2002-03

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

THE SENATE

NOTICE PAPER

No. 77

MONDAY, 16 JUNE 2003

The Senate meets at 12.30 pm

Contents

Notifications prefixed by an (*) appear for the first time.

BUSINESS OF THE SENATE

Notices of Motion

Notice given 27 June 2002

1 **Senator Murray:** To move—That the following matters be referred to the Economics References Committee for inquiry and report by 29 May 2003, and that, in its recommendations, the committee take into account a preference to maintain overall budget neutrality within the alcohol taxation sector:

(1) The efficiency, equity and complexity of the existing structure (and relevant history) of Commonwealth, state and territory alcohol taxation (excluding goods and services tax) and related rebates, subsidies and grants being applied to each category of alcohol product, including:

(a) beer (low-, mid- and full-strength beer, in packaged and draught form);

(b) ready to drink alcohol products (below 10% alcohol by volume (abv)) currently taxed as 'other excisable beverages' under the *Excise Tariff Act 1921*);

(c) wine, wine products and cider (currently subject to the wine equalisation tax (WET));

(d) spirits (including brandy) and 'other excisable beverages exceeding 10% abv'; and

(e) any other alcohol products.

(2) Identification of the amount of Commonwealth taxation revenue collected in the 2001-02 financial year (and forecast to be collected over the next 10 years) on each category of alcohol product, including:

(a) the quantity of customs duty, excise duty and WET collected;

(b) the amounts of rebates, subsidies and grants paid; and

(c) the amounts of drawback of customs and excise duty paid on re-exports and exports.

(3) The effectiveness of the existing alcohol administration arrangements relating to taxation collection, including whether or not the collection should be administered by a single administration agency.

(4) For the purpose of implementing alcohol taxation policy, the extent to which there is substitution between the various categories of alcoholic beverages, including (but not restricted to) issues such as whether substitution between alcoholic beverages is the same for each category of alcoholic beverage.

(5) The impact of the existing alcohol taxation arrangements for:

(a) the economy, employment, the environment and industry;

(b) beverage pricing and cost structures;

(c) the patterns of consumption, including the abuse, of the various categories of alcohol product;

(d) the health and welfare of regional, rural and remote communities (including the funding of alcohol rehabilitation and education); and

(e) the flexibility and sustainability of government revenue.

(6) An examination of selected international alcohol taxation regimes (and recent overseas tax reviews) in order to identify the best options for alcohol taxation policy, legislation and administration in Australia.

Notice given 15 May 2003

*2 **Senator Brown:** To move—That the following matter be referred to the Environment, Communications, Information Technology and the Arts References Committee for inquiry and report by 20 August 2003:

The burning of Australia's biggest tree, in Tasmania, having regard to:

(a) its discovery;

(b) what protective measures were put in place;

(c) why these protective measures failed;

(d) whether any rescue is possible;

(e) how to prevent similar episodes;

(f) any related matters; and

(g) the role of the Commonwealth in all these issues.

Orders of the Day

1 **Economics Legislation Committee**

Report to be presented on the provisions of the Taxation Laws Amendment Bill (No. 4) 2003. (*Referred pursuant to Selection of Bills Committee report.*)

2 **Economics Legislation Committee**

Report to be presented on the provisions of the Taxation Laws Amendment Bill (No. 8) 2003. (*Referred pursuant to Selection of Bills Committee report.*)

3 **Community Affairs Legislation Committee**

Report to be presented on the Health Legislation Amendment (Private Health Insurance Reform) Bill 2003. (*Referred pursuant to Selection of Bills Committee report*.)

4 **Rural and Regional Affairs and Transport Legislation Committee**

Report to be presented on the provisions of the Aviation Transport Security Bill 2003 and the Aviation Transport Security (Consequential Amendments and Transitional Provisions) Bill 2003. (*Referred upon the introduction of the bill in the House of Representatives pursuant to Selection of Bills Committee report*.)

5 **Rural and Regional Affairs and Transport Legislation Committee**

Report to be presented on the provisions of the Civil Aviation Amendment Bill 2003. (*Referred upon the introduction of the bill in the House of Representatives pursuant to Selection of Bills Committee report*.)

6 **Rural and Regional Affairs and Transport Legislation Committee**

Report to be presented on the provisions of the Wheat Marketing Amendment Bill 2002. (*Referred pursuant to Selection of Bills Committee report*.)

GOVERNMENT BUSINESS

Orders of the Day

1 **Migration Legislation Amendment (Further Border Protection Measures) Bill 2002 [No. 2]—**(*Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry, Senator Troeth*)

Second reading—Adjourned debate (*adjourned, Senator Moore, 14 May 2003*).

2 **Taxation Laws Amendment Bill (No. 2) 2003**

Consideration in committee of the whole of message no. 291 from the House of Representatives (*13 May 2003*).

3 **Australian Security Intelligence Organisation Legislation Amendment (Terrorism) Bill 2002 [No. 2]—**(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*adjourned, Senator Mackay, 13 May 2003*).

4 **Family and Community Services Legislation Amendment (Disability Reform) Bill (No. 2) 2002 [No. 2]—**(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*26 March 2003*).

*5 **Superannuation Industry (Supervision) Amendment Bill 2002**

Superannuation (Financial Assistance Funding) Levy Amendment Bill 2002— (*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*23 May 2003*).

6 **Energy Grants (Credits) Scheme Bill 2003**

Energy Grants (Credits) Scheme (Consequential Amendments) Bill 2003

In committee (*27 March 2003*)

7 **Wheat Marketing Amendment Bill 2002—**(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*adjourned, Senator Mackay, 13 May 2003*).

8 **Environment and Heritage Legislation Amendment Bill (No. 1) 2002**

Australian Heritage Council Bill 2002

Australian Heritage Council (Consequential and Transitional Provisions) Bill 2002—(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*Senator Brown, in continuation, 5 March 2003*).

9 **Health and Ageing Legislation Amendment Bill 2003—(*Senate bill*)—** (*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*27 March 2003*).

10 **Health Legislation Amendment Bill (No. 1) 2003—(*Senate bill*)—** (*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*27 March 2003*).

11 **Health Legislation Amendment (Private Health Insurance Reform) Bill 2003—(*Senate bill*)—**(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*6 March 2003*).

12 **Broadcasting Services Amendment (Media Ownership) Bill 2002—**(*Minister for Fisheries, Forestry and Conservation, Senator Ian Macdonald*)

Second reading—Adjourned debate (*Minister for Communications, Information Technology and the Arts (Senator Alston), in continuation, 25 March 2003*).

13 **Taxation Laws Amendment Bill (No. 4) 2003—**(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*adjourned, Senator Buckland, 19 March 2003*).

14 **Superannuation Legislation (Commonwealth Employment) Repeal and Amendment Bill 2002—**(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*adjourned, Senator Ludwig, 19 June 2002*).

15 **Communications Legislation Amendment Bill (No. 1) 2002—**(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*adjourned, Senator Mackay, 13 May 2003*).

16 **Financial Sector Legislation Amendment Bill (No. 2) 2002—**(*Minister for Health and Ageing, Senator Patterson*)

Second reading—Adjourned debate (*2 December 2002*).

17 **Customs Legislation Amendment Bill (No. 2) 2002—**(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*adjourned, Senator Webber, 3 March 2003*).

18 **Migration Legislation Amendment Bill (No. 1) 2002—**(*Minister for Justice and Customs, Senator Ellison*)

Second reading—Adjourned debate (*adjourned, Senator Buckland, 5 February 2003*).

*19 **Superannuation Legislation Amendment (Family Law) Bill 2002—**(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*adjourned, Senator Mackay, 15 May 2003*).

20 **Sex Discrimination Amendment (Pregnancy and Work) Bill 2002—**(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*adjourned, Senator Webber, 3 March 2003*).

21 **Family and Community Services Legislation Amendment (Further Simplification of International Payments) Bill 2002—**(*Minister for Fisheries, Forestry and Conservation, Senator Ian Macdonald*)

Second reading—Adjourned debate (*adjourned, Senator Mackay, 13 March 2002*).

22 **Superannuation (Government Co-contribution for Low Income Earners) Bill 2002**

Superannuation Legislation Amendment Bill 2002

Adjourned debate on the motion of Minister for the Arts and Sport (Senator Kemp)—That these bills be now read a second time.

And on the amendment moved by Senator Sherry in respect of the Superannuation Legislation Amendment Bill 2002—At the end of the motion, add "but the Senate is of the opinion that the bill should be withdrawn and redrafted to:

(a) ensure that the proposed surcharge tax reduction to high-income earners, the splitting of superannuation contributions and the closure of the public sector funds do not proceed; and

(b) provide for a fairer contributions tax cut that will boost retirement incomes for all superannuation fund members to assist in preparing the nation for the ageing population".

And on the amendment moved by Senator Cherry in respect of the Superannuation (Government Co-contribution for Low Income Earners) Bill 2002—At the end of the motion, add "but the Senate notes that analysis provided to the Select Committee on Superannuation shows that extending the co-contribution to workers on average earnings would have a significant positive effect on national savings, and that this could be funded by better targeting of the Government's superannuation measures"—(*adjourned, Special Minister of State (Senator Abetz), 18 November 2002*).

23 **Budget statement and documents 2003-04**

Adjourned debate on the motion of the Minister for Finance and Administration (Senator Minchin)—That the Senate take note of the statement and documents (*adjourned, Parliamentary Secretary to the Minister for Transport and Regional Services (Senator Boswell), 15 May 2003*).

24 **Budget statement and documents 2002-03**

Adjourned debate on the motion of the Minister for Finance and Administration (Senator Minchin)—That the Senate take note of the statement and documents (*adjourned, Special Minister of State (Senator Abetz), 16 May 2002*).

ORDERS OF THE DAY RELATING TO COMMITTEE REPORTS AND GOVERNMENT RESPONSES AND AUDITOR-GENERAL'S REPORTS

Orders of the Day relating to Committee Reports and Government Responses

1 **Foreign Affairs, Defence and Trade—Joint Standing Committee—Report entitled: Australia's role in United Nations reform—Government response**

Adjourned debate on the motion of Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 27 March 2003*).

2 **Foreign Affairs, Defence and Trade—Joint Standing Committee—Report entitled: Review of Foreign Affairs, Trade and Defence annual reports 2000-01—Government response**

Adjourned debate on the motion of Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 27 March 2003*).

3 **Foreign Affairs, Defence and Trade References Committee—Report—Materiel acquisition and management in Defence**

Adjourned debate on the motion of the chair of the committee (Senator Cook)—That the Senate take note of the report (*Leader of the Australian Democrats (Senator Bartlett), in continuation, 27 March 2003*).

4 **Corporations and Financial Services—Joint Statutory Committee—Report—Review of the Australian Securities and Investment Commission**

Adjourned debate on the motion of the chair of the committee (Senator Chapman)—That the Senate take note of the report (*Senator Chapman, in continuation, 26 March 2003*).

5 **Rural and Regional Affairs and Transport Legislation Committee—Interim report entitled: Proposed importation of fresh apple fruit from New Zealand—Government response**

Adjourned debate on the motion of Senator O'Brien—That the Senate take note of the document (*Senator O'Brien, in continuation, 20 March 2003*).

6 **Superannuation and Financial Services—Select Committee—Report entitled: Prudential supervision and consumer protection for superannuation, banking and financial services—Third report: Auditing of superannuation funds—Government response**

Adjourned debate on the motion of Senator Watson—That the Senate take note of the document (*Senator Watson, in continuation, 20 March 2003*).

7 **Treaties—Joint Standing Committee—Report 51—Treaties tabled on 12 November and 3 December 2002**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the report (*adjourned, Senator Ludwig, 20 March 2003*).

8 **Treaties—Joint Standing Committee—Report 17 entitled: United Nations Convention on the Rights of the Child—Government response**

Adjourned debate on the motion of Senator Murray—That the Senate take note of the document (*adjourned, Senator Ludwig, 20 March 2003*).

Orders of the Day relating to Auditor-General's reports

1 **Auditor-General—Audit report no. 34 of 2002-03—Performance audit—Pest and disease emergency management—Follow-up audit: Department of Agriculture, Fisheries and Forestry–Australia**

Consideration (*24 March 2003*).

2 **Auditor-General—Audit report no. 35 of 2002-03—Performance audit—Fraud control arrangements in the Australian Customs Service**

Consideration (*26 March 2003*).

3 **Auditor-General—Audit report no. 36 of 2002-03—Performance audit—Monitoring of industry development commitments under the IT Outsourcing Initiative: Department of Communications, Information Technology and the Arts**

Consideration (*13 May 2003*).

4 **Auditor-General—Audit report no. 37 of 2002-03—Performance audit—Passport services: Department of Foreign Affairs and Trade**

Consideration (*13 May 2003*).

5 **Auditor-General—Audit report no. 38 of 2002-03—Performance audit—Referrals, assessments and approvals under the *Environment Protection and Biodiversity Conservation Act 1999***

Consideration (*13 May 2003*).

6 **Auditor-General—Audit report no. 39 of 2002-03—Performance audit—Navy operational readiness: Department of Defence**

Consideration (*13 May 2003*).

7 **Auditor-General—Audit report no. 40 of 2002-03—Performance audit—R&D tax concession: Department of Industry, Tourism and Resources, the Industry Research and Development Board and the Australian Taxation Office**

Consideration (*13 May 2003*).

8 **Auditor-General—Audit report no. 41 of 2002-03—Performance audit—Annual reporting on ecologically sustainable development**

Consideration (*13 May 2003*).

9 **Auditor-General—Audit report no. 42 of 2002-03—Performance audit—Managing residential aged care accreditation: The Aged Care Standards and Accreditation Agency Ltd**

Consideration (*13 May 2003*).

10 **Auditor-General—Audit report no. 43 of 2002-03—Performance audit—The sale of Sydney (Kingsford Smith) Airport**

Consideration (*13 May 2003*).

GENERAL BUSINESS

Notices of Motion

Notice given 14 February 2002

17 **Senator Tierney:** To move—That the Senate—

(a) notes the serious problem of overcrowding in New South Wales public schools, especially when compared with other states across the country;

(b) acknowledges the shameful results of a New South Wales Teachers Federation survey showing 20 per cent of all classes in each of the first 3 years of primary school being over the Carr Government's own limit, and 32 per cent of all kindergarten classes exceeding suggested class sizes during 2001;

(c) condemns the Carr Government for putting New South Wales children's education at risk by increasing class numbers and not reducing them as other states are now doing;

(d) congratulates the Howard Government for increasing funding to New South Wales government schools by 5.2 per cent in 2001, as opposed to Premier Carr's paltry 2.6 per cent; and

(e) recognises the low priority given to education by the Carr Government, as evidenced by the fact that the amount spent on education as a percentage of total state budget has dropped from 25.5 per cent to 22 per cent in the 7 years since Labor came to power in New South Wales.

Notice given 11 March 2002

23 **Senator McGauran:** To move—That the Senate—

(a) notes that:

(i) it is the 100th anniversary of the execution of Harry 'Breaker' Morant and Peter Handcock, killed by firing squad during the Boer War for following the orders, take no prisoners,

(ii) the court case held for Morant and Handcock was a sham, set up by Lord Kitchener, the giver of the orders Morant and Handcock followed,

(iii) the injustice to Breaker and Handcock has plagued Australia's conscience since their execution on 27 February 1902,

(iv) in 1902 the then Federal Parliamentarian and later first Governor-General of Australia, Issac Issacs, raised the matter of the execution in Parliament stating that this issue was agitating the minds of the people of this country in an almost unprecedented degree, and questioned the validity of the decision,

(v) the reason we need to go back 100 years to now right this wrong, is because Breaker Morant is one of the fathers of our ANZAC tradition; a friend of Banjo Patterson and an inspiration for much of his poetry and described as a man of great courage who would never betray a mate; and a man of whom many of the young ANZACs in World War I had heard and on whom they modelled themselves, and

(vi) Lord Kitchener was the Commander-in-Chief of the British Military who made the decision to commit troops to Gallipoli and is responsible for that disastrous campaign;

(b) calls on the Government to petition directly the British Government for a review of the case, with the aim to quash the harsh sentence of death for Harry 'Breaker' Morant and Peter Handcock; and

(c) take action to include the names of these two Australians on the Roll of Honour at the Australian War Memorial.

30 **Senator Brown:** To move—That the Senate—

(a) notes that the Ministerial Code in the United Kingdom includes a system which deals with acceptance of appointments for ministers after leaving office; and

(b) calls on the Government to:

(i) implement an advisory committee on business appointments, from which a minister would be required to seek advice before accepting business appointments within 5 years from the date from which he or she ceased to be a minister, and

(ii) ban any minister from taking an appointment that is directly related to his of her portfolio for 5 years from the date of resignation.

Notice given 16 May 2002

78 **Senator Tierney:** To move—That the Senate—

(a) notes that south-eastern Australia is the most fire prone region in the world;

(b) commends the support provided by the Howard Government to New South Wales in January 2002, in particular, the provision of aerial fire fighting equipment;

(c) expresses its concern that the state government is whitewashing the causes of the bushfire catastrophe of Christmas 2001 by just blaming pyromaniacs during the current bushfires inquiry;

(d) calls on the New South Wales Government to give serious consideration to the evidence of State Forests of NSW, which believes that inadequate back-burning was the primary cause of the devastating fires;

(e) rejects calls from the Nature Conservation Council to restrict hazard reduction;

(f) calls on the Carr Government to allow non-government committee members to receive witnesses' submissions without having to first request them;

(g) encourages the inquiry to reach a conclusion based on evidence and not party politics resulting from pressure from extreme green groups; and

(h) hopes that the lessons learned from the bushfire inquiry will be shared to other state governments so all Australians can avoid such an unnecessary disaster.

Notice given 26 June 2002

108 **Senator Sherry:** To move—That there be laid on the table, on the next day of sitting, the advice by the Australian Prudential Regulation Authority to the Assistant Treasurer under section 230A of the *Superannuation Industry (Supervision) Act 1993*, in relation to applications for financial assistance for superannuation funds where Commercial Nominees of Australia was trustee.

112 **Senator Ridgeway:** To move—That the Senate—

(a) notes that:

(i) the week beginning 24 June 2002 is Drug Action Week, aimed at generating community awareness about drug and alcohol abuse and the solutions being used to tackle these issues,

(ii) each day of Drug Action Week highlights a different theme and the theme on 27 June 2002 is Indigenous issues,

(iii) the misuse of alcohol and other drugs has long been linked to the deep levels of emotional and physical harm suffered by Indigenous communities since the colonisation of Australia,

(iv) alcohol and tobacco consumption rates continue to remain high in the Indigenous population, against declining rates in the general population, and the increasing use of heroin in urban, regional and rural Indigenous communities is also of particular concern,

(v) substance misuse is probably the biggest challenge facing Indigenous communities today, as it affects almost everybody either directly or indirectly and is now the cause as well as the symptom of much grief and loss experienced by Indigenous communities, and

(vi) the demand for the services of existing Indigenous-controlled drug and alcohol rehabilitation centres far exceeds the current level of supply;

(b) acknowledges the essential role of Indigenous community-controlled health services in providing long-term, culturally-appropriate solutions for substance abuse; and

(c) calls on the Government to:

(i) fund the national substance misuse strategy, developed by the National Aboriginal Community Controlled Health Organisation, which is designed to build the necessary capacity within the Indigenous health sector so communities can address their health and well-being needs in a holistic and culturally-appropriate manner, and

(ii) improve coordination between Commonwealth, state, territory and local governments on these issues and ensure this facilitates greater Indigenous control over the development and implementation of all health programs.

Notice given 19 August 2002

120 **Senator Ray:** To move—That the Senate—

(a) notes:

(i) the claims in the *Age* newspaper of 15 August 2002 that the McGauran family is financially supporting the Democratic Labour Party of Australia (DLP) in its attempt to retain registration under the provisions of the Electoral Act,

(ii) that two of the three Victorian National Party representatives in the Federal Parliament are from the McGauran family and have, on occasions, relied on DLP preferences,

(iii) the comments of the DLP Secretary, Mr John Mulholland, when he said, 'It would be in Senator Julian McGauran's interests for the DLP to survive this de-registration moved by the Electoral Commission', and

(iv) the immense amount of money made by the McGauran family from its poker machine interests in Altona, some of which is apparently going to fund the DLP's legal expenses; and

(b) calls on Senator McGauran and the Minister for Science (Mr McGauran), to explain their knowledge of their family's involvement in funding the DLP's legal bills.

Notice given 22 August 2002

139 **Senator Mackay:** To move—That the Senate—

(a) congratulates the Australian Capital Territory Legislative Assembly:

(i) on becoming the first state or territory legislature to remove abortion from the criminal code, and

(ii) for repealing the appalling law which required women seeking abortions to first look at pictures of foetuses;

(b) notes that this landmark legislation should serve to encourage all remaining states and territories to enact similar legislative changes; and

(c) notes that the Australian Capital Territory legislation recognises that abortion is a decision for women and is not something that should carry the threat of a jail term.

Notice given 16 September 2002

156 **Senator Allison:** To move—That the Senate—

(a) notes that:

(i) the Deaflympic Games will be held in Melbourne in 2005; and

(ii) Deaf Sports Recreation Victoria has set up a Games Organising Committee to begin planning and organising this international event which will see the participation of 4 000 deaf athletes and officials from over 90 countries; and

(b) urges the Prime Minister (Mr Howard) to respond to the correspondence from Deaf Sports Recreation Victoria and to offer support for the Deaflympic Games.

Notice given 19 September 2002

175 **Senator Tierney:** To move—That the Senate—

(a) deplores comments made in the New South Wales Parliament on Tuesday, 17 September 2002, by the State Minister for Education and Training (Mr Watkins), which misrepresented the future direction of universities in Australia and, in particular, the role of rural and regional universities;

(b) notes that the Minister for Education, Science and Training (Dr Nelson) has put on the record that regional universities will not be disadvantaged by the current reform process;

(c) further notes that the Federal Minister told all state education ministers, including Mr Watkins, in July 2002 that Australia would not be returning to second tier, teaching-only, higher education institutions; and

(d) congratulates the Federal Minister for his comprehensive and inclusive review of higher education in Australia.

Notice given 24 September 2002

184 **Senator Stott Despoja:** To move—That the Senate—

(a) notes:

(i) the commitment of the Government and Mr John Loy, Chief Executive Officer (CEO) of Australian Radiation Protection and Nuclear Safety Agency (ARPANSA), to a demonstrated store for radioactive waste by 2005,

(ii) the commitment of the Government and Mr Loy to a second spent fuel reprocessing pathway for spent fuel from the Lucas Heights reactor,

(iii) the commitment in the Lucas Heights environmental impact statement (EIS), EIS supplementary report and EIS assessment report to a radioactive waste store by 2005,

(iv) the ARPANSA site licence assessment regarding a potential operating licence at Lucas Heights that, 'A license to operate would not be issued by ARPANSA without there being clear and definite means available for the ultimate disposal of radioactive waste and spend nuclear fuel',

(v) that the recent comments by Mr Loy on the Australian Broadcasting Corporation's *PM* program indicating that the 'new' deadline for a store is now 2025 and that provision for second country reprocessing is no longer required are in direct contradiction to previous commitments, and

(vi) that it recently passed a second reading amendment that:

(A) noted the view of the CEO of ARPANSA that arrangements for taking the spent fuel and turning it into a reasonable waste form need to be absolutely clear before the new reactor at Lucas Heights commences operation, and there needs to be clear progress on siting a store for the waste that returns to Australia, and

(B) expressed its opinion that until all matters relating to safety, storage and transportation of nuclear materials associated with the new reactor at Lucas Heights are resolved, no operating licence related to the new reactor at Lucas Heights should be issued by ARPANSA; and

(b) calls on the CEO of ARPANSA to:

(i) reaffirm commitments made to the Australian people as part of the EIS process, and

(ii) act in conformity with the Senate's second reading amendment.

Notice given 17 October 2002

215 **Senator Tierney:** To move—That the Senate—

(a) recognises that the Federal Coalition Government has increased investment in education each year, with $2.4 billion being provided for public schools in 2002-03, an increase of 5.7 per cent over the past year and a 52 per cent increase since 1996;

(b) expresses alarm that New South Wales state government spending on education currently lags $318 million a year below the Australian national average;

(c) notes that New South Wales primary schools have the worst student-to-teacher ratios in Australia and some of the largest class sizes in the country;

(d) further notes that the Vinson report into public education demonstrates the under resourcing of the public education system in New South Wales by the Carr Government; and

(e) congratulates New South Wales Opposition Leader, John Brogden, who vowed on 24 September 2002 to spend more on public schools and backed the need to reduce class sizes.

Notice given 24 October 2002

227 **Leader of the Australian Democrats (Senator Bartlett):** To move—That there be laid on the table, no later than 4 pm on 19 November 2002:

(a) all documents relating to the acquisition of the north-east margin search and rescue (SAR) data, including but not limited to the authorisation for acquisition, and any related internal correspondence;

(b) briefing documents or briefing notes relating to the Great Barrier Reef Marine Park Authority interest in SAR data, as referenced in Dr Trevor Powell's letter to the authority, dated 18 September 2002;

(c) covering letter accompanying the Shell/Woodside Consortium proposal, May 2000;

(d) all materials distributed at the Bali 2000 conference attended by Geoscience Australia;

(e) outputs leading to the outcome listed in the 2001-02 workplan under section 2, Geoscience for Oceans and Coasts, subsections 2.9, Petroleum and

Regional Geology and 2.11 Eastern Region, as 'A geological overview of the east coast basins in order that decisions can be made regarding petroleum exploration opportunities and acreage release; and

(f) all documents and materials relating to the outcome and outputs described above, including preliminary discussions for the outcome and outputs, discussions, memorandums, budget materials, notes of phone conservations and e-mails.

Notice given 12 November 2002

245 **Leader of the Australian Democrats (Senator Bartlett):** To move—That there be laid on the table, no later than 2 pm on Thursday, 5 December 2002, all documents associated with the formation, funding and membership of the Foundation for a Sustainable Minerals Industry, including but not limited to: reports, correspondence, e-mail, records of conservation, memos, margin notes and minutes of meetings.

Notice given 13 November 2002

258 **Senator O'Brien:** To move—That the Senate—

(a) notes, with grave concern, the crisis enveloping rural and regional Australia;

(b) condemns the Howard Government for its neglect of rural and regional Australians, in particular, its failure to:

(i) adequately respond to the growing drought,

(ii) provide timely and appropriate assistance to the sugar industry, and

(iii) support essential services including health, banking, employment and telecommunications; and

(c) calls on the Howard Government to reverse its neglect of rural and regional communities.

Notice given 9 December 2002

300 **Senator Tierney:** To move—That the Senate—

(a) expresses concern about the extreme bushfire danger facing the citizens of New South Wales;

(b) praises the unstinting and brave work of the voluntary bushfire fighters in combating the fires and protecting and saving property and lives;

(c) congratulates the Australian Government for its high tech support for the firefighting effort with the provision of air crane fire bombing technology;

(d) recognises that the current extreme fire conditions have been exacerbated by a build-up of forest fuel resulting from the Carr Australian Labor Party Government's anti-back-burning policies over the past 7 years;

(e) condemns the Carr Government for ignoring the recommendations of the state parliamentary inquiry into the 2001-02 New South Wales fires brought down 6 months ago; and

(f) calls on the Carr Government in New South Wales to recognise that south-eastern Australia is the most fire-prone region in the world and to develop more appropriate policies to protect life, property and the environment.

Notice given 18 March 2003

393 **Senator Stott Despoja:** To move—That the Senate—

(a) notes, with concern, the serious hardship facing coffee producers of the developing world as a result of low coffee prices and, in particular, that:

(i) many coffee farmers are being forced to abandon their livelihoods and sell their land at a loss,

(ii) the financial strain on coffee farming families reduces their capacity to meet their basic needs, including schooling, food and medicines,

(iii) a lack of money in coffee-producing communities, together with overburdened health-care systems, threatens the stability of already vulnerable economies, and

(iv) intensive farming methods, adopted by reason of financial necessity, seriously damage the natural environment;

(b) acknowledges the financial support provided by the Government through AusAid to rural development and other assistance for coffee producing nations; and

(c) requests that the Government provide further political and economic support for:

(i) the International Coffee Organisation's Coffee Quality Scheme, which aims to restrict coffee exportation on the basis of quality,

(ii) the destruction of lowest quality coffee stocks, and

(iii) direct poverty alleviation programs targeted at coffee producing communities.

Notice given 25 March 2003

432 **Leader of the Australian Democrats (Senator Bartlett):** To move—That the Senate—

(a) notes:

(i) the announcement on 24 March 2003 by the Queensland State Government that it will legislate to protect the pristine sand dunes of Shelburne Bay on Cape York Peninsula by not renewing two mining leases over the Shelburne Bay dune fields,

(ii) that Shelburne Bay is one of the largest and least disturbed areas of active parabolic dunes in the world, and is listed on the National Estate,

(iii) that any mining would have involved the removal of two dune systems and the construction of a major port facility on the edge of the Great Barrier Reef, and

(iv) that the cancellation of the leases had been called for by the traditional owners, the Wuthathi people, to enable them to have greater access to, and involvement in, this special area of their traditional lands; and

(b) congratulates the Beattie Government for its sensible decision, and the many conservation, indigenous, political and community groups who have campaigned so long to achieve this outcome.

Notice given 15 May 2003

*468 **Senator Brown:** To move—That the Senate—

(a) supports global democracy based on the principle of 'one person, one vote, one value'; and

(b) supports the vision of a global parliament which empowers all the world's people equally to decide on matters of international significance.

Orders of the Day relating to Government Documents

1 **Australian Law Reform Commission—Report no. 95—Principled regulation: Federal civil and administrative penalties in Australia, December 2002**

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of the document (*Senator Ludwig, in continuation, 20 March 2003*).

2 **Department of Health and Ageing—National Blood Agreement**

Consideration (*26 March 2003*).

3 **Landcare Australia Limited—Report for 2001-02**

Consideration (*26 March 2003*).

4 **National Office of Local Government—Report for 2001-02 on the operation of the *Local Government (Financial Assistance) Act 1995***

Consideration (*26 March 2003*).

5 ***Housing Assistance Act 1996*—Report for 2000-01 on the operation of the 1999 Commonwealth-State Housing Agreement**

Consideration (*26 March 2003*).

6 **Productivity Commission—Report no. 24—Economic regulation of harbour towage and related services, 20 August 2002**

Consideration (*27 March 2003*).

7 **Productivity Commission—Report no. 24—Economic regulation of harbour towage and related services, 20 August 2002—Government response**

Consideration (*27 March 2003*).

8 **Trade policy—Australia's trade outcomes and objectives statement 2003**

Consideration (*13 May 2003*).

9 **Australia and the Asian Development Bank—Report for 2001-02**

Consideration (*13 May 2003*).

10 **Australia and the IMF—Report for 2001-02**

Consideration (*13 May 2003*).

11 **Australia and the World Bank—Report for 2001-02**

Consideration (*13 May 2003*).

12 **Great Barrier Reef Marine Park Authority—Report for 2001-02—Errata**

Consideration (*13 May 2003*).

13 **Health Services Australia—Statement of corporate intent 2002-2005**

Consideration (*13 May 2003*).

14 **Payments System Board—Report for 2001-02**

Consideration (*13 May 2003*).

15 **Independent Soccer Review—Report of the Independent Soccer Review Committee into the structure, governance and management of soccer in Australia, April 2003**

Consideration (*13 May 2003*).

16 **HIH Royal Commission—Report—The failure of HIH Insurance—**

Volume I: A corporate collapse and its lessons

Volume II: Reasons, circumstances and responsibilities

Volume III: Reasons, circumstances and responsibilities

Consideration (*13 May 2003*).

17 **Higher education—Report for the 2003 to 2005 triennium by the Minister for Education, Science and Training**

Consideration (*13 May 2003*).

18 ***Product Stewardship (Oil) Act 2000*—Product stewardship arrangements for waste oil—Report for 2001-02**

Consideration (*13 May 2003*).

19 ***Stevedoring Levy (Collection) Act 1998*—Report for 2001**

Consideration (*13 May 2003*).

20 ***Stevedoring Levy (Collection) Act 1998*—Report for 2002**

Consideration (*13 May 2003*).

21 **Pharmaceutical Benefits Pricing Authority—Report for 2001-02**

Consideration (*13 May 2003*).

*22 ***Crimes Act 1914*—Report—Independent review of Part 1D of the Act: Forensic procedures, March 2003**

Adjourned debate on the motion of Senator Stott Despoja—That the Senate take note of the document (*Senator Stott Despoja, in continuation, 14 May 2003*).

*23 **Hepatitis C and Plasma in 1990—Report of the expert advisory group, May 2003**

Adjourned debate on the motion of Senator Hutchins—That the Senate take note of the document (*Senator Hutchins, in continuation, 14 May 2003*).

Orders of the Day

1 **ABC Amendment (Online and Multichannelling Services) Bill 2001 [2002]—(*Senate bill*)**

Second reading—Adjourned debate (*3 April 2001*)—(*restored pursuant to resolution of 13 February 2002*).

2 **Air Navigation Amendment (Extension of Curfew and Limitation of Aircraft Movements) Bill 1995 [2002]—(*Senate bill*)**

Second reading—Adjourned debate (*27 March 1995*)—(*restored pursuant to resolution of 13 February 2002*).

3 **Anti-Genocide Bill 1999 [2002]—(*Senate bill*)—**(*Senator Greig*)

Second reading—Adjourned debate (*5 April 2001*)—(*restored pursuant to resolution of 13 February 2002*).

4 **Australian Broadcasting Corporation Amendment Bill 1999 [2002]—(*Senate bill*)**

Second reading—Adjourned debate (*25 March 1999*)—(*restored pursuant to resolution of 13 February 2002*).

5 **Charter of Political Honesty Bill 2000 [2002]—(*Senate bills*)—**(*Senator Murray*)

Second reading—Adjourned debate (*10 October 2000*)—(*restored pursuant to resolution of 13 February 2002*).

6 **Constitution Alteration (Appropriations for the Ordinary Annual Services of the Government) 2001 [2002]—(*Senate bill*)—**(*Senators Murray and Stott Despoja*)

Second reading—Adjourned debate (*26 June 2001*)—(*restored pursuant to resolution of 13 February 2002*).

7 **Constitution Alteration (Electors' Initiative, Fixed Term Parliaments and Qualification of Members) 2000 [2002]—(*Senate bill*)—**(*Senator Murray*)

Second reading—Adjourned debate (*4 April 2000*)—(*restored pursuant to resolution of 13 February 2002*).

8 **Corporate Code of Conduct Bill 2000 [2002]—(*Senate bill*)**

Second reading—Adjourned debate (*6 September 2000*)—(*restored pursuant to resolution of 13 February 2002*).

9 **Freedom of Information Amendment (Open Government) Bill 2000 [2002]—(*Senate bill*)—**(*Senator Murray*)

Second reading—Adjourned debate (*5 September 2000*)—(*restored pursuant to resolution of 13 February 2002*).

10 **Parliamentary Approval of Treaties Bill 1995 [2002]—(*Senate bill*)**

Second reading—Adjourned debate (*31 May 1995*)—(*restored pursuant to resolution of 13 February 2002*).

12 **Reconciliation Bill 2001 [2002]—(*Senate bill*)—**(*Senator Ridgeway*)

Second reading—Adjourned debate (*5 April 2001*)—(*restored pursuant to resolution of 13 February 2002*).

13 **State Elections (One Vote, One Value) Bill 2001 [2002]—(*Senate bill*)—**(*Senator Murray*)

Second reading—Adjourned debate (*7 August 2001*)—(*restored pursuant to resolution of 13 February 2002*).

14 **Public liability insurance premiums**

Adjourned debate on the motion of Senator Conroy—That the Senate—

(a) expresses its concern about the significant increase in public liability insurance premiums and the effect it is having on the viability of many small businesses and community and sporting organisations;

(b) condemns the Government for its inaction; and

(c) urges the Minister to propose a solution to this pressing issue, as quickly as possible, not just look at the problem (*Senator Ferguson, in continuation, 14 February 2002*).

15 **Ministers of State (Post-Retirement Employment Restrictions) Bill 2002—(*Senate bill*)—**(*Senator Stott Despoja*)

Second reading—Adjourned debate (*Senator Stott Despoja, in continuation, 13 March 2002*).

16 **Lucas Heights reactor—Order for production of documents—Statement by Minister**

Adjourned debate on the motion of Senator Carr—That the Senate take note of the statement (*Senator Carr, in continuation, 19 March 2002*).

17 **Great Barrier Reef Marine Park (Boundary Extension) Amendment Bill 2002—(*Senate bill*)—**(*Leader of the Australian Democrats, Senator Bartlett*)

Second reading—Adjourned debate (*Senator Calvert, in continuation, 16 May 2002*).

18 **Genetic Privacy and Non-discrimination Bill 1998 [2002]—(*Senate bill*)—**(*Senator Stott Despoja*)

Second reading—Adjourned debate (*5 October 2000*)—(*restored pursuant to resolution of 14 May 2002*).

19 **Patents Amendment Bill 1996 [2002]—(*Senate bill*)—**(*Senator Stott Despoja*)

Second reading—Adjourned debate (*27 June 1996*)—(*restored pursuant to resolution of 14 May 2002*).

20 **Republic (Consultation of the People) Bill 2001 [2002]—(*Senate bill*)—**(*Senator Stott Despoja*)

Second reading—Adjourned debate (*26 September 2001*)—(*restored pursuant to resolution of 14 May 2002*).

21 **Australian Broadcasting Corporation (Scrutiny of Board Appointments) Amendment Bill 2002—(*Senate bill*)**

Second reading—Adjourned debate (*15 May 2002*).

22 **Workplace Relations Amendment (Paid Maternity Leave) Bill 2002—(*Senate bill*)—**(*Senator Stott Despoja*)

Second reading—Adjourned debate (*Senator Stott Despoja, in continuation, 16 May 2002*).

24 **Parliamentary Commission of Inquiry (Forest Practices) Bill 2002—(*Senate bill*)—**(*Senator Brown*)

Second reading—Adjourned debate (*Senator Brown, in continuation, 20 June 2002*).

25 **Family Law Amendment (Joint Residency) Bill 2002—(*Senate bill*)—**(*Senator Harris*)

Second reading—Adjourned debate (*Senator Harris, in continuation, 20 June 2002*).

26 **ASEAN Inter-Parliamentary Organisation (AIPO)—Report of the Australian parliamentary delegation to the 22nd AIPO General Assembly, Thailand, 2 to 5 September 2001; Visits and briefings, Bangkok, 6 to 8 September 2001; and Bi-lateral visit to Singapore, 9 to 13 September 2001**

Adjourned debate on the motion of Senator Calvert—That the Senate take note of the document (*Senator Calvert, in continuation, 27 June 2002*).

27 **Family and Community Services—Family tax benefits**

Adjourned debate on the motion of Senator Ludwig—That the Senate—

(a) condemns the Howard Government's decision to strip, without warning, the tax returns of Australian families who have been overpaid family payments as callous and unfair to parents trying to survive under increasing financial pressures;

(b) notes that this is not consistent with the statement of the Minister for Family and Community Services (Senator Vanstone) in July 2001 in which she assured families that, 'The Government has also decided that it would be easier for any family who still had an excess payment to have it recovered by adjusting their future payments, rather than taking it from their tax refund. This is because people may have earmarked their refund for use for specific things';

(c) considers that the Government's 2-year-old family payments system is deeply flawed, given that it delivered average debts of $850 to 650 000 Australian families in the 2001-02 financial year and continues to punish families who play by the rules; and

(d) condemns the Howard Government and its contemptible attack on Australian families (*Senator Tierney, in continuation, 22 August 2002*).

28 **Health—Medicare—Bulk billing**

Adjourned debate on the motion of Senator Evans—That the Senate—

(a) notes that:

(i) since the election of the Howard Government, the rate of bulk billing by general practitioners (GPs) has dropped from 80.6 per cent to 74.5 per cent, and that the average patient cost to see a GP who does not bulk bill has gone up 41.8 per cent to nearly $12, and

(ii) in every year from the commencement of Medicare in 1984 through to 1996, bulk billing rates for GPs increased, but that, in every year since the election of the Howard Government, bulk billing rates have decreased;

(b) recognises that the unavailability of bulk billing hurts those Australians who are least able to afford the rising costs of health care and those who are at greatest risk of preventable illness and disease;

(c) condemns the Howard Government's failure to take responsibility for declining rates of bulk billing; and

(d) calls on the Minister for Health and Ageing (Senator Patterson) to release publicly the June 2002 quarter bulk billing figures so that the true extent of the problem is made known (*Senator Moore, in continuation, 29 August 2002*).

29 **Australian Radiation Protection and Nuclear Safety (Licence Charges) Amendment Bill 2002—Document**

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of the document (*Senator Ludwig, in continuation, 16 September 2002*).

30 **Kyoto Protocol (Ratification) Bill 2002—(*Senate bill*)—**(*Senator Brown*)

Second reading—Adjourned debate (*Senator Brown, in continuation, 19 September 2002*).

31 **Communications—Regional telecommunication services—Inquiry**

Adjourned debate on the motion of Senator Mackay—That the Senate—

(a) condemns the Howard Government for establishing an inquiry into regional telecommunications services, the Estens inquiry, which is chaired by a member of the National Party and friend of the Deputy Prime Minister, and has a former National Party MP as one of its members;

(b) condemns the Government's decisions that the inquiry will hold no public hearings and must report within little more then 2 months of its commencement; and

(c) calls on the Government to address all issues associated with Telstra's performance, including rising prices, deteriorating service standards and inadequate broadband provision (*Senator Tierney in continuation, 19 September 2002*).

32 **Trade Practices Amendment (Public Liability Insurance) Bill 2002 [No. 2]—(*Senate bill*)—**(*Senator Conroy*)

Second reading—Adjourned debate (*Senator Conroy, in continuation, 23 September 2002*).

33 **Corporations Amendment (Improving Corporate Governance) Bill 2002 [No. 2]—(*Senate bill*)—**(*Senator Conroy*)

Second reading—Adjourned debate (*Senator Conroy, in continuation, 23 September 2002*).

34 **Trade Practices Amendment (Credit Card Reform) Bill 2002 [No. 2]—(*Senate bill*)—**(*Senator Conroy*)

Second reading—Adjourned debate (*Senator Conroy, in continuation, 23 September 2002*).

35 **Superannuation**

Adjourned debate on the motion of Senator Sherry—That the Senate notes the Howard Government's third term failures on superannuation, including:

(a) the failure to provide for a contributions tax cut for all Australians who pay it, rather than a tax cut only to those earning more than $90 500 a year;

(b) the failure to adequately compensate victims of superannuation theft or fraud;

(c) the failure to accurately assess the administrative burden on small business of the Government's third attempt at superannuation choice and deregulation;

(d) the failure to support strong consumer protections for superannuation fund members through capping ongoing fees and banning entry and exit fees;

(e) the failure to provide consumers with a meaningful, comprehensive and comprehensible regime for fee disclosure; and

(f) the failure to cover unpaid superannuation contributions in the case of corporate collapse as part of a workers' entitlements scheme (*Senator Ferguson, in continuation, 26 September 2002*).

38 **Parliament House security—Statement by President**

Adjourned debate on the motion of Senator Ray—That the Senate take note of the statement (*Senator Ray, in continuation, 11 November 2002*).

39 **Convention on Climate Change (Implementation) Bill 1999 [2002]—(*Senate bill*)—**(*Senator Brown*)

Second reading—Adjourned debate (*2 September 1999*)—(*restored pursuant to resolution of 12 November 2002*).

40 **Customs Amendment (Anti-Radioactive Waste Storage Dump) Bill 1999 [2002]—(*Senate bill*)—**(*Senator Brown*)

Second reading—Adjourned debate (*20 October 1999*)—(*restored pursuant to resolution of 12 November 2002*).

41 **Human Rights (Mandatory Sentencing for Property Offences) Bill 2000 [2002]—(*Senate bill*)—**(*Senator Brown*)

Second reading—Adjourned debate (*6 September 2000*)—(*restored pursuant to resolution of 12 November 2002*).

42 **Environment Protection and Biodiversity Conservation Amendment (Invasive Species) Bill 2002—(*Senate bill*)—**(*Leader of the Australian Democrats, Senator Bartlett*)

Second reading—Adjourned debate (*Senator Bartlett, in continuation, 19 November 2002*).

43 **Parliamentary Commission of Inquiry (Bali Bombings) Bill 2002—(*Senate bill*)—**(*Senator Brown*)

Second reading—Adjourned debate (*Senator Brown, in continuation, 4 December 2002*).

44 **Health—Pharmaceutical Benefits Scheme—Order for Production of Documents—Statement by the Parliamentary Secretary to the Treasurer (Senator Ian Campbell)**

Adjourned debate on the motion of Senator Nettle—That the Senate take note of the statement (*Senator Nettle, in continuation, 4 December 2002*).

45 **Trade—Pharmaceutical Benefits Scheme—Order for Production of Documents—Statement by the Parliamentary Secretary to the Treasurer (Senator Ian Campbell)**

Adjourned debate on the motion of Senator Nettle—That the Senate take note of the statement (*Senator Nettle, in continuation, 4 December 2002*).

46 **Public Interest Disclosure (Protection of Whistleblowers) Bill 2002—(*Senate bill*)—**(*Senator Murray*)

Second reading—Adjourned debate (*Senator Murray, in continuation, 11 December 2002*).

47 **Uranium Mining in or near Australian World Heritage Properties (Prohibition) Bill 1998 [2002]—(*Senate bill*)—**(*Senator Allison*)

Second reading—Adjourned debate (*28 May 1998*)—(*restored pursuant to resolution of 11 December 2002*).

48 **Environment—National radioactive waste repository**

Adjourned debate on the motion of Senator Carr—That the Senate condemns the Government for:

(a) its failure to respect the rights of the people of South Australia in its consultation process over the location of the planned low-level radioactive waste repository;

(b) its decision to replace effective and meaningful consultation and discussion with a $300 000 propaganda campaign, designed to sway the opinions of

South Australians towards locating the repository in that state, in the absence of genuine efforts to provide accurate and exhaustive information on the suitability of the selected site, close to Woomera; and

(c) its lack of a thorough examination of the environmental impact of this plan, in particular the possible dangers caused by the site's proximity to the Woomera rocket range, and the serious concerns of both the Department of Defence and private contractors on this issue (*Senator Buckland, in continuation, 6 February 2003*).

49 **Immigration—East Timorese asylum seekers—Document**

Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Crossin, in continuation, 3 March 2003*).

50 **Great Barrier Reef Marine Park (Protecting the Great Barrier Reef from Oil Drilling and Exploration) Amendment Bill 2003 [No. 2]—(*Senate bill*)—** (*Senator McLucas and the Leader of the Australian Democrats, Senator Bartlett*)

Second reading—Adjourned debate (*6 March 2003*).

52 **Isalmic Republic of Iran and the Hashemite Kingdom of Jordon—Report of the Australian parliamentary delegation, October to November 2002**

Adjourned debate on the motion of Senator Ferris—That the Senate take note of the document (*Senator Ferris, in continuation, 6 March 2003*).

53 **Taxation—Small business**

Adjourned debate on the motion of Senator Conroy—That the Senate—

(a) calls on the Government to take action to crack down on late payments by big business and government customers to their small business suppliers; and

(b) notes that:

(i) late payments by big businesses are a major issue for small businesses as they create cash flow problems,

(ii) this comes on top of the cumbersome administrative arrangements of the new tax system, and

(iii) the problems faced by small business are being ignored by the Howard Government—(*adjourned, 20 March 2003*).

54 **Environment—Rehabilitation of former nuclear test sites at Emu and Maralinga (Australia)—Ministerial statement**

Adjourned debate on the motion of Senator Carr—That the Senate take note of the statement (*Senator Chapman, in continuation, 25 March 2003*).

55 **Building and Construction Industry—Royal Commission—Ministerial statement and documents**

Adjourned debate on the motion of Senator Sherry—That the Senate take note of the documents (*Senator Santoro, in continuation, 26 March 2003*).

56 **Defence Amendment (Parliamentary approval for Australian involvement in overseas conflicts) Bill 2003—(*Senate bill*)—**(*Leader of the Australian Democrats (Senator Bartlett) and Senator Stott Despoja*)

Second reading—Adjourned debate (*Senator Bartlett, in continuation, 27 March 2003*).

57 **Electoral Amendment (Political Honesty) Bill 2003—(*Senate bill*)—**(*Senator Murray*)

Second reading—Adjourned debate (*Senator Murray, in continuation, 27 March 2003*).

58 **Sexuality Anti-Vilification Bill 2003—(*Senate bill*)—**(*Senator Greig*)

Second reading—Adjourned debate (*Senator Greig, in continuation, 27 March 2003*).

59 **Governor-General**

Adjourned debate on the motion of the Leader of the Opposition in the Senate (Senator Faulkner)—That the Senate—

(a) notes with concern that:

(i) the Government has failed to respond to evidence of sexual abuse of children in our society and within our public institutions,

(ii) the independent report of the Diocesan Board of Inquiry found that Dr Peter Hollingworth, while occupying a position of public trust as Archbishop of Brisbane, allowed a priest to remain in the ministry after an admission of sexual abuse, and the Board of Inquiry found this decision to be 'untenable',

(iii) the Governor-General has admitted that he made a serious error in doing so,

(iv) Dr Peter Hollingworth, through his actions while in the Office of Governor-General, in particular his interview on 'Australian Story' and his apparent 'reconstruction' of evidence before the Diocesan Board of Inquiry, has shown himself not to be a person suitable to hold the Office of Governor-General,

(v) members of the House of Representatives, senators, and premiers and members of state parliaments have called upon the Governor-General to resign, or failing that, to be dismissed by the Prime Minister,

(vi) the Governor-General is now no longer able to fulfil his symbolic role as a figure of unity for the Australian people,

(vii) the Governor-General is now no longer able to exercise the constitutional powers of the Office in a manner that will be seen as impartial and non-partisan,

(viii) the Governor-General's action in standing aside until the current Victorian Supreme Court action is resolved, does not address any of the issues surrounding his behaviour as Archbishop of Brisbane, and is therefore inadequate,

(ix) the Governor-General has failed to resign and the Prime Minister has failed to advise the Queen of Australia to dismiss him, and

(x) the Australian Constitution fails to set out any criteria for the dismissal of a Governor-General or a fair process by which this can be achieved; and

(b) urges:

(i) the Prime Minister to establish a Royal Commission into child sexual abuse in Australia, and

(ii) the Governor-General to immediately resign or, if he does not do so, the Prime Minister to advise the Queen of Australia to terminate the

Commission of the Governor-General—(*Senator Ludwig, in continuation, 13 May 2003*).

And on the amendment moved by Senator Murphy—Omit all words after "That", substitute "the Senate—

(a) notes with concern that:

(i) Dr Peter Hollingworth, while in the Office of Governor-General, gave in an interview on 'Australian Story', a version of events which have been found by the diocesan Board of Inquiry to be untrue, and

(ii) the same Board of Inquiry found that they could not accept Dr Hollingworth had a belief that the child sexual abuse was an isolated incident and that his handling of the matters was untenable;

(b) finds that:

(i) the circumstances that have developed around the Office of Governor-General are doing irreparable damage to the Office and must be resolved,

(ii) the conclusions of the report of the Anglican Church clearly demonstrates that Dr Hollingworth failed in his duty as Archbishop,

(iii) such failing in a position of significant public trust renders Dr Hollingworth an unsuitable person to fill the Office of Governor-General,

(iv) the Governor-General's action in standing aside until the current Victorian Supreme Court action is resolved does not address any of the issues surrounding his behaviour as Archbishop of Brisbane, and is therefore inadequate,

(v) the Governor-General is now no longer able to fulfil his symbolic role as a figure of unity for the Australian people, and

(vi) the Governor-General is now no longer able to exercise the constitutional powers of the Office in a manner that will be seen as impartial and non-partisan; and, therefore, in light of these unacceptable circumstances

(c) urges:

(i) the Governor-General to immediately resign or, if he does not do so, the Prime Minister to advise the Queen of Australia to terminate the Commission of Governor-General, and

(ii) the Prime Minister to establish a Royal Commission into child sexual abuse in Australia."—(*Senator Collins, in continuation, 14 May 2003*).

BUSINESS FOR FUTURE CONSIDERATION

On 18 June 2003

General Business—Notices of Motion

Notice given 25 March 2003

426 **Chair of the Finance and Public Administration References Committee (Senator Forshaw):** To move—That the order of the Senate of 20 June 2001 relating to departmental and agency contracts be amended as follows:

(a) paragraph (1), omit "the tenth day of the spring and autumn sittings", substitute "2 calendar months after the last day of the financial and calendar year";

(b) at the end of paragraph (2)(b), add "the commencement date of the contract, the duration of the contract, the relevant reporting period and the twelve-month period relating to the contract listings";

(c) paragraph (7), after "first", insert "and second"; and

(d) at the end of paragraph (8), add "and with respect to bodies subject to the *Commonwealth Authorities and Companies Act 1997*, on and after 1 January 2004".

Notice given 15 May 2003

*465 **Senator Lees:** To move—That the following bill be introduced: A Bill for an Act to amend the *Social Security Act 1991* to provide for young students' eligibility for the carer payment, and for related purposes. ***Social Security Amendment (Supporting Young Carers) Bill 2003***.

On 19 June 2003

Business of the Senate—Orders of the Day

1 **Legislation Committees**

Reports to be presented in respect of the 2003-04 Budget estimates.

2 **Employment, Workplace Relations and Education Legislation Committee**

Report to be presented on the Workplace Relations Amendment (Protecting the Low Paid) Bill 2003. (*Referred pursuant to Selection of Bills Committee report*.)

Government Business—Order of the Day

1 **Workplace Relations Amendment (Protecting the Low Paid) Bill 2003—** (*Special Minister of State, Senator Abetz*)

Second reading—Adjourned debate (*adjourned, Senator Crossin, 6 March 2003*).

Committee Reports and Government Responses and Auditor-General's Reports—Notice of Motion

Notice given 26 June 2002

1 **Chair of the Standing Committee of Senators' Interests (Senator Denman):** To move—That the following amendments to the resolutions relating to senators' interests and declaration of gifts to the Senate and the Parliament be agreed to:

Resolution 1—Registration of senators' interests

Paragraph (1), omit—

"Within 14 sitting days after the adoption of this resolution by the Senate and 28 days of making and subscribing an oath or affirmation of allegiance as a senator",

substitute—

"Within:

(a) 28 days after the first meeting of the Senate after 1 July first occurring after a general election; and

(b) 28 days after the first meeting of the Senate after a simultaneous dissolution of the Senate and the House of Representatives; and

(c) 28 days after making and subscribing an oath or affirmation of allegiance as a senator for a Territory or appointed or chosen to fill a vacancy in the Senate".

Resolution 3—Registrable interests

Paragraph (i), omit "$5,000", substitute "$10,000".

Paragraphs (k), (l) and (m), omit "$500" wherever occurring, substitute "$1,000"; omit "$200" wherever occurring, substitute "$500".

Resolution 4—Register and Registrar of Senators' Interests

Paragraph (3), omit "the commencement of each Parliament", substitute "receipt of statement of registrable interests in accordance with resolution 1(1)".

[Consequential on amendment to paragraph 1(1)]

Resolution 5—Declaration of interest in debate and other proceedings

To be omitted.

Resolution relating to declaration of gifts to the Senate and the Parliament

Paragraph (1)(a), omit "practical", substitute "practicable".

Sub-paragraph (ba), omit "$500", substitute "$1,000"; omit "$200" substitute "$500".

Sub-paragraph (d), line 2, omit "is to", substitute "may".

After sub-paragraph (h), insert—

(i) When a senator who is using or displaying a gift ceases to be a senator, the senator may retain the gift:

(i) if its value does not exceed the stated valuation limits of $1,000 for a gift received from an official government source, or $500 from a private person or non-government body; or

(ii) if the senator elects to pay the difference between the stated valuation limit and the value of the gift, as obtained from an accredited valuer selected from the list issued by the Committee for

Taxation Incentives for the Arts. The Department of the Senate will be responsible for any costs incurred in obtaining the valuation.

(j) If the senator does not retain the gift in accordance with paragraph (i), the senator must return the gift to the registrar, who shall:

(i) dispose of it in accordance with instructions from the Committee of Senators' Interests, as set out in paragraph 1(d) of this resolution; or

(ii) arrange its donation to a nominated non-profit organisation or charity, at the discretion of the senator who has returned the gift and the Committee of Senators' Interests.

(k) Any senator subject to paragraph (j) must formally acknowledge relinquishment of the senator's claim to ownership of any surrendered gifts.

On 24 June 2003

Business of the Senate—Orders of the Day

1 **Environment, Communications, Information Technology and the Arts References Committee**

Report to be presented on the Australian telecommunications network.

2 **Environment, Communications, Information Technology and the Arts References Committee**

Report to be presented on the role of libraries as providers of public information in the online environment.

3 **Environment, Communications, Information Technology and the Arts References Committee**

Report to be presented on environmental performance at the Ranger, Jabiluka, Beverley and Honeymoon uranium operations.

On 26 June 2003

Business of the Senate—Notices of Motion

Notice given 24 March 2003

1 **Senator Brown:** To move—That Amendment 41 of the National Capital Plan (Gungahlin Drive Extension), made under the *Australian Capital Territory (Planning and Land Management) Act 1988*, be disallowed.

Notice of motion altered on 24 March 2003 pursuant to standing order 77.

2 **Senator Brown:** To move—That the Space Activities Amendment Regulations 2003 (No. 1), as contained in Statutory Rules 2003 No. 33 and made under the *Space Activities Act 1998*, be disallowed.

Nine sitting days remain for resolving.**

** *Indicates sitting days remaining, including today, within which the motion must be disposed of or the Regulations will be deemed to have been disallowed.*

Business of the Senate—Order of the Day

1 **Finance and Public Administration References Committee**

Report to be presented on recruitment and training in the Australian Public Service.

General Business—Notice of Motion

Notice given 25 March 2003

431 **Senator Stephens:** To move—That the Senate—

(a) notes that:

(i) the New South Wales Labor Premier (Mr Bob Carr) has secured an historic third four-year term of government in the New South Wales Parliament,

(ii) the re-election of the New South Wales Labor Government is an endorsement of Mr Carr's plan to secure New South Wales' future, and

(iii) the people of New South Wales have voted for a government that unequivocally rejects the legitimacy of the unilateral war on Iraq;

(b) congratulates:

(i) Mr Carr and the New South Wales Labor administration for their election campaign, and

(ii) Labor candidates and campaign teams for their part in a campaign that has reduced Liberal/National representation to its lowest level in almost two decades; and

(c) expresses its condolences to the family of Mr Jim Anderson, former Member for Londonderry, following his sudden death on the morning of polling day.

By the last sitting day in June 2003 (26 June 2003)

Business of the Senate—Orders of the Day

1 **Foreign Affairs, Defence and Trade References Committee**

Report to be presented on Australia's relationship with Papua New Guinea and other Pacific island countries.

2 **Rural and Regional Affairs and Transport Legislation Committee**

Report to be presented on the administration of the Civil Aviation Safety Authority.

3 **Rural and Regional Affairs and Transport Legislation Committee**

Report to be presented on the import risk assessment on New Zealand apples.

4 **Rural and Regional Affairs and Transport Legislation Committee**

Report to be presented on the administration of AusSAR in relation to the search for the *Margaret J.*

5 **Superannuation—Select Committee**

Report to be presented on planning for retirement.

On 30 June 2003

Business of the Senate—Order of the Day

1 **Finance and Public Administration References Committee**

Report to be presented on funding under the Dairy Regional Assistance Program.

On 11 August 2003

Business of the Senate—Orders of the Day

1 **Economics Legislation Committee**

Report to be presented on the Late Payment of Commercial Debts (Interest) Bill 2003. (*Referred pursuant to Selection of Bills Committee report*.)

2 **Legal and Constitutional References Committee**

Report to be presented on progress towards national reconciliation.

General Business—Order of the Day

51 **Late Payment of Commercial Debts (Interest) Bill 2003—(*Senate bill*)—** (*Senator Conroy*)

Second reading—Adjourned debate (*Senator Conroy, in continuation, 6 March 2003*).

On 12 August 2003

Business of the Senate—Order of the Day

*1 **Medicare—Select Committee**

Report to be presented.

General Business—Notice of Motion

Notice given 15 May 2003

*466 **Senator Lees:** To move—That the following bill be introduced: A Bill for an Act to enhance the protection of biodiversity on private land, and for related purposes. ***Protection of Biodiversity on Private Land Bill 2003***.

On 13 August 2003

Business of the Senate—Order of the Day

1 **Legal and Constitutional Legislation Committee**

Report to be presented on the provisions of the Family Law Amendment Bill 2003. (*Referred pursuant to Selection of Bills Committee report*.)

On 19 August 2003

Business of the Senate—Order of the Day

1 **Employment, Workplace Relations and Education References Committee**

Report to be presented on the refusal of the Government to respond to the order of the Senate of 21 August 2002 for the production of documents relating to financial information concerning higher education institutions.

Fourteen sitting days after today (20 August 2003)

Business of the Senate—Notices of Motion

Notice given 15 May 2003

*1 **Chairman of the Standing Committee on Regulations and Ordinances (Senator Tchen):** To move—That the Workplace Relations Amendment Regulations 2002 (No. 3), as contained in Statutory Rules 2002 No. 337 and made under the *Workplace Relations Act 1996*, be disallowed.

Fifteen sitting days remain for resolving.**

** *Indicates sitting days remaining, including today, within which the motion must be disposed of or the Regulations will be deemed to have been disallowed.*

*2 **Chairman of the Standing Committee on Regulations and Ordinances (Senator Tchen):** To move—That the Farm Help Re-establishment Grant Scheme Amendment 2003 (No. 1), made under section 52A of the *Farm Household Support Act 1992*, be disallowed.

Fifteen sitting days remain for resolving.**

** *Indicates sitting days remaining, including today, within which the motion must be disposed of or the instrument will be deemed to have been disallowed.*

On 20 August 2003

Business of the Senate—Order of the Day

1 **Foreign Affairs, Defence and Trade References Committee**

Report to be presented on an examination of the Government's foreign and trade policy strategy.

By the last sitting day in August 2003 (21 August 2003)

Business of the Senate—Order of the Day

1 **Rural and Regional Affairs and Transport References Committee**

Report to be presented on forestry plantations.

On the tenth sitting day after 30 June 2003 (9 September 2003)

Business of the Senate—Order of the Day

1 **Legislation Committees**

Reports to be presented on annual reports tabled by 30 April 2003.

On 9 September 2003

Business of the Senate—Notice of Motion

Notice given 15 May 2003

*467 **Senator Lees:** To move—That the following bill be introduced: A Bill for an Act to encourage a stronger civic culture in Australia, and for related purposes. ***Encouraging Communities Bill 2003***.

On 18 September 2003

Business of the Senate—Order of the Day

1 **Community Affairs References Committee**

Report to be presented on poverty and financial hardship.

On 7 October 2003

Business of the Senate—Order of the Day

1 **Environment, Communications, Information Technology and the Arts Legislation Committee**

Report to be presented on the Plastic Bag Levy (Assessment and Collection) Bill 2002 [No. 2] and the Plastic Bag (Minimisation of Usage) Education Fund Bill 2002 [No. 2]. (*Referred pursuant to Selection of Bills Committee report.*)

General Business—Orders of the Day

36 **Plastic Bag (Minimisation of Usage) Education Fund Bill 2002 [No. 2]—(*Senate bill*)—**(*Senator Brown*)

Second reading—Adjourned debate (*Senator Brown, in continuation, 21 October 2002*).

37 **Plastic Bag Levy (Assessment and Collection) Bill 2002 [No. 2]—(*Senate bill*)—**(*Senator Brown*)

Second reading—Adjourned debate (*Senator Brown, in continuation, 21 October 2002*).

On 8 October 2003

Business of the Senate—Order of the Day

1 **Finance and Public Administration References Committee**

Report to be presented on staff employed under the *Members of Parliament (Staff) Act 1984*.

On 28 October 2003

Business of the Senate—Order of the Day

1 **Employment, Workplace Relations and Education References Committee**

Report to be presented on labour market skills requirements.

On 4 November 2003

Business of the Senate—Order of the Day

1 **Foreign Affairs, Defence and Trade References Committee**

Report to be presented on the performance of government agencies in the assessment and dissemination of security threats in South East Asia in the period 11 September 2001 to 12 October 2002.

On 25 November 2003

Business of the Senate—Order of the Day

1 **Environment, Communications, Information Technology and the Arts Legislation Committee**

Report to be presented on the Environment Protection and Biodiversity Conservation Amendment (Invasive Species) Bill 2002. (*Referred pursuant to Selection of Bills Committee report.*)

On 27 November 2003

Business of the Senate—Order of the Day

1 **Foreign Affairs, Defence and Trade References Committee**

Report to be presented on issues involved in the negotiation of the General Agreement on Trade in Services in the Doha Development Round.

On 3 December 2003

Business of the Senate—Order of the Day

1 **Community Affairs References Committee**

Report to be presented on children in institutional care.

By the last sitting day in 2003 (4 December 2003)

Business of the Senate—Order of the Day

1 **Rural and Regional Affairs and Transport References Committee**

Report to be presented on rural water resource usage.

By the last sitting day in June 2004 (26 June 2003)

Business of the Senate—Order of the Day

1 **Economics References Committee**

Report to be presented on the structure and distributive effects of the Australian taxation system.

BILLS REFERRED TO COMMITTEES

Bills currently referred†

Environment Protection and Biodiversity Conservation Amendment (Invasive Species) Bill 2002‡

Referred to the Environment, Communications, Information Technology and the Arts Legislation Committee (*referred 26 March 2003; reporting date: 25 November 2003*).

Health Legislation Amendment (Private Health Insurance Reform) Bill 2003‡

Referred to the Community Affairs Legislation Committee (*referred 19 March 2003; reporting date varied 13 May 2003; reporting date: 16 June 2003*).

Late Payment of Commercial Debts (Interest) Bill 2003‡

Referred to the Economics Legislation Committee (*referred 19 March 2003; reporting date: 11 August 2003*).

Plastic Bag Levy (Assessment and Collection) Bill 2002 [No. 2]‡

Plastic Bag (Minimisation of Usage) Education Fund Bill 2002 [No. 2]‡

Referred to the Environment, Communications, Information Technology and the Arts Legislation Committee (*referred 5 March 2003; reporting date: 7 October 2003*).

Workplace Relations Amendment (Protecting the Low Paid) Bill 2003‡

Referred to the Employment, Workplace Relations and Education Legislation Committee (*referred 19 March 2003; reporting date varied 13 May 2003; reporting date: 19 June 2003*).

Provisions of bills currently referred†

Aviation Transport Security Bill 2003‡

Aviation Transport Security (Consequential Amendments and Transitional Provisions) Bill 2003‡

Referred to the Rural and Regional Affairs and Transport Legislation Committee (*referred upon the introduction of the bill in the House of Representatives pursuant to the Selection of Bills Committee report no. 4, 26 March 2003; bill introduced 27 March 2003; reporting date varied 14 May 2003; reporting date: 16 June 2003*).

Civil Aviation Amendment Bill 2003‡

Referred to the Rural and Regional Affairs and Transport Legislation Committee (*referred upon the introduction of the bill in the House of Representatives pursuant to the Selection of Bills Committee report no. 4, 26 March 2003; bill introduced 27 March 2003; reporting date varied 14 May 2003; reporting date: 16 June 2003*).

Family Law Amendment Bill 2003‡

Referred to the Legal and Constitutional Legislation Committee (*referred 14 May 2003; reporting date: 13 August 2003*).

Taxation Laws Amendment Bill (No. 4) 2003‡

Referred to the Economics Legislation Committee (*referred 19 March 2003; reporting date: 16 June 2003*).

Taxation Laws Amendment Bill (No. 8) 2002‡

Referred to the Economics Legislation Committee (*referred 19 March 2003; reporting date: 16 June 2003*).

Wheat Marketing Amendment Bill 2002‡

Referred to the Rural and Regional Affairs and Transport Legislation Committee (*referred 5 February 2003; reporting date varied 20 March and 14 May 2003; reporting date: 16 June 2003*).

†*Further information about the progress of these bills may be found in the Department of the Senate's Bills to Committees Update.*

‡*Pursuant to adoption of report of Selection of Bills Committee.*

BILLS DISCHARGED, LAID ASIDE OR NEGATIVED

Government Bills

Family and Community Services Legislation Amendment (Australians Working Together and other 2001 Budget Measures) Bill 2002

Redundant order relating to the bill discharged from *Notice Paper*, 12 December 2002.

Family and Community Services Legislation Amendment (Disability Reform) Bill (No. 2) 2002

Second reading negatived, 19 November 2002.

Migration Legislation Amendment (Further Border Protection Measures) Bill 2002

Second reading negatived, 9 December 2002.

National Health Amendment (Pharmaceutical Benefits—Budget Measures) Bill 2002

Second reading negatived, 20 June 2002.

National Health Amendment (Pharmaceutical Benefits—Budget Measures) Bill 2002 [No. 2]

Second reading negatived, 4 March 2003.

Trade Practices Amendment (Small Business Protection) Bill 2002

Third reading negatived, 19 August 2002.

Trade Practices Amendment (Small Business Protection) Bill 2002 [No. 2]

Third reading negatived, 3 March 2003.

Workplace Relations Amendment (Secret Ballots for Protected Action) Bill 2002

Third reading negatived, 25 September 2002.

Workplace Relations Amendment (Secret Ballots for Protected Action) Bill 2002 [No. 2]

Third reading negatived, 24 March 2003.

Private Senator's Bills

Constitution Alteration (Right to Stand for Parliament—Qualification of Members and Candidates) 1998 (No. 2) [2002]—(*Senate bill*)

Laid aside pursuant to standing order 135, 15 May 2003.

Electoral Amendment (Political Honesty) Bill 2000 [2002]

Discharged from *Notice Paper*, 27 March 2003.

Public Interest Disclosure Bill 2001 [2002]

Discharged from *Notice Paper*, 11 December 2002.

QUESTIONS ON NOTICE

Questions remaining unanswered

Question Nos, as shown, from 55 to 1469 remain unanswered for 30 or more days (see standing order 74(5)).

Notice given 12 February 2002

55 **Senator Allison:** To ask the Minister for Revenue and Assistant Treasurer—

(1) Is it the case that the Melbourne office of the Australian Prudential Regulation Authority (APRA) failed to notify trustees of pre-existing pooled superannuation trusts (PSTs) that, under new regulations, they were required to notify APRA in writing that they wished their trusts to continue to be treated as PSTs by 31 October 2000.

(2) Is it the case that trusts that have failed to so notify APRA will become non-complying superannuation funds, attracting a tax rate of 48.5 per cent on fund earnings instead of the concessional 15 per cent.

(3) How long has APRA been aware of the failure to notify outlined in (1).

(4) How long has the Minister or the department been aware of the failure to notify.

(5) Has APRA or the Government taken any action to resolve this matter.

(6) What action will the Government and APRA be taking to resolve this matter.

Notice given 15 March 2002

196 **Senator Allison:** To ask the Minister representing the Minister for Foreign Affairs—Did Mr Ron Walker attend the recent Commonwealth Heads of Government Meeting; if so, in what capacity.

Notice given 8 April 2002

222 **Senator Faulkner:** To ask the Special Minister of State—With reference to travel undertaken to Melbourne between 1 October 2001 and 18 November 2001, by all staff employed under the *Members of Parliament (Staff) Act 1984*, in each instance can the following details be provided:

(1) The name of each staff member, and the name of the member or senator for whom that staff member worked.

(2) The dates for which travel allowance (TA) was claimed, including whether the claim was for consecutive nights.

(3) The rate of TA paid and the total amount of TA paid to each staff member relating to that period.

(4) The dates of airline flights taken to and from Melbourne by that staff member during that period.

(5) Whether the staff member claimed for commercial or non-commercial accommodation, and the name of hotels stayed at by the staff member (if known).

(6) The cost of any Cabcharge and/or other hire car charges, including Comcar.

(7) The name and position of the person who certified the TA claim form and/or acquittal submitted to the Department of Finance and Administration.

Notice given 18 April 2002

Senator O'Brien: To ask the Ministers listed below (Question Nos 247-273)—

(1) What programs and/or grants administered by the department provide assistance to people living in the federal electorate of Kennedy.

(2) What was the level of funding provided through these programs and/or grants for the 2000-01 and 2001-02 financial years.

(3) Where specific projects were funded: (a) what was the location of each project; (b) what was the nature of each project; and (c) what was the level of funding for each project.

271 Minister for Revenue and Assistant Treasurer

Notice given 19 June 2002

388 **Senator Harris:** To ask the Minister representing the Treasurer—

(1) Can the Treasurer confirm whether minutes were kept by the Australian Taxation Office Part IVA Panel of the meeting in which a recommendation was made against the first cooperative investment project considered by the panel in late 1997; if so, can a copy of those minutes be provided.

(2) How do the loans in the cooperative investment projects differ from those in Lau's case.

Notice given 2 July 2002

411 **Senator Evans:** To ask the Minister for Defence—With reference to all forms of end product report by the Defence Signals Directorate (DSD reports) which summarise raw intelligence product:

(1) Which ministers received any of the DSD reports that were found by the Inspector-General to be in breach of the Rules on Sigint and Australian Persons.

(2) On what precise dates did this occur.

(3) Which minister's offices, that is personal staff members or departmental liaison officers, received the DSD reports that were in breach of the Rules on Sigint and Australian Persons.

(4) On what precise dates did this occur.

(5) Did any departments receive any of the DSD reports that were in breach of the Rules on Sigint and Australian Persons; if so, which ones and on what dates.

(6) For both (1) and (3), were all four DSD reports that the Inspector-General found breached the rules received by any minister or minister's office; if not, how many of the four reports were received by each of the ministers and/or minister's office.

(7) Of those reports that were made in breach of the rules and were received by a minister and/or minister's office, did they include either of the two reports containing intelligence information on communications by an Australian lawyer with a foreign client.

(In this question, the phrase 'DSD reports' refers to all forms of end product by the DSD which summarise raw intelligence product. Such reports are variously refered to in the summary of the Inspector-General for Security and Intelligence's *MV Tampa* investigation as 'reports summarising the results of collection activity', 'end product reports' and 'situation updates'.)

Notice given 10 July 2002

Senator O'Brien: To ask the Ministers listed below (Question Nos 423-449)—

(1) What programs and/or grants administered by the department provide assistance to people living in the federal electorate of Wide Bay.

(2) What was the level of funding provided through these programs and/or grants for the 1999-2000, 2000-01 and 2001-02 financial years.

(3) Where specific projects were funded: (a) what was the location of each project; (b) what was the nature of each project; and (c) what was the level of funding for each project.

428 Minister for Communications, Information Technology and the Arts

440 Minister for the Arts and Sport

Notice given 11 July 2002

450 **Senator Harris:** To ask the Minister for Revenue and Assistant Treasurer—

(1) Is it a fact that loans to investors in the Active Cattle project were found by the Federal Court never to have been made.

(2) Is the Australian Taxation Office (ATO) now a shareholder in Active Cattle on the basis that tax has nevertheless been levied on the loan amounts as income in the hands of the project manager, and could not be paid.

(3) Is the ATO still the largest creditor of the Australian Tea Tree Oil Research Institute, even though the Federal Court found in the *Phai See* case that the Australian Research and Development Board had wrongly decided that the institute did not qualify as a research institute, and hence it was actually entitled to tax exempt status.

451 **Senator Harris:** To ask the Minister for Revenue and Assistant Treasurer—

(1) Is it the case that it was possible up until 30 June 2002 to invest in an existing infrastructure bond, relinquished by another investor, through the Commonwealth Bank of Australia (CBA) or Westpac.

(2) Did that investment, by offering a large loan, potentially allow an upfront tax deduction such that the cash amount contributed was exceeded by the tax refund and hence would confer a tax benefit.

(3) Was that loan non-recourse, and for a term of as little as one year.

(4) Did the loan which could be taken out actually include an amount to be paid tax free to the investor as interest on the loan at the end of 12 months.

(5) Is it the case that the Economics References Committee inquiry into mass-marketed tax effective schemes was told by First Assistant Commissioner, Mr Peter Smith, that some of these infrastructure borrowings could fall under Part IVA of the Income Tax Assessment Act.

(6) Has any action been taken by the Australian Taxation Office to investigate whether Part IVA applies to the infrastructure bonds offered in 2002 to investors by the CBA and Westpac.

Notice given 22 July 2002

Senator Faulkner: To ask the Ministers listed below (Question Nos 464-481)—

(1) How many mobile phones has the department, or any agency within the portfolio, provided to the following: (a) a minister (please include the name of the minister or ministers); (b) staff of a minister employed under the Members of Parliament (Staff) (MoP(S) Act); (c) a departmental liaison officer in a minister's office; (d) a parliamentary secretary (please include the name of the parliamentary secretary or secretaries); (e) the staff of a parliamentary secretary employed under the MoP(S) Act; and (f) a departmental liaison officer in the office of a parliamentary secretary.

(2) What was the total cost of the provision of mobile phones to the above-named persons during the 2000-01 and 2001-02 financial years.

464 Minister representing the Prime Minister

465 Minister representing the Minister for Transport and Regional Services

466 Minister representing the Treasurer

467 Minister representing the Minister for Trade

468 Minister for Defence

469 Minister for Communications, Information Technology and the Arts

470 Minister representing the Minister for Foreign Affairs

471 Minister representing the Minister for Employment and Workplace Relations

472 Minister representing the Minister for Immigration and Multicultural and Indigenous Affairs

473 Minister representing the Minister for the Environment and Heritage

474 Minister representing the Attorney-General

475 Minister for Finance and Administration

476 Minister representing the Minister for Agriculture, Fisheries and Forestry

477 Minister for Family and Community Services

478 Minister representing the Minister for Education, Science and Training

479 Minister for Health and Ageing

480 Minister representing the Minister for Industry, Tourism and Resources

481 Minister representing the Minister for Veterans' Affairs

Notice given 15 August 2002

Senator O'Brien: To ask the Ministers listed below (Question Nos 535-536)—What action, if any, has the Minister or the department taken to protect or increase Australian wheat sales to Iraq in the 2002-03 financial year.

536 Minister representing the Minister for Agriculture, Fisheries and Forestry

Notice given 20 August 2002

569 **Senator Ludwig:** To ask the Minister representing the Treasurer—With reference to Part X Bankruptcy Agreements lodged in each of the 2000-01 and 2001-02 financial years:

(1) How many barristers and lawyers applied for, and were successful in obtaining, Part X agreements in each Australian state and territory.

(2) How much tax revenue to the Australian Taxation Office was forgone through part payments resulting from Part X agreements filed by barristers and lawyers in each Australian state and territory.

(3) What was the total amount of tax revenue lost to the Australian Taxation Office through part payments resulting from Part X agreements in each Australian state and territory.

(4) How many Part X creditors' meetings did officers of the department attend in each Australian state and territory.

Notice given 13 September 2002

628 **Senator McLucas:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) How many applications for exceptional circumstances (EC) declarations have been lodged since 1996.

(2) How many applications have resulted in EC declarations.

(3) With respect to EC declarations, can the following information be provided: (a) the source of the applications (state government or peak body); (b) the geographic regions or industries concerned; (c) the dates on which the applications were lodged; and (d) the dates on which the declarations were made.

(4) Were any EC declarations made concerning geographic regions contained wholly or partly within the electorates of Gwydir or Wide Bay.

(5) With respect to unsuccessful applications, can the following information be provided: (a) the source of the applications (state government or peak body); (b) the geographic regions or industries concerned; (c) the dates on which the applications were lodged; and (d) the dates on which the decisions to refuse the declarations were made.

(6) Of the unsuccessful applications, were any made concerning geographic regions contained wholly or partly within the electorates of Gwydir or Wide Bay.

(7) With respect to all unsuccessful applications, has the Government provided other special assistance, including ex gratia income support, to the regions or industries identified in the applications.

(8) Was any such special assistance given to geographic regions contained wholly or partly within the electorates of Gwydir or Wide Bay.

(9) Have there been any occasions since 1996 in which the Government has not accepted the recommendation of the Rural Adjustment Scheme Advisory Council (RASAC) or the National Rural Advisory Council (NRAC) in respect to EC applications; if so, can details of these occasions and the applications concerned be provided.

(10) Have there been any occasions since 1996 in which EC applications have not been subject to an independent assessment by the RASAC or NRAC; if so, can details of these occasions and the applications concerned be provided.

(11) In the case of each EC declaration: (a) what was the income threshold used; (b) did all applications meet the income threshold criterion; if not, can details be provided where applications for an EC declaration were made despite the income threshold not being met; and (c) for each of these applications: (i) what was the income level identified in the application, and (ii) what was the applicable income threshold.

Notice given 17 September 2002

638 **Senator Nettle:** To ask the Minister representing the Treasurer—

(1) Is the Motomed, a therapeutic exerciser, subject to the goods and services tax (GST).

(2) Has the Australian Taxation Office made a ruling that the Motomed is not GST-exempt.

(3) Does the Treasurer acknowledge that the Motomed is a medically-prescribed movement therapy product specifically designed to treat profound physical disabilities and is entirely unsuited for use by able-bodied persons; if not, why not.

(4) Will the Government take steps to amend taxation legislation to make this device GST-exempt; if so, will the Government make this amendment retrospective and provide GST refunds to the people who have already purchased this appliance.

Notice given 23 September 2002

664 **Senator Evans:** To ask the Minister for Defence—With reference to the answer to question on notice no. 2889 (House of Representatives *Hansard*, 22 June 1998, p. 5112):

(1) What is the: (a) peacetime establishment; and (b) current staffing strength, of each unit in the Australian Army.

(2) What is the: (a) peacetime establishment; and (b) current staffing strength, of each unit in the Royal Australian Air Force.

(3) What is the: (a) peacetime establishment; and (b) current staffing strength, of each unit in the Royal Australian Navy.

678 **Senator Webber:** To ask the Minister representing the Treasurer—

(1) When will legislation be introduced that will allow for workers to be paid their entitlements ahead of banks and other creditors.

(2) Will that legislation apply to any current liquidations.

(3) In the case of Computerised Holdings Pty Ltd, did the liquidator identify the cause of liquidation as being insolvent trading; if so, why did the Australian Securities and Investment Commission not prosecute.

(5) What are the criteria being used for making claims against the liquidator in the case of Computerised Holdings.

(6) Is it intended that legal advice be sought on any distribution of assets ahead of the payment of workers' entitlements.

679 **Senator Webber:** To ask the Minister for Revenue and Assistant Treasurer—

(1) What is the anticipated cost of the decision to allow a corporate group to transfer losses and be taxed as a single entity.

(2) Is there any truth to the claim by some mining executives that this new arrangement will allow them to unlock $11 billion in losses and enjoy a tax holiday for 20 years.

(3) Is it true that, under these new arrangements, businesses will be able to revalue all assets to 'market value' without having to pay capital gains tax on the revaluations.

(4) Is it true that for depreciation purposes the new 'market value' can be used as an expense over the estimated useful life of the asset.

Notice given 24 September 2002

682 **Senator Sherry:** To ask the Minister representing the Treasurer—For each month of the past 2 full calendar years, what are the figures for staff absent on stress leave in the Department of the Treasury.

687 **Senator O'Brien:** To ask the Minister representing the Treasurer—

(1) Does the Australian Competition and Consumer Commission (ACCC) investigate instances of profiteering in relation to grains, fodder and other livestock animal feeds; if so, how many instances of profiteering in relation to grains, fodder and other livestock animal feeds have been investigated in each of the past 10 financial years.

(2) How many prosecutions have been obtained in each of the past 10 financial years for profiteering from grains, fodder or other foodstuffs used as livestock feed.

(3) How many convictions have been obtained in each of the past 10 financial years for profiteering from grains, fodder or other foodstuffs used as livestock feed.

(4) What are the current penalties for profiteering from grains, fodder or other foodstuffs used as livestock feed.

(5) Have these penalties changed within the past 10 years; if so, can details of these changes be provided.

Notice given 15 October 2002

778 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) (a) Was the Minister or his office contacted by the proponents of a steel profiling plant at Moruya, New South Wales, listed in the Dairy Regional Assistance Program project summary of round 6 for the 2001-02 financial year; and (b) was the Minister or his office contacted by any person on behalf of the proponents of the above project.

(2) Was the Minister or his office contacted by the Federal Member for Eden Monaro (Mr Nairn) in relation to the above project.

(3) Was the Minister or his office contacted by any member of the South East New South Wales Area Consultative Committee in relation to the above project.

(4) Was the Minister or his office contacted by the Minister for Transport and Regional Services, or his staff, or officers of the Department of Transport and Regional Services in relation to the above project.

(5) With reference to any contact by the persons listed above with the Minister or his office: (a) when did each communication take place; (b) who was involved in each communication; (c) what was the nature of each communication; (d) what was the form of each communication; and (e) which officers from the department were involved in any way in these contacts.

779 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) (a) Was the Minister or his office contacted by Australian Solar Timbers about an application for funding through the Dairy Regional Assistance Program for the development of a short floor manufacturing project in

Kempsey; and (b) was the Minister or his office contacted by any person on behalf of the proponents of the above project.

(2) Was the Minister or his office contacted by the Federal Member for Lyne (Mr Vaile) in relation to the above project.

(3) Was the Minister or his office contacted by any member of Australia's Holiday Coast Area Consultative Committee in relation to the above project.

(4) Was the Minister or his office contacted by the Minister for Transport and Regional Services, or his staff, or officers of the Department of Transport and Regional Services in relation to the above project.

(5) With reference to any contact by the persons listed above with the Minister or his office: (a) when did each communication take place; (b) who was involved in each communication; (c) what was the nature of each communication; (d) what was the form of each communication; and (e) which officers from the department were involved in any way in these contacts.

Notice given 30 October 2002

829 **Senator Sherry:** To ask the Minister for Revenue and Assistant Treasurer—

(1) Can the Minister confirm that electricity is classified as a good or service for the purposes of the goods and services tax.

(2) Can the Minister also confirm that, for the purposes of determining liability for damage to a consumer's electrical goods due to load shedding by an electricity supplier's power, there is a dispute over whether the supply of electricity is a good or service (see *Electricity Supply Association of Australia Ltd v ACCC* [2001] FCA 1296, 12 September 2001) and that this dispute has hitherto allowed suppliers to avoid liability for damage.

(3) Can the Minister explain how these two positions are consistent; if not, what steps is the Government taking to address this apparent inconsistency.

Notice given 1 November 2002

836 **Senator Evans:** To ask the Minister for Defence—

(1) What action has the Royal Australian Navy taken to address the significant shortfall of pilots, seaman officers, weapons electrical aircraft engineers, electronic technicians and marine technicians that existed as at 1 July 2001.

(2) How many pilots, seaman officers, weapons electrical aircraft engineers, electronic technicians and marine technicians have been newly recruited to the Royal Australian Navy since 1 July 2001.

(3) How many pilots, seaman officers, weapons electrical aircraft engineers, electronic technicians and marine technicians have separated from the Royal Australian Navy since 1 July 2001 (can the information on separations be broken down to show the length of service of those personnel that separated from the Royal Australian Navy).

(4) Does the Royal Australian Navy conduct exit surveys as a means of determining why personnel with specialist skills are separating from the Royal Australian Navy; if so, what do the findings of these surveys show; if not, why not.

(5) What is the current strength of pilots, seaman officers, weapons electrical aircraft engineers, electronic technicians and marine technicians at navy bases.

(6) What is the required strength of pilots, seaman officers, weapons electrical aircraft engineers, electronic technicians and marine technicians at navy bases.

(7) What action is the Royal Australian Navy taking to overcome the ongoing shortage of pilots, seaman officers, weapons electrical aircraft engineers, electronic technicians and marine technicians.

Notice given 7 November 2002

867 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) What assessment has been made of Australia's actual environmental and economic loss from the incursion of marine pests.

(2) What assessment has been made of the potential environmental and economic loss from the incursion of marine pests.

(3) What contribution has the department made to the development of a national management system for managing marine pests.

(4) Which stakeholders have participated in the development of a national management system.

(6) When will a national management system be implemented.

Notice given 8 November 2002

879 **Senator Sherry:** To ask the Minister for Revenue and Assistant Treasurer—With reference to the following information in the 2001-02 Annual Report of the Australian Prudential Regulation Authority (APRA), tabled on 23 October (and where APRA cannot disclose names and other sensitive information relating to particular cases can as much other detail as possible be provided):

(a) the statement on page 8 that in December 2001 APRA accepted an enforceable undertaking from a superannuation fund for the first time: can APRA provide details of: (i) that enforceable undertaking and all subsequent enforceable undertakings, including any breaches of the *Superannuation Industry (Supervision) Act 1993*, (ii) any other problems involved, and (iii) the specific commitments made by the trustee(s) in these undertakings;

(b) the statements on page 9 that in June 2002 APRA commenced prosecutions against trustees of regulated superannuation entities who failed to lodge an annual return for 2000-01 and on page 27 that 13 trustees had been referred to the Director of Public Prosecutions and two successfully charged: (i) have any further charges been made, and (ii) have any trustees been convicted for offences named in these charges, if so, what penalties have been imposed;

(c) the statement on page 21 that APRA is currently reviewing the operations of a number of multi-employer corporate superannuation funds: can APRA provide details of: (i) the problems it has encountered in such funds, and (ii) any enforcement actions to date, particularly in relation to the equal representation requirements in the *Superannuation Industry (Supervision) Act 1993*;

(d) the list on page 24 of enforcement activities undertaken during the year: can APRA provide details of the specific breaches of the *Superannuation Industry (Supervision) Act 1993*, or other APRA-enforced conditions, that gave rise to each of these enforcement activities;

(e) the statement on page 40 that a number of joint visits to financial institutions were conducted with the Australian Securities and Investments Commission (ASIC) in 2001 as part of an APRA review of unit pricing in the superannuation industry: can APRA provide details of this review including: (i) any problems encountered, (ii) actions taken by trustees to address these problems, and (iii) enforcement actions taken by APRA or ASIC; and

(f) the noting on page 41 of the establishment of the International Network of Pensions Regulators and Supervisors (INPRS): can APRA provide further details of: (i) the INPRS activities, and (ii) APRA's contribution to date.

Notice given 11 November 2002

886 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) What recommendations were contained in the Rural Economic Services review of the AAA-Farm Management Deposit scheme, completed in June 2002.

(2) Have these recommendations been adopted by the Government; if so, when were the recommended changes adopted; if not, why have the recommendations been rejected.

(3) What did the review cost.

(4) Can a copy of the review be provided; if not, why not.

Notice given 12 November 2002

908 **Senator Evans:** To ask the Minister for Defence—

(1) When was the decision made to have a Life of Type Extension (LOTE) to the Landing Craft Heavy (LCH) fleet.

(2) Were any options apart from the LOTE considered, for example, was the option of replacement rather than refurbishment considered.

(3) Were any proposals to replace the LCHs received from Australian small- to medium-sized enterprises; if so, which organisations submitted proposals.

(4) (a) Why were these proposals rejected; and (b) was the decision made on the basis of cost; if not, what factors led to the decision to refit rather than replace the current fleet.

(5) Of the proposals submitted: (a) how many had existing units that could be directly evaluated by the Navy; and (b) what were the advantages and disadvantages of the proposed units.

(6) What was the original budget for the refit of the LCH fleet.

(7) What were the costs of any other options.

(8) (a) What has been the cost of the refit to the LCH fleet to date; and (b) what is the complete refit expected to cost.

(9) When will the refit be delivered.

Notice given 21 November 2002

954 **Senator O'Brien:** To ask the Minister representing the Prime Minister—

(1) On what date did the Department of the Prime Minister and Cabinet first become aware that some Farm Management Deposit (FMD) products may not comply with legislation applicable to the Government's FMD scheme.

(2) (a) What was the source of this information; and (b) in what form was this information conveyed, for example, correspondence, e-mail, telephone conversation or direct conversation.

(3) What was the nature of the problem specifically identified in this information.

(4) On what date did the department inform the Prime Minister, or his office, of this problem.

(5) Did the Prime Minister, or his office, receive advice about this problem from a source other than the Department of the Prime Minister and Cabinet; if so: (a) on what date was this information first received; (b) what was the source of this information; (c) in what form was this information conveyed; and (d) what was the nature of the problem specifically identified in this information.

(6) (a) On what date, or dates, did the department take action in response to this identified problem; and (b) what action did the department take.

(7) (a) What departments, agencies, banks or non-bank financial institutions did the department communicate with in relation to this matter; (b) on what date, or dates, did that communication occur; and (c) what form did that communication take.

(8) (a) What responses, if any, has the department received in respect to those communications; (b) in what form have those responses been received; and (c) what was the content of those responses.

(9) What action has the department taken in response to communications from departments, agencies, banks or non-bank financial institutions.

(10) Was the Prime Minister aware when he spoke to the Committee for Economic Development of Australia, on 20 November 2002, about the FMD scheme, of:

(a) the report on page 3 of the *Australian Financial Review*, of 20 November 2002, stating that the Government 'has been forced to seek an Australian Taxation Office ruling over a potential legal flaw in its $2 billion farm management deposit scheme'; and/or

(b) evidence given by the Department of Agriculture, Fisheries and Forestry to the Rural and Regional Affairs and Transport Legislation Committee, on 20 November 2002, that the department had been aware of uncertainty over some FMD products since July 2001.

957 **Senator O'Brien:** To ask the Minister representing the Treasurer—

(1) On what date did the Department of the Treasury and/or the Australian Taxation Office (ATO) first become aware that some Farm Management Deposit (FMD) products may not comply with legislation applicable to the Government's FMD scheme.

(2) What was the source of this information; and (b) in what form was this information conveyed, for example, correspondence, e-mail, telephone conversation or direct conversation.

(3) What was the nature of the problem specifically identified in this information.

(4) On what date did the department and/or the ATO, inform the Treasurer, or his office, or the Assistant Treasurer, or her office, of this problem.

(5) Did the Treasurer, or his office, receive advice about this problem from a source other than the Treasurer's department or the ATO; if so: (a) on what date was this information first received; (b) what was the source of this information; (c) in what form was this information conveyed; and (d) what was the nature of the problem specifically identified in this information.

(6) On what date, or dates, did the department and/or the ATO take action in response to this identified problem; and (b) what action did they take.

(7) (a) What departments, agencies, banks or non-bank financial institutions did the department and/or the ATO communicate with in relation to this matter; (b) on what date, or dates, did that communication occur; and (c) what form did that communication take.

(8) (a) What responses, if any, has the department and/or the ATO received in respect to those communications; (b) in what form have those responses been received; and (c) what was the content of those responses.

(9) What action has the department and/or the ATO taken in response to communications from departments, agencies, banks or non-bank financial institutions.

Notice given 26 November 2002

959 **Senator Conroy:** To ask the Minister for Revenue and Assistant Treasurer—With respect to those persons who hold private health insurance which is eligible for the 30 per cent private health insurance rebate and who receive the benefit of the rebate as a rebate through the tax system:

(1) How many persons are covered by private health insurance by postcode and by federal electorate division, as at: (a) 31 December 2000; (b) 30 June 2002; and (c) the most current date for which information has been compiled.

(2) How many contributor units hold private health insurance by postcode and by federal electorate division, as at: (a) 31 December 2000; (b) 30 June 2002; and (c) the most current date for which information has been compiled.

Notice given 29 November 2002

973 **Senator Sherry:** To ask the Minister for Revenue and Assistant Treasurer—

(1) How many matters relating to insolvencies or external administrations in which applications were made for payment of entitlements under the Federal Government's Employee Entitlements Support Scheme or General Employee Entitlements and Redundancy Scheme have been referred by the Department of Employment and Workplace Relations to each of: (a) the Australian Securities and Investments Commission (ASIC); and (b) the Australian Competition and Consumer Commission (ACCC).

(2) In each matter, what concerns were identified.

(3) What was the outcome of the ASIC's and the ACCC's consideration of each of these matters.

Notice given 3 December 2002

980 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) Is the Government examining options for tracking livestock via systems such as a national livestock identification system.

(2) Which identification systems has the Government examined in the past 5 years.

(3) What was the quantum of funding spent by the department during each of the past 5 financial years on feasibility studies on national livestock identification systems.

(4) What was the quantum of funding spent by the department on feasibility studies of each system examined in past 5 financial years.

(5) Is the Minister aware of any meetings between the department, and state and territory departments on the issue of a national approach to livestock identification in the past 2 years.

(6) (a) When did these meetings occur; (b) who attended each meeting; (c) what was discussed at each meeting; and (d) what records have been kept of the discussion at these meetings.

Notice given 10 December 2002

1012 **Senator Bishop:** To ask the Minister representing the Minister for Veterans' Affairs—

(1) In how many cases have claimants for compensation by personnel with East Timor service, pursuant to the *Veterans' Entitlements Act 1986*, been referred to and examined by the Australian Defence Force (ADF) Medical Service.

(2) At what level of injury under the scale set out in the Guide for the Assessment of Rates of Pension, under the *Veterans' Entitlements Act 1986*, would a serving member be considered unfit for duty.

(3) What penalty is provided to serving members who conceal an injury or make false statements about their fitness.

(4) Is evidence of disabilities claimed and accepted under the *Veterans' Entitlements Act 1986* considered as part of that assessment.

(5) Will the Minister ask the Inspector-General to conduct an investigation into alleged fraud by serving ADF personnel making claims under the *Veterans' Entitlements Act 1986* and representing themselves as fit for duty.

(6) What steps are being taken to remove the effect of the *Privacy Act 1988* which prevents the Department of Veterans' Affairs advising the Department of Defence of disability claims lodged and accepted from serving personnel.

(7) With reference to the answer given to question on notice no. 743 (Senate *Hansard*, 4 December 2002, p. 6796) on Gulf War compensation, how many personnel with accepted claims are still serving.

1014 **Senator Harris:** To ask the Minister for Revenue and Assistant Treasurer—

(1) Is the Minister aware that in the recent decision of the Federal Court of Australia in the case of MLC Limited v Deputy Commissioner of Taxation [2002] FCA 149, in responding to the Commissioner's statement of reasons which accompanied notification of the disallowance of the applicants' objections, the judge stated: 'It may be said that it is hard to see how the applicants or their agent could have taken into account in preparing the

returns lodged in 1996 and 1997 the views expressed in TD 1999/1 when those views did not appear publicly for some years after the returns were lodged.'

(2) Is the Minister prepared to make any changes to tax law to avoid the need for a taxpayer to have the crystal ball the Commissioner apparently expects.

Senator Lundy: To ask the Ministers listed below (Question Nos 1019-1020)—

(1) Can the following information in the form of a spreadsheet be provided, in both hard copy and electronically, for each contract entered into by agencies within the department which has not been fully performed or was entered into during the 2001-02 financial year, and that is wholly, or in part, information and communications technology-related with a consideration of $20 000 or more: (a) a unique identifier for the contract, for example contract number; (b) the contractor name and Australian Business Number or Australian Company Number; (c) the domicile of the parent company; (d) the subject matter of the contract, including whether the contract is substantially for hardware, software, services or a mixture, with estimated percentages; (e) the starting date of the contract; (f) the term of the contract, expressed as an ending date; (f) the amount of the consideration in Australian dollars; and (g) the amount applicable to the current budget year in Australian dollars; and (h) whether or not there is an industry development requirement and, if so, details of the industry development requirement (in scope and out of scope).

(2) With reference to any contracts that meet the above criteria, can a full list of sub-contracts valued at over $5 000 be provided, including: (a) a unique identifier for the contract, for example contract number; (b) the contractor name and Australian Business Number or Australian Company Number; (c) the domicile of the parent company; (d) the subject matter of the contract, including whether the contract is substantially for hardware, software, services or a mixture, with estimated percentages; (e) the starting date of the contract; (f) the term of the contract, expressed as an ending date; (f) the amount of the consideration in Australian dollars; and (g) the amount applicable to the current budget year in Australian dollars; and (h) whether or not there is an industry development requirement and, if so, details of the industry development requirement (in scope and out of scope).

1019 Minister representing the Attorney-General

Notice given 11 December 2002

1026 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) Can a full list be provided of real property owned by the department, indicating: (a) the address; (b) the type of property (for example, vacant building etc.); (c) the size of the property; and (d) the property valuation.

(2) Can a full list be provided of the real property sold by or on behalf of the department in the 2002-03 financial year, indicating: (a) the address; (b) the type of property (for example, vacant building etc.); (c) the size of the property; (d) the type of sale (auction or advertised price); (e) the date of sale; (f) the reason for the sale; and (g) the price obtained.

(3) Can a full list be provided of the real property proposed to be sold by or on behalf of the department in the 2002-03 financial year, indicating: (a) the address; (b) the type of property (for example, vacant building etc.); (c) the

size of the property; (d) the type of sale proposed (auction or advertised price); (e) the expected price range; and (f) the likely timing of the sale.

(4) Can a full list be provided of real property currently leased by the department, indicating: (a) the owner of the property; (b) the address; (c) the type of property; (d) the size of property; (e) the length of current lease; (f) the value of the lease; (g) the departmental activities conducted at the property; and (h) any sub-leases entered into at the property, including details of: (i) the name of sub-tenants; (ii) the length of sub-leases; (iii) the value of sub-leases; and (iv) the nature of sub-tenant activities.

1027 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) What guidelines apply in relation to cost recovery in each output area and agency of the department.

(2) Can a full list of cost recovery charges in each output area and agency of the department be provided.

(3) Which cost recovery charges in each output area and agency of the department have varied in response to the Commonwealth Cost Recovery Policy.

(4) (a) What are the details of each variation; and (b) when did each variation occur.

(5) What is the expected quantum of revenue from cost recovery arrangements in the 2002-03 financial year in each output area and agency of the department.

(6) How does this figure compare with the figure for the 2001-02 financial year.

(7) Is the revenue from cost recovery arrangements expected to grow in the 2003-04 financial year; if so, what is the expected revenue growth in each output area and agency of the department.

Notice given 13 December 2002

1036 **Senator Cook:** To ask the Minister for Revenue and Assistant Treasurer—

(1) (a) How many taxpayers, in circumstances similar to those of Julie Vincent's have settled and agreed to pay amounts to the Australian Taxation Office (ATO) that have now been found not to be owing, as a result of the Full Court decision in *Vincent v Commissioner of Taxation* [2002] FCA 656; and (b) what is the amount of money that has been, will be or would otherwise have been collected irrespective of the *Vincent* case.

(2) (a) Is it the case that most taxpayers issued with amended assessments for 1994, 1995 and 1996 potentially fall within the ambit of the *Vincent* decision based on the Commissioner's own assessment of the deductibility of their claimed expenditure; and (b) what is the amount of money collected from taxpayers during these years of income.

(3) Has the ATO accepted settlement offers from taxpayers after the decision in the *Vincent* case in circumstances in which the taxpayers are agreeing to settle for an amount that the full court decision has shown is not owing; and (b) how many have they accepted in these circumstances.

(4) Can the ATO provide any statistics on the number of taxpayers who have entered into bankruptcy in circumstances where the decision in the *Vincent*

case indicates that the amended assessments issued to them were in fact not owing.

(5) Has the ATO notified taxpayers that one of the implications of the decision in the *Vincent* case is that a tax deductible loss may be claimed on the cessation of their projects, in circumstances where their projects were commercial failures.

(6) If the decision of Justice Stone in *Cooke v Commissioner of Taxation* [2002] FCA 1315 is upheld on appeal, how much money will have been collected from taxpayers in circumstances where the court has found that no money is owing by these taxpayers.

(7) Why did the ATO refuse test case funding for the *Vincent* appeal.

(8) Why did the ATO select 'Budplan' as a so-called representative test case when the *Vincent* case and the *Cooke* case have shown it was not representative of other tax effective investment projects.

(9) Given that immediately prior to the settlement offer closing the Commissioner was suggesting that the first instance decision in the *Vincent* case had broad application to all taxpayers: Now that the decision has been overturned on appeal, why is the Commissioner now stating that the decision of the Full Court in the *Vincent* case has limited application to other taxpayers.

(10) Does the Assistant Treasurer believe that the Commissioner, in forcing ordinary taxpayers to settle prior to court appeals being decided, is acting as a model litigant in accordance with the Attorney-General's policy statement.

Notice given 7 January 2003

1072 **Senator Brown:** To ask the Minister representing the Attorney-General—Will the Government indemnify the family of Rola McCabe for legal costs incurred in taking action against British American Tobacco relating to her death.

Notice given 14 January 2003

Senator Brown: To ask the Ministers listed below (Question Nos 1079-1082)—With reference to energy policy and greenhouse gas emissions:

(1) Does the department have copies of any reports or documents produced by Roam Consulting in the past 5 calendar years; if so, in each case: (a) for whom was the report or document prepared; (b) what is the full title and date of the report or document; (c) what was the brief; (d) what were the main findings; and (e) can a copy of the report or document be provided.

(2) Have any documents prepared by the department or its agencies, including by the Chief Scientist, used information supplied by Roam Consulting; if so, in each case: (a) what was the full title and date of the document from which the information was used; and (b) what other data supported any conclusions drawn.

1082 Minister representing the Minister for Science

Notice given 17 January 2003

1088 **Senator O'Brien:** To ask the Minister representing the Prime Minister—With reference to the answer to question on notice no. 945 advising that questions about the performance pay arrangements for secretaries, including reporting of performance pay, should be directed to the Prime Minister:

(1) In relation to the payment of a performance bonus to the Secretary of the Department of Agriculture, Fisheries and Forestry: what was the quantum of the bonus, if any, in each of the following financial years: (a) 1999-2000 (b) 2000-01; and (c) 2001-02.

(2) If a performance bonus was paid to the Secretary of the Department of Agriculture, Fisheries and Forestry in 2001-02: (a) why is the quantum of the bonus not divulged in the Department for Agriculture, Fisheries and Forestry's annual report for 2001-02; (b) what performance criteria were used; (c) who assessed the Secretary's performance against the criteria; (d) who was the decision-maker; and (e) what role did the Minister for Agriculture, Fisheries and Forestry or his office have in relation to the payment.

Senator O'Brien: To ask the Ministers listed below (Question Nos 1090-1120)—

(1) What programs and/or grants administered by the department provide assistance to the people living in the federal electorate of Gippsland.

(2) When did the delivery of these programs and/or grants commence.

(3) What funding was provided through these programs and/or grants for the people of Gippsland in each of the following financial years: (a) 1999-2000; (b) 2000-01; and (c) 2001-02.

(4) What funding has been appropriated for these programs and/or grants in the 2002-03 financial year.

(5) What funding has been appropriated and/or approved under these programs and/or grants to assist organisations and individuals in the electorate of Gippsland in the 2002-03 financial year.

1095 Minister for Communications, Information Technology and the Arts

1100 Minister representing the Attorney-General

1102 Minister representing the Minister for Agriculture, Fisheries and Forestry

1107 Minister for Justice and Customs

1108 Minister for the Arts and Sport

1116 Minister for Revenue and Assistant Treasurer

1119 Minister Assisting the Prime Minister for the Status of Women

1120 Minister for Fisheries, Forestry and Conservation

Notice given 3 February 2003

1144 **Senator Ludwig:** To ask the Minister representing the Attorney-General—

(1) Can a copy be provided of the memorandum of understanding between Centrelink and the Attorney-General's office in relation to the Family Law Hotline and the Regional Law Hotline.

(2) What are the hours of operation for the Regional Law Hotline.

(3) In the answer to question on notice no. 1009, paragraph (2), reference was made to a caller who was dissatisfied with the service: Can the following information on this caller be provided: (a) what date was the original call made; (b) what date was the complaint made; (c) how was the complaint handled; (d) who handled the complaint; (e) was any follow up action taken; and (f) was the question answered to the caller's satisfaction.

(4) In the answer to question on notice no. 1009 reference was made to the customer service operators not being able to directly distinguish between calls made to the Regional Law Hotline and the Family Law Hotline:

(a) why is it not possible to they distinguish between the calls; (b) how many calls are made in a month; (c) what are the busiest days and hours during a week; and (d) how is it possible to reconcile the expenditure on these programs against calls made if you cannot differentiate between the two.

(5) Can a month-by-month breakdown be provided of the calls to the services, matching expenditure to calls for the past 12 months.

(6) Is a review being undertaken given the decrease in calls during the period specified in the answer to question on notice no. 1009; if not, why not.

(7) (a) What is the expenditure to date for the promotion of the Regional Law Hotline and Family Law Hotline; (b) how has the promotion for these services taken place; (c) what materials were used to promote this service; and (d) how many households were advised of this service.

(8) What was the cost of the promotional material.

(9) Which communication services were used to promote this service, for example, television, radio, newspapers, pamphlets and/or flyers.

(10) What were the costs of these promotions in each individual case.

(11) Can copies be provided of promotional pamphlets advertising these services.

(12) From where was the money allocated.

1147 **Senator Ludwig:** To ask the Minister representing the Attorney-General—

(1) (a) When was the tender for the Family Law Hotline announced; and (b) how was it announced.

(2) How many tenders were submitted.

(3) What were the names of the tenderers who applied.

(4) How was the winning tender selected.

(5) How many full-time operators staff the Family Law Hotline on a state-by-state basis.

(6) How many part-time and/or casual operators staff the Family Law Hotline on a state-by-state basis.

(7) What, if any, qualifications are Family Law Hotline operators required to possess.

(8) Is there a qualified family law adviser in each of the call centres during operational hours; if not, what are the minimum qualifications a person must have in order to supervise staff within the call centre.

(9) What are the hours of operation.

(10) Where are these centres located.

(11) How many calls were made to the Family Law Hotline in the 2001-02 financial year.

(12) (a) Can a breakdown be provided of calls made to the Family Law Hotline in the 2001-02 financial year, categorised by issues for instance: custody, property issues etc; and (b) of these calls, how many were referred to: (i) Legal Aid, and (ii) an agency other than Legal Aid?

(13) To which agencies were these other calls referred.

(14) Where any of these calls referred to Community Legal Centres.

(15) Are Family Law Hotline operators trained for a specific period; if so: (a) for how long; (b) who provides this training; and (c) are the trainers qualified to practice family law.

(16) Is there a toll-free number for residents in rural areas.

(17) How many calls were made from rural areas to the Family Law Hotline in the 2001-02 financial year.

(18) How many calls in the 2001-02 financial year did Family Law Hotline operators satisfactorily deal with, without referral to another agency.

(19) What processes have been put in place to ensure correct information is passed to consumers.

(20) Of the callers to the Family Law Hotline Service in the 2001-02 financial year: (a) how many people were referred to a social worker; and (b) how long did each social worker spend on the line with each person.

(21) Did these social workers complete any other work not relevant to the Family Law Hotline during the course of their employment.

(22) Can a breakdown be provided of the amounts allocated to the Family Law Hotline service on a state-by-state basis.

(23) Can a list be provided showing the names and call centre staff ratios for the 2001-02 financial year.

Notice given 17 February 2003

1163 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) With reference to the Minister's media release of 19 July 2001 announcing a 3-year project to examine the feasibility of segregating genetically-modified products across their entire production chains: what are the specific stated objectives of this study.

(2) Does the study deal with issues of food safety and food quality; if so, how.

(3) Does the study deal with making sure that products are identified to meet labelling laws and to preserve the identity of products in the market place; if so, how.

(4) How specifically do the objectives of the study announced on 19 July 2001 differ from those of the four case studies announced on 10 February 2003.

1168 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the Minister's joint statement of 11 February 2003, reference AFFA03/023WTJ, regarding the $5.3 million water saving pilot program in the Murrumbidgee Valley:

(1) What are the specific stated objectives of the pilot program as presented to the Commonwealth by Pratt Water and upon which Commonwealth funding was approved.

(2) Can a copy be provided of the Pratt Water proposal upon which Commonwealth funding was approved; if not, why not.

(3) What is the total budgeted cost of the pilot program.

(4) Which Commonwealth departments are contributing to the funding of the pilot program; and (b) how much will each department contribute.

(5) Which non-government organisations or individuals are contributing to the pilot program and what is their budgeted contribution.

(6) (a) When will the pilot program commence; and (b) when is it due to be completed.

(7) In relation to the joint media statement, which quotes Mr Pratt as saying that his 'company has contributed significant resources to get the proposal to its current stage of development and is contributing key staff to manage the project': (a) what is the quantum and exact type of resources Mr Pratt is referring to; (b) what is the number of staff Pratt Water will contribute to the management of this project; and (c) what are the names and qualifications of those staff.

(8) Where exactly in the Murrumbidgee Valley the pilot program will be conducted.

(9) (a) What consultations have been undertaken with residents within the Murrumbidgee Valley; and (b) who will be affected by the pilot program.

(10) If no consultations have yet taken place: (a) when will these consultations take place; and (b) how will these consultations be conducted.

Notice given 25 February 2003

1202 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the department's evidence to the Rural and Regional Affairs and Transport Committee on 10 February 2003 concerning under-reporting of executive remuneration in the department's 2000-01 and 2001-02 financial statements:

(1) On what day did the department seek advice from the Australian National Audit Office (ANAO) about whether the under-reporting constituted a 'material breach'.

(2) Which officer sought that advice.

(3) Was the request oral or written.

(4) On what day did the ANAO provide advice to the department.

(5) Which officer provided this advice.

(6) What was the content of this advice.

(7) Was this advice oral or written.

(8) If oral, can confirmation of this advice be provided; if not, why not.

(9) If written, can a copy of this advice be provided.

(10) Has the department sought advice from the ANAO on whether it is necessary to issue a corrigendum to the 2000-01 and 2001-02 financial statements: (a) if so: (i) on what day was this advice sought, (ii) which officer sought this advice, and (iii) was the request for this advice oral or written; and (b) if not, (i) from which agency was this advice sought, (ii) which officer sought this advice, and (iii) was the request oral or written.

(11) On what day was advice on the matter of the corrigendum received.

(12) What was the content of this advice.

(13) Was this advice oral or written.

(14) Which officer and agency provided this advice.

(15) What specific change to departmental procedures has occurred since the under-reporting of executive remuneration was revealed in November 2002.

1203 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the department's portfolio additional estimates statements for the 2002-03 financial year:

(1) Why has the estimate of revenue from the all milk levy increased by $5 509 000 from $30 000 000 to $35 509 000.

(2) Can the data for the revised estimate be provided.

1204 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the Minister's media statement AFFA03/033WT:

(1) To what time period does the expenditure in the 'EC Expenditure' column relate.

(2) Can an explanation of the figures, including a state and financial year breakdown, be provided.

1206 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) What was the volume and value of exports of blueberries from Australia in the past 3 financial years.

(2) What was the volume and value of exports of blueberries from Australia to Japan in the past 3 financial years.

(3) From which regions in Australia are blueberry exports sourced.

(4) Can details be provided of the alleged incident in November 2002 involving two shipments of blueberries to Japan containing high levels of the insecticide malathion, including: (a) when the shipments were made; (b) the origin and destination of the shipments; (c) the name of the blueberry company and, if applicable, the export company concerned; (d) the details of maximum allowable residue levels in blueberry exports to Japan; (e) the details of the detected residue and level of residue present in each of these shipments; (f) the details of the general inspection regime, if any, for exports of blueberries to Japan; (g) the details of the pre-export inspection, if any, of these two shipments; (h) when the unacceptable residue level was detected by the Japanese authorities; (i) the action taken by the Japanese authorities following the residue detection; (j) the resulting consequences for Australian blueberry exporters and exporters of other agricultural products, including additional testing requirements and loss of market share; and (k) details of action taken by the Minister and/or his department in relation to this matter.

1207 **Senator O'Brien:** To ask the Minister representing the Treasurer—With reference to the drought investment allowance:

(1) (a) Is it the case that the Tax Expenditures Statement 2000 estimated and projected total expenditure on the allowance for the period 1997-98 to 2002-03 at $53 million, and that the Tax Expenditures Statement 2001 estimated and projected total expenditure on the allowance for the period 1997-98 to 2002-03 at $41 million; (b) why do the two expenditure figures differ by $12 million; and (c) do the figures demonstrate a change in government policy between the publication of the Tax Expenditures Statement 2000 on 28 January 2001 and the Tax Expenditures Statement 2001 on 18 December 2001.

(2) (a) Is it the case that the Tax Expenditures Statement 2000 projected total expenditure on the allowance in the period 2000-01 at $10 million, and that

the Tax Expenditures Statement 2001 estimated total expenditure on the allowance in the period 2000-01 at $5 million; and (b) why do the two expenditure figures differ by $5 million.

(3) (a) Is it the case that the Tax Expenditures Statement 2000 projected total expenditure on the allowance in the period 2001-02 at $6 million, and that the Tax Expenditures Statement 2001 projected total expenditure on the allowance in the period 2001-02 at $nil; and (b) why do the two expenditure figures differ by $6 million.

(4) (a) Is it the case that the Tax Expenditures Statement 2000 projected total expenditure on the allowance in the period 2002-03 at $1 million, and that the Tax Expenditures Statement 2001 projected total expenditure on the allowance in the period 2002-03 at $nil; and (b) why do the two expenditure figures differ by $1 million.

(5) What was the actual cost of the allowance in each of the following financial years: (a) 1995-96; (b) 1996-97; (c) 1997-98; (d) 1998-99; (e) 1999-2000; and (f) 2000-01.

1208 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—What was the date of formation and what is the composition of the following committees involving departmental staff working on the development of a free trade agreement between the United States of America and Australia: (a) Deputy Secretary-Level Committee; (b) Officials Committee on Agriculture; and (c) Industry-Government Committee.

1209 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) On what date did the department first receive a request from the Department of Finance and Administration (DOFA) for payment of $1 144.64 relating to the Minister's police escort during a 2002 visit to the Philippines.

(2) On what dates have the department and DOFA communicated in relation to this matter.

(3) Has the department complied with the request from DOFA for payment of this account; if so, when was the account paid; if not, why not.

(4) Did the negotiation of heavy traffic facilitated by the police escort enable the Minister to attend his key meetings on time.

1211 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—In relation to the administration of Australia's United States (US) beef quota:

(1) Why is it that the US Customs figures do not correspond with export figures maintained by the department for the 2002 quota year.

(2) What are the details of the 5 500 tonne discrepancy for the 2002 quota year, on a month-by-month basis.

(3) When did the department first become aware that the Australian quota would be under-filled for the 2002 quota year.

(4) How will the 5 500 tonnes of quota be allocated.

(5) On what date or dates did the department consult with US authorities on this proposal.

(6) (a) On what date or dates did the department consult with Australian beef exporters on this proposal; and (b) which exporters were consulted.

(7) What action has been taken to ensure the discrepancy between Australian and US export figures does not recur in the 2003 quota year.

1212 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the current *Quarantine Matters!* campaign:

(1) Is the total budget for the 2002-03 financial year $6.894 million.

(2) How much has been expended.

(3) Can a detailed breakdown be provided of the budget and expenditure figures including media, production, talent and non-media costs.

(4) What is the total proposed campaign budget for: (a) metropolitan television; (b) non-metropolitan television; (c) metropolitan radio; (d) non-metropolitan radio; (e) metropolitan newspapers; and (f) non-metropolitan newspapers.

(5) What amount has been expended to date on: (a) metropolitan television; (b) non-metropolitan television; (c) metropolitan radio; (d) non-metropolitan radio; (e) metropolitan newspapers; and (f) non-metropolitan newspapers.

(6) Can a copy of the complete media schedule for the campaign, including that for international in-bound in-flight television, be provided; if not, why not.

(7) Is it the case that the campaign began on 14 December 2002; if not, when did it commence.

(8) Has the campaign concluded; if so, when did it conclude; if not, when will it conclude.

(9) What is the campaign's target audience.

(10) What percentage of the budget has been allocated to communication with overseas audiences.

(11) What assessment was made of the need for the campaign prior to its commencement.

(12) Was benchmark research undertaken prior to the commencement of the campaign.

(13) Assuming that focus group research was conducted into the advertising concept, can a copy of the report from the research company in relation to the outcomes of focus group testing be provided; if not, why not.

(14) Besides the *Quarantine Matters!* campaign, what other concepts were considered and developed.

(15) What performance indicators have been established to measure the effectiveness of this campaign.

(16) How has the effectiveness of the campaign been measured against these indicators.

(17) Is the department undertaking ongoing tracking research; if so, how often are reports received by the department and can copies of the reports received by the department be made available.

(18) When will the overall performance of the campaign be measured.

(19) How will the overall performance of the campaign be measured.

(20) What provision has the campaign made for audiences from non-English speaking backgrounds (NESB).

(21) Was an NESB consultant engaged to advise on the campaign.

(22) Was an advertising agency engaged in relation to the campaign; if so: (a) was the engagement subject to tender; if so, was the tender open or select; if not, why not; (b) which agency was engaged; (c) when was the agency engaged; (d) what is the value of the contract with the agency; (e) can a copy of the contract with the agency be provided; if not, why not.

(23) Was a production agency engaged to produce the television and/or radio advertisements; if so: (a) was the engagement direct or indirect; (b) was the engagement subject to tender; if so, was the tender open or select; if not, why not; (c) which agency was engaged; (d) when was the agency engaged; (e) what is the value of the contract with the agency; and (f) can a copy of the contract with the agency be provided; if not, why not.

(24) Did Mr Steve Irwin and/or a talent agency charge a fee for Mr Irwin's participation in the campaign; if so, what was the fee.

(25) How many shooting days were required to film the television advertisements.

(26) With reference to the Minister's media statement AFFA02/354WT, what 'range of other targeted campaign activities including press and radio advertising, offshore internet activity and stakeholder relations' does the campaign complement.

Notice given 27 February 2003

1225 **Senator Brown:** To ask the Minister representing the Treasurer—

(1) Will the Treasurer ensure that the Energy Grants Credit Scheme (EGCS), which is to be introduced on 1 July 2003, has a substantial environmental component and that payments under the scheme are made only in respect of vehicles that meet strict environmental standards.

(2) Given that pollution from old diesel trucks is a major problem, particularly in the workplace, and that a growing number of companies are now demanding that delivery vehicles entering warehouse areas comply with Australian Design Rule 80/00 (low emission), with the Truck Industry Council attaching a large logo to all ADR 80/00 trucks identifying them as low emission vehicles): Will the Treasurer ensure that the EGCS supports the use of such vehicles.

1227 **Senator Brown:** To ask the Minister representing the Minister for Foreign Affairs—With reference to the attack on Elsye Rumbiak Bonai and her 12-year old daughter, Mariana, in West Papua on 28 December 2002:

(1) (a) When was the Minister informed of the attack; and (b) was the Minister aware that Ms Bonai is the wife of the director of the Institute for Human Rights Study and Advocacy, Johannes Bonai.

(2) What was the involvement of the Indonesian Army in this attack.

(3) How was the attack carried out and who else was involved.

(4) What has the Australian Government done to help bring the attackers involved to justice, including ensuring a full and independent inquiry into the atrocity.

1229 **Senator Brown:** To ask the Minister for Justice and Customs—

(1) Is the Indonesian Justice Minister correct in saying that the Minister has not approached Indonesia to extradite Abu Quessai to Australia; if so, why did the Minister not approach the Indonesian Government.

(2) Why has the Commissioner of the Australian Federal Police, Mr Keelty, not issued warrants as previously stated.

(3) Does Mr Keelty know: (a) the name of the vessel known as SIEV X; and (b) the names of the victims who died in the sinking of SIEV X.

Senator O'Brien: To ask the Ministers listed below (Question Nos 1237-1238)—Can details of the department's expenditure on fisheries management and/or enforcement be provided, for each of the following financial years: (a) 2000-01; (b) 2001-02; and (c) 2002-03 to date.

1237 Minister for Defence

Notice given 10 March 2003

1254 **Senator Faulkner:** To ask the Minister representing the Prime Minister—As at 1 March 2003, what is: (a) the term of appointment; and (b) the date of expiry of the appointment, of each departmental secretary and each head of a Commonwealth agency.

Notice given 14 March 2003

1265 **Senator Bishop:** To ask the Minister representing the Minister for Veterans' Affairs—

(1) With reference to the answer to question no. 6 taken on notice during the Foreign Affairs, Defence and Trade Legislation Committee's supplementary estimates hearings on 21 November 2002, was the 'direction from the Government' to introduce a new process to prevent the concealment of claims by Australian Defence Force (ADF) members under the *Veterans' Entitlements Act 1986* from the Department of Defence, made by the Minister for Defence, the Minister for Veterans' Affairs, or the Prime Minister.

(2) Does the answer contradict that given by the department on 21 November 2002 that the *Privacy Act 1988* prevented the department giving information on claims from serving members of the ADF to the Department of Defence.

(3) Does the answer also contradict the answer given to part (1) of question on notice no. 1011 (Senate *Hansard*, 4 February 2003, p. 8486).

(4) Was legal advice sought to clarify the matter; if so: (a) from whom; and (b) can a copy of this advice be provided.

(5) Was advice sought from the Privacy Commissioner; if so: (a) was the advice in writing; and (b) can a copy of this advice be provided.

(6) Has agreement been reached with the Department of Defence on a new process for the Department of Veterans' Affairs to provide Defence with details of claims made or accepted under the Veterans' Entitlements Act by serving personnel; if not, has a date been set to achieve this; if a date has not been set, why not.

(7) Has the Department of Defence sought information on such claims since 5 January 2003; if so, has a response containing the details been provided.

(8) Are liabilities for compensation granted to serving ADF members included in the total compensation liability incurred under the Act for the Department of Defence in relation to the ADF; if so, what is the estimated current liability for: (a) all veterans; (b) all ex-service personnel with defence service only; and (c) all current serving ADF personnel receiving

payments for: (i) defence service injuries, and (ii) operational service injuries.

(9) What is the total estimated current liability for compensation payments for service-related injury and illness accepted under the Military Compensation Scheme, including its predecessor schemes.

Notice given 18 March 2003

Senator O'Brien: To ask the Ministers listed below (Question Nos 1270-1272)—With respect to the additional $8 per passenger increase in the Passenger Movement Charge that came into effect on 1 July 2001 to fund increased passenger processing costs as part of Australia's response to the threat of the introduction of foot and mouth disease:

(1) What was the total additional revenue raised by this extra $8 in each of the following financial years: (a) 2001-02; and (b) 2002-03 to date.

(2) What is the total additional revenue estimated to be raised by this extra $8 in each of the following financial years: (a) 2002-03; (b) 2003-04; (c) 2004-05; and (d) 2005-06.

(3) What was the total amount of Passenger Movement Charge collected at each airport and port for each of the following financial years: (a) 2001-02; and (b) 2002-03 to date.

(4) What is the total amount of Passenger Movement Charge estimated to be collected at each airport and port for each of the following financial years: (a) 2002-03; (b) 2003-04; (c) 2004-05; and (d) 2005-06.

(5) How much has been spent by the Government on new quarantine screening equipment at each airport and port since 1 July 2001.

(6) (a) How much additional money has the Government spent on other quarantine processing costs at each airport and port since 1 July 2001; and (b) what services, measures or expenses comprise that additional expenditure at each airport and port.

(7) How much additional money is estimated to be spent on new quarantine screening equipment and other processing costs respectively at each airport and port for each of the following financial years: (a) 2002-03; (b) 2003-04; (c) 2004-05; and (d) 2005-06.

(8) (a) Which programs are administering costs associated with increased passenger processing costs as part of Australia's response to the threat of the introduction of foot and mouth disease; (b) how much has been spent, and is it estimated will be spent, from each program in each year it has or is budgeted to operate; and (c) which department is responsible for the administration of each program.

(9) Are there any outstanding claims by any organisation or individual for expenditure on equipment or measures as part of Australia's response to the threat of foot and mouth disease; if so: (a) who are the claimants; (b) what is each claim for; and (c) will each be paid and when.

(10) (a) How many passengers departing Australia were exempted from paying the Passenger Movement Charge; and (b) what is the legal basis and number of passengers for each category of exempted passengers.

(11) Will the $8 foot and mouth response component of the Passenger Movement Charge be removed, increased or reduced commensurate with the movement in costs associated with Australia's response to the threat of the introduction of foot and mouth disease; if so, when; if not, why not.

1271 Minister representing the Minister for Agriculture, Fisheries and Forestry

1273 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the Minister's statement, dated 31 October 2001, concerning support for the bio-fuels industry:

(1) Did the statement announce a $50 million capital subsidy for new or expanded bio-fuel capacity.

(2) Did the Minister consult with any bio-fuel producers, or bio-fuel industry organisations, prior to his announcement; if so, which producers or organisations did he consult.

(3) When was the capital subsidy introduced.

(4) What department is administering this subsidy.

(5) Under which program is the subsidy funded.

(6) What rules apply to subsidies under the scheme.

(7) Can a copy of an application form and the scheme rules be provided; if not, why not.

(8) What subsidy expenditure was budgeted for in the following financial years: (a) 2001-02; and (b) 2002-03.

(9) How much has been expended on the subsidy, by year, in each of the following financial years: (a) 2001-02; and (b) 2002-03 to date.

(10) How much is budgeted, by year, in the period 2003-04 to 2006-07.

(11) What was the basis of the Minister's assertion that the subsidy would generate 'at least five new ethanol distilleries' and 'around 2 300 construction jobs and 1 100 permanent jobs, mostly in rural areas'.

(12) (a) What companies have received the capital subsidy; and (b) what subsidy amount has each company received.

(13) How many new ethanol distilleries have been constructed.

(14) Where have these distilleries been constructed.

(15) Which existing distilleries have been expanded.

(16) How many of the promised 2 300 construction jobs have been generated.

(17) How many of the promised 1 100 permanent jobs have been generated.

(18) What percentage of these permanent jobs has been generated in rural areas.

(19) When did construction of each new distillery, or distillery expansion, commence.

(20) How many construction jobs have been created in respect to each distillery construction project.

(21) When did construction of each new distillery, or expanded distillery, conclude.

(22) How many permanent jobs, full-time and part-time, have been created in respect to each new or expanded distillery project.

(23) How much additional ethanol has each new or expanded ethanol distillery produced.

1274 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the Minister's statement, dated 31 October 2001, concerning support for the bio-fuels industry:

(1) Was the statement issued during the 2001 Federal Election campaign.

(2) Did the Minister promise that, 'the current excise exemption for fuel ethanol will be retained'.

(3) Was the Minister consulted before the Prime Minister announced the imposition of an excise on fuel ethanol on 12 September 2002.

1275 **Senator O'Brien:** To ask the Minister representing the Minister for Industry, Tourism and Resources—With reference to the production subsidy of 38.143 cents per litre for ethanol use in petrol announced on 12 September 2002:

(1) What companies or industry organisations were consulted prior to the introduction of the production subsidy.

(2) When and in what form did that consultation take place.

(3) On what date or dates were ethanol producers and/or industry organisations informed of the decision to introduce the production subsidy.

(4) How were ethanol producers and/or industry organisations informed.

(5) What is the total amount expended on the subsidy, by month, in the 2002-03 financial year to date.

(6) What costs have been borne by the department in administering the scheme in the 2002-03 financial year to date.

(7) What are the department's projected costs associated with scheme administration, by year, for each of the following financial years: (a) 2002-03; and (b) 2003-04.

(8) Is the total appropriation of $33 184 000 for the subsidy for the financial years 2002-03 and 2003-04 based on forecast ethanol production in the period 17 September 2002 to 17 September 2003; if so: (a) what department, agency, company or industry organisation provided the ethanol production data from which the forecast was derived; and (b) which department or agency provided the forecast; if not, what is the basis of the appropriation.

(9) Have companies other than Manildra Energy Australia Pty Ltd and CSR Distilleries Operations Pty Ltd received production subsidies in the 2002-03 financial year; if so, what are the names of the companies.

(10) Is the Minister aware that his department advised the Economics Legislation Committee during its estimates hearings on 12 February 2003 that Manildra Energy Australia Pty Ltd was in receipt of 90 per cent of expended subsidies under this scheme.

(11) Is Manildra Energy Australia Pty Ltd still in receipt of 90 per cent of expended subsidies under this scheme.

(12) For each company that has received a subsidy: (a) on what date did the company first apply for the subsidy; (b) when did the department enter into a contract with the company to provide the subsidy; (c) what total subsidy has been paid; (d) what volume of subsidised ethanol has been produced; (e) what feedstock has been used to produce the subsidised ethanol, expressed in volume and percentage terms; (f) what are the terms of the subsidy payments; (g) how does the department audit subsidy production; (h) where are the ethanol production facilities located; and (i) has the subsidy resulted in increased production and/or the construction of new or expanded ethanol plants; if so, can this increased production or productive capacity be quantified.

(13) Can the Minister confirm evidence given by the Department of Treasury to the Economics Legislation Committee during its supplementary estimates

hearings on 21 November 2002 that the subsidy was introduced without any analysis of whether it would create an expansion in the Australian production of fuel ethanol; if so, why was no analysis undertaken before the government introduced a $33 million production subsidy; if not, what analysis has been undertaken, including the projected expansion of fuel ethanol production, incorporating production volume and value, number of new or expanded production plants, and number of full-time-equivalent jobs generated.

(14) What performance benchmarks have been established to measure the effectiveness of the subsidy in maintaining the use of bio-fuels in transport.

(15) What baseline data was used to establish these benchmarks.

(16) What was the source of this baseline data.

(17) What program has the department established to assess the effectiveness of the subsidy.

(18) What analysis has been done of the scheme's effectiveness.

(19) What consideration, if any, has been given to an extension of the ethanol production subsidy.

(20) If consideration has been given to an extension of the subsidy: (a) what form has the consideration taken; and (b) what companies and industry organisations have been consulted.

(21) Has the department received any representations from companies and/or industry organisations arguing the proposed 12-month life of the production subsidy restricts its capacity to promote the increased production of fuel ethanol; if so, what companies and/or industry organisations have made those representations.

1276 **Senator O'Brien:** To ask the Minister representing the Treasurer—How much excise on fuel ethanol has been collected, by month, since 17 September 2002.

1278 **Senator O'Brien:** To ask the Minister representing the Treasurer—

(1) Did the Government give a commitment during the 2001 Federal election campaign to maintain the excise exemption for fuel ethanol.

(2) Did the Treasurer reaffirm this election commitment in a media statement published on 14 May 2002 in response to the report of the fuel taxation inquiry.

(3) Did the Government announce it would impose an excise on fuel ethanol on 12 September 2002.

(4) Has the Government imposed an excise of 38.143 cents per litre on fuel ethanol since 17 September 2002.

(5) Is it not the case that the imposition of excise on ethanol is a clear breach of an election commitment and contradicts the Treasurer's commitment on 14 May 2002.

Senator O'Brien: To ask the Ministers listed below (Question Nos 1280-1287)—What payments, subsidies, grants, gratuities or awards have been made to the Manildra group of companies, including but not necessarily limited to Manildra Energy Australia Pty Ltd, since March 1996.

1282 Minister representing the Treasurer

1285 Minister representing the Minister for Agriculture, Fisheries and Forestry

1288 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) What has been the measurable increase in use of sugar and/or sugar by-products as feedstock for fuel ethanol since the introduction of the ethanol production subsidy on 17 September 2002.

(2) What is the projected increase in the use of sugar and/or sugar by-products as feedstock for fuel ethanol over the 12-month life of the ethanol production subsidy introduced on 17 September 2002.

Senator O'Brien: To ask the Ministers listed below (Question Nos 1289-1290)—

(1) What representations has the Government received from Brazil about its decision to impose a customs duty of 38.143 cents per litre on fuel ethanol and provide a subsidy to domestic ethanol producers.

(2) (a) When were those representations received; and (b) what was the Government's response.

(3) Has the Government received representations from countries other than Brazil about its decision to impose a customs duty of 38.143 cents per litre on fuel ethanol and provide a subsidy to domestic ethanol producers.

(4) (a) When were those representations received; and (b) what was the Government's response.

1289 Minister representing the Minister for Trade

1290 Minister representing the Minister for Foreign Affairs

1291 **Senator O'Brien:** To ask the Minister representing the Minister for Trade—

(1) Did any government seek consultations through the World Trade Organization in relation to the Government's decision in September 2002 to impose a customs duty of 38.143 cents per litre on fuel ethanol and provide a subsidy to domestic ethanol producers; if so: (a) on what date did each country seek consultations; and (b) on what basis were consultations sought.

(2) Did any third party participate in these consultations.

(3) In each case, has the matter been resolved; if so, on what date and how was the matter resolved; if not, what resolution process is underway.

Senator O'Brien: To ask the Ministers listed below (Question Nos 1292-1298)—

(1) On what date or dates did: (a) the Minister; (b) the Minister's office; and (c) the department, become aware that Trafigura Fuels Australia Pty Ltd proposed to import a shipment of ethanol to Australia from Brazil in September 2002.

(2) What was the source of this information to: (a) the Minister; (b) the Minister's office; and (c) the department.

(3) Was the Minister or his office or the department requested to investigate and/or take action to prevent the arrival of this shipment by any ethanol producer or distributor or industry organisation; if so: (a) who made this request; (b) when was its made; and (c) what form did this request take.

(4) Did the Minister or his office or the department engage in discussions and/or activities in August 2002 or September 2002 to develop a proposal to prevent the arrival of this shipment of ethanol from Brazil; if so, what was the nature of these discussions and/or activities, including dates of discussions and/or activities, personnel involved and cost.

1292 Minister representing the Prime Minister

1293 Minister representing the Minister for Transport and Regional Services

1294 Minister representing the Minister for Trade

1295 Minister representing the Minister for Foreign Affairs

1296 Minister representing the Minister for Agriculture, Fisheries and Forestry

1299 **Senator O'Brien:** To ask the Minister representing the Minister for Trade—

(1) Did the Minister, his office and/or the department ask the Australian Embassy in Brazil in August 2002 and/or September 2002 to make enquiries about the proposed export of ethanol to Australia by Trafigura Fuels Australia Pty Ltd.

(2) How did the Minister, his office and/or the department become aware of the proposed shipment.

(3) On what date did the Minister, his office and/or the department become aware of the proposed shipment.

(4) Who made this request.

(5) Why was the request made.

(6) Was the request made at the behest of the Prime Minister, another minister, an ethanol producer, and/or an industry organisation.

(7) On what date was this request made.

(8) In what form was the request made.

(9) Who received this request.

(10) Did the Australian Embassy in Brazil make this enquiry on behalf of the Minister, his office and/or the department; if so, on what date or dates was this enquiry made and what form did it take.

(11) What information was provided to the Minister, his office and/or the department.

(12) On what date and in what form was this information provided.

(13) On what dates and to whom did the Minister, his office and/or the department communicate the information provided by the Embassy.

1300 **Senator O'Brien:** To ask the Minister representing the Minister for Foreign Affairs—

(1) Did the Minister receive a request from the Minister for Trade to authorise staff at the Australian Embassy in Brazil in August 2002 and/or September 2002 to gather and provide information about a proposed shipment of ethanol to Australia by Trafigura Fuels Australia Pty Ltd.

(2) Did staff at the Australian Embassy in Brazil in August 2002 and/or September 2002 gather and provide information about a proposed shipment of ethanol to Australia by Trafigura Fuels Australia Pty Ltd; if so: (a) who requested the staff to engage in that task; (b) who authorised staff to agree to the request; (c) what action did staff take; (d) which staff engaged in the task; (d) on what date or dates did staff engage in the task; (e) what was the cost of engaging in the task; (f) to whom did the staff deliver this information in Australia; and (g) what form did that communication take.

1301 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) Did the Minister meet with representatives of the Australian Institute of Petroleum on 21 August 2002; if so: (a) at what time did the meeting commence; (b) at what time did the meeting conclude; (c) where did the

meeting take place; (d) who was present at the meeting; (e) who initiated the meeting; (f) what was the purpose of the meeting; and (g) what matters were discussed at that meeting.

(2) Did the Minister refer to a detailed record of that meeting made by his office in answer to a question without notice in the House of Representatives on 25 September 2002.

(3) Can a copy of that record be provided; if not, why not.

1302 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) Has the Minister received written or oral representations from representatives of the Manildra group of companies, including but not necessarily limited to Manildra Energy Australia Pty Ltd, concerning government support for the ethanol industry; if so: (a) on what dates were those representations received; and (b) in what form were they made.

(2) Has the Minister received written or oral representations from representatives of the Australian Bio-fuels Association concerning government support for the ethanol industry; if so: (a) on what dates were those representations received; and (b) in what form were they made.

1303 **Senator Bishop:** To ask the Minister representing the Minister for Veterans' Affairs—

(1) How many amputee veterans, by section 27 item of the *Veterans' Entitlements Act 1986*, state of residence and postcode, receive: (a) a pension for their amputation; and (b) free prostheses.

(2) How many authorised suppliers of limb prostheses are there in each state, by location.

(3) What was the total expenditure in each of the past 3 years for: (a) maintenance on existing prostheses; and (b) new and replacement prostheses.

(4) In how many cases did veterans make co-payments in the past 12 months for more expensive prostheses than allowed under the department's guidelines.

(5) How many veterans, by state, currently have a spare prosthesis.

(6) What is the current average time taken by authorised suppliers for: (a) supply of new or replacement prostheses; and (b) repair and maintenance of existing prostheses.

(7) What is the current status of tenders for suppliers of prosthetic aids, including time lines, number of invitations for tender issued, and intended number of providers.

(8) With reference to the new draft guidelines issued by the department in New South Wales: (a) in the event that a veteran is no longer entitled to a spare prosthesis, what arrangements will be put in place to assist the veteran where a prosthesis malfunctions and requires maintenance; and (b) why will the 12-month warranty be voided for 'fair wear and tear'.

(9) With reference to paragraph 12.4 of the draft New South Wales Artificial Limb Services (ALS) guidelines: What role is there for the department in the event of a dispute between a veteran and the New South Wales ALS, or does this clause absolve the department from all responsibility for the veteran's care.

Notice given 20 March 2003

1308 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—With respect to question no. 5 taken on notice by Telstra during the Environment, Communications, Information Technology and the Arts References Committee hearing, on 6 December 2002, into the Australian Telecommunications Network:

(1) Can a copy of the Cable Pressure Air System (CPAS) maintenance upgrade strategy be provided to the Environment, Communications, Information Technology and the Arts References Committee.

(2) When was this strategy developed.

(3) What was the date for the commencement of the implementation of this strategy.

(4) What is the role of National Network Solutions in the CPAS strategy.

(5) Can further detailed information be provided on the 'grease-type' material used on cables.

(6) When was this material first used on Telstra cables.

(7) What types of cables is this material used on.

(8) Where grease-type cable has been used to replace faulty lead or moisture barrier main cable, what process is used to bypass the lengths of grease-filled cable and retain air in the cable beyond that point to the end.

(9) Is this process carried out in all cases.

(10) Is it ever the case that the existing cable, beyond the replacement lengths of grease-filled cable, is not bypassed in this way.

(11) What percentage of all cables is this material used on.

(12) What percentage of cables are under air pressure.

(13) What percentage of all cables had the encapsulant sealant gel used on them.

(14) Are there any other methods of water-proofing cables used by Telstra; if so, can a detailed description of these methods be provided, and the percentage of cables used with each method.

1309 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—With respect to question no. 6 taken on notice by Telstra during the Environment, Communications, Information Technology and the Arts References Committee hearing on 6 December 2002 into the Australian Telecommunications Network:

(1) What is the cost to rent a gas bottle: (a) per week; (b) per month; and (c) per year.

(2) What is the cost to refill a gas bottle each time it is refilled.

(3) What is the current cost of the total contract within Network Design and Construction (NDC) for the rental and refilling of gas bottles.

(4) When did the contract with NDC increase from $19 million to $40 million; if these figures are not accurate, please detail the cost of the NDC contract, and any changes over the past 3 years.

(5) What was the total annual cost of rental and refilling of gas bottles, on a state-by-state basis, for each of the past 6 years.

(6) Can a list of companies which supply gas bottles to Telstra, on a state by state basis, be provided.

(7) How many gas bottles are being rented in each state, for each month, for each of the following years: (a) 2002; and (b) 2003 to date.

(8) How many gas bottle refills were needed in each state, for each month, for each of the following years: (a) 2002; and (b) 2003 to date.

1310 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—With respect to question no. 7 taken on notice by Telstra during the Environment, Communications, Information Technology and the Arts References Committee hearing, on 6 December 2002, into the Australian Telecommunications Network:

(1) What is the proper method for permanently fixing lead cables.

(2) What is the proper method for permanently fixing lead to plastic cables.

(3) What is the proper method for permanently fixing moisture barrier cables.

(4) What is the proper method for permanently fixing optical fibre cables.

(5) What is the proper method for permanently fixing plastic cable joints now that the gel cannot be used.

(6) If use of plastic bags is not a widespread or standard company practice, what is the standard company practice now for the temporary restoration and protection of cables damaged by gel corrosion and moisture.

(7) On what date were staff instructed not to use plastic bags on cables.

(8) What is standard company practice material alternative now used instead of plastic bags.

(9) Prior to this instruction not to use plastic bags, what was the standard company practice for the temporary protection of cables damaged by moisture and gel corrosion.

(10) What is the standard company practice for the permanent repair of cable joints after problems with corrosion by the gel were discovered.

1311 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—With respect to question no. 9 taken on notice by Telstra during the Environment, Communications, Information Technology and the Arts References Committee hearing, on 6 December 2002, into the Australian Telecommunications Network:

(1) Does the 'minimum standard' referred to include running cables on top of the ground or along fences.

(2) Can details be provided, using the Telstra database, of the number of current instances where temporary cabling is used in this manner; if details are not available, how does Telstra account for the fact that this practice has been reported as happening in submissions to the Environment, Communications, Information Technology and the Arts References Committee, and the temporary cabling remaining in place for several months, beyond what could be described as 'temporary' by common standards.

(3) What would Telstra's definition of 'temporary' be in this situation.

(4) Under what Customer Network Improvements (CNI) category would these types of situations be classified (i.e. CNI categories of 1, 2, 3, 4 and 5), or would they not be classified this way.

(5) How does the new strategic position of Telstra 2003 with regard to the introduction of Total Area Service Management (TASM) through 8 regional managers, compare with the previous district Telecom manager

structure, including both the similarities and differences between these two systems.

(6) Will the eight new regional managers control the CNI program.

(7) How will the CNI program change under TASM.

(8) Following the introduction of TASM, will the current centralised, national CNI database still exist, or will there be separate CNI databases under each regional manager.

(9) When will this control be assumed by the eight regional managers.

(10) What is the timeline for the implementation of TASM.

1312 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—With respect to question no. 13 taken on notice by Telstra during the Environment, Communications, Information Technology and the Arts References Committee hearing, on 6 December 2002, into the Australian Telecommunications Network:

(1) What checks does Telstra make to ensure all staff, contractors and their vehicles working on the cable network are correctly identified.

(2) Can details be provided of the additional security measures Telstra has put in place to protect the network since terrorist attacks in September 2001.

(3) What percentage of Telstra field staff have undergone Federal Police checks in each of the past 3 years.

(4) Can details be provided of the Telstra background checking process which is currently in place.

(5) Has the Telstra background checking process for staff been altered at all in the past year; if so, can details be provided

(6) What areas in Telstra are classed as 'sensitive' areas.

(7) What was the rationale for Telstra deciding that the whole of the network was not to be considered a 'sensitive' area.

(8) Which staff and/or departments in Telstra are subject to the background checking process.

(9) What is the penalty and/or internal process for Telstra staff and contractors not wearing a Telstra photographic identification (ID) card.

(10) How does Telstra convey the direction to staff and contractors about the wearing of ID cards.

(11) How many Telstra photographic ID cards have been issued to contractors and sub-contractors in the past year.

(12) How does Telstra define 'regular need to visit network sites' for the issuing of photographic Telstra ID cards to contractors [reference answer 13(5)].

(13) Why are only 'selected field staff' required to undergo these checks [reference answer 13(2)].

(14) Does Telstra supply a Telstra uniform to any contractors and sub-contractors; if not, how are they identified as Telstra contractors.

(15) Do contractors and sub-contractors have any identification on their work vehicles that identifies them as authorised contractors.

1313 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—With respect to question no. 14 taken on notice by Telstra during the Environment, Communications, Information Technology and

the Arts References Committee hearing, on 6 December 2002, into the Australian Telecommunications Network:

(1) Who accredits the Comet sub-contractors.

(2) Who does the security checks on Comet sub-contractors.

(3) What steps does Telstra take to ensure contractors and sub-contractors, are International Standards Organisation accredited; can details be provided of the process that takes place before these contractors and sub-contractors commence work for Telstra.

(4) How many contractors and sub-contractors undertook the theoretical and practical training and testing conducted by Telstra's Contracts and Logistics Group in each of the past 3 years.

(5) Does Telstra sight the workers compensation arrangements of all contracting and sub-contracting companies.

(6) What steps does Telstra take to ensure that all worker entitlements are adequately guaranteed by contracting and sub-contracting companies.

1314 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—With respect to question no. 15 taken on notice by Telstra during the Environment, Communications, Information Technology and the Arts References Committee hearing, on 6 December 2002, into the Australian Telecommunications Network:

(1) If there is not generally a significant difference in costs for installation and maintenance costs between Telstra Service employees and contractors, why is it that Telstra does not employ its own people to do this work.

(2) What is the total value of all contracts to contractors and sub-contractors in the field service and maintenance areas, for each of the past 6 years.

(3) How many full-time staff does Telstra have in each business unit.

(4) How many part-time staff does Telstra have in each business unit.

(5) How many casual staff does Telstra have in each business unit.

(6) How many contractors does Telstra have in each business unit.

(7) How many sub-contractors working for contractors does Telstra have in each business unit.

1315 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—With respect to question no. 16 taken on notice by Telstra during the Environment, Communications, Information Technology and the Arts References Committee hearing, on 6 December 2002, into the Australian Telecommunications Network:

(1) Can details be provided of the categories of work which is outsourced to contractors, and the approximate amount of time at which Telstra benchmarks each task.

(2) How does Telstra ensure quality control over the network repair work done by: (a) contractors; and (b) sub-contractors.

(3) (a) How long after a job is completed is that work checked; and (b) what is the Telstra company practice for this.

(4) (a) Who in Telstra checks the work done by contractors on the network; and (b) can details of the process used for this checking be provided.

(5) (a) What percentage of contractor work is checked; and (b) can figures be provided for daily, weekly and monthly basis of the Telstra company practice for this process.

(6) (a) How is the quality control of contractor work reported on to Telstra management; and (b) what form does this reporting on quality control take.

1316 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—With respect to question no. 27 taken on notice by Telstra during the Environment, Communications, Information Technology and the Arts References Committee hearing, on 6 December 2002, into the Australian Telecommunications Network:

(1) Can a definition for 'in the past' be provided.

(2) On how many days in the past 3 months has Telstra requested staff to work overtime and can these figures be provided on a Telstra area basis.

(3) Does Telstra ever offer field staff unlimited overtime.

(4) On how many occasions in the past 12 months, and in which areas, has Telstra offered field staff unlimited overtime.

(5) On how many occasions did Telstra move staff from one adjoining service area into another in the past 2 years.

(6) How many staff have been moved from one service area into another in the past 2 years.

(7) What was the travel and accommodation cost of moving staff in this way.

(8) Regarding the figure of $70 000 for interstate travel of technicians for the 2002-03 financial year, which Telstra service areas required interstate assistance.

(9) How much of the $70 000 spent was associated with the extreme rainfall conditions in the broader Sydney metropolitan area in early 2002.

(10) Can a state-by-state breakdown for this figure be provided, including the number of individual staff movements.

1317 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—With respect to question no. 30 taken on notice by Telstra during the Environment, Communications, Information Technology and the Arts References Committee hearing, on 6 December 2002, into the Australian Telecommunications Network:

(1) (a) Has Telstra ever undertaken any work, including for internal purposes, of the nature of prioritising telephone exchanges according to revenue derived from them, and allocating maintenance and repair priorities based on that prioritisation; and (b) what steps did Telstra take to ascertain its answer.

(2) Has Telstra ever done any work for internal purposes, of a similar nature to that described above; if so: (a) when was that work done; and (b) what was the exact description of that work.

(3) Can Telstra provide information of this type to the Environment, Communications, Information Technology and the Arts References Committee; if not, why not.

(4) How does Telstra ascertain what exchanges need work done on them.

(5) How does Telstra prioritise work in exchanges.

1319 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—For each of the following financial years: 1996-97, 1997-98, 1999-2000, 2000-01, 2001-02 and 2002-03: (a) how many overseas trips did the minister responsible for primary industries and agriculture undertake; (b) what countries were visited on those trips; and (c) on how many of those trips was the Minister accompanied by a business delegation.

1320 **Senator O'Brien:** To ask the Minister for Finance and Administration—For each of the following financial years: 1996-97, 1997-98, 1999-2000, 2000-01, 2001-02 and 2002-03: What has been the cost met by the department for overseas travel by the minister for responsible for primary industries and agriculture.

1321 **Senator O'Brien:** To ask the Minister for Finance and Administration—With reference to the answer to question on notice no. 913 (Senate *Hansard,*):

(1) Has the department recovered the amount of $12 656 from the Department of Agriculture, Fisheries and Forestry (AFF), for the flight costs of two AFF staff who accompanied the Minister for Agriculture, Fisheries and Forestry on an overseas trip in June 2002.

(2) If so, when was the amount recovered.

(3) On what date did the department first seek to recover this amount.

1322 **Senator O'Brien:** To ask the Minister for Finance and Administration—With reference to the visit by the Minister for Agriculture, Fisheries and Forestry to Indonesia in March 2003:

(1) What total travel costs and other associated expenses, if any, were met by the department in respect of the Minister, his staff and family.

(2) What were these costs per expenditure item for: (a) the Minister; (b) the Minister's staff and (c) the Minister's family.

(3) What other costs in relation to the trip, if any, were met by the department.

1323 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the visit by the Minister for Agriculture, Fisheries and Forestry to Indonesia in March 2003:

(1) When did the Minister: (a) depart Australia; and (b) return to Australia.

(2) Who travelled with the Minister.

(3) Who met the cost of the participants' travel and other expenses associated with the trip.

(4) If costs were met by the department, can an itemised list of costs be provided; if not, why not.

(5) When was the decision made to include the Minister in the delegation.

(6) Who did the Minister meet during his visit.

(7) At what time was each meeting held.

1330 **Senator Brown:** To ask the Minister representing the Minister for Science—With reference to the answers to questions on notice nos 1065-1068 (Senate *Hansard*, 6 March 2003, p. 9306) in which the Minister stated that the Government 'has not specified narrow fields of research that may be addressed through the priorities initiative' and has given agencies 'considerable flexibility' to respond: Will the Minister confirm: (a) that energy efficiency and renewable energy are included within priority 4, including technologies that replace power generation; and (b) that biological sequestration such as in soil and old growth forests is included in priority 4.

Senator Brown: To ask the Ministers listed below (Question Nos 1334-1336)—

(1) Has Dr Robin Batterham communicated with the Government in any capacity regarding funding or allocation of money or benefits to the Rio Tinto Foundation for a Sustainable Minerals Industry; if so: (a) can details be provided including date, nature and content of the communication; and (b) can a copy of any written communications be provided.

(2) In the past 5 years, has Dr Batterham communicated with the Government in any capacity regarding carbon sequestration, clean coal or related energy matters; if so: (a) can details be provided including date, nature and content of the communication; and (b) can a copy of any written communications be provided.

(3) (a) What is Dr Batterham's role on the Advisory Board of the Rio Tinto Foundation; (b) does he represent the Government as Chief Scientist or Rio Tinto as Chief Technologist.

(4) Has Dr Batterham reported to or advised the Government on any matters relating to the Rio Tinto Foundation; if so: (a) can details be provided including date, nature and content of the communication; and (b) can a copy of any written communications be provided.

1334 Minister representing the Prime Minister

1336 Minister representing the Minister for Science

1340 **Senator Harris:** To ask the Minister for Revenue and Assistant Treasurer—With reference to the recent decision in the Federal Court determining that Ms Julie Vincent was not liable to pay taxes to the Australian Taxation Office (ATO) and did not owe the tax debt attributed to her:

(1) Will the ATO contact Ms Vincent's fellow investors who have made settlement offers to the ATO and inform them that they are not liable to pay the tax claimed by the ATO on their amended assessments.

(2) Can assurance be given that no other taxpayers will be financially disadvantaged as a result of ATO actions against them, particularly those who have made settlement offers to the ATO.

(3) Why did the settlement process require that taxpayers make an offer to the ATO on a document prepared by the ATO which could not be accepted if there were any deletions or additions.

(4) Has the ATO undertaken a review of the approximately 174 tax effective projects on which it has disallowed deductions, to determine the categories that would define projects in good, bad or alternative groups (eg structure, investor investment/deductions ratios, investor risk, profitability potential, export potential, certification and endorsement levels and employment opportunities); if so, will the ATO release the results of that review.

(5) Has the ATO undertaken a review of the project type and/or such ratings, against the decisions made by the Federal Court to date.

(6) How does the ATO explain the original letters sent to investors, with the prominent use of *Budplan* and *Vincent* case names, implying that these projects were typical and applied to all tax effective projects, given that rulings in the Federal Court to date paint a completely different picture and suggest that the average mum and dad investor has been misled by the ATO.

(7) Does the ATO intend to issue to all investors a letter of explanation and an opportunity to withdraw any settlement offer.

1341 **Senator Harris:** To ask the Minister for Revenue and Assistant Treasurer—

(1) Following Ms Julie Vincent's win before the Full Bench of the Federal Court, does the Minister accept that the amended assessment sent to her was wrong.

(2) Does the Minister accept that Ms Vincent would have been required to pay tax for which she was not liable had she followed the settlement process provided by the ATO.

(3) Can a guarantee be given that not one of the approximately 45 000 people caught up in this campaign will be similarly disadvantaged.

(4) Does the Minister believe that the 'one size fits all' approach taken by the Commissioner of Taxation to the mass marketed tax effective investments campaign has resulted in gross unfairness to taxpayers who sought professional advice and told the truth when filling out their returns.

(5) What is the Minister prepared to do about the growing feeling that the Commissioner of Taxation has taken advantage of his powers by bullying and intimidating taxpayers into accepting offers that can seriously disadvantage them.

1342 **Senator Harris:** To ask the Minister for Revenue and Assistant Treasurer—With reference to mass marketed tax effective investment (MMTEI) schemes:

(1) Does the Minister believe that the Taxpayers' Charter of Rights should be dissolved.

(2) Can the Minister confirm: (a) that the Australian Taxation Office (ATO) had concerns about the charter in the early 90s or even earlier; and (b) that the ATO took no action.

(3) Does the Minister agree that if the taxpayer has to 'get it right' or face the repercussions then so, too, the ATO must also 'get it right' or also face the repercussions.

(4) (a) Is the Minister aware that the settlement process document provided by the ATO to taxpayers states that the *Budplan* and *Vincent* court wins for the ATO prove the ATO was right, however in a letter to Australians for Tax Justice, the ATO states that the result of the Federal Court win for Ms Vincent was confined to a small number of participants in the project; and (b) why is this the case.

(5) Does the Minister agree that the actions of the ATO in regard to the freedom of information (FOI) requests from MMTEI taxpayers, including originally attempting to charge five and six figure fees, were designed to avoid the ATO's obligations under FOI law.

(6) Will the Minister admit that the failure on the ATO's side to meet FOI requests by the deadline for settlement meant that MMTEI taxpayers were forced to decide on settlement without being fully informed.

(7) Does the Minister agree that the ATO failed to comply with directions from the AAT to provide documents to at least one appellant and sought repeated stays of hearing as the deadline for settlement approached.

(8) Why does the ATO operate on the basis that it does not have to apply the principles of natural justice (ie procedural fairness) when conducting an internal review of a taxation decision.

(9) Can the Minister confirm that the decision to disallow MMTEIs was taken at Casselden Place, Melbourne 5 months before the ATO had informed the public of its views by issuing Draft Ruling TR97/D17.

(10) Will the Minister confirm that the ATO issued at least seven Private Binding Rulings (PBR) concerning the following primary production MMTEIs between 3 December 1992 and 19 January 1998, as follows: (a) 1/ Main Camp Tea Tree Oil Project No. 1 (at least 2 PBRs were issued); (b) 2/ Main Camp Tea Tree oil Project No. 2; (c) 3/ Tumut River; (d) 4/ Orchard Project; (e) 5/ Golden Vintage 1996; (f) 6/ WA Paulownias; (g) and 7/ Plantations and Red Claw Partnerships.

(11) Does the Minister agree that all but one of these seven PBRs are unqualified as to Part IVA provisions of the Income Tax Assessment Act, and that the financing arrangements (associated companies, non recourse loans, round robin of cheques) are specifically acknowledged in four of them.

(12) Does the Minister agree that the Commonwealth's stated position (after the Sherman report) on the applicability of PBRs is that they should be available to ATO officers and taxation advisers for guidance, and 'legally binding on the Commissioner for a taxpayer whose circumstances are comparable to those dealt with by the ruling'.

(13) Why is it that the ATO continues to resile from the applicability of these (and possible other) PBRs to many of the 174 disallowed MMTEIs.

1343 **Senator Harris:** To ask the Minister for Revenue and Assistant Treasurer—With reference to mass marketed tax effective investment (MMTEI) schemes:

(1) Can details be provided of how much the Australian Taxation Office (ATO) has spent on the MMTEI campaign.

(2) Has the Treasurer allocated additional funds to the ATO to carry out this campaign; if so, can details of additional funds be provided.

(3) Can the Minister confirm that the ATO has spent over $100 million on the MMTEI investigations.

(4) (a) Has the Minister failed in her duty to the Parliament by not taking earlier action; and (b) why should Australian taxpayers pay for this level of inadequacy.

(5) Will the Minister make a commitment that she will not waste any more public money when it is clear that the ATO has been proven wrong in the eyes of the law.

(6) (a) Does the Minister accept the ruling of the Federal Court in the cases *Vincent*, *Puzey* and *Cooke*; and (b) will the Minister put a plan in action if it becomes more obvious that the ATO cannot sustain arguments in the court.

(7) If a taxpayer has availed himself of the settlement process issued by the ATO and it is subsequently found that investors in the project have their deductions allowed by the court, as in the *Vincent* case, can the Minister confirm that the ATO will contact the acceptors and inform them that their deductions are allowed.

(8) Will the Minister inform the Senate what mischief there is in aggressive tax planning.

(9) Is aggressive planning illegal; if so, under what head of power.

(10) Is it possible for an ATO product ruling to allow a project manager to go out and mass market an aggressive tax planning strategy.

(11) Is tax minimisation illegal; if so, under what head of power.

(12) Is it true that, in May 1997, officers of the ATO met in Casselden Place, Melbourne to discuss the disallowance to the deductions in MMTEIs.

(13) Why was a further $2 billion in tax deductions recovered by the ATO and accepted as claims in the following 2 years before the market effectively knew that the ATO had agreed to disallow the deductions.

(14) Was the Treasurer made aware of the ATO's intentions in this matter before action was taken; and, if so, what was his reaction.

(15) Given that the Treasurer re-appointed the Commissioner of Taxation for another 7 years, a full year before he was required to, and given that, in a press release, he stated that the re-appointment was because of his work on aggressive tax planning: is this just another way of securing 7 years for the Commissioner to promise the Treasurer hundreds of millions of dollars.

Notice given 25 March 2003

1345 **Senator Allison:** To ask the Minister for Health and Ageing—What was the percentage of bulk-billed general practitioner unreferred attendances, by vocationally registered and non-vocationally registered, by electorate, for the March 2003 quarter (due for release April 2003).

1346 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to comments by a spokesperson for the Minister, reported in AAP story number 3132, dated 24 March 2003:

(1) Since January 2000, on how many occasions have rural groups, state agencies and veterinary surgeons been contacted by the Government about animal disease threats to Australia.

(2) (a) What rural groups were contacted; (b) on how many occasions was each group contacted; (c) when was each contact made and who made the contact; (d) what was the nature of the disease threat that required contact with each group; and (e) what action was taken by each group and by the Government as a result of the contact.

(3) (a) What state agencies were contacted; (b) on how many occasions was each state agency contacted; (c) when was each contact made and who made the contact; (d) what was the nature of the disease threat that required contact with each state agency; and (e) what action was taken by each state agency and by the Government as a result of the contact.

(4) (a) Which veterinary surgeons were contacted; (b) on how many occasions was each veterinary surgeon contacted; (c) when was each contact made and who made the contact; (d) what was the nature of the disease threat that required contact with each veterinary surgeon; and (e) what action was taken by each veterinary surgeon and by the Government as a result of the contact.

1348 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—How many consignments of genetically-modified seeds have been imported into Australia with an import permit in each of the following financial years: (a) 2001-02; and (b) 2002-03.

1349 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to public quarantine alert PQA0251:

(1) How many consignments of genetically-modified seeds have been imported into Australia without an import permit in each of the following financial years: (a) 2001-02; and (b) 2002-03.

(2) Have all these consignments been detected by the Australian Quarantine and Inspection Service.

(3) What action was taken when these unauthorised consignments were detected.

1350 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—What are the details of the import conditions and treatment requirements that apply to imported stock feed, including but not limited to conditions C5278 and C8779 and treatment T9902.

1351 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—In respect of the 2002-03 financial year:

(1) How many expressions of interest for the importation of grain for stock feed have been received.

(2) (a) How many applications for the importation of grain for stock feed have been received; and (b) how many tonnes have these applications concerned.

(3) (a) How many applications for the importation of grain for stock feed have been approved; and (b) how many tonnes have these approvals concerned.

(4) (a) How many applications for the importation of grain for stock feed have been rejected; and (b) how many tonnes have these rejections concerned.

(5) How many shipments of grain for stock feed have been imported.

(6) How many tonnes have been imported.

(7) In relation to each shipment: (a) what country and region was the source of the grain; (b) how many tonnes have been imported; (c) at what port or ports has the grain been off-loaded and on what dates; and (d) what pre-entry and post-entry quarantine measures have been applied.

1353 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to public quarantine alert PQA0221:

(1) When did the Australian Quarantine and Inspection Service review of import conditions for frozen fruit and vegetables commence.

(2) Was the review due to be completed by 31 December 2002.

(3) Why was the review not completed by 31 December 2002.

(4) Has the review been completed; if so, what changes, if any, have been made to the import conditions for frozen fruit and vegetables; if not: (a) why not; and (b) when will the review be completed.

Senator O'Brien: To ask the Ministers listed below (Question Nos 1355-1356)—

(1) Does the European Union prohibit the export of ruminant livestock from Australia; if so, when was this prohibition applied.

(2) Has the European Union recently moved to regularise third-country trade in live animals.

(3) Has a draft amendment to Council Decision 79/542/EEC been prepared.

(4) When did the Minister become aware the draft amendment was in preparation.

(5) Would the application of this amendment further restrict live animal exports from Australia to member countries of the European Union.

(6) Has the amendment been agreed to by the European Union; if so, when was it agreed to; if not, when is it likely to be agreed to.

(7) Has the Minister sought advice on the impact on Australian exporters of the application of this amendment; if so, what is the likely impact, including affected breeds, export volume, export value and number of affected producers and exporters.

(8) Has the Minister made representations to the Commission of European Communities, or individual member countries of the European Union, about this matter; if so: (a) when were these representations made; and (b) what form did they take.

(9) Has the Minister received any representations from Australian producers and/or exporters about this matter; if so: (a) when were those representations received; and (b) what form did they take.

1356 Minister representing the Minister for Agriculture, Fisheries and Forestry

Notice given 27 March 2003

1363 **Senator McLucas:** To ask the Minister representing the Minister for Education, Science and Training—With reference to the answer to question no. E763-03 taken on notice by the department during estimates hearings of the Employment, Workplace Relations and Education Legislation Committee:

(1) Can a full list be provided of all reports that have been published, including on the Internet, without an accompanying press release since 11 November 2001, including the dates and form of publication for those reports.

(2) What is the name and position of the person who judged that the publication of the Anderson report was a 'routine matter'.

(3) What is the name and position of the person who decided that the Anderson report should not be accompanied by a media alert.

(4) Who is typically responsible for judging whether the publication of a report should be accompanied by a media alert.

1366 **Senator Harris:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) With reference to the establishment of Dairy Australia Limited as a corporate entity: What procedures does the department have to ensure that legislation, regulations or principles and guidelines for the establishment of a new entity are followed; and (b) can a copy of those procedures be provided.

(2) With reference to the imposition of a levy payable to Dairy Australia Limited: What procedures does the department have to ensure that legislation, regulations or principles and guidelines for the implementing of levies payable to a corporation are complied with; and (b) can a copy of those procedures be provided; if there are no departmental procedures, why do they not exist.

(3) What measures have been taken to ensure that the existing levy payers were consulted, regarding the proposed establishment of Dairy Australia Limited.

(4) Can the following information be provided: (a) Full details of the public meetings held to discuss the formulation of Dairy Australia Limited; (b) details of the numbers present at these meetings; and (c) the details of the votes taken at each public meeting supporting or opposing the establishment of Dairy Australia Limited, expressed in both numerical terms and as a percentage of attendees.

(5) Can a list be provided of any departmental media advertisements placed for these meetings.

Notice given 2 April 2003

1370 **Senator Brown:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to the answer to question on notice no. 1132 (Senate *Hansard*, 18 March 2003, p.9407):

(1) Can a copy be provided of the advice referred to in the answer to part (1) of the question, which states that the construction of a road through the Southport Lagoon Conservation Area and Extension, as distinct from the use of a road, is in accordance with the Regional Forest Agreement (RFA).

(2) Does the Minister still assert that the construction of a road through the Southport Lagoon Conservation Area, as distinct from the use of a road, is in accordance with the RFA and therefore that the *Environment Protection and Biodiversity Conservation Act 1999* does not apply.

(3) Can a copy be provided of the advice referred to in the answer to part (1) of the question relating to the way in which the design of the road avoids potential damage to the reserve's values.

(4) (a) Is the Minister aware that the Forest Practices Plan for the road failed to identify significant heritage sites, including the French garden that was found with relative ease by amateurs; and (b) does the Minister consider that such a manifestly inadequate plan meets the standards expected by the Commonwealth under the Tasmanian Forest Practices Code.

(5) Does the Minister support the acquisition and permanent protection of the privately-owned block of land on the northern peninsula of Recherche Bay, which includes the French garden and other historic and cultural sites.

Senator Brown: To ask the Ministers listed below (Question Nos 1371-1374)—

(1) (a) Does the department or any of its agencies hold unpublished data from Roam Consulting, dated 2002, relating to electricity costs for new entrants, comparing 'zero emissions' coal with other fuels including conventional coal, gas combined cycle and renewables; (b) for whom was this data prepared; (c) what was the cost of the work; (d) who paid for it; (e) what was the estimated cost of electricity generated from 'zero emissions' coal and what information was used to derive this estimate; and (f) can a copy of the data be provided.

(2) (a) Has unpublished data from Roam Consulting relating to the cost of 'zero emissions' coal been used in reports or advice provided to the Minister in the past 2 years, including reports and advice from the Chief Scientist; if so, can the following details be provided: title, author, date, nature of the advice or report, and its purpose; (b) what was the estimated cost of electricity generated from 'zero emissions' coal and what information was used to derive this estimate; (c) for whom was the data prepared; and (d) can a copy of the information be provided.

1374 Minister representing the Minister for Science

1376 **Senator Nettle:** To ask the Minister representing the Minister for Transport and Regional Services—

(1) What was the actual Commonwealth outlay for each financial year since 1996-97, and what are the forward projections to 2005-06, for each of the following categories of rail expenditure: (a) expenses associated with the former Australian National Railways Commission; (b) expenses associated with the Alice Springs to Darwin Railway; (c) expenses associated with special tourist railways; (d) expenses associated with the Australian Rail Track Corporation; (e) any other expenses associated with earlier commitments to conditionally outlay $250 million to upgrade Australia's

interstate track and safe working systems (can the information also be provided for each state); and (f) expenses associated with planning of rail development, including for the 'Inland Route' between Melbourne, Queensland and the Northern Territory (can the information be provided in a table format).

(2) What were the Commonwealth receipts from the Australian Rail Track Corporation for each financial year since 1996-97, and what are the forward projections to 2005-06, including (separately identified): (a) dividends; and (b) any interest and loan repayments.

Notice given 8 April 2003

1380 **Senator Allison:** To ask the Minister representing the Minister for the Environment and Heritage—

(1) [Withdrawn: 24.4.03]

(2) (a) Can a list be provided of current National Heritage Trust advisory and assessment panels; and (b) which of these panels have community representation.

(3) (a) What were the reasons for discontinuing National Heritage Trust funding for the Victorian Grassland Network; and (b) what are the consequences of the closure of this program.

Notice given 14 April 2003

1387 **Senator McLucas:** To ask the Minister representing the Minister for the Environment and Heritage—

(1) When was the application from Dectar Pty Ltd for a tourist pontoon development on Moore Reef in the Cairns section of the Great Barrier Reef Marine Park received by the Great Barrier Reef Marine Park Authority.

(2) When was the proposal referred to the Minister under the *Environment Protection and Biodiversity Conservation Act 1999*.

(3) How did the Minister determine that the appropriate method of review was a public environment report.

(4) How did the Minister determine that the public environment report should be prepared and conducted through the *Great Barrier Reef Marine Park Act 1999* and not under the *Environment Protection and Biodiversity Conservation Act 1999*.

(5) Are there specified procedures for the environmental assessment of projects requiring permits issued by the authority; if so, what are these procedures.

(6) Did the authority require an environmental assessment of the application from Dectar Pty Ltd; if so: (a) was Dectar Pty Ltd required to prepare a public environment report for the authority; and (b) when was Dectar Pty Ltd advised of this requirement.

(7) Has this public environment report been prepared; if so: (a) has the authority received a copy of the report; and (b) can a copy of the report be provided.

(8) Has the authority completed an initial assessment of the public environment report; if so, can a copy of this assessment be provided.

(9) What matters have been identified as requiring further information from Dectar Pty Ltd.

(10) What public consultation is proposed to be undertaken by the authority.

(11) Can the time for public comment be extended; if so, who can make the decision to extend the time for public consultation and by what authority.

(12) (a) Will the Minister be providing advice on this matter to the authority once the assessment process is complete; and (b) is the authority required to act on that advice.

Notice given 16 April 2003

1391 **Senator Brown:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to the review of the Mandatory Renewable Energy Target Scheme:

(1) Is the Minister aware that the review panel has allowed only one month for initial submissions and published no other information about the process for the review.

(2) Will the Minister ensure that the panel allows at least 6 weeks for initial submissions and any later comment opportunities.

(3) Will the Minister ensure that all submissions and other evidence to the review are made public, except where the panel is explicitly requested to make information confidential and gives reasons publicly for agreeing to do so.

(4) Will the Minister ensure that the panel holds public hearings at least in every state from which submissions are received and that the hearings are open to any party that wishes to present evidence.

(5) Will the Minister ensure that the panel publishes a draft report and recommendations with opportunity to comment before finalising the report.

(6) What budget has been provided for the review.

(7) What instructions or guidelines have been given to the panel, apart from terms of reference, about how the review should be conducted.

Notice given 17 April 2003

1393 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the Minister's statement AFFA02/289WT of 17 October 2002 announcing the provision and requirements under the Sugar Industry Reform Program relating to Sugar Enterprise Viability Assessments (SEVAs) and Sugar Enterprise Activity Plans (SEAPs):

(1) How many applications have been received to date for the preparation of SEVAs and SEAPs from: (a) cane farmers; and (b) cane harvesters.

(2) How many SEVAs and SEAPs have been completed to date for: (a) cane farmers; and (b) cane harvesters.

(3) With reference to Fact Sheet SE020.0210 (page 1) accompanying the Minister's statement: (a) what are the 'special provisions' that customers who have accessed Farm Help within the past 12 months prior to claiming will be subject to; (b) how many calls have been received on the 1800 050 585 telephone number from: (i) cane farmers, and (ii) cane harvesters, querying their position regarding these 'special provisions' and the preparations of SEVAs and SEAPs; and (c) how many, (i) cane growers, and (ii) cane harvesters, have had their access eligibility for funds to pay for SEVAs or SEAPs reduced or rejected on the basis of these 'special provisions'.

(4) What has been the total expenditure by the Commonwealth on SEVAs or SEAPs to date under the Sugar Industry Reform Program.

(5) What is the total projected expenditure by the Commonwealth on SEVAs or SEAPs under the Sugar Industry Reform Program.

1394 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the Minister's statement AFFA03/008WT of 5 February 2003 announcing the provision under the Sugar Industry Reform Program of the availability of sugar industry exit grants:

(1) On what date do applications for these grants close.

(2) How many application forms for these grants have been distributed to date.

(3) On what date did the application form become available on a Commonwealth website.

(4) On what date did the printed application form become available.

(5) On what date were the first application forms mailed to potential applicants.

(6) To date how many applications for these grants have been: (a) received; (b) rejected; and (c) approved.

(7) What has been the total expenditure by the Commonwealth on these grants to date.

(8) What is the total projected expenditure on these grants under the Sugar Industry Reform Program.

1395 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the Minister's statement AFFA02/300WT of 29 October 2002 announcing the provision under the Sugar Industry Reform Program of 50 per cent interest rate subsidies over two years on loans of up to $50,000 taken out for replanting purposes:

(1) On what date do applications for these subsidies close.

(2) How many application forms for these subsidies have been distributed to date.

(3) On what date did the application form become available on a Commonwealth website.

(4) On what date did the printed application form become available.

(5) On what date were the first application forms mailed to potential applicants.

(6) To date, how many applications for these subsidies have been: (a) received; (b) rejected; and (c) approved.

(7) What has been the total expenditure by the Commonwealth on these subsidies to date.

(8) What is the total projected expenditure on these subsidies under the Sugar Industry Reform Program.

1396 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the Minister's statement of 10 September 2002 (reference AFFA02/233WT) announcing the provision of short-term income support measures to help stabilise the industry and to help those in immediate need:

(1) How many applications had been received from cane farmers for these measures as at 31 December 2002 and as at 31 March 2003.

(2) How many applications from cane farmers had been approved for these measures as at 31 December 2002 and as at 31 March 2003.

(3) How many applications from cane farmers had been rejected for these measures as at 31 December 2002 and as at 31 March 2003.

(4) How many applications had been received from cane harvesters for these measures as at 31 December 2002 and as at 31 March 2003.

(5) How many applications had been approved for cane harvesters for these measures as at 31 December 2002 and as at 31 March 2003.

6) How many applications from cane harvesters had been rejected for these measures as at 31 December 2002 and as at 31 March 2003.

(7) What has been the total expenditure by the Commonwealth on these measures as at 31 December 2002 and as at 31 March 2003 for: (a) cane farmers; and (b) cane harvesters.

(8) What is the total projected expenditure under these measures for: (a) cane farmers; and (b) cane harvesters.

1397 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) (a) When did the Minister become aware that the CSIRO plant laboratories in Canberra were suspected of being infected with wheat streak mosaic virus; (b) who advised the Minister; and (c) how was the Minister advised.

(2) (a) When did the Minister become aware that the CSIRO plant laboratories in Canberra were confirmed as being infected with wheat streak mosaic virus; (b) who advised the Minister; and (c) how was the Minister advised.

(3) When did CSIRO first suspect that its plant laboratories in Canberra were infected with wheat streak mosaic virus.

(4) With reference to the suspicion by CSIRO that its Canberra or other plant laboratories were infected with wheat streak mosaic virus (i.e. before the virus was confirmed as being present in the Canberra laboratories in April 2003): (a) what actions were taken by the Commonwealth (and on what dates) to advise the following stakeholders: (i) rural industry peak bodies, (ii) state government agriculture ministers and/or their departments, (iii) individual growers, (iv) appropriate government agencies within overseas trading nations, and (v) any other stakeholders; and (b) in each instance: (i) who was advised, and (ii) how were they advised.

(5) Did the Department advise Plant Health Australia (PHA) of CSIRO's suspicion that wheat streak mosaic virus may be present in its Canberra or other plant laboratories; if so, when and how was PHA advised.

(6) With reference to the confirmation by CSIRO that its Canberra plant laboratories were infected with wheat streak mosaic virus: (a) what actions were taken by the Commonwealth (and on what dates) to advise the following stakeholders: (i) rural industry peak bodies, (ii) state government agriculture ministers and/or their departments, (iii) individual growers, (iv) appropriate government agencies within overseas trading nations, and (v) any other stakeholders; and (b) in each instance: (i) who was advised, and (ii) how were they advised.

(7) Did the Minister's Department advise Plant Health Australia (PHA) of CSIRO's confirmation that wheat streak mosaic virus was present in their Canberra or other plant laboratories; if so, on what day and how was PHA advised.

(8) With reference to the suspicion by CSIRO that its Canberra plant laboratories were infected with wheat streak mosaic virus (i.e. before the

virus was confirmed as being present in April 2003) what actions were taken by the Commonwealth to trace the destination of plant seeds or other plant material from CSIRO plant laboratories in Canberra.

(9) With reference to the confirmation by CSIRO that its Canberra plant laboratories were infected with wheat streak mosaic virus: (a) what actions were taken by the Commonwealth to trace the destination of plant seeds, or other plant material from CSIRO plant laboratories in Canberra; and (b) can a list of confirmed destinations be provided.

(10) On what date did the Australian Quarantine and Inspection Service (AQIS) commence investigations to determine the source of the suspected introduction of wheat streak mosaic virus into the CSIRO Canberra plant laboratories.

(11) (a) What actions were taken by AQIS to determine the source of the introduction of wheat streak mosaic virus into the CSIRO Canberra plant laboratories; and (b) what was the outcome of those enquiries (if completed).

(12) If AQIS has not completed its investigations, when are those investigations likely to be concluded.

1399 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the Minister's statement AFFA02/300WT of 29 October 2002 announcing that a "levy will be placed on all domestic sugar sales (for manufacturing, food service and retail uses) at 3 cents a kilogram for approximately 5 years" (sugar tax) and that exports of refined sugar will be exempt from the levy, and that a rebate will be available for sugar used in manufactured products for export (sugar tax rebate):

(1) How many Australian companies or other enterprises are currently paying the sugar tax.

(2) For each of the 5 years of its proposed existence, what is the total projected amount to be collected under the sugar tax.

(3) How much has been collected under the sugar tax to date.

(4) How many Australian companies or other enterprises have applied for a sugar tax rebate to date.

(5) For each of the 5 years of its proposed existence, what is the total projected amount to be repaid to Australian companies or other enterprises under the sugar tax rebate.

(6) What steps is the Commonwealth taking to monitor the effect of the sugar tax on Australian companies or other enterprises in terms of: (a) international price competitiveness of Australian manufactured products which use sugar as an input; (b) employment growth or decline within Australian manufacturing sectors which produce goods which use sugar as an input; (c) the increase or decrease in sugar imports by Australian manufacturing sectors which produce goods which use sugar as an input; (d) the increase or decrease in sugar exports by Australian manufacturing sectors which produce goods which use sugar as an input; (e) the substitution of sugar with non-sugar products by Australian manufacturing sectors which produce goods which normally use sugar as an input; and (f) the substitution within the Australian market of the consumption of manufactured sugar bearing products manufactured in Australia with imported manufactured sugar bearing products.

(7) What is the department's current estimate of how much the sugar tax will cost to administer for: (a) the department; and (b) industry.

(8) What is the department's current estimate of how much the sugar tax rebate will cost to administer for: (a) the department; and (b) industry.

Notice given 22 April 2003

1403 **Senator Allison:** To ask the Minister representing the Prime Minister—

(1) With reference to a claim made by the Prime Minister before the war that only the threat of force by the United States of America (US) allowed the United Nations Monitorings Verification and Inspection Commission (UNMOVIC) weapons inspectors back into Iraq, and given that it was the threat of force by Washington which pulled the weapons inspectors out of Iraq in March 2003 before they could complete their work (as in December 1998), does the Prime Minister now concede that the threat of force failed again to disarm Iraq of its weapons of mass destruction.

(2) What is the Government's response to the claim of the Executive Chairman of UNMOVIC, Dr Blix, that the US was guilty of 'fabricating' evidence against Iraq to justify the war, and his belief that the discovery of weapons of mass destruction had been replaced by the main objective of the US of toppling Saddam Hussein (The *Guardian*, 12 April 2003).

(3) With reference to claims made by the Prime Minister before the war that there was no doubt that Iraq had weapons of mass destruction and that that this was the primary reason for Australia's participation in the 'coalition of the willing', what is the Prime Minister's position now that, even after the collapse of the regime in Baghdad, no weapons of mass destruction have been found despite United States Defence Secretary Donald Rumsfeld's claim to know where they are.

(4) Given the Prime Minister's statements that 'regime change' was only a secondary concern for Australia, does the Government agree that the primary justification for the war may prove to be a lie.

(5) If, as the Prime Minister repeatedly claimed, Iraq had weapons of mass destruction and Saddam Hussein could not be contained or deterred, what is the Government's analysis of why they were not used in the regime's terminal hours against the invading US, United Kingdom and Australian forces.

(6) With reference to the Prime Minister's argument that stopping the spread of weapons of mass destruction was a primary motive for Australia's participation in a war against Iraq: (a) is the Government concerned that one of the direct effects of the war may be the proliferation of weapons of mass destruction to third parties, including other so called 'rogue states' and possibly terrorist groups, and (b) what analysis has the Government done of this likelihood, and (c) can details be provided.

(7) Does the Prime Minister now regret saying just before the war (at the National Press Club and elsewhere) that Saddam Hussein could stay on in power providing he got rid of his weapons of mass destruction, thus allowing him to continue the repression of Iraqis; if so, what circumstances altered the Prime Minister's view.

Notice given 23 April 2003

1410 **Senator Allison:** To ask the Minister for Health and Ageing—

(1) What is the percentage of bulk-billed general practitioner (GP) unreferred attendances (vocationally registered and non-vocationally registered): (a) by federal electorates for the March 2003 quarter (due for release May 2003); and (b) by the Australian Bureau of Statistics' statistical local areas for the March 2003 quarter.

(2) For the most recent period collected, what is the average and median Medicare Benefit Schedule rebate received by GPs with vocationally registered provider numbers for unreferred attendances in: (a) each statistical local area; (b) federal electorates; and (c) across outer-urban, regional and metropolitan areas, by State.

(3) What is the average and median total payment received by GPs with vocationally registered provider numbers for unreferred attendances in: (a) each statistical local area; (b) federal electorates; and (c) across outer-urban, regional and metropolitan areas, by State.

Notice given 7 May 2003

1441 **Senator Bishop:** To ask the Minister representing the Minister for Veterans' Affairs—

(1) For each of the past 3 financial years, how much has been spent in Outcome 2 on: (a) chiropractry; (b) osteopathy; (c) physiotherapy; (d) ophthalmology; (d) optometrical; (e) aids and appliances; (f) dentistry; (g) diagnostic imagery; and (h) pathology.

(2) Can an update be provided of the tables showing compensation claims accepted for service in Timor and the Gulf, as contained in the answer to part (6) of question on notice no. 743 (Senate *Hansard*, 4 December 2002, p.7212) and part (2) of question on notice no. 744 (Senate *Hansard*, 12 December 2002, p. 8175).

(3) Further to the answer to question on notice no. 747 (Senate *Hansard*, 13 November 2002, p. 6318): What is the current position with respect to the review of dosimetry data from the atomic testing program.

(4) What is the current position with respect to tendering for transport services, as sought in the answer to question on notice no. 748 (Senate *Hansard*, 15 November 2002, p. 6557).

(5) Further to the answer to question on notice no. 802 (Senate *Hansard*, 15 November 2002, p. 6558): (a) what commission has been paid to Defence Service Homes Insurance (DSHI) by QBE/Mercantile Mutual over each of the past 3 years; and (b) what proportion has that commission been of DSHI's running costs in each year.

(6) Can an update be provided of the data in the answer to parts (4), (5), (6), (19), (23) and (26) of question on notice no. 819 (Senate *Hansard*, 18 March 2003, p. 9581).

(7) Further to the answer to question on notice no. 968 (Senate *Hansard*, 5 February 2003, p. 8661): Can an update be provided to March 2003 of the data on Department of Veterans' Affairs health card usage and costs.

(8) With reference to the answer to question on notice 1004 (Senate *Hansard*, 18 March 2003, p. 9621): Were prosecutions launched against those medical providers identified by type in part (2); if not, why not; if so, with what outcome in each case.

(9) With reference to the answer to question on notice no. 697 (Senate *Hansard*, 11 November 2002, p. 6042) concerning the review of tier-one

hospitals: Can an answer be provided to those parts which remained unanswered.

Notice given 30 April 2003

1419 **Senator Ludwig:** To ask the Minister representing the Attorney-General—

(1) (a) How many staff currently hold: (i) ongoing, and (ii) non-ongoing, positions in the Human Rights Branch; and (b) what is the Australian Public Service (APS) level of these positions.

(2) (a) How many ongoing and non-ongoing staff based elsewhere in the department are working on human rights matters; and (b) what is the APS level of these staff.

(3) (a) Which positions are currently vacant in the Human Rights Branch; and (b) how long have they been vacant.

(4) Since the additional estimates hearings in February 2003, how many staff have left the Human Rights Branch.

(5) What is currently the average period of service of staff in the Human Rights Branch.

(6) Since the additional estimates hearings in February 2003, what has been the absentee rate for: (a) sick leave (including workers compensation leave); (b) annual leave; (c) miscellaneous paid leave; and (d) long service leave, in the Human Rights Branch, and in the department as a whole.

(7) What involvement did the Human Rights Branch have in the development of the Australian Human Rights Commission Bill 2003.

1420 **Senator Ludwig:** To ask the Minister representing the Attorney-General—

(1) How was the tender for the review of copyright reforms advertised.

(2) When was it advertised.

(3) How many tenders were submitted.

(4) How was the winning tender selected.

(5) What qualifications in copyright law, including legal, technical and economic aspects, was the Government looking for in the winning tender.

(6) Does the law firm of Phillips Fox have an interest or specialise in copyright law; if so, can details be provided.

(7) Where is the law firm Phillips Fox located.

(8) How many employees of Phillips Fox will be working on the review process.

(9) What is the total cost tendered for by the law firm Phillips Fox for the review of copyright reforms.

(10) Can a copy be provided of the tender submitted by Phillips Fox.

(11) What outcomes are expected from the review.

(12) When will the review be completed.

(13) Does the Government have any input into the review process performed by the law firm Phillips Fox.

(14) What qualifications does the law firm Phillips Fox have in the economic and technical aspects of copyright law.

Notice given 2 May 2003

1422 **Senator Allison:** To ask the Minister representing the Prime Minister—

(1) Did the Prime Minister receive a letter from the Australian Institute for the Conservation of Cultural Materials in early March 2003 urging Australian, British and American leaders to form an international taskforce to protect ancient monuments, archaeological sites and museum collections in the event of a war with Iraq; if so: (a) can a copy of the letter be provided; and (b) what action was taken in response to the letter.

(2) Has Australia complied with the Second Protocol to the Hague Convention for the Protection of Cultural Property in the Event of Armed Conflict, March 1999.

(3) Are reports that western military personnel were stationed to protect Iraq's oil resources but not its cultural resources accurate.

(4) Will the Australian Government now work to establish an international taskforce, able to enter Iraq as soon as possible, to prevent further looting of cultural property and assess the potential for salvaging cultural artefacts; if not, why not.

1423 **Senator Allison:** To ask the Minister representing the Prime Minister—With reference to the Productivity Commission report no. 10, *Australia's Gambling Industries*, dated 26 November 1999: Can information be provided on the progress made by the Ministerial Council on Gambling in respect of each of the following issues identified, and findings contained, in the report (pp 3-4):

- Quantification of the costs and benefits of the gambling industries is hazardous. Uncertainty about key parameters constrained the Commission to providing low and high estimates. For the gambling industries as a whole, estimates of their *net* contribution to society, ranged from a net loss of $1.2 billion to a net benefit of $4.3 billion. This masks divergent results for different gambling modes, with lotteries revealing clear net benefits, whereas gaming machines and wagering include the possibility of net losses.
- Policy approaches for the gambling industries need to be directed at reducing the costs of problem gambling – through harm minimisation and prevention measures – while retaining as much of the benefit to recreational gamblers as possible.
- The current regulatory environment is deficient. Regulations are complex, fragmented and often inconsistent. This has arisen because of inadequate policy-making processes and strong incentives for governments to derive revenue from the gambling industries.
- Restrictions on competition have not reduced the accessibility of gambling other than for casino games. With the possible exception of casinos, current restrictions on competition have little justification.
- Venue caps on gaming machines are preferable to state-wide caps in helping to moderate the accessibility drivers of problem gambling. However, more targeted consumer protection measures – if implemented – have the potential to be much more effective, with less inconvenience to recreational gamblers.
- Existing arrangements are inadequate to ensure the informed consent of consumers, or to ameliorate the risks of problem gambling. Particular deficiencies relate to:
  - information about the 'price' and nature of gambling products (especially gaming machines);

- information about the risks of problem gambling;
- controls on advertising (which can be inherently misleading);
- availability of ATMs and credit; and
- pre-commitment options, including self-exclusion arrangements.

- In such areas, self-regulatory approaches are unlikely to be as effective as explicit regulatory requirements. In most cases, regulation can be designed to enhance, rather than restrict consumer choice, by allowing better information and control.
- Counselling services for problem gamblers serve an essential role, but there is a lack of monitoring and evaluation of different approaches, and funding arrangements in some jurisdictions are too short term.
- Services, awareness promotion and research activities related to problem gambling are likely to be most effectively funded from earmarked levies on all segments of the gambling industry, with the allocation of funds independently administered.
- The mutuality principle, combined with lack of constraints on gaming machine numbers, appears to be distorting the investment and pricing decisions of some clubs, with impacts on competitors. Of the options for dealing with it, only tax action at the state level appears feasible.
- Policy decisions on key gambling issues have in many cases lacked access to objective information and independent advice – including about the likely social and economic impacts – and community consultation has been deficient.
- An ideal regulatory model would separate clearly the policy-making, control and enforcement functions.
- The key regulatory control body in each state or territory should have statutory independence and a central role in providing information and policy advice, as well is in administering gambling legislation. It should cover all gambling forms and its principal operating criteria should be consumer protection and the public interest.

Notice given 5 May 2003

1424 **Senator Allison:** To ask the Minister for Health and Ageing—

(1) With reference to part (7), question on notice no. 1240 from Senator Allison, which asked, '(7) For each of the following financial years: 2000-01 and 2001-02, and for the 2002-03 financial year to date, what sums of Commonwealth money have been allocated under the More Allied Health Services (MAHS) program and to which divisions': Can a table be provided that identifies the amount paid to each division by the year in which it was paid.

(2) (a) For each of the divisions identified as receiving funding for MAHS, for each year, can a breakdown be provided of the funding, in terms of the number of full-time equivalent positions funded; and (b) can a breakdown of these full-time equivalent numbers for each division into practice nurses and allied health practitioners be provided, indicating the professions of these allied health workers.

(3) (a) What is the evidence of the community consultation, contained in each successful funding proposal for MAHS; and (b) what criteria were used by the department in assessing these consultative mechanisms.

(4) (a) What evidence was required for a needs assessment for successful MAHS divisions; and (b) what criteria did the department use to assess the accuracy and validity of the needs assessment.

1426 **Senator Allison:** To ask the Special Minister of State—Can details be provided by the Australian Electoral Commission of the reduced values of the following surplus votes in the 2001 Senate Election count:

State	Count	Surplus Votes	Candidate
New South Wales	227	26 697	Payne
Victoria	161	61 988	Patterson
Queensland	31	9 688	Bartlett
Western Australia	149	7 041	Lightfoot
Tasmania	78	4	Brown

Notice given 6 May 2003

1427 **Senator Allison:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to the answer to question no. 22 taken on notice during the Environment, Communications, Information Technology and the Arts Legislation Committee additional estimates hearings in February 2003:

(1) What is the Commonwealth's role with regard to the attempts that have been, and are being, made to move grey headed flying foxes out of the Melbourne Botanic Gardens and, more recently, the botanic gardens at Geelong.

(2) Are these operations being monitored by the Animal Ethics Committee and Zoos Victoria.

1428 **Senator Allison:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to the answer to question no. 23 taken on notice during the Environment, Communications, Information Technology and the Arts Legislation Committee additional estimates hearings in February 2003: What survival rate for animals released into the wild would be acceptable to the Commonwealth.

1429 **Senator Allison:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to the answer to question no. 24 taken on notice during the Environment, Communications, Information Technology and the Arts Legislation Committee additional estimates hearings in February 2003:

(1) What was the location and fate of the grey headed flying foxes fitted with satellite tracking devices and released back into the wild.

(2) Can a copy of the report by the Victorian State Government on these results be provided.

Notice given 7 May 2003

1431 **Senator Evans:** To ask the Minister for Defence—In relation to Defence property sales:

(1) For each financial year since 1996-97, what were the Budget forecasts of receipts from Defence property sales.

(2) For each financial year since 1996-97, what were the actual receipts from Defence property sales.

(3) For each financial year from 1996-97 to 1999-2000 (inclusive) can a list be provided of all property sold by Defence, in the same format as the answer to question no. W10 taken on notice during the estimates hearings of the Foreign Affairs, Defence and Trade Legislation Committee in February 2002, indicating the location (town/suburb, state/territory, postcode), size of the property, nature of the property (vacant land, facilities), sale price and purchaser.

1432 **Senator Evans:** To ask the Minister for Defence—In relation to the United States of America (US) Air Force Global Hawk Program, the US Department of Defense Selected Acquisition Report for the December 2002 quarter notes that the cost of the program has decreased by $US1 031.7 million (-15.1%) from $US6 846.6 million to $US5 814.9 million: Given that the cost of the US Global Hawk Program has decreased by such a significant amount, why did the answer to parts 10 and 11 of question on notice no. 1183 make the following claim, 'The "cost blowouts" referred to in the article in the *Australian* relate to cost increases associated with the United States Air Force Global Hawk Program'.

1434 **Senator Evans:** To ask the Special Minister of State—

(1) What former Defence property, including ex-ADI sites, does ComLand currently own; can a list be provided indicating the location (town/suburb, state/territory, postcode), size of the property, and nature of the property (vacant land, facilities).

(2) Is it intended that any of these properties will be sold; if so: (a) which properties are to be sold; and (b) on what dates are the sales expected to occur.

1438 **Senator Evans:** To ask the Minister for Defence—For the 2001-02 financial year can a list be provided of all property sold by Defence, in the same format as the answer to question no. W10 taken on notice during the estimates hearings of the Foreign Affairs, Defence and Trade Legislation Committee in February 2002, indicating the location (town/suburb, state/territory, postcode), size of the property, nature of the property (vacant land, facilities), sale price and purchaser.

1439 **Senator Allison:** To ask the Minister for Health and Ageing—

(1) Can a progress report be provided on the National Meningococcal C Vaccine Program.

(2) Is it the case that a report from the Australian Technical Advisory Group on Immunisation (ATAGI) in October 2002 recommended that a program of pneumococcal, meningococcal type C, injectable polio and chicken pox vaccines be funded.

(3) Is it the case that the department, in consultation with ATAGI, initially recommended that $47.5 million be spent on a targeted meningococcal type C vaccine program.

(4) Can a copy of the National Health and Medical Research Council's consultation report into ATAGI's recommendations, 'National Health and Medical Research Council public consultation report into the draft 8th edition of the Australian Immunisation Handbook' be provided; if not, why not.

(5) Why did the Government ignore expert advice and proceed with a universal meningococcal type C vaccine program in all states at a cost of

$250 million, in spite of the fact that meningococcal type C disease is only prevalent in a limited number of geographic locations.

(6) As a result of this decision, is it now the case that the funding of the other essential vaccines recommended by ATAGI in October will be deferred indefinitely.

(7) Is one of the reasons the ATAGI recommended funding for pneumococcal vaccination that, according to data from Communicable Diseases Australia, there were 18 cases of meningococcal type C infection and 512 cases of invasive pneumococcal disease reported in children under 5 years of age in Australia in 2002.

(8) Can rates of hospitalisation, disability and death, by state, be provided for meningococcal type C disease and pneumococcal disease.

(9) Can the Government confirm that: (a) pneumococcal disease can affect the blood, spinal cord or brain and is therefore very serious; (b) invasive pneumococcal disease is the most common bacterial cause of serious disease in Australian infants and young children; (c) invasive pneumococcal disease is more common than meningococcal disease; (d) in young children, pneumococcal meningitis occurs 20 to 30 times more often than meningococcal type C meningitis; and (e) pneumococcal meningitis has a higher fatality rate and causes a higher rate of permanent and serious disability than meningococcal infection, half of all children who contract pneumococcal meningitis during the first year of life are left permanently disabled and about 11 per cent of children with pneumococcal meningitis will die.

(10) Is the Government aware of the article in the *New England Journal of Medicine*, 1 May 2003, that concludes; 'The use of the pneumococcal conjugate vaccine is preventing disease in young children, for whom the vaccine is indicated and may be reducing the rate of disease in adults. The vaccine provides an effective new tool for reducing disease caused by drug resistant strains'.

(11) Will this report lead to a re-evaluation of the decision not to fund pneumococcal vaccines.

(12) Can the Government provide a progress report on the distribution of pneumococcal vaccine to Aboriginal children.

(13) Is it the case that the take-up for Aboriginal children has been poor due to excessive restrictions designed to prevent leakage to unsubsidised children, excessive paperwork and difficulties in implementation; if so, how does the Government propose to improve the take-up rate.

(14) Is it the case that Aboriginal children have the highest rate of pneumococcal disease in the world.

(15) Can rates of hospitalisation, disability and death, by state, be provided for pneumococcal disease in Aboriginal children.

(16) When will an evaluation of the National Meningococcal C Vaccination Program be conducted.

1440 **Senator Harris:** To ask the Minister for Communications, Information Technology and the Arts—

(1) What documents are transacted between the parties prior to, and during, the signing of a contract between a successful contractor and Telstra.

(2) What penalty provisions are included in a Telstra contract.

(3) What notice is given to a contractor that materials provided by Telstra are on site prior to the commencement of a contract.

(4) What process does Telstra follow in relation to non-performance of a contractor.

(5) (a) How does Telstra specify the depth that a cable is to be laid; and (b) how does it assess compliance with this depth.

(6) How does Telstra monitor the stress on a cable during the laying process when a contractor is involved.

(7) If the stress factor is exceeded what procedure does Telstra follow.

(8) In relation to fibre optic cable laid in Queensland: how many contracts were let for each of the following years; 1998, 1999, 2000, 2001 and 2002.

(9) For each of those years, how many contracts were in default and for what reason.

(10) What action has Telstra taken, or does it intend to take, in relation to any of those contracts.

Notice given 9 May 2003

1442 **Senator Ludwig:** To ask the Minister representing the Attorney-General—

(1) How many breaches of the Legal Services Directions has the Office of Legal Services Coordination (OLSC) identified since the directions were first issued.

(2) On what date was each breach identified by the OLSC, and which agency and law firm was involved.

(3) In each case, what was the nature of the breach identified by the OLSC.

(4) In which cases was voluntary compliance achieved and in which cases was enforcement action taken.

(5) What systems does the OLSC have in place to monitor compliance by Commonwealth agencies with the directions.

(6) In each financial year, how many approvals have been sought for counsel fees above the thresholds in the directions.

(7) In each financial year, how many such approvals have been granted by: (a) the OLSC; and (b) the Attorney-General.

(8) In each financial year, how many such approvals have been 'one-off' and how many are ongoing.

(9) In each financial year, how many such approvals have for fees in excess of $3 800 per day.

(10) Has the OLSC attempted to update the estimate of the total Commonwealth legal services market since the March 1997 report, *The Review of the Attorney-General's Legal Practice*; if not, why not; if so, what is the current estimate.

1446 **Senator Brown:** To ask the Minister representing the Minister for the Environment and Heritage—In relation to the Wet Tropics World Heritage Area:

(1) Is the Minister planning to change the management structure of the Wet Tropics World Heritage Area by abolishing its independent board; if so, what is the time frame for this change.

(2) Is the Minister negotiating with the Queensland Government in relation to new World Heritage legislation; if so, what arrangements for the

management of the Wet Tropics World Heritage Area are being proposed in the legislation.

(3) Since the changed World Heritage funding arrangements came into effect, what has been the impact on the Wet Tropics World Heritage Area funding.

1447 **Senator Harris:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

(1) (a) Can the Minister advise why the Office of the Gene Technology Regulator (OGTR) was set up with such restricted terms of reference; (b) why is it that the OGTR can only look at aspects of the introduction of genetically-modified (GM) material into Australia under the terms of 'health and environment'.

(2) Why was the Gene Technology Grains Committee (GTGC) put together with a majority of 'pro-GM' interests; and (b) why did it ignore submissions that do not agree with its philosophy.

(3) (a) Is the Minister aware that the 'Canola Industry Stewardship Protocols' ignore any aspect of possible and very probable on-farm contamination of GM canola into non-GM canola, either through direct grains contamination or, the most likely and by far the greatest source of probable contamination, environmental transfer via pollen, bees, etc.; and (b) what steps has the department taken to scrutinise the possibility of contamination of non-GM canola.

(4) Can the Minister explain how and why the GTGC has been able to place the onus, responsibility and, ultimately, liability on everyone else except the technology providers in its 'Canola Industry Stewardship Protocols'.

(5) Can a copy of the final report relating to Bayer for Invigor Canola, *Crop Management Plan*, that was passed by the OGTR, be provided to the Senate and the industry.

(6) Why is it that the New South Wales Farmers' Association (NSWFA) and the Victorian Farmers Federation (VFF) refuse to survey their own members to gain a grass roots feeling of GM canola.

(7) Can documentation be provided on how many members or executive members of the NSWFA and the VFF were invited or taken on a fact-finding tour to the United States of America by the technology providers.

(8) (a) Is the Minister aware that the New Zealand Agricultural Minister said, in late 2002, that 'New Zealand was very unlikely to gain a Free Trade Agreement with America because of our stance on GM crops and our stance on nuclear ships'; and (b) what commitments has the Australian Government made to be able to have a free trade agreement with America.

1450 **Senator Brown:** To ask the Minister representing the Minister for Immigration and Multicultural and Indigenous Affairs—With reference to the answer to question on notice no. 1139 (Senate *Hansard*, 24 March 2003, p. 10056):

(1) What is the definition of the word 'depression' as used in the answer.

(2) What percentage of detainees have suffered, or are suffering, from depression.

(3) What percentage of detainees are receiving medication for depression.

(4) How many detainees have been diagnosed with depression or a similar condition in the past 5 years.

(5) (a) How many detainees have received medication for such an illness in the past 5 years; and (b) how many of these detainees were: (i) children, (ii) men, and (iii) women.

(6) How many detainees have received other forms of treatment for such an illness in the past 5 years; and (b) how many of these detainees were: (i) children, (ii) men, and (iii) women.

Notice given 12 May 2003

1452 **Senator Nettle:** To ask the Minister for Defence—

(1) Will detailed information regarding the recent activities of the Australian Defence Force (ADF) in Iraq be made available to the Australian public; if so, when; if not, why not.

(2) (a) What are the casualty figures (deaths and injuries) of Iraqi citizens that directly resulted from action taken by the ADF; (b) how many of these casualties were: (i) military, and (ii) civilian; and (c) in what circumstances did these casualties occur.

(3) Was the ADF involved in any coalition operations that involved the use of cluster bomb munitions.

Notice given 13 May 2003

1453 **Senator Murray:** To ask the Minister representing the Prime Minister—

(1) (a) Was the Prime Minister's office provided with any information of any kind by any person or organisation prior to, or around the time of, Dr Hollingworth's appointment as Governor General regarding Dr Hollingworth's conduct with respect to the handling of matters relating to child sexual abuse in his prior occupations; (b) what was the timing, method and content of any such information; and (c) what action was taken in regard to such information.

(2) (a) When and how was the Prime Minister's office first alerted to allegations that Dr Hollingworth had mishandled matters relating to child sexual abuse; and (b) what action was taken in regard to such information.

(3) In relation to the above questions, can copies of any relevant documentation be provided.

1454 **Senator Bishop:** To ask the Minister for Health and Ageing—

(1) Can the Minister confirm that, following the decision of the Federal Court of *Wood v ACPA*, the Australian Community Pharmacy Authority (ACPA) has rejected an application for the opening of a second pharmacy in Karratha, Western Australia, in line with the provisions of the new rules of the 'Third Community Pharmacy Agreement', which came into effect on 1 July 2002.

(2) During the period in which the Federal Court was considering the matter prior to 19 December 2002, can the Minister confirm that the ACPA sought to issue an approval for an additional pharmacy in Karratha, even though such a decision was subject to a stay of proceedings.

(3) (a) What consideration is currently being given by the department to the amendment of the new rules of 1 July 2002; and (b) on how many occasions since 1 July 2002 have discussions been held with the Pharmaceutical Guild of Australia on the matter.

(4) Have oral or written representations been made by the Member for Kalgoorlie or by any other Member or Senator from Western Australia to the Minister on revising the new rules; if so, on what dates.

(5) Is the Minister aware that one of the proponents of the proposed second pharmacy in Karratha advised a meeting of the Roebourne Shire on 16 December 2002, that that proponent was actively working with the Health Insurance Commission to 'fix the legislation'.

(6) Since 1 July 2002, what representations have been made to the department, the Health Insurance Commission or the ACPA, written or oral, and on what dates, by any party associated with the rejected application for the establishment of a second pharmacy in Karratha.

1455 **Senator Brown:** To ask the Minister representing the Attorney-General—In regard to West Papua:

(1) What information does the Australian Government have on the torture and killing of Yapenas Murip and the torture of Kanius Murip in Wamena, on or about 15 April 2003; and (b) were military forces responsible for the attacks.

(2) What information does the Australian Government have on the safety of photocopy shop employee Henok Wilil who is reported to be under arrest without charge.

1456 **Senator Webber:** To ask the Minister representing the Prime Minister—Are the comments attributed to the Prime Minister in the *West Australian*, of 15 April 2003, correct when they report that the Prime Minister has suggested the removal of veto powers from some permanent members of the United Nations (UN) Security Council; if so, can the Prime Minister advise which permanent members of the UN Security Council should lose their veto power.

Notice given 14 May 2003

1462 **Senator Sherry:** To ask the Minister representing the Minister for Employment and Workplace Relations—

(1) What has been the annual budget for the Victorian office of the Office of the Employment Advocate (OEA) for each financial year since its establishment.

(2) How many full-time equivalent positions have there been in the Victorian office of the OEA in each financial year since its establishment.

(3) What proportion of the OEA's budget and staff in Victoria has been allocated to providing assistance and advice to employers relating to Australian workplace agreements (AWAs).

(4) In each financial year since the OEA was established, how many AWAs in Victoria have been: (a) filed; and (b) approved.

(5) In each financial year since the OEA was established, what proportion of approved AWAs have been in Victoria.

(6) As at 1 January 2003, which organisations in Victoria were: (a) industry partners; and (b) specified partners, under the Specified Partner Program.

1463 **Senator Bishop:** To ask the Minister representing the Attorney-General—

(1) For each of the past 5 years, what sum has been spent from Commonwealth funds on legal aid to veterans by each state Legal Aid Commission.

(2) What is the current rate payable in each state for veterans' matters.

(3) For each of the past 5 years: (a) how many applications were received from veterans for legal aid in each state, (b) what percentage were rejected in each year, and (c) how many were for: (i) Federal Court, (ii) High Court, and (iii) state Supreme Court applications.

(4) For each of the past 5 years, what sum was spent by state, on: (a) Federal Court; (b) High Court; (c) Supreme Court; and (d) other court applications.

Notice given 15 May 2003

*1465 **Senator Brown:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to the 2003-04 budget:

(1) For each of the financial years from 2002-03 to 2006-07: can a breakdown be provided of the 'Greenhouse – meeting the challenge of climate change' program in Table A1 of the Environment Statement, in the same format as was provided in Table A2.1 of the 2002-03 Environment Statement (i.e. give the expenditure for each individual activity within the greenhouse program and show the adjustment for the discontinuation of the Capital Use Charge (CUC)).

(2) For each of the financial years from 2002-03 to 2006-07: how much has been allocated to the Natural Heritage Trust and what effect does the discontinuation of the CUC have.

(3) For each of the financial years from 2002-03 to 2006-07: how much has been allocated to the National Action Plan for Salinity and Water Quality and what effect does the discontinuation of the CUC have.

*1466 **Senator Brown:** To ask the Minister for Health and Ageing—

(1) What are the contingency plans for the provision of medical services, particularly obstetrics, if general practitioners, obstetricians and gynaecologists and other medical specialists withdraw their services as threatened on 1 July 2003.

(2) How will public hospitals cope if risky services such as obstetrics, gynaecology and neuro-surgery are transferred to the public hospitals, if they agree and cover visiting medical officers for all procedures performed under their roof.

*1467 **Senator Brown:** To ask the Minister for Defence—With reference to the answers to questions on notice nos 1160 to 1162 (Senate *Hansard*, 14 May 2003, p. 10967):

(1) Have Australian Defence Force (ADF) personnel been instructed to prevent objects of archaeological or cultural significance from being taken out of Iraq.

(2) (a) What instructions have been given to ADF personnel about the movement of items of archaeological or cultural significance; and (b) can a copy of the instructions be provided.

(3) (a) Are ADF personnel able to search people leaving Iraq; and (b) do ADF personnel search people leaving Iraq; if so: (i) under what circumstances, and (ii) have any archaeological or cultural items been recovered.

(4) (a) Can a copy be provided of the analysis relating to cultural property, including archaeological sites, which was prepared for the military operations in Iraq as referred to in your previous answer; and (b) if a different analysis has been prepared for the occupation of Iraq, can a copy of that also be provided.

(5) Is Australia required to analyse the effectiveness of its compliance with the Hague Convention; if so: (a) when and how will that be done; and (b) when will it be published.

Senator Brown: To ask the Ministers listed below (Question Nos *1468-*1469)—

(1) Is the Minister aware that logging is being conducted on private property at Black Tier near Woodbury and Bowsden Hill at Lake Tiberias, Tasmania.

(2) Is the Minister aware that the area in which these logging operations are taking place is suffering serious tree decline.

(3) (a) How much Commonwealth funding has been given to individuals and agencies in Tasmania to research or combat tree decline in the past decade; and (b) can a list of all projects and recipients be provided.

(4) Has any Commonwealth funding been spent on the private properties at Black Tier or Bowsden Hill where the logging is taking place; if so: (a) how much; (b) when; and (c) subject to what conditions.

(5) Is Commonwealth funding related to tree decline specifically, or land and water degradation generally, in Tasmania contingent on the state and/or landholder protecting native vegetation from logging or clearing; if not, why not.

(6) Does the Minister agree with the Chief Practices Officer of the Forest Practices Board who was quoted in the *Mercury*, of 27 April 2003, as saying, 'the selective logging that was going on at the two sites would not impact on tree decline' and 'the logging would help the trees to survive by promoting regeneration'.

*1468 Minister representing the Minister for the Environment and Heritage

*1469 Minister representing the Minister for the Environment and Heritage

Notice given 19 May 2003

*1471 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the grant of $660 645 awarded for the Bega Cheese Shredding and Mozzarella Line Project in the 2000-01 financial year under the Dairy Regional Assistance Programme (DRAP):

(1) (a) What total DRAP funds have been paid to the proponent; and (b) if paid as one sum, on what date was the payment made; if paid in instalments, what were the instalment dates and amounts paid on each date.

(2) (a) What is the name of the proponent; and (b) if the proponent is an organisation or company, does it operate on a commercial or not-for-profit basis.

(3) What is the proponent's business address.

(4) Can a description of the project be provided.

(5) Did the department or the Minister receive representations from the Member for Eden-Monaro on behalf of the proponent and/or South East NSW Area Consultative Committee.

(6) On what date, or dates, did the department and/or the Minister inform the proponent, the South East NSW Area Consultative Committee and the Member for Eden-Monaro about the funding approval.

(7) On what date did the department and/or the Minister publicly announce the grant.

(8) In relation to the application for funding:

(a) on what date was the funding application lodged with the department;

(b) on what date was the application approved by the Minister;

(c) did the funding application comply with the DRAP guidelines; if not, can details of non-compliance be provided;

(d) if applicable, on what dates was the application varied;

(e) what total DRAP funding was sought including: (i) the goods and service tax (GST)-free amount, (ii) the GST-inclusive amount, and (iii) the specific GST amount;

(f) what preferred project start date was nominated by the proponent;

(g) what preferred project completion date was nominated by the proponent;

(h) what project objectives did the proponent nominate;

(i) what was the project rationale, including identification of need for the project and demonstrated connection to other regional or state plans;

(j) what community consultation did the proponent undertake prior to submitting the application;

(k) what previous studies or projects did the proponent nominate as relevant to the project;

(l) what project objectives and outcomes did the proponent nominate, including employment outcomes and ongoing regional benefit;

(m) in relation to employment outcomes, how many direct and indirect full-time equivalent positions did the proponent project would be generated;

(n) what additional sources of funding did the proponent nominate as being required to sustain the project at the end of the funding period;

(o) did a project plan accompany the application form nominating project milestones; if so, what major milestones were nominated by the proponent;

(p) (i) what project linkages were nominated by the proponent, including federal agencies, state agencies, local government, community organisations and the private sector, and (ii) what was the nature of the links;

(q) (i) what project management structure was proposed by the proponent, (ii) what selection process for the project manager was proposed, and (iii) if applicable, what was the proposed membership, role and terms of reference for the steering committee;

(r) what progress report timing and format did the proponent propose;

(s) what monitoring and evaluation process did the proponent propose;

(t) what assistance did the proponent advise would be received from other sources, identified by source and type;

(u) did the proponent disclose receipt of other government funding in the 3 years before the application was lodged; if so, what funding had the proponent received;

(v) did the proponent propose the purchase of assets with the DRAP funds;

(w) did the proponent hold workers' compensation, public liability, professional indemnity and association liability insurance when the application was lodged;

(x) was the proponent a Job Network member or involved with a New Apprenticeship Centre or the Work for the Dole Program at the time the application was lodged;

(y) was the project endorsed for funding by the South East NSW Area Consultative Committee;

(z) was the proponent and/or the South East NSW Area Consultative Committee asked to provide advice on the primary and secondary electorates in which the project activity would be based; if so, why was this question asked and what answer was provided; and

(aa) did evidence of community support accompany the application or was evidence otherwise provided to the department; if so, what evidence was provided.

(9) In relation to the progress of the project:

(a) on what date did the project start;

(b) how many direct and indirect full-time equivalent positions have been generated by the project;

(c) what economic or regional benefit has the project provided;

(d) were progress payments negotiated on the basis of project activity; if so: (i) has the proponent failed to meet any agreed project milestones, and (ii) have any progress payments been delayed or withheld due to the failure to meet agreed project milestones;

(e) were all nominated project linkages (i.e. with government agencies and the private sector) realised; if not, which linkages were not realised;

(f) (i) what project management structure was established, (ii) what selection process for the project manager was adopted, and (iii) was a steering committee established;

(g) (i) what progress report timing and format was adopted, and (ii) have reporting requirements been met;

(h) (i) what monitoring and evaluation process was adopted, and (ii) has the department undertaken monitoring visits; if so, on what dates;

(i) has the project received assistance from other sources during the DRAP funding period; if so, what assistance, identified by source and type;

(j) has the proponent purchased assets with the DRAP funds; if so, did the proponent receive written permission prior to the purchase; and

(k) has the proponent maintained workers' compensation, public liability, professional indemnity and association liability insurance during the funding period.

(10) In relation to completion of the project funding period (if applicable):

(a) when did the project and/or funding period conclude;

(b) if the project is ongoing, what is its source of funding (i.e. self-funding or other sources);

(c) has the proponent properly acquitted the project by submitting a final report; if so, on what date;

(d) if applicable, has the final payment to the proponent been made;

(e) how many direct and indirect full-time equivalent positions have been generated by the project;

(f) have any assets, purchased with DRAP funds, remained the property of the Commonwealth; and

(g) has an independent evaluation been undertaken; if so: (i) who undertook the evaluation, (ii) when was it completed, and (iii) what findings did it make.

*1472 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the grant of $39 974 awarded for the Strategic Response to Dairy RAP Implementation Project in the 2000-01 financial year under the Dairy Regional Assistance Programme (DRAP):

(1) (a) What total DRAP funds have been paid to the proponent; and (b) if paid as one sum, on what date was the payment made; if paid in instalments, what were the instalment dates and amounts paid on each date.

(2) (a) What is the name of the proponent; and (b) if the proponent is an organisation or company, does it operate on a commercial or not-for-profit basis.

(3) What is the proponent's business address.

(4) Can a description of the project be provided.

(5) Did the department or the Minister receive representations from the Member for Eden-Monaro on behalf of the proponent and/or South East NSW Area Consultative Committee.

(6) On what date, or dates, did the department and/or the Minister inform the proponent, the South East NSW Area Consultative Committee and the Member for Eden-Monaro about the funding approval.

(7) On what date did the department and/or the Minister publicly announce the grant.

(8) In relation to the application for funding:

(a) on what date was the funding application lodged with the department;

(b) on what date was the application approved by the Minister;

(c) did the funding application comply with the DRAP guidelines; if not, can details of non-compliance be provided;

(d) if applicable, on what dates was the application varied;

(e) what total DRAP funding was sought including: (i) the goods and service tax (GST)-free amount, (ii) the GST-inclusive amount, and (iii) the specific GST amount;

(f) what preferred project start date was nominated by the proponent;

(g) what preferred project completion date was nominated by the proponent;

(h) what project objectives did the proponent nominate;

(i) what was the project rationale, including identification of need for the project and demonstrated connection to other regional or state plans;

(j) what community consultation did the proponent undertake prior to submitting the application;

(k) what previous studies or projects did the proponent nominate as relevant to the project;

(l) what project objectives and outcomes did the proponent nominate, including employment outcomes and ongoing regional benefit;

(m) in relation to employment outcomes, how many direct and indirect full-time equivalent positions did the proponent project would be generated;

(n) what additional sources of funding did the proponent nominate as being required to sustain the project at the end of the funding period;

(o) did a project plan accompany the application form nominating project milestones; if so, what major milestones were nominated by the proponent;

(p) (i) what project linkages were nominated by the proponent, including federal agencies, state agencies, local government, community organisations and the private sector, and (ii) what was the nature of the links;

(q) (i) what project management structure was proposed by the proponent, (ii) what selection process for the project manager was proposed, and (iii) if applicable, what was the proposed membership, role and terms of reference for the steering committee;

(r) what progress report timing and format did the proponent propose;

(s) what monitoring and evaluation process did the proponent propose;

(t) what assistance did the proponent advise would be received from other sources, identified by source and type;

(u) did the proponent disclose receipt of other government funding in the 3 years before the application was lodged; if so, what funding had the proponent received;

(v) did the proponent propose the purchase of assets with the DRAP funds;

(w) did the proponent hold workers' compensation, public liability, professional indemnity and association liability insurance when the application was lodged;

(x) was the proponent a Job Network member or involved with a New Apprenticeship Centre or the Work for the Dole Program at the time the application was lodged;

(y) was the project endorsed for funding by the South East NSW Area Consultative Committee;

(z) was the proponent and/or the South East NSW Area Consultative Committee asked to provide advice on the primary and secondary electorates in which the project activity would be based; if so, why was this question asked and what answer was provided; and

(aa) did evidence of community support accompany the application or was evidence otherwise provided to the department; if so, what evidence was provided.

(9) In relation to the progress of the project:

(a) on what date did the project start;

(b) how many direct and indirect full-time equivalent positions have been generated by the project;

(c) what economic or regional benefit has the project provided;

(d) were progress payments negotiated on the basis of project activity; if so: (i) has the proponent failed to meet any agreed project milestones, and (ii) have any progress payments been delayed or withheld due to the failure to meet agreed project milestones;

(e) were all nominated project linkages (i.e. with government agencies and the private sector) realised; if not, which linkages were not realised;

(f) (i) what project management structure was established, (ii) what selection process for the project manager was adopted, and (iii) was a steering committee established;

(g) (i) what progress report timing and format was adopted, and (ii) have reporting requirements been met;

(h) (i) what monitoring and evaluation process was adopted, and (ii) has the department undertaken monitoring visits; if so, on what dates;

(i) has the project received assistance from other sources during the DRAP funding period; if so, what assistance, identified by source and type;

(j) has the proponent purchased assets with the DRAP funds; if so, did the proponent receive written permission prior to the purchase; and

(k) has the proponent maintained workers' compensation, public liability, professional indemnity and association liability insurance during the funding period.

(10) In relation to completion of the project funding period (if applicable):

(a) when did the project and/or funding period conclude;

(b) if the project is ongoing, what is its source of funding (i.e. self-funding or other sources);

(c) has the proponent properly acquitted the project by submitting a final report; if so, on what date;

(d) if applicable, has the final payment to the proponent been made;

(e) how many direct and indirect full-time equivalent positions have been generated by the project;

(f) have any assets, purchased with DRAP funds, remained the property of the Commonwealth; and

(g) has an independent evaluation been undertaken; if so: (i) who undertook the evaluation, (ii) when was it completed, and (iii) what findings did it make.

*1473 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the grant of $39 914 awarded to the Alternative Industry Starter Kits Project in the 2000-01 financial year under the Dairy Regional Assistance Programme (DRAP):

(1) (a) What total DRAP funds have been paid to the proponent; and (b) if paid as one sum, on what date was the payment made; if paid in instalments, what were the instalment dates and amounts paid on each date.

(2) (a) What is the name of the proponent; and (b) if the proponent is an organisation or company, does it operate on a commercial or not-for-profit basis.

(3) What is the proponent's business address.

(4) Can a description of the project be provided.

(5) Did the department or the Minister receive representations from the Member for Eden-Monaro on behalf of the proponent and/or South East NSW Area Consultative Committee.

(6) On what date, or dates, did the department and/or the Minister inform the proponent, the South East NSW Area Consultative Committee and the Member for Eden-Monaro about the funding approval.

(7) On what date did the department and/or the Minister publicly announce the grant.

(8) In relation to the application for funding:

(a) on what date was the funding application lodged with the department;

(b) on what date was the application approved by the Minister;

(c) did the funding application comply with the DRAP guidelines; if not, can details of non-compliance be provided;

(d) if applicable, on what dates was the application varied;

(e) what total DRAP funding was sought including: (i) the goods and service tax (GST)-free amount, (ii) the GST-inclusive amount, and (iii) the specific GST amount;

(f) what preferred project start date was nominated by the proponent;

(g) what preferred project completion date was nominated by the proponent;

(h) what project objectives did the proponent nominate;

(i) what was the project rationale, including identification of need for the project and demonstrated connection to other regional or state plans;

(j) what community consultation did the proponent undertake prior to submitting the application;

(k) what previous studies or projects did the proponent nominate as relevant to the project;

(l) what project objectives and outcomes did the proponent nominate, including employment outcomes and ongoing regional benefit;

(m) in relation to employment outcomes, how many direct and indirect full-time equivalent positions did the proponent project would be generated;

(n) what additional sources of funding did the proponent nominate as being required to sustain the project at the end of the funding period;

(o) did a project plan accompany the application form nominating project milestones; if so, what major milestones were nominated by the proponent;

(p) (i) what project linkages were nominated by the proponent, including federal agencies, state agencies, local government, community organisations and the private sector, and (ii) what was the nature of the links;

(q) (i) what project management structure was proposed by the proponent, (ii) what selection process for the project manager was proposed, and (iii) if applicable, what was the proposed membership, role and terms of reference for the steering committee;

(r) what progress report timing and format did the proponent propose;

(s) what monitoring and evaluation process did the proponent propose;

(t) what assistance did the proponent advise would be received from other sources, identified by source and type;

(u) did the proponent disclose receipt of other government funding in the 3 years before the application was lodged; if so, what funding had the proponent received;

(v) did the proponent propose the purchase of assets with the DRAP funds;

(w) did the proponent hold workers' compensation, public liability, professional indemnity and association liability insurance when the application was lodged;

(x) was the proponent a Job Network member or involved with a New Apprenticeship Centre or the Work for the Dole Program at the time the application was lodged;

(y) was the project endorsed for funding by the South East NSW Area Consultative Committee;

(z) was the proponent and/or the South East NSW Area Consultative Committee asked to provide advice on the primary and secondary electorates in which the project activity would be based; if so, why was this question asked and what answer was provided; and

(aa) did evidence of community support accompany the application or was evidence otherwise provided to the department; if so, what evidence was provided.

(9) In relation to the progress of the project:

(a) on what date did the project start;

(b) how many direct and indirect full-time equivalent positions have been generated by the project;

(c) what economic or regional benefit has the project provided;

(d) were progress payments negotiated on the basis of project activity; if so: (i) has the proponent failed to meet any agreed project milestones, and (ii) have any progress payments been delayed or withheld due to the failure to meet agreed project milestones;

(e) were all nominated project linkages (i.e. with government agencies and the private sector) realised; if not, which linkages were not realised;

(f) (i) what project management structure was established, (ii) what selection process for the project manager was adopted, and (iii) was a steering committee established;

(g) (i) what progress report timing and format was adopted, and (ii) have reporting requirements been met;

(h) (i) what monitoring and evaluation process was adopted, and (ii) has the department undertaken monitoring visits; if so, on what dates;

(i) has the project received assistance from other sources during the DRAP funding period; if so, what assistance, identified by source and type;

(j) has the proponent purchased assets with the DRAP funds; if so, did the proponent receive written permission prior to the purchase; and

(k) has the proponent maintained workers' compensation, public liability, professional indemnity and association liability insurance during the funding period.

(10) In relation to completion of the project funding period (if applicable):

(a) when did the project and/or funding period conclude;

(b) if the project is ongoing, what is its source of funding (i.e. self-funding or other sources);

(c) has the proponent properly acquitted the project by submitting a final report; if so, on what date;

(d) if applicable, has the final payment to the proponent been made;

(e) how many direct and indirect full-time equivalent positions have been generated by the project;

(f) have any assets, purchased with DRAP funds, remained the property of the Commonwealth; and

(g) has an independent evaluation been undertaken; if so: (i) who undertook the evaluation, (ii) when was it completed, and (iii) what findings did it make.

*1474 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the grant of $20 900 awarded for the Eurobodalla Coast Gourmet Trail Project in the 2001-02 financial year under the Dairy Regional Assistance Programme (DRAP):

(1) (a) What total DRAP funds have been paid to the proponent; and (b) if paid as one sum, on what date was the payment made; if paid in instalments, what were the instalment dates and amounts paid on each date.

(2) (a) What is the name of the proponent; and (b) if the proponent is an organisation or company, does it operate on a commercial or not-for-profit basis.

(3) What is the proponent's business address.

(4) Can a description of the project be provided.

(5) Did the department or the Minister receive representations from the Member for Eden-Monaro on behalf of the proponent and/or South East NSW Area Consultative Committee.

(6) On what date, or dates, did the department and/or the Minister inform the proponent, the South East NSW Area Consultative Committee and the Member for Eden-Monaro about the funding approval.

(7) On what date did the department and/or the Minister publicly announce the grant.

(8) In relation to the application for funding:

(a) on what date was the funding application lodged with the department;

(b) on what date was the application approved by the Minister;

(c) did the funding application comply with the DRAP guidelines; if not, can details of non-compliance be provided;

(d) if applicable, on what dates was the application varied;

(e) what total DRAP funding was sought including: (i) the goods and service tax (GST)-free amount, (ii) the GST-inclusive amount, and (iii) the specific GST amount;

(f) what preferred project start date was nominated by the proponent;

(g) what preferred project completion date was nominated by the proponent;

(h) what project objectives did the proponent nominate;

(i) what was the project rationale, including identification of need for the project and demonstrated connection to other regional or state plans;

(j) what community consultation did the proponent undertake prior to submitting the application;

(k) what previous studies or projects did the proponent nominate as relevant to the project;

(l) what project objectives and outcomes did the proponent nominate, including employment outcomes and ongoing regional benefit;

(m) in relation to employment outcomes, how many direct and indirect full-time equivalent positions did the proponent project would be generated;

(n) what additional sources of funding did the proponent nominate as being required to sustain the project at the end of the funding period;

(o) did a project plan accompany the application form nominating project milestones; if so, what major milestones were nominated by the proponent;

(p) (i) what project linkages were nominated by the proponent, including federal agencies, state agencies, local government, community organisations and the private sector, and (ii) what was the nature of the links;

(q) (i) what project management structure was proposed by the proponent, (ii) what selection process for the project manager was proposed, and (iii) if applicable, what was the proposed membership, role and terms of reference for the steering committee;

(r) what progress report timing and format did the proponent propose;

(s) what monitoring and evaluation process did the proponent propose;

(t) what assistance did the proponent advise would be received from other sources, identified by source and type;

(u) did the proponent disclose receipt of other government funding in the 3 years before the application was lodged; if so, what funding had the proponent received;

(v) did the proponent propose the purchase of assets with the DRAP funds;

(w) did the proponent hold workers' compensation, public liability, professional indemnity and association liability insurance when the application was lodged;

(x) was the proponent a Job Network member or involved with a New Apprenticeship Centre or the Work for the Dole Program at the time the application was lodged;

(y) was the project endorsed for funding by the South East NSW Area Consultative Committee;

(z) was the proponent and/or the South East NSW Area Consultative Committee asked to provide advice on the primary and secondary electorates in which the project activity would be based; if so, why was this question asked and what answer was provided; and

(aa) did evidence of community support accompany the application or was evidence otherwise provided to the department; if so, what evidence was provided.

(9) In relation to the progress of the project:

(a) on what date did the project start;

(b) how many direct and indirect full-time equivalent positions have been generated by the project;

(c) what economic or regional benefit has the project provided;

(d) were progress payments negotiated on the basis of project activity; if so: (i) has the proponent failed to meet any agreed project

milestones, and (ii) have any progress payments been delayed or withheld due to the failure to meet agreed project milestones;

(e) were all nominated project linkages (i.e. with government agencies and the private sector) realised; if not, which linkages were not realised;

(f) (i) what project management structure was established, (ii) what selection process for the project manager was adopted, and (iii) was a steering committee established;

(g) (i) what progress report timing and format was adopted, and (ii) have reporting requirements been met;

(h) (i) what monitoring and evaluation process was adopted, and (ii) has the department undertaken monitoring visits; if so, on what dates;

(i) has the project received assistance from other sources during the DRAP funding period; if so, what assistance, identified by source and type;

(j) has the proponent purchased assets with the DRAP funds; if so, did the proponent receive written permission prior to the purchase; and

(k) has the proponent maintained workers' compensation, public liability, professional indemnity and association liability insurance during the funding period.

(10) In relation to completion of the project funding period (if applicable):

(a) when did the project and/or funding period conclude;

(b) if the project is ongoing, what is its source of funding (i.e. self-funding or other sources);

(c) has the proponent properly acquitted the project by submitting a final report; if so, on what date;

(d) if applicable, has the final payment to the proponent been made;

(e) how many direct and indirect full-time equivalent positions have been generated by the project;

(f) have any assets, purchased with DRAP funds, remained the property of the Commonwealth; and

(g) has an independent evaluation been undertaken; if so: (i) who undertook the evaluation, (ii) when was it completed, and (iii) what findings did it make.

*1475 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the grant of $770 000 awarded for the Bega Cheese – Cheese Plant Upgrade Project in the 2001-02 financial year under the Dairy Regional Assistance Programme (DRAP):

(1) (a) What total DRAP funds have been paid to the proponent; and (b) if paid as one sum, on what date was the payment made; if paid in instalments, what were the instalment dates and amounts paid on each date.

(2) (a) What is the name of the proponent; and (b) if the proponent is an organisation or company, does it operate on a commercial or not-for-profit basis.

(3) What is the proponent's business address.

(4) Can a description of the project be provided.

(5) Did the department or the Minister receive representations from the Member for Eden-Monaro on behalf of the proponent and/or South East NSW Area Consultative Committee.

(6) On what date, or dates, did the department and/or the Minister inform the proponent, the South East NSW Area Consultative Committee and the Member for Eden-Monaro about the funding approval.

(7) On what date did the department and/or the Minister publicly announce the grant.

(8) In relation to the application for funding:

(a) on what date was the funding application lodged with the department;

(b) on what date was the application approved by the Minister;

(c) did the funding application comply with the DRAP guidelines; if not, can details of non-compliance be provided;

(d) if applicable, on what dates was the application varied;

(e) what total DRAP funding was sought including: (i) the goods and service tax (GST)-free amount, (ii) the GST-inclusive amount, and (iii) the specific GST amount;

(f) what preferred project start date was nominated by the proponent;

(g) what preferred project completion date was nominated by the proponent;

(h) what project objectives did the proponent nominate;

(i) what was the project rationale, including identification of need for the project and demonstrated connection to other regional or state plans;

(j) what community consultation did the proponent undertake prior to submitting the application;

(k) what previous studies or projects did the proponent nominate as relevant to the project;

(l) what project objectives and outcomes did the proponent nominate, including employment outcomes and ongoing regional benefit;

(m) in relation to employment outcomes, how many direct and indirect full-time equivalent positions did the proponent project would be generated;

(n) what additional sources of funding did the proponent nominate as being required to sustain the project at the end of the funding period;

(o) did a project plan accompany the application form nominating project milestones; if so, what major milestones were nominated by the proponent;

(p) (i) what project linkages were nominated by the proponent, including federal agencies, state agencies, local government, community organisations and the private sector, and (ii) what was the nature of the links;

(q) (i) what project management structure was proposed by the proponent, (ii) what selection process for the project manager was proposed, and (iii) if applicable, what was the proposed membership, role and terms of reference for the steering committee;

(r) what progress report timing and format did the proponent propose;

(s) what monitoring and evaluation process did the proponent propose;

(t) what assistance did the proponent advise would be received from other sources, identified by source and type;

(u) did the proponent disclose receipt of other government funding in the 3 years before the application was lodged; if so, what funding had the proponent received;

(v) did the proponent propose the purchase of assets with the DRAP funds;

(w) did the proponent hold workers' compensation, public liability, professional indemnity and association liability insurance when the application was lodged;

(x) was the proponent a Job Network member or involved with a New Apprenticeship Centre or the Work for the Dole Program at the time the application was lodged;

(y) was the project endorsed for funding by the South East NSW Area Consultative Committee;

(z) was the proponent and/or the South East NSW Area Consultative Committee asked to provide advice on the primary and secondary electorates in which the project activity would be based; if so, why was this question asked and what answer was provided; and

(aa) did evidence of community support accompany the application or was evidence otherwise provided to the department; if so, what evidence was provided.

(9) In relation to the progress of the project:

(a) on what date did the project start;

(b) how many direct and indirect full-time equivalent positions have been generated by the project;

(c) what economic or regional benefit has the project provided;

(d) were progress payments negotiated on the basis of project activity; if so: (i) has the proponent failed to meet any agreed project milestones, and (ii) have any progress payments been delayed or withheld due to the failure to meet agreed project milestones;

(e) were all nominated project linkages (i.e. with government agencies and the private sector) realised; if not, which linkages were not realised;

(f) (i) what project management structure was established, (ii) what selection process for the project manager was adopted, and (iii) was a steering committee established;

(g) (i) what progress report timing and format was adopted, and (ii) have reporting requirements been met;

(h) (i) what monitoring and evaluation process was adopted, and (ii) has the department undertaken monitoring visits; if so, on what dates;

(i) has the project received assistance from other sources during the DRAP funding period; if so, what assistance, identified by source and type;

(j) has the proponent purchased assets with the DRAP funds; if so, did the proponent receive written permission prior to the purchase; and

(k) has the proponent maintained workers' compensation, public liability, professional indemnity and association liability insurance during the funding period.

(10) In relation to completion of the project funding period (if applicable):

(a) when did the project and/or funding period conclude;

(b) if the project is ongoing, what is its source of funding (i.e. self-funding or other sources);
(c) has the proponent properly acquitted the project by submitting a final report; if so, on what date;
(d) if applicable, has the final payment to the proponent been made;
(e) how many direct and indirect full-time equivalent positions have been generated by the project;
(f) have any assets, purchased with DRAP funds, remained the property of the Commonwealth; and
(g) has an independent evaluation been undertaken; if so: (i) who undertook the evaluation, (ii) when was it completed, and (iii) what findings did it make.

*1476 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the grant of $40 015 awarded for the Continuation of Strategic Response to the Dairy RAP South East NSW ACC Project in the 2001-02 financial year under the Dairy Regional Assistance Programme (DRAP):

(1) (a) What total DRAP funds have been paid to the proponent; and (b) if paid as one sum, on what date was the payment made; if paid in instalments, what were the instalment dates and amounts paid on each date.
(2) (a) What is the name of the proponent; and (b) if the proponent is an organisation or company, does it operate on a commercial or not-for-profit basis.
(3) What is the proponent's business address.
(4) Can a description of the project be provided.
(5) Did the department or the Minister receive representations from the Member for Eden-Monaro on behalf of the proponent and/or South East NSW Area Consultative Committee.
(6) On what date, or dates, did the department and/or the Minister inform the proponent, the South East NSW Area Consultative Committee and the Member for Eden-Monaro about the funding approval.
(7) On what date did the department and/or the Minister publicly announce the grant.
(8) In relation to the application for funding:
(a) on what date was the funding application lodged with the department;
(b) on what date was the application approved by the Minister;
(c) did the funding application comply with the DRAP guidelines; if not, can details of non-compliance be provided;
(d) if applicable, on what dates was the application varied;
(e) what total DRAP funding was sought including: (i) the goods and service tax (GST)-free amount, (ii) the GST-inclusive amount, and (iii) the specific GST amount;
(f) what preferred project start date was nominated by the proponent;
(g) what preferred project completion date was nominated by the proponent;
(h) what project objectives did the proponent nominate;

(i) what was the project rationale, including identification of need for the project and demonstrated connection to other regional or state plans;

(j) what community consultation did the proponent undertake prior to submitting the application;

(k) what previous studies or projects did the proponent nominate as relevant to the project;

(l) what project objectives and outcomes did the proponent nominate, including employment outcomes and ongoing regional benefit;

(m) in relation to employment outcomes, how many direct and indirect full-time equivalent positions did the proponent project would be generated;

(n) what additional sources of funding did the proponent nominate as being required to sustain the project at the end of the funding period;

(o) did a project plan accompany the application form nominating project milestones; if so, what major milestones were nominated by the proponent;

(p) (i) what project linkages were nominated by the proponent, including federal agencies, state agencies, local government, community organisations and the private sector, and (ii) what was the nature of the links;

(q) (i) what project management structure was proposed by the proponent, (ii) what selection process for the project manager was proposed, and (iii) if applicable, what was the proposed membership, role and terms of reference for the steering committee;

(r) what progress report timing and format did the proponent propose;

(s) what monitoring and evaluation process did the proponent propose;

(t) what assistance did the proponent advise would be received from other sources, identified by source and type;

(u) did the proponent disclose receipt of other government funding in the 3 years before the application was lodged; if so, what funding had the proponent received;

(v) did the proponent propose the purchase of assets with the DRAP funds;

(w) did the proponent hold workers' compensation, public liability, professional indemnity and association liability insurance when the application was lodged;

(x) was the proponent a Job Network member or involved with a New Apprenticeship Centre or the Work for the Dole Program at the time the application was lodged;

(y) was the project endorsed for funding by the South East NSW Area Consultative Committee;

(z) was the proponent and/or the South East NSW Area Consultative Committee asked to provide advice on the primary and secondary electorates in which the project activity would be based; if so, why was this question asked and what answer was provided; and

(aa) did evidence of community support accompany the application or was evidence otherwise provided to the department; if so, what evidence was provided.

(9) In relation to the progress of the project:

(a) on what date did the project start;
(b) how many direct and indirect full-time equivalent positions have been generated by the project;
(c) what economic or regional benefit has the project provided;
(d) were progress payments negotiated on the basis of project activity; if so: (i) has the proponent failed to meet any agreed project milestones, and (ii) have any progress payments been delayed or withheld due to the failure to meet agreed project milestones;
(e) were all nominated project linkages (i.e. with government agencies and the private sector) realised; if not, which linkages were not realised;
(f) (i) what project management structure was established, (ii) what selection process for the project manager was adopted, and (iii) was a steering committee established;
(g) (i) what progress report timing and format was adopted, and (ii) have reporting requirements been met;
(h) (i) what monitoring and evaluation process was adopted, and (ii) has the department undertaken monitoring visits; if so, on what dates;
(i) has the project received assistance from other sources during the DRAP funding period; if so, what assistance, identified by source and type;
(j) has the proponent purchased assets with the DRAP funds; if so, did the proponent receive written permission prior to the purchase; and
(k) has the proponent maintained workers' compensation, public liability, professional indemnity and association liability insurance during the funding period.

(10) In relation to completion of the project funding period (if applicable):
(a) when did the project and/or funding period conclude;
(b) if the project is ongoing, what is its source of funding (i.e. self-funding or other sources);
(c) has the proponent properly acquitted the project by submitting a final report; if so, on what date;
(d) if applicable, has the final payment to the proponent been made;
(e) how many direct and indirect full-time equivalent positions have been generated by the project;
(f) have any assets, purchased with DRAP funds, remained the property of the Commonwealth; and
(g) has an independent evaluation been undertaken; if so: (i) who undertook the evaluation, (ii) when was it completed, and (iii) what findings did it make.

Notice given 22 May 2003

*1477 **Senator Brown:** To ask the Minister representing the Minister for the Environment and Heritage—

(1) How much of the $250 million promised for the Natural Heritage Trust (NHT) in the 2002-03 Budget has been released by the Commonwealth, apart from the $50 million so far announced for Envirofund and drought recovery grants.

(2) Can a breakdown be provided of commitments and/or expenditure for all components of the NHT for each of the 2002-03 and 2003-04 financial years.

(3) Have any regional resource management plans yet been accredited under the NHT; if so, which ones; if not, when might the first of the 62 regions pass that hurdle.

(4) Which, if any, of the current NHT support programs, such as the Bushcare Support Program, the Landcare Support Program or the Farm Forestry Support Program, will be continued in the 2003-04 financial year.

(5) If the continuation of these programs is dependent upon the finalisation of bilateral agreements with the states, are there any contingency plans in place for NHT support workers in the four states that are still dead-locked in negotiations with the Commonwealth, or will these staff be made redundant after June 2003.

*1478 **Senator Brown:** To ask the Minister representing the Minister for Industry, Tourism and Resources—Was any information prepared by consultant Rio Tinto Ltd as part of the mining and energy biotechnology sector study, undertaken under contract for the department in the 1999-2000 financial year; if so, what was that information and can a copy be provided.

*1479 **Senator Brown:** To ask the Minister representing the Minister for Industry, Tourism and Resources—With reference to the environment statement for the 2003-04 Budget, which lists funding of $11.6 million for the 'Cooperative Research Centre for Carbon Dioxide Sequestration' as a new measure in the Industry, Tourism and Resources portfolio:

(1) Given that there is no existing cooperative research centre (CRC) of this name; where is the funding going.

(2) (a) Is this funding new funding, additional to the existing CRC budget; and (b) has it been approved by the CRC selection process.

(3) Why is additional funding being provided for geosequestration but none for research and development of renewable energy.

Notice given 27 May 2003

*1480 **Senator Allison:** To ask the Minister for Family and Community Services—With reference to the answer to question on notice no. 1357:

(1) Given the answer to part (2)(b), can the Minister explain the discrepancy between the answers given and the figures published by the Department of Health and Ageing on page 10 of the *Australian* on 24 March 2003.

(2) On what evidence does the Minister base the assertion in answer to part (3) that the government disability services deal with clients with higher support needs.

(3) With reference to the answer to part (3), that the current snapshot service data and the Productivity Commission cost data is to be treated with caution, and that the Australian Institute of Health and Welfare demand study has not been fully recognised in the Commonwealth State and Territory Disability Agreement (CSTDA) growth funding: how does the department do its planning with such unreliable data.

(4) With reference to the answer to part (7), that the 'Commonwealth's view is that residential aged care rarely provides appropriate accommodation

support for younger people with disabilities': does the Minister accept that this is the only option for accommodation for some families.

(5) Can a copy be provided of the CSTDA Implementation Plan mentioned in the answer to part (8).

(6) With reference to the answer to part (9)(b), which states that the department encourages states and territories to address the needs of young people in nursing homes: (a) how does this occur; and (b) is this encouragement monetary.

(7) Given that the second CSTDA was held up with disputes over funding and the third CSTDA remains unsigned after nearly a year, despite the disability administrators' CSTDA implementation plan, does the Minister recognise the failure of the CSTDA negotiation process to reach agreement on national strategic policy and funding issues; if so, what process will be put in place to reach agreement.

(8) With the limited growth funding available to the CSTDA over the next 5 years, how is the work plan in relation to young people in nursing homes going to be achieved.

(9) With reference to the Victorian Department of Human Services' estimate of a 46 per cent growth in service demand for disability services by 2011: how is the CSTDA planning for this growth.

*1481 **Senator Allison:** To ask the Minister for Health and Ageing—

(1) Is the Minister aware that Professor Allars, on page 703 of the 1994 Allars report, and the 1997 Community Affairs References Committee report *CJD settlement offer* stated that many recipients of pituitary-derived hormones experienced difficulties in accessing their medical files, stating that records were 'missing or destroyed'.

(2) Is the Minister aware that an 'unapproved' patient, who declared himself as a patient of Human Pituitary Advisory Committee (HPAC) doctors, could only obtain access to his medical files by applying to the Victorian Civil and Administrative Appeals Tribunal.

(3) (a) What does the department consider as an 'unapproved patient'; and (b) is it true that some 500 to 600 people fit this description.

(4) How can 'unapproved patients' prove themselves, given they often do not have access to their medical records unless they go through the courts, and nor are they able to access services provided to 'official recipients'.

(5) (a) Has the Minister been advised of this unfair treatment as stated in both reports; and (b) what does the Minister intend to do to redress this situation.

(6) Why has the department elected not to advise an 'unapproved recipient' of his hGH intravenous administration during the 'provocation' tests in which his treating hospital advised the department back in 1998.

(7) Will the Minister follow up on the 'unapproved recipients' who were declared to the department and who the department elected not to advise of their treatment.

(8) Can the Minister explain why it takes 10 years for an 'unofficial recipient' to discover his medical treatment under the HPAC.

(9) (a) Can the Minister explain why some hGH batches were excluded from the information tabled in the Allars Report, namely hGH70, hGH102, hGH104 and hGH105; and (b) given the department holds a document on this 'unapproved recipient' dated 1978, after being disclosed as a recipient,

why did the department elect not to advise this recipient of his treatment 20 years later in 1998 when his hospital contacted the department.

(10) (a) Can the Minister explain why this patient was written to by both the department and his treating endocrinologist stating that he was never treated with pituitary-derived hormones, when this now proves to be incorrect.

(11) (a) How could this mistake have been made; and (b) what structures are in place to ensure that it does not happen again.

(12) Given the release of this recipient's medical files under the Freedom of Information Act, and the release of his 'provocation tests' and results, what is the Minister doing about those who were 'Steroid Primed' and chemically castrated as a result of the program.

(13) In light of this new information and the clinical investigation undertaken prior to any 'growth treatment', showing that this 'unapproved recipient' was a healthy, child showing no endocrine abnormalities with normal growth hormones levels: why was the child experimented on.

(14) Why does the department refuse to follow up on these subjects who were merely short for their age with no growth dysfunction, who ended up being treated with toxic drugs, namely anabolic steroids.

(15) Does the Minister agree that both the Senate inquiry and the 'unapproved recipients' of this program have been misled about this treatment.

*1482 **Senator Brown:** To ask the Minister representing the Minister for Foreign Affairs—

(1) Has the Government established a national co-ordination agency or body responsible for policy guidance, research and monitoring of efforts to prevent, combat and eradicate the illicit trade in small arms and light weapons in all its aspects; if not, why not.

(2) Has the Government drafted specific legislation on arms brokering activities following its agreement to the program of action of the 'United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in all its Aspects'; if not, why not.

(3) Has the Government established adequate, detailed standards and procedures relating to the management and security of the stocks of small arms and light weapons held by the armed forces, police and any other body authorised to hold them; if not, why not.

(4) Has the Government developed any partnerships with civil society or non-government organisations in relation to the above; if not, why not.

*1483 **Senator Brown:** To ask the Minister representing the Minister for Foreign Affairs—

(1) What, if any, steps has the Australian Government taken since July 2001 to implement the United Nations program of action on small arms agreed to at the 'United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in all its Aspects', held in July 2001.

(2) Why is the latest information on the department's website on this issue dated October 2001.

Notice given 30 May 2003

*1484 **Senator Allison:** To ask the Minister for Family and Community Services—With reference to the Productivity Commission report no. 10, *Australia's Gambling*

Industries, dated 26 November 1999: Can information be provided on the progress made by the Ministerial Council on Gambling in respect of each of the following issues identified, and findings contained, in the report (pp 3-4):

- Quantification of the costs and benefits of the gambling industries is hazardous. Uncertainty about key parameters constrained the Commission to providing low and high estimates. For the gambling industries as a whole, estimates of their *net* contribution to society, ranged from a net loss of $1.2 billion to a net benefit of $4.3 billion. This masks divergent results for different gambling modes, with lotteries revealing clear net benefits, whereas gaming machines and wagering include the possibility of net losses.
- Policy approaches for the gambling industries need to be directed at reducing the costs of problem gambling – through harm minimisation and prevention measures – while retaining as much of the benefit to recreational gamblers as possible.
- The current regulatory environment is deficient. Regulations are complex, fragmented and often inconsistent. This has arisen because of inadequate policy-making processes and strong incentives for governments to derive revenue from the gambling industries.
- Restrictions on competition have not reduced the accessibility of gambling other than for casino games. With the possible exception of casinos, current restrictions on competition have little justification.
- Venue caps on gaming machines are preferable to state-wide caps in helping to moderate the accessibility drivers of problem gambling. However, more targeted consumer protection measures – if implemented – have the potential to be much more effective, with less inconvenience to recreational gamblers.
- Existing arrangements are inadequate to ensure the informed consent of consumers, or to ameliorate the risks of problem gambling. Particular deficiencies relate to:
  - information about the 'price' and nature of gambling products (especially gaming machines);
  - information about the risks of problem gambling;
  - controls on advertising (which can be inherently misleading);
  - availability of ATMs and credit; and
  - pre-commitment options, including self-exclusion arrangements.
- In such areas, self-regulatory approaches are unlikely to be as effective as explicit regulatory requirements. In most cases, regulation can be designed to enhance, rather than restrict consumer choice, by allowing better information and control.
- Counselling services for problem gamblers serve an essential role, but there is a lack of monitoring and evaluation of different approaches, and funding arrangements in some jurisdictions are too short term.
- Services, awareness promotion and research activities related to problem gambling are likely to be most effectively funded from earmarked levies on all segments of the gambling industry, with the allocation of funds independently administered.
- The mutuality principle, combined with lack of constraints on gaming machine numbers, appears to be distorting the investment and pricing

decisions of some clubs, with impacts on competitors. Of the options for dealing with it, only tax action at the state level appears feasible.

- Policy decisions on key gambling issues have in many cases lacked access to objective information and independent advice – including about the likely social and economic impacts – and community consultation has been deficient.
- An ideal regulatory model would separate clearly the policy-making, control and enforcement functions.
- The key regulatory control body in each state or territory should have statutory independence and a central role in providing information and policy advice, as well is in administering gambling legislation. It should cover all gambling forms and its principal operating criteria should be consumer protection and the public interest.

Notice given 2 June 2003

*1485 **Senator Brown:** To ask the Minister representing the Minister for Foreign Affairs—In regard to the kidnapped human rights worker Abdussalam Muhamad Deli in Aceh:

(1) What information does the Government have about the safety and whereabouts of Mr Deli.

(2) From whom did this information come.

(3) Did the Indonesian military kidnap Mr Deli; if so, why.

(4) What representations will be made to ensure Mr Deli's safe return.

Notice given 4 June 2003

*1486 **Senator Brown:** To ask the Minister representing the Minister for Trade—In relation to the Pharmaceutical Benefits Scheme (PBS) and the proposed free trade agreement (FTA) with the United States of America:

(1) Is any aspect of the PBS included in the ambit of negotiations for the FTA; if so, which aspects and what changes are under consideration.

(2) (a) Does the Minister consider that the PBS requirement for new drugs to justify their listing and price by demonstrating significant clinical advantages and satisfactory cost-effectiveness compared to alternative drugs is a barrier to trade and (b) will the Minister rule out changes to these requirements through the FTA negotiations.

(3) (a) Does the Minister consider that Australian restrictions on the advertising of medicines directly to consumers are a barrier to trade; and (b) will the Minister rule out changes to these restrictions through the FTA negotiations.

(4) What is the Minister's estimate of the price savings achieved for the Australian community for pharmaceutical products through the PBS.

Notice given 5 June 2003

*1487 **Senator Nettle:** To ask the Minister representing the Minister for Transport and Regional Services—

(1) What are the reasons for the length of time taken for the Federal Australian Rail Track Corporation (ARTC) and the Federal Government to reach agreement with the New South Wales Government in regard to leasing New South Wales interstate rail track for 60 years in exchange for various

commitments, including an investment package of $870 on the interstate rail network over 5 years.

(2) Of the $870 million, how much of the figure is actually budgeted for in: (a) the 2002-03 Federal Budget; and (b) the 2003-04 Federal Budget.

(3) Is the Commonwealth prepared to lift its actual financial contribution to the investment package in order to secure an agreement: (a) if not, why not; and (b) if so, is it prepared to consider funding at the level of the Keating Government's 1992 to 1995 rail capital works program of approximately $450 million.

(4) Is the Commonwealth prepared to fund advanced planning of major rail deviations between Junee and Campbelltown in a manner similar to long-standing Commonwealth full funding of advanced planning of major national highway system deviations.

(5) What projects are in the present $870 million package that are additional to the work identified in the ARTC track audit's $507 million package.

*1488 **Senator Bartlett:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to the *Aboriginal and Torres Strait Island Heritage Protection Act 1984*:

(1) On how many occasions have declarations been made under section 9 of the Act in relation to the protection of Aboriginal areas from injury or desecration since: (a) the Act commenced; and (b) the Howard Government came to power in 1996.

(2) On how many occasions have declarations been made under section 10 of the Act in relation to the protection of Aboriginal areas from injury or desecration since: (a) the Act commenced; and (b) the Howard Government came to power in 1996.

(3) On how many occasions have declarations been made under section 12 of the Act in relation to the protection of Aboriginal objects from injury or desecration since: (a) the Act commenced; and (b) the Howard Government came to power in 1996.

(4) Can the Minister provide reasons for his decisions not to issue a declaration under the Act in relation to the applications made by Mr Neville Williams concerning the protection of significant Aboriginal areas in the Lake Cowal district.

*1489 **Senator Bartlett:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to the *Environment Protection and Biodiversity Conservation Act 1999*:

(1) Can a list be provided of the recovery plans that have been made or adopted under Part 13 of the Act for listed threatened species and ecological communities, including information on when each plan was made or adopted.

(2) How many wildlife conservation plans have been made, or adopted, under Part 13 of the Act for conservation-dependent species, listed migratory species, listed marine species and cetaceans.

(3) How many permits have been issued under: (a) Part 13, Division 1, of the Act; (b) Part 13, Division 2, of the Act; (c) Part 13, Division 3, of the Act; and (d) Part 13, Division 4, of the Act.

(4) How many conservation agreements has the Commonwealth entered into under Part 14 of the Act.

(5) How many management plans has the Commonwealth prepared under section 321 of the Act in relation to World Heritage properties.

(6) How many management plans has the Commonwealth prepared under section 333 of the Act in relation to Ramsar wetlands.

(7) Is the Commonwealth proposing to amend the Environment Protection and Biodiversity Conservation Regulations 2000 to ensure that regulatory offences concerning the taking of native fauna and flora in Commonwealth reserves are strict liability offences.

(8) Can details be provided of the Commonwealth's annual financial contribution to the management of the Wet Tropics World Heritage Area since 1996.

(9) Can a list be provided of species that have been included on the list of migratory species under section 209 of the Act since 16 July 2000.

(10) How many nominations for the inclusion of a species on the list of threatened species that is maintained under Part 13 of the Act has the Minister received since 16 July 2000.

(11) How many assessments of nominations for the inclusion of a species on the list of threatened species has the Threatened Species Scientific Committee completed since 16 July 2000.

(12) How many assessments of nominations for the inclusion of a species on the list of threatened species has the Threatened Species Scientific Committee submitted to the Minister since 16 July 2000.

(13) How many decisions has the Minister made in relation to the amendment of the list of threatened species pursuant to a nomination made under section 191 of the Act since 16 July 2000.

(14) How many nominations for the inclusion of an ecological community on the list of threatened ecological communities that is maintained under Part 13 of the Act has the Minister received since 16 July 2000.

(15) How many assessments of nominations for the inclusion of an ecological community on the list of threatened ecological communities has the Threatened Species Scientific Committee completed since 16 July 2000.

(16) How many assessments of nominations for the inclusion of an ecological community on the list of threatened ecological communities has the Threatened Species Scientific Committee submitted to the Minister since 16 July 2000.

(17) How many decisions has the Minister made in relation to the amendment of the list of threatened communities pursuant to a nomination made under section 191 of the Act since 16 July 2000.

(18) How many nominations for the inclusion of a process on the list of key threatening processes that is maintained under Part 13 of the Act has the Minister received since 16 July 2000.

(19) How many assessments of nominations for the inclusion of a process on the list of key threatening processes has the Threatened Species Scientific Committee completed since 16 July 2000.

(20) How many assessments of nominations for the inclusion of a process on the list of key threatening processes has the Threatened Species Scientific Committee submitted to the Minister since 16 July 2000.

(21) How many decisions has the Minister made in relation to the amendment of the list of key threatening processes pursuant to a nomination made under section 191 of the Act since 16 July 2000.

Notice given 6 June 2003

Senator Brown: To ask the Ministers listed below (Question Nos *1490-*1493)—With reference to the answers to questions on notice nos 1122 to 1125:

(1) Who contributed to and who owns: (a) the Forestry Eco Centre at Scottsdale; (b) the centre at Freycinet National Park; and (c) each of the centres and facilities networked in the vicinity of the Great Western Tiers.

(2) Was, or is, Forestry Tasmania involved in any of these centres; if so, how and to what degree.

(3) Have any of the centres been sold or subject to transfer of ownership; if so, can details be provided.

(4) If any of the centres were sold or ownership transferred was the Government consulted; if so, how and what was the Government's input.

*1490 Minister representing the Prime Minister

*1491 Minister representing the Treasurer

*1492 Minister representing the Minister for the Environment and Heritage

*1493 Minister representing the Minister for Agriculture, Fisheries and Forestry

*1494 **Senator Webber:** To ask the Minister for Communications, Information Technology and the Arts—

(1) Is the Minister aware that ABC NewsRadio cannot be heard anywhere in Western Australia outside Perth.

(2) Can the Minister advise whether there are any plans to expand the ABC NewsRadio network to cover the rural and regional areas of Western Australia.

*1495 **Senator Brown:** To ask the Minister representing the Minister for Immigration and Multicultural and Indigenous Affairs—With regard to mail to and from detainees in any Australian (domestic or overseas) centre for asylum seekers:

(1) Is there a standard period of time within which mail is delivered: (a) from detainees to Australia Post; and (b) from Australia Post to detainees.

(2) (a) Why did a letter take 3 weeks between receipt in the Woomera detention centre and delivery to an Iranian detainee number POK110 (first name Ibrahim) in the period July to September 2000; and (b) was this man, at any time during this period, in Sierra yard under regular surveillance; if so, why.

(3) Do detainees under special surveillance have mail services slowed or any other services altered; if so, can reasons and details be provided in these cases.

*1496 **Senator Brown:** To ask the Minister representing the Minister for Immigration and Multicultural and Indigenous Affairs—With regard to domestic and/or overseas detention centres for asylum seekers:

(1) Which centres have high risk assessment teams (HRAT) or similar arrangements to identify and observe people who may be at risk of harm to themselves.

(2) (a) How does such an entity function; and (b) under what law or regulation is it established.

(3) (a) What are the minimum skills and expertise required of such an entity; (b) who selects the members of that team and for what period of time are members selected; and (c) is there a review process.

(4) Is there, or has there been at any time, in any centre a procedure whereby detainees under selected observation are watched, woken or required to respond to regular inspection; if so, do regular inspections take place every 15 minutes; if not, what is the interval and who sets it.

*1497 **Senator Brown:** To ask the Special Minister of State—

(1) What is the average delay between the receipt of Members of Parliament travel allowance or other such claims and payment of those claims.

(2) Does payment rely on external factors such as confirmation by Synergi; if so, why.

(3) What is the annual travel allowance payment to Members of Parliament and staff.

Notice given 10 June 2003

*1498 **Senator Evans:** To ask the Minister for Defence—In relation to each of the Defence Capability Plan projects listed below, can the following information be provided in tabular form: (a) the proposed year of decision; (b) the proposed year of delivery; and (c) the proposed budget.

Proposal code	**Proposal name**
AIR 6000 Stage 3	New Aerospace Combat Capability – Options Definition
LAND 125 Phase 3	Soldier Combat System
AIR 5376 Phase 3.2	Hornet Structural Refurbishment – Stage 2
AIR 5414 Phase 1	C-130H Refurbishment
DEF 224 Phase 2B	Force Level Electronic Warfare
DEF 7013 Phase 4	Joint Intelligence Support System
JP 126 Phase 2	Joint Theatre Distribution
JP 129 Phase 2	Tactical Unmanned Aerial Vehicles
JP 2008 Phase 3B	MILSATCOM
JP 2025 Phase 5	JORN Enhancements
JP 2060 Phase 2	ADF Deployable Medical Capability
JP 8001 Phase 2B	Headquarters Australian Theatre
LAND 58 Phase 3	Weapon Locating Radar Life of Type Extension
LAND 75 Phase 3.4	Battlefield Command Support System
LAND 121 Phase 2C	Field Vehicle Fleet Modernisation
SEA 1405 Phase 3B	Seahawk Mid-life Upgrade
SEA 1442 Phase 3	Maritime Communications and Information Management Architecture Modernisation
AIR 5190 Phase 2	Light Tactical Airlift Capability

Proposal code	Proposal name
AIR 5276 Phase 5	AP-3C Orion Electro-optic Enhancement
AIR 5276 Phase 6	Data Links for AP-3C Orion
AIR 5395 Phase 3	Air Combat Training System
AIR 5405 Phase 1	Mobile Sector Operations Centre
Air 5409 Phase 1	Bomb Improvement Program
AIR 5418 Phase 1	Follow-on Stand-off Weapon
AIR 5421 Phase 1	Tactical Reconnaissance and Strike Support Capability
JP 117 Phase 2	ADF Ground-based Air Defence Weapon System
JP 2008 Phase 3F	MILSATCOM
JP 2027 Phase 3	LPA Additional Capability
JP 2030 Phase 8	Joint Command Support System
JP 2044 Phase 2	Space-based Surveillance Capability
JP 2048 Phase 3	Amphibious Deployment and Sustainment Capability
JP 2062 Phase 2	Global Hawk
JP 2064 Phase 3	Geospatial Information Infrastructure and Services
JP 2068 Phase 2	Defence Network Operations Centre
JP 2069 Phase 1B	High-grade Cryptographic Equipment
JP 2072 Phase 2	Battlespace Communications System Land/Air
JP 2077 Phase 2	Improved Logistics Information Systems
JP 5408 Phase 2	ADF GPS Enhancement
LAND 112 Phase 4	Australian Light Armoured Vehicle
LAND 133 Phase 2	Rapid Route and Area Mine Neutralisation System
LAND 135 Phase 1	Light Armoured Mortar System
SEA 1100 Phase 4	Australian Surface Ship Towed Array Sonar System
SEA 1405 Phase 4	Seahawk Mid-life Upgrade
SEA 1430 Phase 2B	Digital Hydrographic Database and Display Systems
SEA 1654 Phase 2	Maritime Operations Support Capability

*1499 **Senator Evans:** To ask the Minister for Defence—In relation to the Defence Capability Plan projects listed below, can the following information be provided in tabular form: (a) the date each project was approved by the Government; (b) the date the contract for the project was signed; (c) the current planned year of delivery; (d) the current project budget; and (e) the cumulative expenditure on the project to date.

Project Code	**Project Name**
AIR 5046 Phase 5/6	Additional Troop Lift Helicopters
AIR 5090 Phase 1A	Caribou Life Extension
AIR 5376 Phase 3.1	Hornet Structural Refurbishment – Stage 1
AIR 5416 Phase 1A/1B	EWSP Countermeasures Development and Validation Capability
DEF 224 Phase 2A	Force Level Electronic Warfare
JP 126 Phase 1	Joint Theatre Distribution
JP 141 Phase 1A	Chemical, Biological and Radiological Response Capability
JP 2059 Phase 2A	Bulk Liquid Distribution
JP 2059 Phase 3	Water Purification
JP 2060 Phase 1	ADF Deployable Medical Capability
JP 2068 Phase 1A	Defence Network Operations Centre
JP 2068 Phase 1B	Defence Network Operations Centre
JP 2070 Phase 2	Lightweight ASW Torpedo
JP 2077 Phase 1	Improved Logistics Information Systems
JP 8001 Phase 3B	JTFHQ Concurrency
JP 8001 Phase 3C.1	Secure Intelligence Facility
LAND 19 Phase 5A	RBS-70 Life of Type Extension
LAND 19 Phase 6	Additional Point GBAD Weapons Systems
LAND 132 Phase 1	Full Time Commando Capability
LAND 134 Phase 1	Combat Training Centre – Live Instrumentation System
SEA 1428 Phase 2B/3	Evolved Sea Sparrow Missile
SEA 1429 Phase 2	Replacement Heavyweight Torpedo
SEA 1439 Phase 4	Collins Full Operational Capability
SEA 1442 Phase 2B	Maritime Communications and Information Management Architecture Modernisation
SEA 1444 Phase 1	Patrol Boat Replacement
SEA 1448 Phase 1	ANZAC Anti-ship Missile Defence Upgrade
AIR 5402 Phase 1	ADF Air Refuelling Capability
AIR 5416 Phase 2	EWSP for selected ADF Aircraft
JP 2047 Phase 2	Defence Wide Area Communications Network
JP 2064 Phase 2	Geospatial Information and Infrastructure Services
JP 2069 Phase 1A	High-grade Cryptographic Equipment
JP 2072 Phase 1	Battleship Communications System Land/ Air

Project Code	Project Name
JP 2080 Phase 2	Defence Management Systems Improvement
JP 8001 Phase 3C.2	Secure Intelligence Facility
LAND 40 Phase 1	Direct Fire Guided Weapon
LAND 75 Phase 3.3B	Battlefield Command Support System
LAND 139 Phase 1	Enhanced Gap Crossing Capability
SEA 1229 Phase 4	Active Missile Decoy
SEA 1405 Phase 3	Seahawk Mid-life Upgrade

*1500 **Senator Evans:** To ask the Minister for Defence—

(1) By what means did the Australian Defence Force (ADF) personnel deployed as part of Operation Falconer travel to the Middle East at the time they were deployed (provide this information for each element of the deployment); and (b) what was the cost of transporting each element of the deployment to the Middle East.

(2) For travel around the Middle East by air by ADF personnel deployed as part of Operation Falconer: (a) what type of aircraft was used; and (b) what was the cost of such travel.

(3) (a) By what means did the ADF personnel deployed as part of Operation Falconer return to Australia from the Middle East at the conclusion of their deployment (provide this information for each element of the deployment); and (b) what was the cost of transporting each element of the deployment back to Australia.

(4) Were personnel transported by means other than Qantas charter flights or Royal Australian Air Force Hercules that were being deployed to the Middle East as part of the deployment; if so, why.

*1501 **Senator Evans:** To ask the Minister for Defence—

(1) (a) Can a breakdown be provided of how all elements of the Operation Falconer deployment were transported to the Middle East, including dates on which it occurred; and (b) (i) how will each element of the deployment be transported back to Australia, and (ii) on what dates will this occur.

(2) What was the cost of transporting each element of the Operation Falconer deployment to the Middle East; and (b) what is the cost of transporting each element back to Australia.

*1502 **Senator Evans:** To ask the Minister for Defence—Can a list be provided of all Defence aircraft charters over the past 5 financial years, indicating in each instance: (a) the date of charter; (b) the cost of the charter; (c) the purpose of the charter; (d) the company from which the aircraft was chartered; and (e) the type of plane that was chartered.

*1503 **Senator Evans:** To ask the Minister for Defence—

(1) (a) On how many occasions in the past 5 financial years, has Defence chartered Ilyushin aircraft to transport equipment or Defence personnel; and (b) on each occasion, what was: (i) the date of the charter, (ii) the cost of the charter, (iii) the purpose of the charter, (iv) the company from which the aircraft was chartered, and (v) the equipment that was being transported and/or the group of Defence personnel that was being transported.

(2) Is Defence aware of any safety concerns regarding Ilyushin aircraft.

(3) What steps were taken to ensure that the Ilyushin aircraft chartered by Defence met appropriate safety standards and standards of maintenance.

(4) Were all of the Ilyushin aircraft chartered by Defence maintained at a standard equivalent to that which the Royal Australian Air Force (RAAF) maintains its fleet of aircraft.

(5) (a) Does the navigation and safety equipment on board all of the Ilyushin aircraft chartered by Defence meet Australian standards; (b) is the equipment of an equivalent standard to the equipment on Australian commercial aircraft; and (c) is the equipment of an equivalent standard to the equipment on RAAF aircraft.

(6) Were all of the Ilyushin aircraft chartered by Defence crewed by Australians; if not, what was the nationality of the Ilyushin crews and their standard of accreditation.

*1504 **Senator Evans:** To ask the Minister for Defence—With reference to Project Sea 1390, the project to upgrade the Adelaide Class Guided Missile Frigates (FFGs), and the answer to parts 23, 24 and 25 of question on notice no. 1182 (Senate *Hansard*, 14 May 2003, p. 10968):

(1) Given that clauses 11.13.1 and 11.13.2 of the contract with ADI Limited refer to dates set out in the contract for provisional acceptance of (upgraded) FFGs, under the terms of the contract, what are the provisional dates of acceptance for each of the FFGs.

(2) Given that clause 11.13.2 of the contract with ADI Limited refers to Attachment A to the contract, can a copy of this attachment be provided.

(3) Given that the response to parts 24 and 25 of question on notice no. 1182 states that 'none of the FFGs has reached the contracted date that would allow clause 11.13.2 to be invoked', for each of the FFGs, on what date would each FFG reach the contracted date that would allow clause 11.13.2 to be invoked.

*1505 **Senator Evans:** To ask the Minister for Defence—With reference to Project Sea 1390, the project to upgrade the Adelaide Class Guided Missile Frigates (FFGs):

(1) (a) How many additional phases are there beyond Phase 2 of this project; and (b) can an outline be provided of each of the additional phases, including proposed schedule and budget information.

(2) When was each additional phase beyond Phase 2 determined.

(3) Has funding approval been granted to any phases beyond Phase 2.

(4) Why do none of the phases beyond Phase 2 appear in the Defence Capability Plan (DCP), or on the Defence Materiel Organisation (DMO) Internet site, or in any other publicly available material released by Defence.

(5) With reference to part 6 of the response to question on notice no. 1039 (Senate *Hansard*, 13 May 2003, p.10805), which indicates that the Minister in his response to a question without notice on 10 December 2002 was referring to Phase 4B of Project Sea 1390: Why does Phase 4B of the project not appear in the DCP, nor on the DMO Internet site, nor in any other publicly available material released by Defence.

(6) With reference to part 6 of the response to question on notice no. 1039: Why will all of the FFGs not be upgraded to the same level under Phase 4B of this project.

(7) With reference to part 12 of the response to question on notice no. 1039, which indicated that the original life for HMAS *Newcastle* and HMAS *Melbourne* is unchanged as a result of the upgrade: Why is this the case, given that the life of all other FFGs has increased by 5 years as a result of the upgrade.

*1506 **Senator Evans:** To ask the Minister for Defence—With reference to the Sea 1405 projects in the Defence Capability Plan (DCP):

(1) Can a description of all of the phases of this project be provided.

(2) (a) What was the original timeline for the completion of the project, including the dates for each of the phases in the project; and (b) when was the project due to be completed.

(3) What was the original budget for this project, including the budget for each of the phases in the project.

(4) (a) What is the current schedule for the completion of this project, including the dates for each of the phases in the project; and (b) when is the project due to be completed.

(5) Has the schedule for this project changed; if so, why.

(6) How would any schedule change with this project impact on future capability.

(7) Have any of the phases of this project been concluded; if so, which phases have been completed and what was the date of conclusion for each phase.

(8) What is the current budget for this project, including the budget for each of the phases in the project.

(9) What has been the cost of this project to date.

(10) Has the projected budget for this project increased; if so, why.

(11) Has the Government granted approval of funding for this project.

*1507 **Senator Evans:** To ask the Minister for Defence—In relation to the ANZAC Anti-Ship Missile Defence Upgrade (Project Sea 1448) in the Defence Capability Plan:

(1) Can a description of all of the phases of this project be provided.

(2) (a) What was the original timeline for the completion of the project, including the dates for each of the phases in the project; and (b) when was the project due to be completed.

(3) What was the original budget for this project, including the budget for each of the phases in the project.

(4) (a) What is the current schedule for the completion of this project, including the dates for each of the phases in the project; and (b) when is the project due to be completed.

(5) Has the schedule for this project changed; if so, why.

(6) How would any schedule change with this project impact on future capability.

(7) What is the current budget for the project, including the budget for each of the phases in the project.

(8) What has been the cost of this project to date.

(9) Has the projected budget for this project increased; if so, why.

(10) Has the Government granted approval of funding for this project.

*1508 **Senator Evans:** To ask the Minister for Defence—In relation to the sale and leaseback of the Royal Edward Victualling Yard Naval Stores (REVY) building at Ultimo in Sydney:

(1) When was the decision taken to sell and lease back the property.

(2) When was the property sold.

(3) Which organisation purchased the property.

(4) What was the sale price for the property.

(5) (a) What rent for the property is Defence paying under the first year of the lease; and (b) what rent will be paid in the second and subsequent years of the lease.

(6) (a) What was the total value of all building works that have been carried out at the REVY building site over the past 5 financial years; and (b) can a complete breakdown of these works be provided.

*1509 **Senator Evans:** To ask the Minister for Defence—In relation to the sale of the Crows Nest Barracks site at Queenscliff in Victoria:

(1) When was the decision taken to sell the property.

(2) When was the property sold.

(3) Which organisation purchased the property.

(4) What was the sale price for the property.

(5) Why did the property not appear in the full list of proposed Defence property sales for the 2002-03 financial year as provided in the response to question on notice no. 337 (Senate *Hansard*, 19 August 2002, p. 3205).

*1510 **Senator Evans:** To ask the Minister for Defence—Can a full list be provided of all the Defence property proposed for sale in the 2003-04 financial year, indicating for each property: (a) the address of the property; (b) the type of property (vacant/buildings); (c) the size of the property; (d) the type of proposed sale (auction, request for proposal, advertised price); (e) the expected price range; and (f) the likely timing of the sale.

*1511 **Senator Evans:** To ask the Minister for Defence—For each financial year since 1996-97, can a list be provided of all Defence construction activities, indicating: (a) the location of the property (town/suburb, state/territory, postcode); (b) the size of the property; (c) the nature of the property (vacant land, facilities); (d) the nature of the construction activity; and (e) the cost.

*1512 **Senator Evans:** To ask the Minister for Defence—In relation to the Soldier Combat System project (Project Land 125) in the Defence Capability Plan (DCP):

(1) Can a description of all of the phases of this project be provided.

(2) (a) What was the original timeline for the completion of the project, including the dates for each of the phases in the project; and (b) when was the project due to be completed.

(3) What was the original budget for this project, including the budget for each of the phases in the project.

(4) (a) What is the current schedule for the completion of this project, including the dates for each of the phases in the project; and (b) when is the project due to be completed.

(5) What is the current budget for this project, including the budget for each of the phases in the project.

(6) (a) What has been the total cost of this project to date; and (b) what has been the cost for each completed phase.

(7) Has the Government approved funding for Phase 3 of this project; if not, when is it expected that the Government will grant approval for Phase 3 of this project.

(8) Why was Phase 3 of this project deferred by 12 months in the DCP Supplement in 2002.

Notice given 11 June 2003

Senator Brown: To ask the Ministers listed below (Question Nos *1513-*1514)—Given the proposed construction and operation of a links golf course on the Henley floodplain of the Yarra River involving huge levee banks, total remodelling of the floodplain, and use of biocides and fertilizers: (a) will the Minister guarantee that there will be no detrimental impacts on what is possibly the last viable population of Macquarie Perch left on the planet; and (b) is the Minister prepared to intervene to stop this invidious project.

*1513 Minister representing the Minister for the Environment and Heritage

*1514 Minister representing the Minister for Industry, Tourism and Resources

ORDERS OF THE SENATE

Amendments to standing orders

1 **Senators breastfeeding infants**

That standing order 175 be amended to read as follows:

175 Conduct of visitors

(1) Visitors may attend, in the galleries provided, a sitting of the Senate.

(2) A person other than a senator, a clerk at the table or an officer attending on the Senate may not:

(a) attend a meeting of the Senate in private session; or

(b) enter any part of the Senate chamber reserved for senators while the Senate is sitting.

(3) Paragraph (2) does not apply in respect of a senator breastfeeding an infant.

(**4**) The Usher of the Black Rod shall, subject to any direction by the Senate or the President, take into custody any person who enters any part of the chamber reserved for senators while the Senate is sitting, or causes a disturbance in or near the chamber, and a person so taken into custody shall be discharged out of custody in accordance with an order of the Senate.

(*Agreed to 13 May 2003*.)

2 **Committee meetings during adjournment debate**

That standing order 33 be amended to read as follows:

33 Meetings during sitting

(1) A committee of the Senate and a joint committee of both Houses of the Parliament may meet during sittings of the Senate for the

purpose of deliberating in private session, but shall not make a decision at such a meeting unless:

(a) all members of the committee are present; or

(b) a member appointed to the committee on the nomination of the Leader of the Government in the Senate and a member appointed to the committee on the nomination of the Leader of the Opposition in the Senate are present, and the decision is agreed to unanimously by the members present.

(2) The restrictions on meetings of committees contained in paragraph (1) do not apply after the question for the adjournment of the Senate has been proposed by the President at the time provided on any day.

(**3**) A committee shall not otherwise meet during sittings of the Senate except by order of the Senate.

(**4**) Proceedings of a committee at a meeting contrary to this standing order shall be void.

(*Agreed to 14 May 2003*.)

3 **Deadline for receipt of bills**

That standing order 111 be amended to read as follows:

111 Initiation

(5) Where a bill:

(a) is first introduced in the Senate by a minister in a period of sittings; or

(b) is received from the House of Representatives and was introduced in that House in the same period of sittings; or

(c) is received from the House of Representatives after the expiration of two-thirds of the total number of days of sitting of the Senate scheduled for that period of sittings,

and a motion is moved for the second reading of the bill, debate on that motion shall be adjourned at the conclusion of the speech of the senator moving the motion and resumption of the debate shall be made an order of the day for the first day of sitting in the next period of sittings without any question being put.

(6) Paragraph (5) does not apply to a bill introduced in the Senate or received from the House of Representatives within the first two-thirds of the total number of days of sitting of the Senate scheduled for the first period of sittings after a general election of the House of Representatives, but consideration of such a bill shall not be resumed after the second reading is moved in the Senate unless 14 days have elapsed after the first introduction of the bill in either House.

(7) Paragraph (5) does not apply to a bill received by the Senate again in the circumstances described in the first paragraph of section 57 of the Constitution.

(**8**) In paragraphs (5) and (6) "period of sittings" means a period during which the Senate adjourns for not more than 20 days.

(*Agreed to 14 May 2003*.)

4 **Times of meeting and routine of business on Tuesday**

That standing orders 55 and 57 be amended to read as follows:

55 Times of meetings

(1) The days and times of meeting of the Senate in each sitting week shall be:

Monday	12.30 pm – 6.30 pm, 7.30 pm – 10.30 pm
Tuesday	**12.30 pm** – adjournment
Wednesday	9.30 am – 8 pm
Thursday	9.30 am – 8.40 pm.

57 Routine of business

(1) The routine of business shall be:

(b) On Tuesday:

(i) **Government business only**
(ii) **At 2 pm,** questions
(iii) Motions to take note of answers
(iv) Petitions
(v) Notices of motion
(vi) Postponement and rearrangement of business
(vii) Formal motions – discovery of formal business
(viii) Any proposal to debate a matter of public importance or urgency
(ix) Government business
(x) At 6.50 pm, consideration of government documents for up to 30 minutes under standing order 61
(xi) At 7.20 pm, adjournment proposed
(xii) Adjournment.

(*Agreed to 14 May 2003*.)

Committees

5 **Allocation of departments**

Departments and agencies are allocated to the legislative and general purpose standing committees as follows:

Community Affairs
Family and Community Services
Health and Ageing

Economics
Treasury
Industry, Tourism and Resources

Employment, Workplace Relations and Education
Employment and Workplace Relations
Education, Science and Training

Environment, Communications, Information Technology and the Arts
Environment and Heritage
Communications, Information Technology and the Arts

Finance and Public Administration
Parliament
Prime Minister and Cabinet
Finance and Administration

Foreign Affairs, Defence and Trade

Foreign Affairs and Trade

Defence (including Veterans' Affairs)

Legal and Constitutional

Attorney-General

Immigration and Multicultural and Indigenous Affairs

Rural and Regional Affairs and Transport

Transport and Regional Services

Agriculture, Fisheries and Forestry.

(*1 May 1996, amended 2 September 1997, 21 October 1997, 11 November 1998, 8 February 2001 and 13 February 2002*.)

6 **Estimates hearings**

(1) That estimates hearings by legislation committees for the year 2003 be scheduled as follows:

2002-03 additional estimates:

Monday, 10 February and Tuesday, 11 February and, if required, Friday, 14 February (*Group A*)

Wednesday, 12 February and Thursday, 13 February and, if required, Friday, 14 February (*Group B*).

2003-04 Budget estimates:

Monday, 26 May to Thursday, 29 May and, if required, Friday, 30 May (*Group A*)

Monday, 2 June to Thursday, 5 June and, if required, Friday, 6 June (*Group B*).

(2) That the committees consider the proposed expenditure in accordance with the allocation of departments to committees agreed to by the Senate.

(3) That committees meet in the following groups:

Group A:

Environment, Communications, Information Technology and the Arts

Finance and Public Administration

Legal and Constitutional

Rural and Regional Affairs and Transport

Group B:

Community Affairs

Economics

Employment, Workplace Relations and Education

Foreign Affairs, Defence and Trade.

(4) That the committees report to the Senate on the following dates:

Wednesday, 19 March 2003 in respect of the 2002-03 additional estimates, and

Thursday, 19 June 2003 in respect of the 2003-04 Budget estimates.

(*Agreed to 11 December 2002*.)

7 **Foreign Affairs, Defence and Trade—Joint Standing Committee—Authorisation to meet**

That the Joint Standing Committee on Foreign Affairs, Defence and Trade be authorised to hold private meetings otherwise than in accordance with standing order 33(1) during sittings of the Senate.

(*Agreed to 12 November 2002*.)

8 **Foreign Affairs, Defence and Trade Legislation Committee—Authorisation to meet**

That the Foreign Affairs, Defence and Trade Legislation Committee be authorised to hold public meetings during the sittings of the Senate on Monday, 16 June 2003, from 7 pm, and on Monday, 23 June 2003, from 7 pm, to take evidence for the committee's inquiry on off-setting arrangements between the Veterans' Entitlements Act and the Military Compensation Scheme.

(*Agreed to 25 March 2003*.)

9 **Foreign Affairs, Defence and Trade References Committee—Authorisation to meet**

That the Foreign Affairs, Defence and Trade References Committee be authorised to hold a public meeting during the sitting of the Senate on Thursday, 19 June 2003, from 7 pm to 11 pm, to take evidence for the committee's inquiry into the examination of the Government's foreign and trade policy strategy.

(*Agreed to 14 May 2003*.)

10 **Privileges—Standing Committee—Adoption of 94th report recommendation**

That the Senate authorise the President, if required, to engage counsel as *amicus curiae* if either the action for defamation against Mr David Armstrong or a similar action against Mr William O'Chee is set down for trial.

(*Agreed to 4 September 2000*.)

Legislation

11 **Senate consideration—Variation**

(1) That a bill shall not be considered in committee of the whole, unless, prior to the resolution of the question for the second reading, any senator has:

(a) circulated in the Senate a proposed amendment or request for amendment of the bill; or

(b) required in debate or by notification to the chair that the bill be considered in committee of the whole.

(2) That this order operate as a sessional order.

(*Agreed to 20 June 2002*.)

Meeting of Senate

12 **Meeting of Senate**

That the days of meeting of the Senate for 2003 shall be as follows:

Summer sittings:

Tuesday, 4 February to Thursday, 6 February

Autumn sittings:

Monday, 3 March to Thursday, 6 March
Tuesday, 18 March to Thursday, 20 March
Monday, 24 March to Thursday, 27 March

Budget sittings:

Tuesday, 13 May to Thursday, 15 May

Winter sittings:

Monday, 16 June to Thursday, 19 June
Monday, 23 June to Thursday, 26 June

Spring sittings:

Monday, 11 August to Thursday, 14 August
Monday, 18 August to Thursday, 21 August
Monday, 8 September to Thursday, 11 September
Monday, 15 September to Thursday, 18 September
Tuesday, 7 October to Thursday, 9 October
Monday, 13 October to Thursday, 16 October
Monday, 27 October to Thursday, 30 October
Monday, 3 November and Tuesday, 4 November
Monday, 24 November to Thursday, 27 November
Monday, 1 December to Thursday, 4 December.

(*Agreed to 12 November 2002*.)

13 **Adjournment debate on Tuesdays—Temporary order**

(1) On the question for the adjournment of the Senate on Tuesday, a senator who has spoken once subject to the time limit of 10 minutes may speak again for not more than 10 minutes if no other senator who has not already spoken once wishes to speak, provided that a senator may by leave speak for not more than 20 minutes on one occasion.

(2) This order shall cease to have effect at the conclusion of the last sitting day in 2003.

(*Agreed to 19 November 2002 upon adoption of recommendations in the Procedure Committee's second report of 2002*.)

Orders for production of documents

14 **Mining—Christmas Island—Order for production of documents**

That there be laid on the table, no later than 4 pm on Tuesday, 25 June 2002, the following documents:

(a) the current mine lease or leases on Christmas Island held by Phosphate Resource Ltd (PRL), including all conditions;

(b) the Environment Management Plan for the lease or leases;

(c) any Environment Australia (EA) documents relating to compliance, oversight and enforcement of the lease or leases and conditions;

(d) all materials relating to breaches of conditions, including claims, investigations and actions;

(e) any audits of PRL's rehabilitation program;

(f) any new mining proposals for Christmas Island;

(g) a current tenure map of all blocks that have been mined;

(h) any documents relating to the transfer of any lots to or from PRL;

(i) any documents relating to the current mine rehabilitation budget for EA on Christmas Island;

(j) any documents relating to the current status of rehabilitation on lease block 138;

(k) any documents relating to the payment or non-payment of power bills by PRL;

(l) any documents relating to alternative locations for the proposed detention centre on Christmas Island;

(m) any documents containing responses of EA to the detention centre proposal; and

(n) current funds held for purposes of mine rehabilitation on Christmas Island.

(*Agreed to 19 June 2002.*)

15 **Superannuation system—Order for production of document**

That there be laid on the table, on the last sitting day of the winter sittings 2002, the revised costings document, including the correct phasing-in arrangements, of the Australian Labor Party's plan for a fairer superannuation system, prepared by Phil Gallagher (Manager, Retirement and Income Modelling Unit, Treasury) which was sent to the Treasurer's office in the week beginning 20 May 2002 and identified in Mr Gallagher's evidence before the Economics Legislation Committee on 4 June 2002.

(*Agreed to 24 June 2002.*)

16 **Finance—Retirement and Income Modelling—Order for production of documents**

That there be laid on the table, on the last sitting day of the 2002 winter sittings, the modelling, including information on projected spending for payments to individuals, education, health and aged care spending, prepared for the draft Intergenerational Report in early 2002 before budget changes were factored in, prepared by the Retirement and Income Modelling Unit, Treasury and identified in Treasury's evidence before the Economics Legislation Committee on 6 June 2002.

(*Agreed to 25 June 2002.*)

17 **Environment—Lucas Heights reactor—Order for production of document**

That there be laid on the table, no later than the end of question time on Wednesday, 26 June 2002, the study commissioned by the Australian Nuclear Science and Technology Organisation, on behalf of the Australian Radiation Protection and Nuclear Safety Agency, of the preliminary evaluation of the construction site for the replacement research reactor at Lucas Heights, carried out by the New Zealand company, the Institute of Geological and Nuclear Sciences, which included geological mapping of the excavation of the construction site and has revealed a geological anomaly or 'fault' at the site.

(*Agreed to 25 June 2002.*)

18 **Health—Tobacco—Order for production of document**

That the Senate—

(a) notes the report tabled in the Senate on 6 May 2002 from the Australian Competition and Consumer Commission (ACCC) on the performance of its functions under the *Trade Practices Act 1974* (the Act) with regard to tobacco and related matters, as required by the order of the Senate of 24 September 2001;

(b) notes that the Senate may require the ACCC to provide it with information in accordance with section 29 of the Act;

(c) requires the ACCC to report, as soon as possible, on the following issues:

(i) whether Australian tobacco companies have engaged in misleading or deceptive conduct in their use of the terms 'mild' and 'light', and

(ii) whether there has been any misleading, deceptive or unconscionable conduct in breach of the Act by British American Tobacco and/or Clayton Utz with regard to document destruction for the purpose of withholding information relevant to possible litigation;

(d) requests the ACCC to engage in consultation with interested parties and stakeholders over the perceived inadequacies in its response to the order of the Senate of 24 September 2001 and requires the ACCC to report on those consultations as soon as possible;

(e) notes that once the Senate has had the opportunity to consider the ACCC's further reports on the use of the terms 'mild' and 'light', whether there has been misleading, deceptive or unconscionable conduct in relation to document destruction, and the ACCC's consultations, it will consider whether a further report should be sought from the ACCC in response to the order of the Senate of 24 September 2001;

(f) calls on the Commonwealth Government to pursue the possibility of a Commonwealth/state public liability action against tobacco companies to recover healthcare costs to the Commonwealth and the states caused by the use of tobacco; and

(g) calls on the Commonwealth to address the issue of who should have access to the more than $200 million collected in respect of tobacco tax and licence fees by tobacco wholesalers but not passed on to Government (see *Roxborough v. Rothmans*) by introducing legislation to retrospectively recover that amount for the Commonwealth and/or to establish a fund on behalf of Australian consumers and taxpayers, and in either case for the moneys to be used for the purpose of anti-smoking and other public health issues.

(*Agreed to 27 June 2002.*)

19 **Animal Welfare—Cattle—Order for production of documents**

That there be laid on the table, no later than 4 pm on Wednesday, 21 August 2002, the following documents:

(a) the Livestock Officer's report on the voyage of the *Maysora*, a Jordanian flagged vessel, travelling from Australia on 28 February 2001 carrying live cattle; and

(b) the Master's reports from the same voyage.

(*Agreed to 20 August 2002.*)

20 **Superannuation Working Group—Order for production of document**

That there be laid on the table, on the next day of sitting, the report presented to the Government by the Superannuation Working Group on 28 March 2002.

(*Agreed to 28 August 2002.*)

21 **Health—Assessment reports by the Australian Competition and Consumer Commission—Order for production of documents—Variation**

That the order of the Senate of 25 March 1999, relating to an order for the production of periodic reports by the Australian Competition and Consumer Commission on private health insurance, be amended as follows:

Omit "6 months, commencing with the 6 months ending on 31 December 1999", substitute "12 months ending on or after 30 June 2003".

(*Agreed to 18 September 2002*.)

22 **Transport—Ethanol—Order for production of documents**

That there be laid on the table, no later than immediately after motions to take note of answers on Monday, 21 October 2002:

(a) all documents relating to the meeting between the Minister for Agriculture, Fisheries and Forestry (Mr Truss) and the Executive Director of the Australian Institute of Petroleum on 21 August 2002, including but not limited to:

(i) papers prepared for the meeting by the Department of Agriculture, Fisheries and Forestry, the Department of the Prime Minister and Cabinet, the Department of Industry, Tourism and Resources, and/or Mr Truss' office,

(ii) any agenda or attendance papers,

(iii) any notes made by departmental officers and/or ministerial advisers at the meeting, including but not limited to hand-written notes, and

(iv) any papers that document the outcome of the meeting, including but not limited to file notes prepared by departmental officers and/or ministerial advisers;

(b) all records of communications between:

- Mr JT Honan, Chairman of Manildra and/or other Manildra managers and staff, and
- the Prime Minister, Treasurer, Minister for Trade, Minister for Industry, Tourism and Resources, Minister for Agriculture, Fisheries and Forestry, Assistant Treasurer, and/or departmental officers and ministerial advisers,

concerning the Government's consideration of an ethanol excise and production subsidy, including but not limited to correspondence, telephone records and file notes;

(c) all records of any meetings between:

- Mr JT Honan, Chairman of Manildra and/or other Manildra managers and staff, and
- the Prime Minister, Treasurer, Minister for Trade, Minister for Industry, Tourism and Resources, Minister for Agriculture, Fisheries and Forestry, Assistant Treasurer, and/or departmental officers and ministerial advisers,

concerning the Government's consideration of an ethanol excise and production subsidy, including but not limited to hand-written file notes;

(d) all records of communications between:

- Mr Bob Gordon, Executive Director of the Australian Biofuels Association and/or other Australian Biofuels Association staff, and
- the Prime Minister, Treasurer, Minister for Trade, Minister for Industry, Tourism and Resources, Minister for Agriculture, Fisheries and Forestry, Assistant Treasurer, and/or departmental officers and ministerial advisers,

concerning the Government's consideration of an ethanol excise and production subsidy, including but not limited to correspondence, telephone records and file notes;

(e) all records of any meetings between:

- Mr Bob Gordon, Executive Director of the Australian Biofuels Association and/or other Australian Biofuels Association staff, and
- the Prime Minister, Treasurer, Minister for Trade, Minister for Industry, Tourism and Resources, Minister for Agriculture, Fisheries and Forestry, Assistant Treasurer, and/or departmental officers and ministerial advisers,

concerning the Government's consideration of an ethanol excise and production subsidy, including but not limited to hand-written file notes; and

(f) all analysis by the Treasury, the Department of Finance, Department of the Prime Minister and Cabinet, Department of Industry, Tourism and Resources and Department of Agriculture, Fisheries and Forestry concerning the projected budgetary impact of the decision to impose excise on ethanol and grant a 12-month ethanol production subsidy.

(*Agreed to 16 October 2002*.)

23 **Environment—Queensland—Nathan Dam—Order for production of documents**

That there be laid on the table, no later than 2 pm on 19 November 2002:

(a) all documents from 2002 relating to any approaches made by Sudaw Developments Ltd (or its agents) to the Government seeking funding or other support for the Nathan Dam on the Fitzroy River in Queensland;

(b) any documents or comments provided to Environment Australia in response to the referral, Ref. No. 2002/770—Sudaw Developments Ltd—Water management and use—Dawson River—QLD—Nathan Dam, central Queensland;

(c) any report or document prepared by Environment Australia in response to referral 2002/770; and

(d) the report, *Literature review and scoping study of the potential downstream impacts of the proposed Nathan Dam on the Dawson River, Fitzroy River and offshore environments*, prepared by the Australian Centre for Tropical Freshwater Research.

(*Agreed to 11 November 2002*.)

24 **Trade—General Agreement on Trade in Service—Order for production of documents**

That there be laid on the table by the Minister representing the Minister for Trade, no later than immediately after motions to take note of answers on Monday, 18 November 2002:

(a) all requests received by the Australian Government for increased access to Australian services markets by other nations, lodged under negotiations, under the General Agreement on Trade in Services (GATS);

(b) any documents analysing the likely impact of any requests made of Australia in negotiations under GATS; and

(c) any requests lodged by Australia of other countries under negotiations on GATS.

(*Agreed to 14 November 2002*.)

25 **Environment—Oceans policy—Order for production of document**

That there be laid on the table at the end of taking note of answers to questions without notice on Tuesday, 19 November 2002, the 'Review of the Implementation of Oceans Policy: Final report' by TFG International, dated 25 October 2002.

(*Agreed to 18 November 2002*.)

26 **Superannuation—Insurance and Superannuation Commission—Order for production of documents**

That there be laid on the table, in accordance with their respective ministerial responsibilities, by the Minister representing the Treasurer (Senator Minchin) and the Minister for Revenue and Assistant Treasurer (Senator Coonan), by 2 December 2002, the following documents:

(a) the Treasury files, as described in paragraph 10.1.4 of the report to Messrs Corrs Chambers Westgarth from John Palmer, FCA, entitled 'Review of the role played by the Australian Prudential Regulation Authority and the Insurance and Superannuation Commission in the collapse of the HIH Group of Companies' and provided as a witness statement to the HIH Royal Commission;

(b) the files of the Insurance and Superannuation Commission in relation to the application of FAI Insurance Limited for an authority to carry on insurance business following the proclamation of the *Insurance Act 1973* containing the application and all correspondence and documentation relating to the consideration of the application and leading to and including the company's eventual authorisation;

(c) the files of the Insurance and Superannuation Commission in relation to the application of Fire and All Risks Insurance Company Limited for an authority to carry on insurance business following the proclamation of the *Insurance Act 1973* containing the application and all correspondence and documentation relating to the consideration of the application and leading to and including the company's eventual authorisation;

(d) the files of the Insurance and Superannuation Commission in relation to the application of Car Owners' Mutual Insurance Company Limited for an authority to carry on insurance business following the proclamation of the *Insurance Act 1973* containing the application and all correspondence and documentation relating to the consideration of the application and leading to and including the company's eventual authorisation; and

(e) the files of the Insurance and Superannuation Commission in relation to the application of Australian and International Insurance Limited for an authority to carry on insurance business following the proclamation of the *Insurance Act 1973* containing the application and all correspondence and documentation relating to the consideration of the application and leading to and including the company's eventual authorisation.

(*Agreed to 19 November 2002*.)

27 **Trade—Pharmaceutical Benefits Scheme—Order for production of documents**

That there be laid on the table by the Minister for Health and Ageing (Senator Patterson) and the Minister representing the Minister for Trade (Senator Hill), no later than 4 pm on 4 December 2002, all documents relating to the possible inclusion of the Pharmaceutical Benefits Scheme as an item for discussion in negotiations for an Australia-United States free trade agreement, including but not limited to correspondence between the Australian and United States governments,

recommendations to the Australian government and/or any Commonwealth government minister, and any Australian government response to those recommendations.

(*Agreed to 3 December 2002.*)

28 **Minister for Revenue and Assistant Treasurer—Ministerial responsibility—Order for production of documents**

That there be laid on the table, no later than immediately after motions to take note of answers on Thursday, 12 December 2002, all documents relating to the inquiries undertaken by the Department of the Prime Minister and Cabinet into the possible conflict of interest between the ministerial responsibilities of the Minister for Revenue and Assistant Treasurer (Senator Coonan) and the commercial activities of Endispute Pty Ltd (including, but not limited to, a copy of the report of those inquiries furnished to the Prime Minister (Mr Howard) and referred to by him during question time in the House of Representatives on Tuesday, 3 December 2002).

(*Agreed to 10 December 2002.*)

29 **Environment—Tasmania—Logging—Order for production of documents**

That there be laid on the table by the Minister for Fisheries, Forestry and Conservation, no later than noon on Thursday, 12 December 2002, all documents relating to the answers to question on notice no. 404 (Senate *Hansard*, 14 October 2002, p. 5089).

(*Agreed to 11 December 2002.*)

30 **Science and Technology—Genetically-modified food—Order for production of documents**

That there be laid on the table by the Minister representing the Minister for Foreign Affairs and representing the Prime Minister (Senator Hill), no later than 4 pm on 4 February 2003:

All communications in the period June 2001 to the present between:

(a) the Department of Foreign Affairs and Trade or the Prime Minister's office and Food Standards Australia New Zealand;

(b) the Department of Foreign Affairs and Trade or the Prime Minister's office and the National Farmers Federation;

(c) the Department of Foreign Affairs and Trade or the Prime Minister's office and the Department of Health and Ageing; and

(d) the Prime Minister's office and the Department of Foreign Affairs and Trade,

relating to genetically-modified food in the context of the current free trade agreement negotiations with the United States and of the labelling of genetically modified and genetically engineered food, including communications to or from organisations formed or created under the auspices of any of the above agencies, officers of departments.

(*Agreed to 12 December 2002.*)

31 **Environment—National Radioactive Waste Repository—Order for production of documents**

That there be laid on the table, no later than 4 pm on Thursday, 6 February 2003, the submission or submissions made by the Department of Defence to the

Environment Impact Assessment for a National Radioactive Waste Repository in South Australia.

(*Agreed to 5 February 2003.*)

32 **Environment—National Radioactive Waste Repository—Order for production of documents**

That there be laid on the table, no later than 4 pm on Monday, 3 March 2003, all documents relating to the records and communications between the Department of Defence and the Department of Education, Science and Training concerning the Government's consideration of a National Radioactive Waste Repository in South Australia.

(*Agreed to 5 February 2003.*)

33 **Environment—National Radioactive Waste Repository—Order for production of documents**

That there be laid on the table, no later than 4 pm on Thursday, 6 March 2003, the written advice provided by the Department of Defence to the Department of Education, Science and Training concerning the defence-related issues in connection with the National Radioactive Waste Repository in South Australia

(*Agreed to 5 March 2003.*)

34 **Immigration—Illegal migration—Order for production of document**

That there be laid on the table, no later than 4 pm on Wednesday, 26 March 2003, the Memorandum of Understanding signed on or around 12 March 2003 between the Australian Government and the Islamic Republic of Iran, which includes measures to combat illegal migration.

(*Agreed to 25 March 2003.*)

35 **Foreign Affairs, Defence and Trade References Committee—Review of Test and Evaluation in Defence—Report by the Director of Trials—Order for production of document**

That the Senate adopt the following recommendations of the Foreign Affairs, Defence and Trade References Committee in its report on materiel acquisition and management in Defence:

(a) that the Senate request the Auditor-General to direct that the proposed 2003-04 audit of the Defence Materiel Organisation (DMO) by the Australian National Audit Office include a cultural audit that will assess:
  (i) DMO's espoused corporate values and standards and staff compliance with these,
  (ii) management and staff values, behaviours and competencies measured against the capability requirement,
  (iii) employee attitudes, morale, beliefs, motivation,
  (iv) employee understanding of, for example, the DMO's customers, industry partners, strategies, business plans, roles and contributions to the overall mission of Defence,
  (v) communication processes,
  (vi) the effectiveness of change management programs, employee commitment to them and the extent of the benefits materialising, and
  (vii) compliance with health and safety regulations;

(b) that the Senate request the Auditor-General:

(i) to produce, on an annual basis, a report on progress in major defence projects, detailing cost, time and technical performance data for each project,

(ii) to model the report on that ordered by the British House of Commons and produced by the United Kingdom Comptroller and Auditor General, and

(iii) to include in the report such analysis of performance and emerging trends as will enable the Parliament to have high visibility of all current and pending major projects; and

(c) that the Senate under standing order 164, order the production, upon its completion, of the report by the Director of Trials of the Review of Test and Evaluation in Defence, and refer the document to the Foreign Affairs, Defence and Trade References Committee for examination and report.

(*Agreed to 14 May 2003*.)

36 **Environment—Radioactive waste—National store—Order for production of document**

That there be laid on the table by the Minister representing the Minister for Science, no later than 1 pm on 15 May 2003, the document containing the list of potential sites for the location of a national store for intermediate level radioactive waste that has been prepared by the National Store Advisory Committee, referred to in the media release prepared by the Minister for Science, 'SA Ruled Out', dated 9 May 2003.

(*Agreed to 14 May 2003*.)

37 **Defence—Point Nepean—Land sale—Order for production of document**

That there be laid on the table by the Minister for Defence, no later than 12 pm on Thursday, 15 May 2003, the 'further information' CD-rom which is obtainable from Colliers International (Vic) Pty Ltd, regarding the expressions of interest in Defence land for sale at Point Nepean.

(*Agreed to 14 May 2003*.)

38 **Health—Tobacco advertising—Australian Grand Prix—Order for production of documents**

That there be laid on the table, no later than 4 pm on Thursday, 15 May 2003, the most recent application documents from the Australian Grand Prix Corporation to the Federal Government for exemption from the *Tobacco Advertising Prohibition Act 1992* on the grounds of economic hardship, and the documents detailing the Government's reasons for being satisfied that the case for economic hardship was met.

(*Agreed to 14 May 2003*.)

39 **Industry—Basslink—Order for production of documents**

That there be laid on the table, no later than 4 pm on Thursday, 15 May 2003, the letters exchanged between the Victorian and Federal Governments since 1 July 2001 concerning the Basslink project, other than those letters relating to the planning process.

(*Agreed to 14 May 2003*.)

40 **Environment—Nuclear waste—Order for production of documents**

That there be laid on the table by the Minister representing the Minister for Science (Senator Alston), no later than 3.30 pm on 17 June 2003, all documents

dated 1 January 2001 or later relating to the hiring out and work undertaken by the public relations company Hill and Knowlton, in relation to nuclear issues, including the nuclear waste dump.

(*Agreed to 14 May 2003*.)

Orders for production of documents still current from previous parliaments

Date of order	Subject	Addressed to
25.10.1995	Administrative decision-making—Effect of international instruments	Minister representing the Attorney-General
13.05.1998	Waterfront reform	Minister representing the Minister for Transport and Regional Development (Senator Alston); Minister representing the Minister for Workplace Relations and Small Business (Senator Alston); and Minister representing the Prime Minister (Senator Hill)
07.03.2000	Environment—Queensland—Tree clearing	Minister for the Environment and Heritage (Senator Hill)
03.04.2000	Aged care—Riverside Nursing Home	Minister representing the Minister for Aged Care
27.06.2000	Tax reform—Petrol pricing	Assistant Treasurer (Senator Kemp)
09.11.2000	Environment—Tasmania	Minister representing the Minister for Sport and Tourism (Senator Minchin)
04.12.2000	Taxation—Opinion polls	Leader of the Government in the Senate (Senator Hill)
05.03.2001	Taxation	Minister representing the Treasurer (Senator Kemp)
23.05.2001	HIH Insurance	Minister representing the Treasurer (Senator Kemp)
24.05.2001	Workplace relations	Minister representing the Minister for Employment, Workplace Relations and Small Business
09.08.2001	Foreign Affairs—Japanese fishing boats	Minister representing the Ministers for Foreign Affairs and Trade
21.08.2001	Transport—Black Spot Project	Minister representing the Minister for Transport and Regional Services
23.08.2001	Environment—Great Barrier Reef—Water quality control	Leader of the Government in the Senate (Senator Hill)
19.09.2001	Transport—Ansett Australia	Minister representing the Minister for Transport and Regional Services
20.09.2001	Transport—Ansett Australia	Minister representing the Prime Minister

CONTINGENT NOTICES OF MOTION

Auditor-General's reports—Consideration

1 **Leader of the Opposition in the Senate (Senator Faulkner)**
Leader of the Australian Democrats (Senator Bartlett)
Senator Brown
Senator Harradine
Senator Harris
Senator Lees
Senator Nettle

To move (contingent on the President presenting a report of the Auditor-General on any day or notifying the Senate that such a report had been presented under standing order 166)—That so much of the standing orders be suspended as would prevent the senator moving a motion to take note of the report and any senator speaking to it for not more than 10 minutes, with the total time for the debate not to exceed 60 minutes.

Conduct of business

2 **Leader of the Government in the Senate (Senator Hill):** To move (contingent on the Senate on any day concluding its consideration of any item of business and prior to the Senate proceeding to the consideration of another item of business)—That so much of the standing orders be suspended as would prevent a minister moving a motion to provide for the consideration of any matter.

3 **Leader of the Opposition in the Senate (Senator Faulkner)**
Leader of the National Party of Australia in the Senate (Senator Boswell)
Leader of the Australian Democrats (Senator Bartlett)
Senator Brown
Senator Harradine
Senator Harris
Senator Lees
Senator Nettle

To move (contingent on the Senate on any day concluding its consideration of any item of business and prior to the Senate proceeding to the consideration of another item of business)—That so much of the standing orders be suspended as would prevent the senator moving a motion relating to the conduct of the business of the Senate or to provide for the consideration of any other matter.

Government documents

4 **Leader of the Opposition in the Senate (Senator Faulkner)**
Leader of the National Party of Australia in the Senate (Senator Boswell)
Leader of the Australian Democrats (Senator Bartlett)
Senator Brown
Senator Harradine

Senator Harris
Senator Lees
Senator Nettle

To move (contingent on the Senate proceeding to the consideration of government documents)—That so much of the standing orders relating to the consideration of government documents be suspended as would prevent the senator moving a motion relating to the order in which the documents are called on by the President.

Limitation of time

Leader of the Opposition in the Senate (Senator Faulkner)
Leader of the Australian Democrats (Senator Bartlett)
Senator Brown
Senator Harradine
Senator Harris
Senator Lees
Senator Nettle

5 To move (contingent on a minister moving a motion that a bill be considered an urgent bill)—That so much of standing order 142 be suspended as would prevent debate taking place on the motion.

6 To move (contingent on a minister moving a motion to specify time to be allotted to the consideration of a bill, or any stage of a bill)—That so much of standing order 142 be suspended as would prevent the motion being debated without limitation of time and each senator speaking for the time allotted by standing orders.

7 To move (contingent on the chair declaring that the time allotted for the consideration of a bill, or any stage of a bill, has expired)—That so much of standing order 142 be suspended as would prevent further consideration of the bill, or the stage of the bill, without limitation of time or for a specified period.

Matters of urgency

8 **Leader of the Government in the Senate (Senator Hill):** To move (contingent on the moving of a motion to debate a matter of urgency under standing order 75)—That so much of the standing orders be suspended as would prevent a minister moving an amendment to the motion.

9 **Leader of the Opposition in the Senate (Senator Faulkner)**
Leader of the National Party of Australia in the Senate (Senator Boswell)
Leader of the Australian Democrats (Senator Bartlett)
Senator Brown
Senator Harradine
Senator Harris
Senator Lees
Senator Nettle

To move (contingent on the moving of a motion to debate a matter of urgency under standing order 75)—That so much of the standing orders be suspended as would prevent the senator moving an amendment to the motion.

Order of business

10 **Leader of the Opposition in the Senate (Senator Faulkner)**
Leader of the National Party of Australia in the Senate (Senator Boswell)
Leader of the Australian Democrats (Senator Bartlett)
Senator Brown
Senator Harradine
Senator Harris
Senator Lees
Senator Nettle

To move (contingent on the President proceeding to the placing of business on any day)—That so much of the standing orders be suspended as would prevent the senator moving a motion relating to the order of business on the *Notice Paper*.

Statements

11 **Leader of the Opposition in the Senate (Senator Faulkner)**
Leader of the National Party of Australia in the Senate (Senator Boswell)
Leader of the Australian Democrats (Senator Bartlett)
Senator Brown
Senator Harradine
Senator Harris
Senator Lees
Senator Nettle

To move (contingent on any senator being refused leave to make a statement to the Senate)—That so much of the standing orders be suspended as would prevent that senator making that statement.

Questions without notice

12 **Leader of the Opposition in the Senate (Senator Faulkner)**
Leader of the National Party of Australia in the Senate (Senator Boswell)
Leader of the Australian Democrats (Senator Bartlett)
Senator Brown
Senator Harradine
Senator Harris
Senator Lees
Senator Nettle

To move (contingent on a minister at question time on any day asking that further questions be placed on notice)—That so much of the standing orders be suspended as would prevent the senator moving a motion that, at question time on any day, questions may be put to ministers until 28 questions, including supplementary questions, have been asked and answered.

Tabling of documents

13 **Leader of the Opposition in the Senate (Senator Faulkner)**
Leader of the National Party of Australia in the Senate (Senator Boswell)
Leader of the Australian Democrats (Senator Bartlett)

Senator Brown
Senator Harradine
Senator Harris
Senator Lees
Senator Nettle

To move (contingent on any senator being refused leave to table a document in the Senate)—That so much of the standing orders be suspended as would prevent the senator moving that the document be tabled.

TEMPORARY CHAIRS OF COMMITTEES

Senators Bolkus, Brandis, Chapman, Cherry, Collins, Cook, Ferguson, Hutchins, Knowles, Lightfoot, Sandy Macdonald, McLucas and Watson

CATEGORIES OF COMMITTEES

Standing Committees
Appropriations and Staffing
House
Library
Privileges
Procedure
Publications
Selection of Bills
Senators' Interests

Legislative Scrutiny Standing Committees
Regulations and Ordinances
Scrutiny of Bills

Legislative and General Purpose Standing Committees
Community Affairs Legislation
Community Affairs References
Economics Legislation
Economics References
Employment, Workplace Relations and Education Legislation
Employment, Workplace Relations and Education References
Environment, Communications, Information Technology and the Arts Legislation
Environment, Communications, Information Technology and the Arts References
Finance and Public Administration Legislation
Finance and Public Administration References
Foreign Affairs, Defence and Trade Legislation
Foreign Affairs, Defence and Trade References
Legal and Constitutional Legislation
Legal and Constitutional References

Rural and Regional Affairs and Transport Legislation
Rural and Regional Affairs and Transport References

Select Committees
A Certain Maritime Incident
Medicare
Superannuation
Superannuation and Financial Services

Joint Statutory Committees
ASIO, ASIS and DSD
Australian Crime Commission (*replaced the Parliamentary Joint Committee on the National Crime Authority with effect from 1 January 2003*)
Broadcasting of Parliamentary Proceedings
Corporations and Financial Services
National Crime Authority
Native Title and the Aboriginal and Torres Strait Islander Land Fund
Public Accounts and Audit
Public Works

Joint Committees
Electoral Matters
Foreign Affairs, Defence and Trade
Migration
National Capital and External Territories
Treaties

N.B. Details appear in the following section, with committees listed in alphabetical order.

COMMITTEES

A Certain Maritime Incident—Select Committee
(*appointed 13 February 2002; terms of appointment varied 13 March 2002; final report tabled 23 October 2002*)
Members
Senator Cook (*Chair*), Senator Brandis (*Deputy Chair*), Senators Bartlett, Collins, Faulkner, Ferguson, Mason and Murphy
Report presented
Report (*tabled 23 October 2002*)
Erratum (*presented to the Deputy President on 25 October 2002, pursuant to standing order 38(7); tabled 11 November 2002*)

Appropriations and Staffing—Standing Committee
Members

The President (*Chairman*), the Leader of the Government in the Senate, the Leader of the Opposition in the Senate and Senators Allison, Bolkus, Boswell, Ferris, Heffernan and Ray

Reports presented

36th report—Estimates for the Department of the Senate 2002-03 (*certified by the President on 22 May 2002, pursuant to standing order 166(2); tabled 18 June 2002*)

Annual report for 2001-02 (*tabled 29 August 2002*)

37th report—Administration of parliamentary security (*tabled 18 November 2002*)

ASIO, ASIS and DSD—Joint Statutory Committee

Members

Mr Jull (*Chair*), Senators Ferguson, Sandy Macdonald and Ray and Mr Beazley, Mr McArthur and Mr McLeay

Reports presented

Australian Security Intelligence Organisation Legislation Amendment (Terrorism) Bill 2002—Interim report (*presented to the Deputy President on 3 May 2002, pursuant to standing order 38(7); tabled 14 May 2002*)

Australian Security Intelligence Organisation Legislation Amendment (Terrorism) Bill 2002—Advisory report (*tabled 18 June 2002*)

Annual report for 2001-02 (*tabled 2 December 2002*)

Australian Crime Commission—Joint Statutory Committee

(*replaced the Parliamentary Joint Committee on the National Crime Authority with effect from 1 January 2003*)

Members

Mr Baird (*Chair*), Mr Sercombe (*Deputy Chair*), Senators Denman, Ferris, Greig, Hutchins and McGauran and Mr Dutton, Mr Kerr and Mr CP Thompson

Current inquiry

Recent trends in practices and methods of cybercrime (*adopted 6 March 2003*)

Broadcasting of Parliamentary Proceedings—Joint Statutory Committee

Members

The President (*Vice Chairman*), the Speaker (*Chairman*), Senators Ferris and Stephens and Mr Forrest, Mrs Gash, Mr Lindsay, Ms JS McFarlane and Mr Price

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Community Affairs Legislation Committee

Portfolios

Family and Community Services; Health and Ageing

Members

Senator Knowles (*Chair*), Senator Greig (*Deputy Chair*), Senators Denman, Heffernan, Humphries and Hutchins

Participating members

Senators Abetz, Bishop, Boswell, Buckland, Carr, Chapman, Collins, Coonan, Crossin, Eggleston, Evans, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Hogg, Lees, Lightfoot, Ludwig, McGauran, McLucas, Moore, Murphy, Nettle, Payne, Tierney, Watson and Webber

Senator Allison for matters relating to the Health and Ageing portfolio

Current inquiry

Health Legislation Amendment (Private Health Insurance Reform) Bill 2003 (*referred 19 March 2003; reporting date: 16 June 2003*)

Reports presented

Matters not disposed of at the end of the 39th Parliament (*tabled 14 February 2002*)

Annual reports (No. 1 of 2002) (*tabled 13 March 2002*)

Additional estimates 2001-02, March 2002 (*tabled 13 March 2002*)

Budget estimates 2002-03, June 2002 (*tabled 19 June 2002*)

Provisions of the Research Involving Embryos and Prohibition of Human Cloning Bill 2002 (*presented to the President on 24 October 2002, pursuant to standing order 38(7); tabled 11 November 2002*)

Family and Community Services Legislation Amendment (Special Benefit Activity Test) Bill 2002 (*tabled 2 December 2002*)

Additional estimates 2002-03, March 2003 (*tabled 19 March 2003*)

Annual reports (No. 1 of 2003), March 2003 (*tabled 20 March 2003*)

Community Affairs References Committee

Members

Senator Hutchins (*Chair*), Senator Knowles (*Deputy Chair*), Senators Humphries, Lees, McLucas and Moore

Substitute member

Senator Murray to replace Senator Lees for the committee's inquiry into children in institutional care

Participating members

Senators Abetz, Bishop, Carr, Chapman, Coonan, Crossin, Denman, Eggleston, Evans, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Lightfoot, Ludwig, Mason, McGauran, Murphy, Nettle, Payne, Tierney, Watson and Webber

Senator Greig for matters relating to the Family and Community Services portfolio

Senator Allison for matters relating to the Health and Ageing portfolio

Current inquiries

Operation of the social security breaches and penalties system (*referred 16 October 2002*)

Poverty and financial hardship (*referred 21 October 2002; reporting date: 18 September 2003*)

Children in institutional care (*referred 4 March 2003; reporting date: 3 December 2003*)

Reports presented

Matters not disposed of at the end of the 39th Parliament (*tabled 14 February 2002*)

The patient profession: Time for action—Report on the inquiry into nursing (*tabled 26 June 2002*)

Participation requirements and penalties in the social security system [Family and Community Services Legislation Amendment (Australians Working Together and

other 2001 Budget Measures) Bill 2002 and related issues] (*tabled 25 September 2002*)

Corporations and Financial Services—Joint Statutory Committee

(*formerly the Parliamentary Joint Committee on Corporations and Securities; name amended 11 March 2002 pursuant to Schedule 1, item 5 of the Financial Services Reform Act 2001*)

Members

Senator Chapman (*Chair*), Senator Wong (*Deputy Chair*), Senators Brandis, Conroy and Murray and Mr Byrne, Mr Ciobo, Mr Griffin, Mr Hunt and Mr McArthur

Current inquiries

Banking and financial services in rural, regional and remote areas of Australia (*adopted 26 June 2002*)

Australia's insolvency laws (*adopted 14 November 2002*)

Disclosure of commissions on risk products (*adopted 14 November 2002*)

* Corporations Amendment Regulations 2003 (No. 1) 2003, as contained in Statutory Rules 2003 No. 31, and regulation 7.1.29 of the Corporations Amendment Regulations 2003 (No. 3), as contained in Statutory Rules 2003 No. 85 (*adopted 14 May 2003*)

Reports presented

Regulations and ASIC policy statements made under the *Financial Services Reform Act 2001* (*tabled 23 October 2003*)

Review of the *Managed Investments Act 1998* (*tabled 12 December 2002*)

Review of the Australian Securities and Investment Commission (*tabled 26 March 2003*)

Economics Legislation Committee

Portfolios

Treasury; Industry, Tourism and Resources

Members

Senator Brandis (*Chair*), Senator Collins (*Deputy Chair*), Senators Chapman, Murray, Watson and Webber

Substitute member

Senator Allison to replace Senator Murray for matters relating to the Resources portfolio

Participating members

Senators Abetz, Boswell, Buckland, George Campbell, Carr, Cherry, Conroy, Cook, Coonan, Eggleston, Evans, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Kirk, Knowles, Lees, Lightfoot, Ludwig, Lundy, Marshall, Mason, McGauran, Murphy, Payne, Ridgeway, Sherry, Stott Despoja, Tchen and Tierney

Current inquiries

Late Payment of Commercial Debts (Interest) Bill 2003 (*referred 19 March 2003; reporting date: 11 August 2003*)

Provisions of the Taxation Laws Amendment Bill (No. 4) 2003 (*referred 19 March 2003; reporting date: 16 June 2003*)

Provisions of the Taxation Laws Amendment Bill (No. 8) 2002 (*referred 19 March 2003; reporting date: 16 June 2003*)

Reports presented

Commonwealth Inscribed Stock Amendment Bill 2001 (*presented to the Deputy President on 6 December 2001, pursuant to standing order 38(7); tabled 12 February 2002*)

Additional estimates 2001-02, March 2002 (*tabled 19 March 2002*)

Taxation Laws Amendment (Superannuation) Bill (No. 1) 2002 and Income Tax (Superannuation Payments Withholding Tax) Bill 2002 (*tabled 20 March 2002*)

Annual reports (No. 1 of 2002) (*tabled 21 March 2002*)

Budget estimates 2002-03, June 2002 (*tabled 19 June 2002*)

New Business Tax System (Consolidation) Bill (No. 1) 2002 (*tabled 26 June 2002*)

Taxation Laws Amendment Bill (No. 4) 2002 (*tabled 26 June 2002*)

Diesel Fuel Rebate Scheme Amendment Bill 2002 (*tabled 26 June 2002*)

Space Activities Amendment Bill 2002 (*tabled 27 August 2002*)

Annual reports (No. 2 of 2002) (*tabled 18 September 2002*)

New Business Tax System (Consolidation, Value Shifting, Demergers and Other Measures) Bill 2002 (*presented to the Deputy President on 18 October 2002, pursuant to standing order 38(7); tabled 21 October 2002*)

Excise Tariff Amendment Bill (No. 1) 2002 and Customs Tariff Amendment Bill (No. 2) 2002 (*tabled 22 October 2002*)

New Business Tax System (Consolidation and Other Measures) Bill (No. 1) 2002 (*tabled 18 November 2002*)

Inspector-General of Taxation Bill 2002 (*tabled 3 December 2002*)

Trade Practices Amendment (Liability for Recreational Services) Bill 2002 (*tabled 10 December 2002*)

Financial Sector Legislation Amendment Bill (No. 2) 2002 (*tabled 11 December 2002*)

Additional estimates 2002-03, March 2003 (*tabled 19 March 2003*)

Corporations Amendment (Repayment of Directors' Bonuses) Bill 2002 (*tabled 19 March 2003*)

Annual reports (No. 1 of 2003), March 2003 (*tabled 20 March 2003*)

Additional estimates 2002-03, March 2003 (*tabled 20 March 2003*)

Energy Grants (Credits) Scheme Bill 2003 and Energy Grants (Credits) Scheme (Consequential Amendments) Bill 2003 (*tabled 24 March 2003*)

Corporations (Fees) Amendment Bill 2002, Corporations Legislation Amendment Bill 2002 and Corporations (Review Fees) Bill 2002 (*tabled 26 March 2003*)

Terrorism Insurance Bill 2003 (*tabled 14 May 2003*)

* Designs Bill 2002 and Designs (Consequential Amendments) Bill 2002 (*presented to the President on 28 May 2003, pursuant to standing order 38(7)*)

Economics References Committee

Members

Senator Collins (*Chair*), Senator Brandis (*Deputy Chair*), Senators Chapman, Hogg, Ridgeway and Webber

Substitute member

Senator Allison to replace Senator Ridgeway for matters relating to the Resources portfolio

Participating members

Senators Abetz, Boswell, Buckland, George Campbell, Carr, Cherry, Conroy, Coonan, Eggleston, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Kirk, Knowles, Lees, Lightfoot, Ludwig, Mason, McGauran, Murphy, Murray, Payne, Sherry, Stott Despoja, Tchen, Tierney and Watson

Current inquiry

The structure and distributive effects of the Australian taxation system (*referred 12 December 2002; reporting date: last sitting day in June 2004*)

Reports presented

Inquiry into mass marketed tax effective schemes and investor protection (*presented to the President on 11 February 2002, pursuant to standing order 38(7); tabled 12 February 2002*)

Inquiry into the framework for the market supervision of Australia's stock exchanges (*presented to the President on 11 February 2002, pursuant to standing order 38(7); tabled 12 February 2002*)

A review of public liability and professional indemnity insurance (*tabled 22 October 2002*)

Electoral Matters—Joint Standing Committee

(*appointed 14 February 2002*)

Members

Mr Georgiou (*Chair*), Mr Danby (*Deputy Chair*), Senators Bartlett, Brandis, Mason, Murray and Ray and Mr Forrest, Mr Melham and Ms Panopoulos

Report presented

The integrity of the electoral roll: Review of ANAO report no. 42 of 2001-02 (*tabled 11 November 2002*)

Employment, Workplace Relations and Education Legislation Committee

(*formerly the Employment, Workplace Relations, Small Business and Education Legislation Committee; name amended 11 March 2002—see standing order 25*)

Portfolios

Employment and Workplace Relations; Education, Science and Training

Members

Senator Tierney (*Chair*), Senator George Campbell (*Deputy Chair*), Senators Barnett, Carr, Johnston and Stott Despoja

Substitute members

Senator Murray to replace Senator Stott Despoja for matters relating to the Workplace Relations portfolio

Senator Allison to replace Senator Stott Despoja for matters relating to the Training portfolio and the Schools portfolio

Senator Cherry to replace Senator Stott Despoja for matters relating to the Employment portfolio

Participating members

Senators Abetz, Boswell, Buckland, Chapman, Cherry, Collins, Coonan, Crossin, Eggleston, Evans, Faulkner, Ferguson, Forshaw, Harradine, Harris, Hutchins, Knowles, Lees, Lightfoot, Ludwig, Marshall, Mason, McGauran, Murphy, Nettle, Payne, Santoro, Sherry, Stephens, Watson and Webber

Current inquiry

Workplace Relations Amendment (Protecting the Low Paid) Bill 2003 (*referred 19 March 2003; reporting date: 19 June 2003*)

Reports presented

Annual reports (No. 1 of 2002) (*tabled 13 March 2002*)

Additional estimates 2001-02, March 2002 (*tabled 13 March 2002*)

Workplace Relations Amendment (Fair Dismissal) Bill 2002, Workplace Relations Amendment (Prohibition of Compulsory Union Fees) Bill 2002, Workplace Relations Amendment (Secret Ballots for Protected Action) Bill 2002, Workplace Relations Amendment (Genuine Bargaining) Bill 2002 and Workplace Relations Amendment (Fair Termination) Bill 2002 (*tabled 15 May 2002*)

Budget estimates 2002-03, June 2002 (*tabled 27 June 2002*)

Higher Education Funding Amendment Bill 2002 (*tabled 22 August 2002*)

Research Agencies Legislation Amendment Bill 2002 (*tabled 29 August 2002*)

Workplace Relations Amendment (Paid Maternity Leave) Bill 2002 (*tabled 18 September 2002*)

Annual reports (No. 2 of 2002) (*tabled 18 September 2002*)

Workplace Relations Amendment (Improved Protection for Victorian Workers) Bill 2002 (*presented to the President on 15 November 2002, pursuant to standing order 38(7); tabled 18 November 2002*)

Additional estimates 2002-03, March 2003 (*tabled 19 March 2003*)

Annual reports (No. 1 of 2003), March 2003 (*tabled 20 March 2003*)

Workplace Relations Amendment (Termination of Employment) Bill 2002 (*tabled 26 March 2003*)

Workplace Relations Amendment (Protecting the Low Paid) Bill 2003—Interim report (*presented to the Deputy President on 2 May 2003, pursuant to standing order 38(7); tabled 13 May 2003*)

Employment, Workplace Relations and Education References Committee

(*formerly the Employment, Workplace Relations, Small Business and Education References Committee; name amended 11 March 2002—see standing order 25*)

Members

Senator George Campbell (*Chair*), Senator Tierney (*Deputy Chair*), Senators Barnett, Carr, Crossin and Stott Despoja

Substitute members

Senator Murray to replace Senator Stott Despoja for matters relating to the Workplace Relations portfolio

Senator Allison to replace Senator Stott Despoja for matters relating to the Training portfolio and the Schools portfolio

Senator Cherry to replace Senator Stott Despoja for matters relating to the Employment portfolio

Participating members

Senators Abetz, Boswell, Buckland, Chapman, Cherry, Collins, Coonan, Denman, Eggleston, Evans, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Hutchins, Johnston, Knowles, Lees, Lightfoot, Ludwig, Mason, McGauran, McLucas, Murphy, Nettle, Payne, Santoro, Sherry, Stephens, Watson and Webber

Current inquiries

The refusal of the Government to respond to the order of the Senate of 21 August 2002 for the production of documents relating to financial information concerning

higher education institutions (*referred 18 September 2002; reporting date: 19 August 2003*)

Labour market skills requirements (*referred 23 October 2002; reporting date: 28 October 2003*)

Reports presented

Education of gifted and talented children (*presented to the President on 2 October 2001, pursuant to standing order 38(7); tabled 12 February 2002*)

Universities in crisis: Report into the capacity of public university to meet Australia's higher education needs—Addendum (*presented to the President on 8 November 2001, pursuant to standing order 38(7); tabled 12 February 2002*)

Education of students with disabilities (*tabled 10 December 2002*)

Small business employment (*tabled 6 February 2003*)

Education of students with disabilities—Corrigendum (*tabled 5 March 2003*)

Environment, Communications, Information Technology and the Arts Legislation Committee

Portfolios

Environment and Heritage; Communications, Information Technology and the Arts

Members

Senator Eggleston (*Chair*), Senator Mackay (*Deputy Chair*), Senators Bartlett, Lundy, Santoro and Tchen

Substitute members

Senator Greig to replace Senator Bartlett for matters relating to the Information Technology portfolio

Senator Ridgeway to replace Senator Bartlett for matters relating to the Arts portfolio

Participating members

Senators Abetz, Bolkus, Boswell, Brown, George Campbell, Carr, Chapman, Conroy, Coonan, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Knowles, Lees, Lightfoot, McLucas, Mason, McGauran, Murphy, Nettle, Ray, Watson and Wong

Senator Cherry for matters relating to the Communications portfolio

Current inquiries

Plastic Bag Levy (Assessment and Collection) Bill 2002 [No. 2] and the Plastic Bag (Minimisation of Usage) Education Fund Bill 2002 [No. 2] (*referred 5 March 2003; reporting date: 7 October 2003*)

Environment Protection and Biodiversity Conservation Amendment (Invasive Species) Bill 2002 (*referred 26 March 2003; reporting date: 25 November 2003*)

Reports presented

Additional estimates 2001-02, March 2002 (*tabled 13 March 2002*)

Annual reports (No. 1 of 2002) (*tabled 21 March 2002*)

Broadcasting Services Amendment (Media Ownership) Bill 2002 (*presented to the President on 18 June 2002, pursuant to standing order 38(7); tabled 19 June 2002*)

Budget estimates 2002-03, June 2002 (*tabled 19 June 2002*)

New Zealand/Australia committee exchange program: Report of visit to New Zealand, 15 to 17 April 2002 (*tabled 27 August 2002*)

Annual reports (No. 2 of 2002) (*tabled 18 September 2002*)

Telecommunications Competition Bill 2002 (*presented to the Deputy President on 22 November 2002, pursuant to standing order 38(7); tabled 2 December 2002*)

Renewable Energy (Electricity) Amendment Bill 2002—Interim report (*presented to the Deputy President on 28 November 2002, pursuant to standing order 38(7); tabled 2 December 2002*)

Renewable Energy (Electricity) Amendment Bill 2002 (*tabled 2 December 2002*)

Additional estimates 2002-03, March 2003 (*tabled 19 March 2003*)

Annual reports (No. 1 of 2003), March 2003 (*tabled 20 March 2003*)

Environment, Communications, Information Technology and the Arts References Committee

Members

Senator Cherry (*Chair*), Senator Tierney (*Deputy Chair*), Senators Lundy, Mackay, Tchen and Wong

Substitute members

Senator Crossin to replace Senator Mackay for the committee's inquiry into environmental performance at the Ranger, Jabiluka, Beverley and Honeymoon uranium operations

Senator Buckland to replace Senator Lundy for the committee's inquiry into environmental performance at the Ranger, Jabiluka, Beverley and Honeymoon uranium operations

Senator Scullion to replace Senator Tierney for the committee's inquiry into environmental performance at the Ranger, Jabiluka, Beverley and Honeymoon uranium operations

Senator Moore to replace Senator Wong for the committee's inquiries into the Australian telecommunications network and the role of libraries as providers of public information in the online environment

Participating members

Senators Abetz, Allison, Bolkus, Boswell, Brown, Buckland, George Campbell, Carr, Chapman, Conroy, Coonan, Eggleston, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Knowles, Lees, Mason, McGauran, Moore, Murphy, Nettle, Payne and Watson

Senator Greig for matters relating to the Information Technology portfolio

Senator Ridgeway for matters relating to the Arts portfolio

Senator Nettle for the committee's inquiry into environmental performance at the Ranger, Jabiluka, Beverley and Honeymoon uranium operations

Senator Wong for the committee's inquiry into the Australian telecommunications network

Current inquiries

Environmental performance at the Ranger, Jabiluka, Beverley and Honeymoon uranium operations (*referred 20 June 2002; reporting date: 24 June 2003*)

The role of libraries as providers of public information in the online environment (*referred 25 June 2002; reporting date: 24 June 2003*)

Australian telecommunications network (*referred 25 June 2002; reporting date: 24 June 2003*)

Reports presented

Matters not disposed of at the end of the 39th Parliament (*tabled 14 February 2002*)

New Zealand/Australia committee exchange program: Report of visit to New Zealand, 15 to 17 April 2002 (*tabled 27 August 2002*)

The value of water: Inquiry into Australia's urban water management (*tabled 5 December 2002*)

Finance and Public Administration Legislation Committee

Portfolios

Parliament; Prime Minister and Cabinet; Finance and Administration

Members

Senator Mason (*Chair*), Senator Murray (*Deputy Chair*), Senators Brandis, Faulkner, Forshaw and Heffernan

Participating members

Senators Abetz, Carr, Chapman, Conroy, Coonan, Eggleston, Evans, Ferguson, Ferris, Harradine, Harris, Knowles, Lees, McGauran, Mackay, Marshall, Murphy, Payne, Ray, Ridgeway, Sherry, Tchen, Tierney and Watson

Current inquiry

Portfolio Budget Statements (*referred 21 November 1996; readopted 2 December 1998 and 21 March 2002*)

Reports presented

Additional estimates 2001-02, March 2002 (*tabled 13 March 2002*)

Matters not disposed of at the end of the 39th Parliament (*tabled 21 March 2002*)

Annual reports (No. 1 of 2002) (*tabled 21 March 2002*)

Budget estimates 2002-03, June 2002 (*tabled 19 June 2002*)

Charter of Political Honesty Bill 2000 [2002], Electoral Amendment (Political Honesty) Bill 2000 [2002], Government Advertising (Objectivity, Fairness and Accountability) Bill 2000 and Auditor of Parliamentary Allowances and Entitlements Bill 2000 [No. 2] (*tabled 29 August 2002*)

Annual reports (No. 2 of 2002) (*tabled 18 September 2002*)

Members of Parliament (Life Gold Pass) Bill 2002 (*tabled 19 September 2002*)

Public Interest Disclosure Bill 2001 [2002] (*tabled 26 September 2002*)

Additional estimates 2002-03, March 2003 (*tabled 19 March 2003*)

Annual reports (No. 1 of 2003), March 2003 (*tabled 20 March 2003*)

Finance and Public Administration References Committee

Members

Senator Forshaw (*Chair*), Senator Watson (*Deputy Chair*), Senators Heffernan, Marshall, Ridgeway and Wong

Substitute member

Senator Murray to replace Senator Ridgeway for the committee's inquiry into recruitment and training in the Australian Public Service

Senator O'Brien to substitute for Senator Marshall for the committee's inquiry into funding under the Dairy Regional Assistance Program

Senator Cherry to substitute for Senator Ridgeway for the committee's inquiry into funding under the Dairy Regional Assistance Program

Participating members

Senators Abetz, Brandis, Carr, Chapman, Conroy, Coonan, Crossin, Eggleston, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Knowles, Lees, Lundy, Mason, McGauran, Murphy, Murray, Payne, Sherry, Tchen and Tierney

Senator Marshall for the committee's inquiry into funding under the Dairy Regional Assistance Program

Current inquiries

Tabling of indexed lists of files of departments and agencies (*referred 21 August 1996 pursuant to the order of 30 May 1996; readopted 1 December 1998 and 21 March 2002*)

Recruitment and training in the Australian Public Service (*referred 21 March 2002; reporting date: 26 June 2003*)

Staff employed under the *Members of Parliament (Staff) Act 1984* (*referred 19 March 2003; reporting date: 8 October 2003*)

Funding under the Dairy Regional Assistance Program (*referred 27 March 2003; reporting date: 30 June 2003*)

Reports presented

Matters not disposed of at the end of the 39th Parliament (*tabled 21 March 2002*)

Departmental and agency contracts: Report on the first year of operation of the Senate order for the production of lists of departmental and agency contracts (*tabled 12 December 2002*)

Foreign Affairs, Defence and Trade—Joint Standing Committee

(*appointed 14 February 2002*)

Members

Senator Ferguson (*Chair*), Mr Brereton (*Deputy Chair*), Senators Bolkus, Cook, Eggleston, Evans, Harradine, Hutchins, Johnston, Sandy Macdonald, O'Brien, Payne and Stott Despoja and Mr Baird, Mr Baldwin, Mr Beazley, Mr Bevis, Mr Byrne, Mr Edwards, Mr LDT Ferguson, Mrs Gash, Mr Hawker, Mr Jull, Mr Lindsay, Mrs Moylan, Mr Nairn, Mr Price, Mr Prosser, Mr Scott, Mr Snowdon, Mr Somlyay and Mr CP Thompson

Current inquiries

Watching brief on the war on terrorism (*adopted 15 May 2002*)

United Nations – Australia's role in the UN (*adopted 15 May 2002*)

World Trade Organisation – Australia's role in the WTO (*adopted 15 May 2002*)

Trade and investment relations with the countries of Central Europe (*adopted 12 August 2002*)

Relations with Indonesia (*adopted 22 August 2002*)

Australia's maritime strategy (*adopted 27 August 2002*)

Review of those aspects of the 2000-01 annual report of the Human Rights and Equal Opportunity Commission relating to conditions at immigration detention centres and the treatment of detainees (*adopted 27 June 2002*)

Human rights and good governance education in the Asia-Pacific region (*referred 3 September 2002*)

Review of the Australian Agency for International Development (AusAID) annual report for 2001-02 (*adopted 16 October 2002*)

Review of the Australian Trade Commission (Austrade) annual report for 2001-02 (*adopted 16 October 2002*)

Review of the Department of Defence annual report for 2001-02 (*adopted 16 October 2002*)

Review of the Department of Foreign Affairs and Trade annual report for 2001-02 (*adopted 16 October 2002*)

Review of Australia-Indonesia Institute annual report for 2001-02 (*adopted 2 December 2002*)

Reports presented

Review of Foreign Affairs, Trade and Defence annual reports 2000-01 (*tabled 23 September 2002*)

Enterprising Australia: Planning, preparing and profiting from trade and investment—A short report on the proceedings of the inquiry (*tabled 16 October 2002*)

Parliament's watching brief on the war on terrorism—Visit to Australian forces deployed to the international coalition against terrorism (*tabled 21 October 2002*)

Parliament's watching brief on the war on terrorism—Review of Australia's preparedness to manage the consequences of a terrorist attack (*statement made, by way of a report, 2 December 2002*)

Review of Australia's relations with the United Nations (*statement made, by way of a report, 9 December 2002*)

Scrutiny of the World Trade Organisation (*statement made, by way of a report, 9 December 2002*)

Foreign Affairs, Defence and Trade Legislation Committee

Portfolios

Foreign Affairs and Trade; Defence (including Veterans' Affairs)

Members

Senator Sandy Macdonald (*Chair*), Senator Cook (*Deputy Chair*), Senators Evans, Ferguson, Payne and Ridgeway

Participating members

Senators Abetz, Bishop, Boswell, Brandis, Carr, Chapman, Coonan, Eggleston, Faulkner, Ferris, Forshaw, Harradine, Harris, Hogg, Hutchins, Johnston, Knowles, Lees, Lightfoot, Mackay, Marshall, Mason, McGauran, Murphy, Nettle, Santoro, Stott Despoja, Tchen, Tierney and Watson

Reports presented

Annual reports (No. 1 of 2002) (*tabled 21 March 2002*)

Additional estimates 2001-02, March 2002 (*tabled 21 March 2002*)

Budget estimates 2002-03, June 2002 (*tabled 26 June 2002*)

Annual reports (No. 2 of 2002) (*tabled 18 September 2002*)

Additional estimates 2002-03, March 2003 (*tabled 19 March 2003*)

Annual reports (No. 1 of 2003), March 2003 (*tabled 20 March 2003*)

Foreign Affairs, Defence and Trade References Committee

Members

Senator Cook (*Chair*), Senator Sandy Macdonald (*Deputy Chair*), Senators Hogg, Johnston, Marshall and Ridgeway

Substitute member

Senator Stott Despoja to replace Senator Ridgeway for the committee's inquiry into the performance of government agencies in the assessment and dissemination of security threats in South East Asia in the period 11 September 2001 to 12 October 2002

Participating members

Senators Abetz, Boswell, Brandis, Carr, Chapman, Collins, Coonan, Denman, Eggleston, Evans, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Knowles,

Lees, Lightfoot, Mackay, Mason, McGauran, Murphy, Nettle, Payne, Santoro, Stott Despoja, Tchen, Tierney and Watson

Senator Kirk for the committee's inquiry into the performance of government agencies in the assessment and dissemination of security threats in South East Asia in the period 11 September 2001 to 12 October 2002

Current inquiries

Australia's relationship with Papua New Guinea and other Pacific island countries (*referred 13 March 2002; reporting date: last sitting day in June 2003*)

An examination of the Government's foreign and trade policy strategy (*referred 10 December 2002; reporting date:20 August 2003*)

Issues involved in the negotiation of the General Agreement on Trade in Services in the Doha Development Round (*referred 12 December 2002; reporting date: 27 November 2003*)

The performance of government agencies in the assessment and dissemination of security threats in South East Asia in the period 11 September 2001 to 12 October 2002 (*referred 24 March 2003; reporting date: 4 November 2003*)

Report by the Director of Trials of the Review of Test and Evaluation in Defence (*referred 14 May 2003 contingent upon the presentation of the document in the Senate*)

Reports presented

Recruitment and retention of ADF personnel (*presented to the Temporary Chair of Committees, Senator Chapman, on 4 October 2001, pursuant to standing order 38(7); tabled 12 February 2002*)

Materiel acquisition and management in Defence (*tabled 27 March 2003*)

House—Standing Committee

Members

The President (*Chair*), the Deputy President, Senators Carr, Colbeck, Collins, Lightfoot and Stephens

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Legal and Constitutional Legislation Committee

Portfolios

Attorney-General; Immigration and Multicultural and Indigenous Affairs

Members

Senator Payne (*Chair*), Senator Bolkus (*Deputy Chair*), Senators Greig, Ludwig, Mason and Scullion

Substitute member

Senator Ridgeway to replace Senator Greig for matters relating to the Indigenous Affairs portfolio

Participating members

Senators Abetz, Brandis, Brown, Carr, Chapman, Eggleston, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Kirk, Knowles, Lees, Lightfoot, McGauran, McLucas, Murphy, Nettle, Ray, Sherry, Stephens, Stott Despoja, Tchen, Tierney and Watson

Senator Bartlett for matters relating to the Immigration and Multicultural Affairs portfolio

Current inquiry

Provisions of the Family Law Amendment Bill 2003 (*referred 14 May 2003; reporting date: 13 August 2003*)

Reports presented

Matter not disposed of at the end of the 39th Parliament (*tabled 11 March 2002*)

Annual reports (No. 1 of 2002) (*tabled 21 March 2002*)

Additional estimates 2001-02, March 2002 (*tabled 21 March 2002*)

Proceeds of Crime Bill 2002 and the Proceeds of Crime (Consequential Amendments and Transitional Provisions) Bill 2002—Interim report (*presented to the Temporary Chair of Committees, Senator Chapman, on 10 April 2002, pursuant to standing order 38(7); tabled 14 May 2002*)

Criminal Code Amendment (Espionage and Related Offences) Bill 2002—Interim report (*presented to the Deputy President on 26 April 2002, pursuant to standing order 38(7); tabled 14 May 2002*)

Proceeds of Crime Bill 2002 and the Proceeds of Crime (Consequential Amendments and Transitional Provisions) Bill 2002 (*presented to the Deputy President on 26 April 2002, pursuant to standing order 38(7); tabled 14 May 2002*)

Security Legislation Amendment (Terrorism) Bill 2002 [No. 2], Suppression of the Financing of Terrorism Bill 2002, Criminal Code Amendment (Suppression of Terrorist Bombings) Bill 2002, Border Security Legislation Amendment Bill 2002 and Telecommunications Interception Legislation Amendment Bill 2002—Interim report (*presented to the Deputy President on 3 May 2002, pursuant to standing order 38(7); tabled 14 May 2002*)

Australian Security Intelligence Organisation Legislation Amendment (Terrorism) Bill 2002—Interim report (*presented to the Deputy President on 3 May 2002, pursuant to standing order 38(7); tabled 14 May 2002*)

Security Legislation Amendment (Terrorism) Bill 2002 [No. 2], Suppression of the Financing of Terrorism Bill 2002, Criminal Code Amendment (Suppression of Terrorist Bombings) Bill 2002, Border Security Legislation Amendment Bill 2002 and Telecommunications Interception Legislation Amendment Bill 2002 (*presented to the Temporary Chair of Committees, Senator Knowles, on 8 May 2002, pursuant to standing order 38(7); tabled 14 May 2002*)

Criminal Code Amendment (Espionage and Related Offences) Bill 2002 (*presented to the Deputy President on 10 May 2002, pursuant to standing order 38(7); tabled 14 May 2002*)

Family Law Amendment (Child Protection Convention) Bill 2002 (*tabled 15 May 2002*)

Proceeds of Crime Bill 2002 and the Proceeds of Crime (Consequential Amendments and Transitional Provisions) Bill 2002—Erratum (*tabled 16 May 2002*)

Migration Legislation Amendment (Procedural Fairness) Bill 2002—Interim report (*presented to the Temporary Chair of Committees, Senator Cook, on 22 May 2002, pursuant to standing order 38(7); tabled 18 June 2002*)

Migration Legislation Amendment Bill (No. 1) 2002—Interim report (*presented to the Temporary Chair of Committees, Senator Cook, on 22 May 2002, pursuant to standing order 38(7); tabled 18 June 2002*)

Migration Legislation Amendment (Procedural Fairness) Bill 2002 (*presented to the Deputy President on 5 June 2002, pursuant to standing order 38(7); tabled 18 June 2002*)

Migration Legislation Amendment Bill (No. 1) 2002 (*presented to the Deputy President on 5 June 2002, pursuant to standing order 38(7); tabled 18 June 2002*)

Australian Protective Service Amendment Bill 2002 (*presented to the Deputy President on 13 June 2002, pursuant to standing order 38(7); tabled 18 June 2002*)

Australian Security Intelligence Organisation Legislation Amendment (Terrorism) Bill 2002 (*tabled 18 June 2002*)

Budget estimates 2002-03, June 2002 (*tabled 25 June 2002*)

Government amendments to the Proceeds of Crime Bill 2002 and the Proceeds of Crime (Consequential Amendments and Transitional Provisions) Bill 2002 (*presented to the President on 28 June 2002, pursuant to standing order 38(7); tabled 19 August 2002*)

Annual reports (No. 2 of 2002) (*tabled 18 September 2002*)

Statutory powers and functions of the Australian Law Reform Commission—Interim report (*tabled 12 December 2002*)

Statutory powers and functions of the Australian Law Reform Commission—Final report (*tabled 20 March 2003*)

Additional estimates 2002-03, March 2003 (*tabled 20 March 2003*)

Customs Legislation Amendment Bill (No. 2) 2002—Interim report (*tabled 25 March 2003*)

Customs Legislation Amendment Bill (No. 2) 2002 (*presented to the Temporary Chair of Committees, Senator Brandis, on 4 April 2003, pursuant to standing order 38(7); tabled 13 May 2003*)

* Annual reports (No. 1 of 2003) (*tabled 15 May 2003*)

* Human Rights Commission Legislation Bill 2003 (*presented to the Temporary Chair of Committees, Senator Brandis, on 29 May 2003, pursuant to standing order 38(7)*)

* Human Rights Commission Legislation Bill 2003—Erratum (*presented to the Temporary Chair of Committees, Senator Collins, on 2 June 2003, pursuant to standing order 38(7)*)

Document presented

Security Legislation Amendment (Terrorism) Bill 2002 [No. 2], Suppression of the Financing of Terrorism Bill 2002, Criminal Code Amendment (Suppression of Terrorist Bombings) Bill 2002, Border Security Legislation Amendment Bill 2002 and Telecommunications Interception Legislation Amendment Bill 2002—Additional information (*tabled 27 March 2003*)

Legal and Constitutional References Committee

Members

Senator Bolkus (*Chair*), Senator Payne (*Deputy Chair*), Senators Greig, Kirk, Scullion and Stephens

Substitute members

Senator Ridgeway to replace Senator Greig for matters relating to the Indigenous Affairs portfolio

Senator Crossin to replace Senator Stephens for the committee's inquiry into progress towards national reconciliation

Participating members

Senators Abetz, Brandis, Brown, Carr, Chapman, Crossin, Eggleston, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Knowles, Lees, Lightfoot, Ludwig, Mason, McGauran, Murphy, Nettle, Sherry, Stott Despoja, Tchen, Tierney and Watson

Senator Bartlett for matters relating to the Immigration and Multicultural Affairs portfolio

Current inquiry

Progress towards national reconciliation (*referred 27 August 2002; reporting date: 11 August 2003*)

Reports presented

Matters not disposed of at the end of the 39th Parliament (*tabled 11 March 2002*)

Human Rights (Mandatory Sentencing for Property Offences) Bill 2000 (*tabled 12 March 2002*)

Inquiry into s. 46 and s. 50 of the *Trade Practices Act 1974* (*tabled 14 May 2002*)

Outsourcing of the Australian Customs Service's Information Technology (*tabled 16 May 2002*)

Migration zone excision: An examination of the Migration Legislation Amendment (Further Border Protection Measures) Bill 2002 and related matters (*tabled 21 October 2002*)

Australian Security Intelligence Organisation Legislation Amendment (Terrorism) Bill 2002 and related matters (*tabled 3 December 2002*)

Documents presented

Sexuality discrimination—Additional information (*tabled 27 March 2003*)

Library—Standing Committee

Members

The President (*Chair*), Senators Kirk, Ludwig, Scullion, Tchen, Tierney and Wong

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Medicare—Select Committee

(*appointed 15 May 2003*)

Members

Senator McLucas (*Chair*), Senators Allison, Barnett, Forshaw, Humphries, Knowles, Lees and Stephens

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Migration—Joint Standing Committee

(*appointed 14 February 2002*)

Members

Ms Gambaro (*Chair*), Senators Bartlett, Eggleston, Kirk and Tchen and Mr LDT Ferguson, Mrs Gash, Mrs Irwin, Mr Ripoll and Mr Randall

Current inquiry

Review of skilled migration (*referred 18 June 2002*)

Report presented

2003 Review of Migration Regulation 4.31B (*presented to the Deputy President on 29 April 2003, pursuant to standing order 38(7); tabled 13 May 2003*)

National Capital and External Territories—Joint Standing Committee

(*appointed 14 February 2002*)

Members

Senator Lightfoot (*Chair*), Senator Crossin (*Deputy Chair*), The Deputy President and Chairman of Committees, the Deputy Speaker, Senators Lundy, Scullion and

Stott Despoja and Ms Ellis, Mr Johnson, Mr Neville, Mr Snowdon and Mr CP Thompson

Reports presented

Norfolk Island electoral matters (*tabled 26 August 2002*)

Striking the right balance: Draft amendment 39, National Capital Plan (*tabled 21 October 2002*)

National Crime Authority—Joint Statutory Committee

(*replaced by the Parliamentary Joint Committee on the Australian Crime Commission with effect from 1 January 2003*)

Reports presented

Australian Crime Commission Establishment Bill 2002 (*tabled 11 November 2002*)

Examination of the annual report for 2000-01 of the National Crime Authority (*tabled 11 December 2002*)

Native Title and the Aboriginal and Torres Strait Islander Land Fund—Joint Statutory Committee

Members

Senator Johnston (*Chair*), Senator McLucas (*Deputy Chair*), Senators Crossin, Lees and Scullion and Ms Gillard, Mrs Hull, Mrs Ley, Mr Secker and Mr Snowdon

Report presented

Examination of annual reports for 2000-01 in fulfilment of the committee's duties pursuant to s.206(c) of the *Native Title Act 1993*

Privileges—Standing Committee

Members

Senator Ray (*Chair*), Senator Knowles (*Deputy Chair*), Senators Evans, Johnston, Humphries, Payne and Sherry

Reports presented

102nd report—Counsel to the Senate (*tabled 26 June 2002*)

103rd report—Possible improper influence and penalty on a senator (*tabled 26 June 2002*)

104th report—Possible false or misleading evidence before the Parliamentary Joint Committee on Native Title and the Aboriginal and Torres Strait Islander Land Fund (*tabled 26 June 2002*)

105th report—Execution of search warrants in senators' offices – Senator Harris (*tabled 26 June 2002*)

106th report—Possible improper interference with a witness before the Senate Select Committee on a Certain Maritime Incident (*tabled 27 August 2002*)

107th report—Parliamentary privilege precedents, procedures and practices in the Australian Senate 1996-2002 (*tabled 27 August 2002*)

108th report—Person referred to in the Senate (Mr John Hyde Page) (*tabled 15 October 2002*)

109th report—Person referred to in the Senate (Mr Tony Kevin) (*tabled 22 October 2002*)

110th report—Persons referred to in the Senate (Dr Geoffrey Vaughan, Dr Peter Jonson, Professor Brian Anderson) (*tabled 10 December 2002*)

111th report—Persons referred to in the Senate (Mr Bob Moses, on behalf of board and management of National Stem Cell Centre) (*tabled 5 February 2003*)

112th report—Possible unauthorised disclosure of report of Environment, Communications, Information Technology and the Arts Legislation Committee (*tabled 6 February 2003*)

Document presented

Advices to the Senate Committee of Privileges from the Clerk of the Senate and Senior Counsel—March 1988 to April 2002 (*tabled 27 August 2002*)

Procedure—Standing Committee

Members

The Deputy President (*Chair*), the President, the Leader of the Government in the Senate, the Leader of the Opposition in the Senate and Senators Allison, Ian Campbell, Eggleston, Ferguson, Ludwig and Ray

Current inquiry

Recommendations in the Procedure Committee's first report of 2002 relating to standing order 74(5) (*referred 28 August 2002*)

Reports presented

First report of 2002—Adjournment debate; Unanswered questions on notice (*tabled 19 June 2002*)

Second report of 2002—Chairs and quorums in committees; Adjournment debate on Tuesdays (*tabled 18 November 2002*)

First report of 2003—Times of meeting on Tuesday; Senators breastfeeding infants; Deadline for receipt of bills; Presentation of the budget; Committee meetings during adjournment debate; Formal motions (*presented to the Temporary Chair of Committees, Senator Sandy Macdonald, on 17 April 2003, pursuant to standing order 38(7); tabled 13 May 2003*)

Public Accounts and Audit—Joint Statutory Committee

Members

Mr Charles (*Chairman*), Ms Plibersek (*Vice Chairman*), Senators Conroy, Lundy, Humphries, Murray, Scullion and Watson and Mr Ciobo, Mr Cobb, Mr Georgiou, Ms Grierson, Mr Griffin, Ms CF King, Mr PE King and Mr Somlyay

Current inquiries

Management and integrity of electronic information in the Commonwealth (*referred 23 October 2002*)

Review of the draft Financial Framework Legislation Amendment Bill (*referred 12 February 2003*)

Reports presented

Report 388—Review of the accrual budget documentation (*tabled 19 June 2002*)

Report 389—Review of Auditor-General's reports 2000-01: Fourth quarter (*tabled 27 June 2002*)

Report 390—Review of Auditor-General's reports 2001-02: First, second and third quarters (*tabled 29 August 2002*)

Report 391—Review of independent auditing by registered company auditors (*tabled 18 September 2002*)

Report 392—Annual report 2001-02 (*tabled 14 November 2002*)

Report 390—Review of Auditor-General's reports 2001-02: First, second and third quarters—Erratum (*tabled 14 November 2002*)

Report 393—Review of Auditor-General's reports 2001-02: Fourth quarter (*tabled 3 March 2003*)

Report 394—Review of Australia's quarantine function (*tabled 5 March 2003*)

Public Works—Joint Statutory Committee

Members

Mrs Moylan (*Chairman*), Mr BPJ O'Connor (*Deputy Chairman*), Senators Colbeck, Ferguson and Forshaw and Mr Jenkins, Mr Lindsay, Mr Lloyd and Mr Ripoll

Reports presented

Sixty-fifth annual report, March 2002 (*tabled 15 May 2002*)

Common use infrastructure on Christmas Island (First report of 2002) (*tabled 27 August 2002*)

RAAF Base Williamtown redevelopment stage 1 and facilities for the airborne early warning and control aircraft (Second report of 2002) (*tabled 18 September 2002*)

Sixty-sixth annual report, March 2003 (*tabled 19 March 2003*)

Proposed fit-out of new leased premises for the Bureau of Meteorology, 700 Collins Street, Docklands, Victoria (*tabled 26 March 2003*)

Development of off-base housing for Defence at Adamstown, Newcastle, NSW (*tabled 14 May 2003*)

Publications—Standing Committee

Members

Senator Colbeck (*Chair*), Senators Hutchins, Johnston, Kirk, Marshall, Moore and Scullion

Reports presented

1st report (*tabled 21 March 2002*)

2nd report (*tabled 29 August 2002*)

3rd report (*tabled 26 September 2002*)

4th report (*tabled 23 October 2002*)

5th report (*tabled 14 November 2002*)

6th report (*tabled 12 December 2002*)

7th report (*tabled 27 March 2003*)

* 8th report (*tabled 15 May 2003)*

Regulations and Ordinances—Legislative Scrutiny Standing Committee

Members

Senator Tchen (*Chairman*), Senators Bartlett, Marshall, Mason, Moore and Santoro

Report presented

110th report—Annual report 2000-01 (*tabled 21 March 2002*)

Documents presented

Ministerial correspondence relating to the scrutiny of delegated legislation, March – June 2002 (*tabled 26 June 2002*)

Delegated legislation monitor—Regulations and disallowable instruments tabled in the Senate in 2002, dated February 2003 (*tabled 6 March 2003*)

Ministerial correspondence relating to the scrutiny of delegated legislation, June 2002 to February 2003 (*tabled 6 March 2003*)

Rural and Regional Affairs and Transport Legislation Committee

Portfolios

Transport and Regional Services; Agriculture, Fisheries and Forestry

Members

Senator Heffernan (*Chair*), Senator Buckland (*Deputy Chair*), Senators Cherry, Colbeck, Ferris and O'Brien

Participating members

Senators Abetz, Boswell, Brown, Carr, Chapman, Coonan, Eggleston, Evans, Faulkner, Ferguson, Harradine, Harris, Hutchins, Knowles, Lightfoot, Mason, Sandy Macdonald, McGauran, McLucas, Murphy, Payne, Ray, Santoro, Stephens, Tchen, Tierney and Watson

Senator Greig for matters relating to the Fisheries portfolio

Senator Lees for matters relating to air safety

Senator Allison for matters relating to the Transport portfolio

Current inquiries

Administration of the Civil Aviation Safety Authority (*adopted 22 October 1999; readopted 13 March 2002; reporting date: last sitting day in June 2003*)

Import risk assessment on New Zealand apples (*referred 2 November 2000; readopted 13 March 2002; reporting date: last sitting day in June 2003*)

Administration of AusSAR in relation to the search for the *Margaret J* (*referred 25 June 2001; readopted 13 March 2002; reporting date: last sitting day in June 2003*)

Provisions of the Wheat Marketing Amendment Bill 2002 (*referred 5 February 2003; reporting date: 16 June 2003*)

Provisions of the Aviation Transport Security Bill 2003 and the Aviation Transport Security (Consequential Amendments and Transitional Provisions) Bill 2003 (*referred upon the introduction of the bill in the House of Representatives pursuant to the Selection of Bills Committee report no. 4, 26 March 2003; bill introduced 27 March 2003; reporting date: 16 June 2003*)

Provisions of the Civil Aviation Amendment Bill 2003 (*referred upon the introduction of the bill in the House of Representatives pursuant to the Selection of Bills Committee report no. 4, 26 March 2003; bill introduced 27 March 2003; reporting date: 16 June 2003*)

Reports presented

Matters not disposed of at the end of the 39th Parliament (*tabled 13 March 2002*)

Annual reports (No. 1 of 2002) (*tabled 21 March 2002*)

Additional estimates 2001-02, March 2002 (*tabled 21 March 2002*)

Airports Amendment Bill 2002 (*tabled 16 May 2002*)

Administration by the Department of Transport and Regional Services of Australian Motor Vehicle Standards under the *Motor Vehicle Standards Act 1989* and Regulations (*tabled 18 June 2002*)

Budget estimates 2002-03, June 2002 (*tabled 19 June 2002*)

The introduction of quota management controls on Australian beef exports to the United States by the Minister for Agriculture, Fisheries and Forestry (*tabled 26 June 2002*)

Administration of the Civil Aviation Safety Authority—Interim report (*tabled 27 June 2002*)

Proposed importation of fresh apple fruit from New Zealand—Interim report (*tabled 27 June 2002*)

Administration of AusSAR in relation to the search for the *Margaret J*—Interim report (*tabled 27 June 2002*)

Annual reports (No. 2 of 2002) (*tabled 18 September 2002*)

The Australian meat industry consultative structure and quota allocation—Interim report: Allocation of the US beef quota (*tabled 24 September 2002*)

Egg Industry Service Provision Bill 2002 and Egg Industry Service Provision (Transitional and Consequential Provisions) Bill 2002 (*tabled 23 October 2002*)

Agriculture, Fisheries and Forestry Legislation Amendment Bill (No. 1) 2002 (*tabled 12 November 2002*)

The Australian meat industry consultative structure and quota allocation—Second report: Existing government advisory structures in the Australian meat industry (*tabled 12 December 2002*)

Transport Safety Investigation Bill 2002 (*tabled 5 February 2003*)

Additional estimates 2002-03, March 2003 (*tabled 19 March 2003*)

Annual reports (No. 1 of 2003), March 2003 (*tabled 20 March 2003*)

Dairy Industry Service Reform Bill 2003 and Primary Industries (Excise) Levies Amendment (Dairy) Bill 2003 (*tabled 27 March 2003*)

Rural and Regional Affairs and Transport References Committee

Members

Senator Ridgeway (*Chair*), Senator Heffernan (*Deputy Chair*), Senators Buckland, McGauran, O'Brien and Stephens

Participating members

Senators Abetz, Boswell, Brown, Carr, Chapman, Colbeck, Coonan, Crossin, Eggleston, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Hutchins, Knowles, Lees, Lightfoot, Mason, Sandy Macdonald, Murphy, Payne, Santoro, Tchen, Tierney and Watson

Senator Greig for matters relating to the Fisheries portfolio

Senator Allison for matters relating to the Transport portfolio

Current inquiries

Forestry plantations (*referred 27 June 2002; reporting date: last sitting day in August 2003*)

Rural water resource usage (*referred 21 October 2002; reporting date: by the last sitting day in 2003*)

Scrutiny of Bills—Legislative Scrutiny Standing Committee

Members

Senator McLucas (*Chairman*), Senator Mason (*Deputy Chair*), Senators Barnett, Crossin, Johnston and Murray

Alert Digests presented

No. 1 of 2002 (presented to the President on 21 February 2002, pursuant to standing order 38(7)*; tabled 11 March 2002*)

No. 2 of 2002 (*tabled 13 March 2002*)

No. 3 of 2002 (*tabled 20 March 2002*)

No. 4 of 2002 (*tabled 15 May 2002*)

No. 5 of 2002 (*presented 19 June 2002*)

No. 6 of 2002 (*tabled 26 June 2002*)

No. 7 of 2002 (*tabled 21 August 2002*)

No. 8 of 2002 (*tabled 28 August 2002*)

No. 9 of 2002 (*tabled 18 September 2002*)

No. 10 of 2002 (*tabled 25 September 2002*)

No. 11 of 2002 (*tabled 16 October 2002*)

No. 12 of 2002 (*tabled 23 October 2002*)

No. 13 of 2002 (*tabled 13 November 2002*)

No. 14 of 2002 (*tabled 19 November 2002*)

No. 15 of 2002 (*tabled 4 December 2002*)

No. 16 of 2002 (*tabled 11 December 2002*)

No. 1 of 2003 (*tabled 5 February 2003*)

No. 2 of 2003 (*tabled 5 March 2003*)

No. 3 of 2003 (*tabled 19 March 2003*)

No. 4 of 2003 (*tabled 26 March 2003*)

No. 5 of 2003 (*tabled 14 June 2003*)

Reports presented

No. 1 of 2002 (*presented to the President on 21 February 2002, pursuant to standing order 38(7); tabled 11 March 2002*)

No. 2 of 2002 (*tabled 13 March 2002*)

No. 3 of 2002 (*tabled 20 March 2002*)

Matters not disposed of at the end of the 39th Parliament (*tabled 21 March 2002*)

No. 4 of 2002 (*tabled 15 May 2002*)

No. 5 of 2002 (*tabled 19 June 2002*)

No. 6 of 2002: Application of absolute and strict liability offences in Commonwealth Legislation (*tabled 26 June 2002*)

No. 7 of 2002 (*tabled 26 June 2002*)

Work of the committee during the 39th Parliament, November 1998-October 2001 (*tabled 27 June 2002*)

No. 8 of 2002 (*tabled 21 August 2002*)

No. 9 of 2002 (*tabled 28 August 2002*)

No. 10 of 2002 (*tabled 18 September 2002*)

No. 11 of 2002 (*tabled 25 September 2002*)

No. 12 of 2002 (*tabled 16 October 2002*)

No. 13 of 2002 (*tabled 23 October 2002*)

No. 14 of 2002 (*tabled 13 November 2002*)

No. 15 of 2002 (*tabled 4 December 2002*)

No. 16 of 2002 (*tabled 11 December 2002*)

No. 1 of 2003 (*tabled 5 February 2003*)
No. 2 of 2003 (*tabled 5 March 2003*)
No. 3 of 2003 (*tabled 26 March 2003*)
No. 4 of 2003 (*tabled 14 May 2003*)

Selection of Bills—Standing Committee

Members

The Government Whip (*Chair*), the Opposition Whip, the Australian Democrats Whip, the National Party of Australia Whip and Senators Buckland, Ian Campbell, Eggleston and Ludwig

Reports presented

Report no. 1 of 2002 (*presented 13 March 2002*)
Report no. 2 of 2002 (*presented 20 March 2002*)
Report no. 3 of 2002 (*presented 15 May 2002*)
Report no. 4 of 2002 (*presented 19 June 2002*)
Report no. 5 of 2002 (*presented 26 June 2002*)
Report no. 6 of 2002 (*presented 21 August 2002*)
Report no. 7 of 2002 (*presented 28 August 2002*)
Report no. 8 of 2002 (*presented 18 September 2002*)
Report no. 9 of 2002 (*presented 25 September 2002*)
Report no. 10 of 2002 (*presented 16 October 2002*)
Report no. 11 of 2002 (*presented 23 October 2002*)
Report no. 12 of 2002 (*presented 13 November 2002*)
Report no. 13 of 2002 (*presented 4 December 2002*)
Report no. 14 of 2002 (*presented 11 December 2002*)
Report no. 1 of 2003 (*presented 5 February 2003*)
Report no. 2 of 2003 (*presented 5 March 2003*)
Report no. 3 of 2003 (*presented 19 March 2003*)
Report no. 4 of 2003 (*presented 26 March 2003*)
Report no. 5 of 2003 (*presented 14 May 2003*)

Senators' Interests—Standing Committee

Members

Senator Denman (*Chair*), Senator Lightfoot (*Deputy Chair*), Senators Allison, Forshaw, Humphries, McGauran, Webber and Wong

Notifications of alterations of interests

Register of senators' interests incorporating declarations of interests and notifications of alterations of interests lodged between 26 June 2001 and 6 December 2001 (*presented to the President on 21 December 2001, pursuant to standing order 38(7); tabled 12 February 2002*)

Register of senators' interests incorporating declarations of interests and notifications of alterations of interests lodged between 7 December 2001 and 24 June 2002 (*tabled 26 June 2002*)

Register of senators' interests incorporating current statements of interests, including new statements of interests, and notifications of alterations of interests lodged between 25 June 2002 and 5 December 2002 [2 vols] (*tabled 10 December 2002*)

Reports presented

Report 1/2002: Annual report 2001 (*presented to the President on 28 March 2002, pursuant to standing order 38(7); tabled 14 May 2002*)

Report 2/2002: Proposed changes to resolutions relating to declarations of senators' interests and gifts to the Senate and the Parliament (*tabled 26 June 2002*)

Report 1/2003: Annual report 2002 (*tabled 27 March 2003*)

Superannuation—Select Committee

(*appointed 14 March 2002*)

Members

Senator Watson (*Chair*), Senator Sherry (*Deputy Chair*), Senators Buckland, Chapman, Cherry, Lightfoot and Wong

Current inquiry

Planning for retirement (*referred 12 December 2002; reporting date: last sitting day in June 2003*)

Reports presented

Taxation Laws Amendment (Superannuation) Bill (No. 2) 2002 and Superannuation Guarantee Charge Amendment Bill 2002 (*tabled 25 June 2002*)

Taxation treatment of overseas superannuation transfers (*presented to the President on 25 July 2002, pursuant to standing order 38(7); tabled 19 August 2002*)

Superannuation (Government Co-contribution for Low Income Earners) Bill 2002 and Superannuation Legislation Amendment Bill 2002 (*tabled 26 September 2002*)

Superannuation Legislation Amendment (Choice of Superannuation Funds) Bill 2002 (*tabled 12 November 2002*)

Superannuation and standards of living in retirement: The adequacy of the tax arrangements for superannuation and related policy (*tabled 12 December 2002*)

Superannuation Industry (Supervision) Amendment Bill 2002 and Superannuation (Financial Assistance Funding) Levy Amendment Bill 2002 (*tabled 19 March 2003*)

Superannuation and Financial Services—Select Committee

(*appointed 22 September 1999 with effect on and from 11 October 1999; re-appointed as the Superannuation—Select Committee, see above*)

Report presented

Early access to superannuation benefits (*presented to the Temporary Chair of Committees, Senator Hogg, on 31 January 2002, pursuant to standing order 38(7); tabled 12 February 2002*)

Documents presented

Early access to superannuation benefits—Discussion paper (*presented to the Temporary Chair of Committees, Senator Hogg, on 31 January 2002, pursuant to standing order 38(7); tabled 12 February 2002*)

Investing superannuation funds in rural and regional Australia—Issues paper (*presented to the Deputy President on 7 February 2002, pursuant to standing order 38(7); tabled 12 February 2002*)

Treaties—Joint Standing Committee

(*appointed 14 February 2002*)

Members

Ms JI Bishop (*Chair*), Mr Wilkie (*Deputy Chair*), Senators Bartlett, Kirk, Marshall, Mason, Santoro, Stephens and Tchen and Mr Adams, Mr Bartlett, Mr Ciobo, Mr Evans, Mr Hunt, Mr PE King and Mr Scott

Current inquiry

Proposed agreement relating to US nationals and the International Criminal Court (*referred 2 December 2002*)

Reports presented

Report 44—Four nuclear safeguards treaties tabled in August 2001 (*tabled 15 May 2002*)

Report 45—The Statute of the International Criminal Court (*tabled 15 May 2002*)

Report 46—Treaties tabled 12 March 2002 (*tabled 24 June 2002*)

Statement on the 46th report, dated 26 June 2002 (*tabled 26 June 2002*)

Report 47—Treaties tabled on 18 and 25 June 2002 (*tabled 26 August 2002*)

Report 48—Treaties tabled in August and September 2002 (*tabled 21 October 2002*)

Report 49—The Timor Sea Treaty (*tabled 12 November 2002*)

Report 50—Treaties tabled 15 October 2002 (*tabled 10 December 2002*)

Report 51—Treaties tabled on 12 November and 3 December 2002 (*tabled 19 March 2003*)

SENATE APPOINTMENTS TO STATUTORY AUTHORITIES

Advisory Council on Australian Archives

Senator Faulkner—(*appointed 27 June 2002 for a period of 3 years*).

Council of the National Library of Australia

Senator Tierney (*appointed 14 February 2002 for a period of 3 years*).

Parliamentary Retiring Allowances Trust

Senators Cook and Watson (*appointed 13 May 1998 and 10 February 1994, respectively*).

HARRY EVANS
Clerk of the Senate

MINISTERIAL REPRESENTATION

Minister	Representing
Senator the Honourable Robert Hill	
Minister for Defence	Prime Minister
Leader of the Government in the Senate	Minister for Trade
	Minister for Foreign Affairs
	Minister for the Environment and Heritage
	Minister for Veterans' Affairs
Senator the Honourable Richard Alston	
Minister for Communications, Information Technology and the Arts	Minister for Employment and Workplace Relations
	Minister for Education, Science and Training
Deputy Leader of the Government in the Senate	Minister for Science
	Minister for Employment Services
Senator the Honourable Nicholas Minchin (Nick)	
Minister for Finance and Administration	Treasurer
	Minister for Industry, Tourism and Resources
Senator the Honourable Amanda Vanstone	
Minister for Family and Community Services	Minister for Children and Youth Affairs
Minister Assisting the Prime Minister for the Status of Women	
Senator the Honourable Kay Patterson	
Minister for Health and Ageing	Minister for Ageing
Senator the Honourable Christopher Ellison (Chris)	
Minister for Justice and Customs	Minister for Immigration and Multicultural and Indigenous Affairs
	Attorney-General
	Minister for Citizenship and Multicultural Affairs
Senator the Honourable Ian Macdonald	
Minister for Fisheries, Forestry and Conservation	Minister for Transport and Regional Services
	Minister for Agriculture, Fisheries and Forestry
	Minister for Regional Services, Territories and Local Government
Senator the Honourable Charles Kemp (Rod)	
Minister for the Arts and Sport	
Senator the Honourable Eric Abetz	
Special Minister of State	Minister for Small Business and Tourism
Senator the Honourable Helen Coonan	
Minister for Revenue and Assistant Treasurer	
Parliamentary Secretaries	
Senator the Honourable Ian Campbell	
Parliamentary Secretary to the Treasurer	
Manager of Government Business in the Senate	
Senator the Honourable Judith Troeth	
Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry	
Senator the Honourable Ronald Boswell (Ron)	
Parliamentary Secretary to the Minister for Transport and Regional Services	

In those instances where Senators prefer to be known by other than their first name, the preferred name is underlined.

A GUIDE TO THE DAILY NOTICE PAPER

The *Notice Paper* is issued each sitting day and contains details of current business before the Senate. Its structure is based on four main types of business, as follows:

Matters of privilege take precedence over all other business and are listed at the beginning of the *Notice Paper* when they arise. They consist of notices of motion which the President has determined warrant such precedence and any orders relating to uncompleted debates on such motions.

Business of the Senate has precedence over government and general business for the day on which it is listed. It includes disallowance motions, orders of the day for the presentation of committee reports, motions to refer matters to standing committees, motions for leave of absence for a senator and motions concerning the qualification of a senator.

Government business is business initiated by a minister. It takes precedence over general business except for a period of 2½ hours each week set aside on Thursdays for general business.

General business is all other business initiated by senators who are not ministers. It takes precedence over government business only as described above.

Within each of these categories, business consists of notices of motion and orders of the day:

Notices of motion are statements of intention that senators intend to move particular motions on the days indicated. They are entered on the *Notice Paper* in the order given and may be given jointly by two or more senators. Notices of motion are usually considered before orders of the day.

Orders of the day are items of business which the Senate has ordered to be considered on particular days, usually arising from adjourned debates on matters (including legislation) or requirements to present committee reports.

On days other than Thursdays, the *Notice Paper* records in full current items of business of the Senate and government business, but includes only new items of general business from the previous sitting day. On Thursdays, business relating to the consideration of government documents, committee reports and government responses to committee reports is also published.

Other sections in the *Notice Paper* are as follows:

Orders of the day relating to committee reports and government responses follows government business and lists orders of the day for adjourned debates on motions to consider or adopt committee reports and government responses which have been presented during the week. These orders may be considered for one hour on Thursdays at the conclusion of general business. New items appear in the following day's *Notice Paper*. The section is printed in full on Thursdays.

Orders of the day relating to government documents appears in general business and lists orders of the day for adjourned debates on motions to take note of government documents. Such orders arise from consideration of the government documents presented on a particular day and include consideration of any documents not reached on the day. They are also listed for consideration for one hour on Thursdays during the consideration of general business. New items appear in the following day's *Notice Paper*. The section is printed in full on Thursdays.

Business for future consideration lists any notice of motion or order of the day to be considered on a specific day in the future; for example, a committee report ordered to be presented on a specific date, or a notice of motion given for a day other than the next day of sitting.

Bills referred to committees lists all bills or provisions of bills currently being considered by committees.

Questions on notice includes the text of new questions on notice and lists the numbers of unanswered questions.

Orders of the Senate includes orders of short-term duration such as orders for production of documents and those relating to days of sitting for a period of sittings.

Contingent notices of motion are statements of intention by senators that, contingent on a specified occurrence, they may move a motion, usually to suspend standing orders. They are grouped by subject.

Temporary chairs of committees: is a daily list of all senators appointed to take the chair in the absence of the President or Deputy President.

Categories of committees: is a daily list, categorised by type, of Senate and joint committees. Details of each committee appear in the committee section.

Committees: a daily list of Senate and joint committees, including membership, current inquiries and reports presented on or since the previous sitting day.

Senate appointments to statutory authorities lists the statutory authorities on which the Senate is represented and details of representation.

Ministerial representation lists Senate ministers and the portfolios they represent.

A GUIDE TO THE FULL NOTICE PAPER

On the first day of each period of sittings a full *Notice Paper* is printed listing all outstanding business before the Senate, including the full text of all unresolved notices of motion and unanswered questions on notice. This edition is a complete reference to unresolved business from earlier in the session and is useful to keep. All business before the Senate is published daily in the full electronic version of the *Notice Paper*, available on ParlInfo and on the parliament's Internet site.

Inquiries concerning the *Notice Paper* or business listed in it may be directed to the Senate Table Office on (02) 6277 3015.

Printed by authority of the Senate