination 2010 (No. 3) [F2010L01438]\*.

Remuneration Tribunal Act—Determination 2010/06: Remuneration and Allowances for Holders of Public Office [F2010L01372]\*.

Social Security Act—Social Security (Satisfaction of the Activity Test – Classes of Persons) (FaHCSIA) Amendment Specification 2010 (No. 1) [F2010L01442]\*.

Social Security (Administration) Act—Social Security (Administration) (Declared relevant Northern Territory areas – Various) Determination 2010 (No. 6) [F2010L01567]\*.

Sydney Airport Curfew Act—Dispensation Report 03/10.

Taxation Administration Act—PAYG withholding—Withholding Schedules 2010 [F2010L01472]\*.

Telecommunications (Carrier Licence Charges) Act—

Telecommunications (Annual Carrier Licence Charge) Determination 2010 [F2010L01467]\*.

Telecommunications (Specification of Costs by ACMA) Determination 2010 [F2010L01469]\*.

Telecommunications (Consumer Protection and Service Standards) Act—

Universal Service Subsidies (2009-10 Contestable Areas) Determination (No. 1) 2010 [F2010L01307]\*.

Universal Service Subsidies (2009-10 Default Area) Determination (No. 1) 2010 [F2010L01302]\*.

Universal Service Subsidies (2009-10 Extended Zones) Determination (No. 1) 2010 [F2010L01303]\*.

Textile, Clothing and Footwear Investment and Innovation Programs Act—

Clothing and Household Textile (Building Innovative Capability) Scheme 2010 [F2010L01383]\*.

Textile, Clothing and Footwear Post-2005 Strategic Investment Program Scheme Amendment 2010 (No. 1) [F2010L01382]\*.

Therapeutic Goods Act—Therapeutic Goods (Listing) Notice 2010 (No. 3) [F2010L01553]\*.

Trade Practices Act—

Declaration No. 92, dated 28 May 2010 [F2010L01539]\*.

Select Legislative Instruments 2010 Nos—

123—Trade Practices Amendment Regulations 2010 (No. 1) [F2010L01521]\*.

124—Trade Practices Amendment Regulations 2010 (No. 2) [F2010L01520]\*.

125—Trade Practices (Industry Codes – Franchising) Amendment Regulations 2010 (No. 1) [F2010L01501]\*.

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

*Australian Information Commissioner Act 2010*—Sections 3 to 36—1 November 2010 [F2010L01547]\*.

*Do Not Call Register Legislation Amendment Act 2010*—Schedule 1—30 May 2010 [F2010L01325]\*.

*Trade Practices Amendment (Australian Consumer Law) Act (No. 1) 2010*—Schedule 1—1 July 2010 [F2010L01315]\*.

\* Explanatory statement tabled with legislative instrument.

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

The following document was tabled pursuant to the order of the Senate of 24 June 2008, as amended:

Departmental and agency appointments and vacancies—Budget estimates—Corrected letter of advice—Families, Housing, Community Services and Indigenous Affairs portfolio agencies.

**61 COMMITTEE MEMBERSHIP**

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

The Parliamentary Secretary for Social Inclusion (Senator Stephens), by leave, moved—That senators be discharged from and appointed to committees as follows:

**Environment, Communications and the Arts Legislation Committee—**

Appointed—

Substitute member: Senator Hanson-Young to replace Senator Ludlam for the committee's inquiry into the Water (Crisis Powers and Floodwater Diversion) Bill 2010

Participating member: Senator Ludlam

**Legal and Constitutional Affairs Legislation Committee—**

Appointed—

Substitute member: Senator Hanson-Young to replace Senator Ludlam for the committee's inquiry into the provisions of the Migration Amendment (Visa Capping) Bill 2010

Participating member: Senator Ludlam

**Procedure—Standing Committee—**

Discharged—Senator Bob Brown

Appointed—Senator Siewert.

Question put and passed.



- 62 **AIRPORTS (ON-AIRPORT ACTIVITIES ADMINISTRATION) VALIDATION BILL 2010**  
**AUSTRALIAN WINE AND BRANDY CORPORATION AMENDMENT BILL 2009**  
**BROADCASTING LEGISLATION AMENDMENT (DIGITAL TELEVISION) BILL 2010**  
**CHILD SUPPORT AND FAMILY ASSISTANCE LEGISLATION AMENDMENT (BUDGET AND OTHER MEASURES) BILL 2010**  
**DEFENCE LEGISLATION AMENDMENT BILL (NO. 1) 2010**  
**FAMILY ASSISTANCE LEGISLATION AMENDMENT (CHILD CARE BUDGET MEASURES) BILL 2010**  
**HEALTH LEGISLATION AMENDMENT (AUSTRALIAN COMMUNITY PHARMACY AUTHORITY AND PRIVATE HEALTH INSURANCE) BILL 2010**  
**INTERNATIONAL ARBITRATION AMENDMENT BILL 2010**  
**INTERSTATE ROAD TRANSPORT CHARGE AMENDMENT BILL 2010**  
**MINISTERS OF STATE AMENDMENT BILL 2010**  
**PERSONAL PROPERTY SECURITIES (CORPORATIONS AND OTHER AMENDMENTS) BILL 2010**  
**SOCIAL SECURITY AMENDMENT (FLEXIBLE PARTICIPATION REQUIREMENTS FOR PRINCIPAL CARERS) BILL 2010**  
**SOCIAL SECURITY AND INDIGENOUS LEGISLATION AMENDMENT (BUDGET AND OTHER MEASURES) BILL 2010**  
**TAX LAWS AMENDMENT (2010 GST ADMINISTRATION MEASURES NO. 2) BILL 2010**  
**TAX LAWS AMENDMENT (MEDICARE LEVY AND MEDICARE LEVY SURCHARGE) BILL 2010**  
**TAX LAWS AMENDMENT (TRANSFER OF PROVISIONS) BILL 2010**  
**VETERANS' AFFAIRS LEGISLATION AMENDMENT (2010 BUDGET MEASURES) BILL 2010**  
**NATIONAL SECURITY LEGISLATION AMENDMENT BILL 2010**  
**PARLIAMENTARY JOINT COMMITTEE ON LAW ENFORCEMENT BILL 2010**  
**RENEWABLE ENERGY (ELECTRICITY) AMENDMENT BILL 2010**  
**RENEWABLE ENERGY (ELECTRICITY) (CHARGE) AMENDMENT BILL 2010**  
**RENEWABLE ENERGY (ELECTRICITY) (SMALL-SCALE TECHNOLOGY SHORTFALL CHARGE) BILL 2010**

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

Message no. 597, dated 2 June 2010—A Bill for an Act to provide certainty about the validity of certain airport matters, and for related purposes.

Message no. 582, dated 25 May 2010—A Bill for an Act to amend the *Australian Wine and Brandy Corporation Act 1980*, and for related purposes.

Message no. 578, dated 13 May 2010—A Bill for an Act to amend legislation relating to broadcasting, and for other purposes.

Message no. 599, dated 3 June 2010—A Bill for an Act to amend the law relating to child support and family assistance, and for other purposes.

Message no. 586, dated 26 May 2010—A Bill for an Act to amend the law relating to defence, and for related purposes.

Message no. 598, dated 3 June 2010—A Bill for an Act to amend the law relating to family assistance, and for related purposes.

Message no. 596, dated 1 June 2010—A Bill for an Act to amend the *National Health Act 1953* and the *Private Health Insurance Act 2007*, and for related purposes.

Message no. 580, dated 24 May 2010—A Bill for an Act to amend the law in relation to international arbitration, and for related purposes.

Message no. 584, dated 26 May 2010—A Bill for an Act to amend the *Interstate Road Transport Charge Act 1985*, and for related purposes.

Message no. 581, dated 25 May 2010—A Bill for an Act to amend the *Ministers of State Act 1952*, and for related purposes.

Message no. 574, dated 13 May 2010—A Bill for an Act to amend certain Acts as a consequence of the enactment of the *Personal Property Securities Act 2009*, to amend that Act, and for related purposes.

Message no. 573, dated 13 May 2010—A Bill for an Act to amend the social security law, and for related purposes.

Message no. 575, dated 13 May 2010—A Bill for an Act to amend the law relating to social security and to the Indigenous Land Corporation, and for related purposes.

Message no. 576, dated 13 May 2010—A Bill for an Act to amend legislation relating to indirect tax, and for related purposes.

Message no. 595, dated 1 June 2010—A Bill for an Act to amend the law relating to taxation, and for related purposes.

Message no. 577, dated 13 May 2010—A Bill for an Act to amend the law relating to taxation, and for related purposes.

Message no. 600, dated 3 June 2010—A Bill for an Act to amend the law relating to veterans' affairs, and for related purposes.

Message no. 587, dated 26 May 2010—A Bill for an Act to amend the law relating to terrorism and national security, and for other purposes.

Message no. 585, dated 26 May 2010—A Bill for an Act to establish a Parliamentary Joint Committee on Law Enforcement, and for related purposes.

Message no. 588, dated 27 May 2010—A Bill for an Act to amend the *Renewable Energy (Electricity) Act 2000*, and for related purposes.

Message no. 589, dated 27 May 2010—A Bill for an Act to amend the *Renewable Energy (Electricity) (Charge) Act 2000*, and for related purposes.

Message no. 590, dated 27 May 2010—A Bill for an Act to impose small-scale technology shortfall charge, and for related purposes.

The Parliamentary Secretary for Social Inclusion (Senator Stephens) moved—That these bills may proceed without formalities, may be taken together and be now read a first time.

Question put and passed.

Bills read a first time.

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

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*Explanatory memorandum:* Senator Stephens tabled a revised explanatory memorandum relating to the International Arbitration Amendment Bill 2010.

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On the motion of Senator Stephens the debate was adjourned till the next day of sitting.

*Consideration of legislation:* Senator Stephens moved—That—

- (a) the National Security Legislation Amendment Bill 2010 and the Parliamentary Joint Committee on Law Enforcement Bill 2010; and
- (b) the Renewable Energy (Electricity) Amendment Bill 2010, the Renewable Energy (Electricity) (Charge) Amendment Bill 2010 and the Renewable Energy (Electricity) (Small-scale Technology Shortfall Charge) Bill 2010,

be listed on the *Notice Paper* as 2 orders of the day and the remaining bills be listed as separate orders of the day.

Question put and passed.

**63 GOVERNANCE OF AUSTRALIAN GOVERNMENT SUPERANNUATION SCHEMES  
BILL 2010**

**COMSUPER BILL 2010**

**SUPERANNUATION LEGISLATION (CONSEQUENTIAL AMENDMENTS AND  
TRANSITIONAL PROVISIONS) BILL 2010**

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

Message no. 602, dated 15 June 2010—A Bill for an Act to create a single body to administer Australian Government superannuation schemes, and for related purposes.

Message no. 603, dated 15 June 2010—A Bill for an Act to establish ComSuper, and for related purposes.

Message no. 601, dated 15 June 2010—A Bill for an Act to deal with consequential and transitional matters arising from the enactment of the *Governance of Australian Government Superannuation Schemes Act 2010* and the *ComSuper Act 2010*, and for other purposes.

The Parliamentary Secretary for Social Inclusion (Senator Stephens) moved—That these bills may proceed without formalities, may be taken together and be now read a first time.

Question put and passed.

Bills read a first time.

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

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*Explanatory memoranda:* Senator Stephens tabled revised explanatory memoranda [3] relating to the bills.

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On the motion of Senator Stephens the debate was adjourned till the next day of sitting.

**64 FOREIGN EVIDENCE AMENDMENT BILL 2010**

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

Message no. 579, dated 13 May 2010—Foreign Evidence Amendment Bill 2010.

**65 COMMITTEE MEMBERSHIP**

A message from the House of Representatives was reported informing the Senate of changes in the membership of the Joint Standing Committee on the National Capital and External Territories, as follows:

Message no. 583, dated 26 May 2010—Mr Keenan in place of Mr Johnson.

**66 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:

18 May 2010—Message No. 23—*Do Not Call Register Legislation Amendment Act 2010* (Act No. 46, 2010).

31 May 2010—Message—

No. 24—*Higher Education Support Amendment (University College London) Act 2010* (Act No. 47, 2010).

No. 25—*Health Practitioner Regulation (Consequential Amendments) Act 2010* (Act No. 48, 2010).

No. 26—*Australian Research Council Amendment Act 2010* (Act No. 49, 2010).

No. 27—*Anti-People Smuggling and Other Measures Act 2010* (Act No. 50, 2010).

No. 28—*Freedom of Information Amendment (Reform) Act 2010* (Act No. 51, 2010).

No. 29—*Australian Information Commissioner Act 2010* (Act No. 52, 2010).

No. 30—*Therapeutic Goods (Charges) Amendment Act 2010* (Act No. 53, 2010).

No. 31—*Therapeutic Goods Amendment (2009 Measures No. 3) Act 2010* (Act No. 54, 2010).

3 June 2010—Message—

No. 32—*Foreign Evidence Amendment Act 2010* (Act No. 55, 2010).

No. 33—*Tax Laws Amendment (2010 Measures No. 1) Act 2010* (Act No. 56, 2010).

**67 COMMUNITY AFFAIRS LEGISLATION COMMITTEE—REPORT—FOOD STANDARDS AUSTRALIA NEW ZEALAND AMENDMENT BILL 2010**

Pursuant to order, Senator O'Brien, at the request of the Chair of the Community Affairs Legislation Committee (Senator Moore), tabled the following report and documents:

Community Affairs Legislation Committee—Food Standards Australia New Zealand Amendment Bill 2010 [Provisions]—Report, dated June 2010, additional information and submissions.

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

**68 ECONOMICS LEGISLATION COMMITTEE—REPORT—TAX LAWS AMENDMENT (RESEARCH AND DEVELOPMENT) BILL 2010 AND INCOME TAX RATES AMENDMENT (RESEARCH AND DEVELOPMENT) BILL 2010**

Pursuant to order, Senator O'Brien, at the request of the Chair of the Economics Legislation Committee (Senator Hurley), tabled the following report and documents:

Economics Legislation Committee—Tax Laws Amendment (Research and Development) Bill 2010 [Provisions] and Income Tax Rates Amendment (Research and Development) Bill 2010 [Provisions]—Report, dated June 2010, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

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

**69 COMMUNITY AFFAIRS LEGISLATION COMMITTEE—REPORT—CONSIDERATION OF TIME CRITICAL BILLS**

Pursuant to order, Senator O'Brien, at the request of the Chair of the Community Affairs Legislation Committee (Senator Moore), tabled the following report:

COMMUNITY AFFAIRS LEGISLATION COMMITTEE

CONSIDERATION OF TIME CRITICAL BILLS

1. The committee met in private session on 1 June 2010.
2. Pursuant to the resolution of the Senate of 13 May 2010 referring the provisions of time critical bills to legislative and general purpose standing committees for inquiry and report, the committee has considered the provisions of the following bills and, by unanimous decision, has determined that there are no substantive matters that require examination:  
Child Support and Family Assistance Legislation Amendment (Budget and Other Measures) Bill 2010.

*The committee reports accordingly.*

Senator Claire Moore  
Chair  
15 June 2010.

Senator O'Brien, by leave, moved—That the report be adopted.

Question put and passed.

**70 EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS LEGISLATION COMMITTEE—REPORT—FAMILY ASSISTANCE LEGISLATION AMENDMENT (CHILD CARE BUDGET MEASURES) BILL 2010**

Pursuant to order, Senator O'Brien, at the request of the Chair of the Education, Employment and Workplace Relations Legislation Committee (Senator Marshall), tabled the following report and documents:

Education, Employment and Workplace Relations Legislation Committee—Family Assistance Legislation Amendment (Child Care Budget Measures) Bill 2010 [Provisions]—Report, dated June 2010, and submissions.

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

**71 ECONOMICS LEGISLATION COMMITTEE—REPORT—COMPETITION AND CONSUMER LEGISLATION AMENDMENT BILL 2010**

Pursuant to order, Senator O'Brien, at the request of the Chair of the Economics Legislation Committee (Senator Hurley), tabled the following report and documents:

Economics Legislation Committee—Competition and Consumer Legislation Amendment Bill 2010 [Provisions]—Report, dated June 2010, Hansard record of proceedings, document presented to the committee and submissions.

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

**72 LEGAL AND CONSTITUTIONAL AFFAIRS LEGISLATION COMMITTEE—REPORT—CONSIDERATION OF TIME CRITICAL BILLS**

Pursuant to order, Senator O'Brien, at the request of the Chair of the Legal and Constitutional Affairs Legislation Committee (Senator Crossin), tabled the following report:

LEGAL AND CONSTITUTIONAL AFFAIRS LEGISLATION COMMITTEE  
CONSIDERATION OF TIME CRITICAL BILLS

1. The committee met in private session on 15 June 2010 at 8.30am.
2. Pursuant to the resolution of the Senate of 13 May 2010 referring the provisions of time critical bills to legislative and general purpose standing committees for inquiry and report, the committee has considered the provisions of the following bills and, by unanimous decision, has determined that there are no substantive matters that require examination:  
Crimes Amendment (Royal Flying Doctor Service) Bill 2010.

*The committee reports accordingly.*

Senator Trish Crossin  
Chair  
15 June 2010.

Senator O'Brien, by leave, moved—That the report be adopted.

Question put and passed.

**73 FINANCE AND PUBLIC ADMINISTRATION LEGISLATION COMMITTEE—REPORT—CONSIDERATION OF TIME CRITICAL BILLS**

Pursuant to order, Senator O'Brien, at the request of the Chair of the Finance and Public Administration Legislation Committee (Senator Polley), tabled the following report:

FINANCE AND PUBLIC ADMINISTRATION LEGISLATION COMMITTEE  
CONSIDERATION OF TIME CRITICAL BILLS

1. The committee met in private session on 3 June 2010 and 7 June 2010 at 1.22 pm and 12.26 pm (respectively).
2. Pursuant to the resolution of the Senate of 13 May 2010 referring the provisions of time critical bills to legislative and general purpose standing committees for inquiry and report, the committee has considered the provisions of the following bills and, by unanimous decision, has determined that there are no substantive matters that require examination:  
Electoral and Referendum Amendment (Close of Rolls and Other Measures) Bill (No. 2) 2010; and

Electoral and Referendum Amendment (Pre-poll Voting and Other Measures) Bill 2010.

*The committee reports accordingly.*

Senator Helen Polley  
Chair  
15 June 2010.

Senator O'Brien, by leave, moved—That the report be adopted.

Question put and passed.

**74 ORDER OF BUSINESS—REARRANGEMENT**

Senator O'Brien, by leave and at the request of the Chair of the Environment, Communications and the Arts Legislation Committee (Senator McEwen), moved—That business of the Senate order of the day no. 15, relating to the presentation of the report of the Environment, Communications and the Arts Legislation Committee on the provisions of the Renewable Energy (Electricity) Amendment Bill 2010 and related bills, be postponed till a later hour.

Question put and passed.

**75 PAID PARENTAL LEAVE BILL 2010**

**PAID PARENTAL LEAVE (CONSEQUENTIAL AMENDMENTS) BILL 2010**

Order read for the adjourned debate on the motion of the Assistant Treasurer (Senator Sherry)—That these bills be now read a second time.

Debate resumed.

Senator Fifield moved the following amendment in respect of the Paid Parental Leave Bill 2010:

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

- (a) affirms its commitment to supporting all Australian families and supports policies which give choice and flexibility to parents to enable them to choose what is right for their individual circumstances, whether they are at home or in the paid workforce;
- (b) recognises that parents have different patterns of family responsibilities and paid work over their life cycle;
- (c) recognises that due to rising costs of living and a housing affordability crisis, the majority of families require two incomes to make ends meet;
- (d) notes that Australia remains only one of two OECD countries that does not provide a paid parental leave scheme and that introducing a paid parental scheme is critical to the needs of working families and our national productivity more broadly;
- (e) rejects the Government's representation of a paid parental leave scheme as a social security measure and instead affirms that it is a valid workplace entitlement that must come with a superannuation component to arrest the gross inadequacy of female retirement incomes;
- (f) notes the Government's proposed paid parental leave scheme is inadequate in its current form and should be amended to better reflect the requirements of Australian working mothers, and families more generally;
- (g) supports the ability of casual, part-time and full-time women to access paid parental leave provided that they have met the qualifying criteria;

- (h) recognises that a paid parental leave scheme is only one part of government's important role in supporting families as they raise the next generation of Australians;
- (i) acknowledges that the bill does not:
  - (i) provide paid parental leave for a period of 26 weeks to afford all mothers the opportunity to breastfeed their infant for the minimum six month period recommended by the World Health Organisation, or
  - (ii) provide women with a replacement wage, to a cap or minimum wage (whichever is greater), and so does not adequately support working families when they are at their most financially vulnerable;
- (j) acknowledges that the bill places a totally unnecessary impost on Australian businesses by requiring employers to act as paymasters for eligible employees; and
- (k) calls on the Government to make such amendments to the bill as would rectify these flaws".

Debate ensued.

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

**76 ENVIRONMENT, COMMUNICATIONS AND THE ARTS LEGISLATION COMMITTEE—  
REPORT—RENEWABLE ENERGY (ELECTRICITY) AMENDMENT BILL 2010 AND  
RELATED BILLS**

Pursuant to order, Senator O'Brien, at the request of the Chair of the Environment, Communications and the Arts Legislation Committee (Senator McEwen), tabled the following report and documents:

Environment, Communications and the Arts Legislation Committee—Renewable Energy (Electricity) Amendment Bill 2010 [Provisions], Renewable Energy (Electricity) (Charge) Amendment Bill 2010 [Provisions] and Renewable Energy (Electricity) (Small-scale Technology Shortfall Charge) Bill 2010 [Provisions]—Report, dated June 2010, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

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

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*At 6.50 pm—*

**77 GOVERNMENT DOCUMENTS—CONSIDERATION**

The government documents tabled earlier today (*see entries nos 2 and 43*) were called on but no motion was moved.

**78 ADJOURNMENT**

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

Debate ensued.

The Senate adjourned at 8.31 pm till Wednesday, 16 June 2010 at 9.30 am.



**79 ATTENDANCE**

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

**ROSEMARY LAING**  
Clerk of the Senate