

SELECTION OF BILLS COMMITTEE

REPORT NO. 4 of 2014

27 March 2014

MEMBERS OF THE COMMITTEE

Senator Helen Kroger (Government Whip, Chair)

Senator Anne McEwen (Opposition Whip)

Senator Bridget McKenzie (The Nationals Whip)

Senator Rachel Siewert (Australian Greens Whip)

Senator Catryna Bilyk

Senator David Bushby

Senator the Hon Mitch Fifield

Senator Claire Moore

Secretary: Chris Reid
 6277 3020

SELECTION OF BILLS COMMITTEE

REPORT NO. 4 OF 2014

1. The committee met in private session on Wednesday, 26 March 2014 at 7.31 pm.
2. The committee resolved to recommend—That—
 - (a) the *provisions* of the Australian Charities and Not-for-profits Commission (Repeal) (No. 1) Bill 2014 be *referred immediately* to the Economics Legislation Committee for inquiry and report by 16 June 2014 (see appendix 1 for a statement of reasons for referral);
 - (b) the Classification (Publications, Films and Computer Games) Amendment (Classification Tools and Other Measures) Bill 2014 be *referred immediately* to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 19 June 2014 (see appendix 2 for a statement of reasons for referral);
 - (c) contingent upon its introduction in the Senate, the Defence Legislation Amendment (Woomera Prohibited Area) Bill 2014 be *referred immediately* to the Foreign Affairs, Defence and Trade Legislation Committee for inquiry and report by 13 May 2014 (see appendix 3 for a statement of reasons for referral);
 - (d) the *provisions* of the Health Insurance Amendment (Extended Medicare Safety Net) Bill 2014 be *referred immediately* to the Community Affairs Legislation Committee for inquiry and report by 16 June 2014 (see appendix 4 for a statement of reasons for referral);
 - (e) the *provisions* of the Independent National Security Legislation Monitor Repeal Bill 2014 be *referred immediately* to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 2 June 2014 (see appendix 5 for a statement of reasons for referral);
 - (f) contingent upon its introduction in the House of Representatives, the *provisions* of the Migration Legislation Amendment Bill (No. 1) 2014 be *referred immediately* to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 6 June 2014 (see appendix 6 for a statement of reasons for referral);
 - (g) contingent upon its introduction in the House of Representatives, the *provisions* of the Migration Amendment (Offshore Resources Activity) Repeal Bill 2014 be *referred immediately* to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 6 June 2014 (see appendix 7 for a statement of reasons for referral);
 - (h) the National Broadband Network Companies Amendment (Tasmania) Bill 2014 be *referred immediately* to the Environment and Communications Legislation Committee for inquiry and report by 26 June 2014 (see appendix 8 for a statement of reasons for referral);
 - (i) the *provisions* of the Omnibus Repeal Day (Autumn 2014) Bill 2014 be *referred immediately* to the Finance and Public Administration Legislation

Committee for inquiry and report by 14 May 2014 (see appendix 9 for a statement of reasons for referral); and

- (j) the *provisions* of the Regulatory Powers (Standard Provisions) Bill 2014 that was considered at meeting 3 of 2014 on Wednesday, 19 March 2014 and not referred, was reconsidered. The committee recommends that notwithstanding its previous decision, that the *provisions* of the bill be *referred immediately* to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 8 May 2014 (see appendix 10 for a statement of reasons for referral).
3. The committee resolved to recommend—That the following bills *not* be referred to committees:
- Amending Acts 1901 to 1969 Repeal Bill 2014
 - Clean Energy Finance Corporation (Abolition) Bill 2013 [No. 2]
 - Dental Benefits Legislation Amendment Bill 2014
 - End Cruel Cosmetics Bill 2014
 - G20 (Safety and Security) Complementary Bill 2014
 - Intellectual Property Laws Amendment Bill 2014
 - Major Sporting Events (Indicia and Images) Protection Bill 2014
 - Marriage (Celebrant Registration Charge) Bill 2014
 - Marriage Amendment (Celebrant Administration and Fees) Bill 2014
 - Paid Parental Leave Amendment Bill 2014
 - Personal Property Securities Amendment (Deregulatory Measures) Bill 2014
 - Privacy Amendment (Privacy Alerts) Bill 2014
 - Tax Laws Amendment (2014 Measures No. 1) Bill 2014.

The committee recommends accordingly.

4. The committee deferred consideration of the following bills to its next meeting:
- Export Legislation Amendment Bill 2014
 - Export Inspection (Quantity Charge) Amendment Bill 2014
 - Export Inspection (Service Charge) Amendment Bill 2014
 - Export Inspection (Establishment Registration Charges) Amendment Bill 2014
 - Railway Agreement (Western Australia) Amendment Bill 2014
 - Safety, Rehabilitation and Compensation Legislation Amendment Bill 2014
 - Save Our Sharks Bill 2014
 - Social Services and Other Legislation Amendment (Seniors Health Card and Other Measures) Bill 2014
 - Student Identifiers Bill 2014
 - Veterans' Affairs Legislation Amendment (Mental Health and Other Measures) Bill 2014.

(Helen Kroger)

Chair

27 March 2014

SELECTION OF BILLS COMMITTEE
Proposal to refer a bill to a committee

Name of bill:

AUSTRALIAN CHARITIES AND NOT-FOR-PROFITS COMMISSION (REPEAL) (No. 1) BILL 2014

Reasons for referral/principal issues for consideration:

To thoroughly consider the impacts on Australia's charitable sector of the repeal of the Australian Charities and Not-for-Profits commission and ensure adequate stakeholder consultation.

Possible submissions or evidence from:

Australian Charities and Not-for-Profits Commission, Department of Social Services, Australian Tax Office, Community Council of Australia, Australian Council of Social Services, Volunteering Australia, Catholic Social Services, Church Communities Australia, Philanthropy Australia, Independent Schools Council of Australia, Australian Conservation Foundation, Australian Council for International Development.

Committee to which bill is to be referred:

Economics legislation committee

Possible hearing date(s):

Possible reporting date:

16 June 2014

(signed)

Senator McEwen

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Whip / Selection of Bills Committee Member

16 June
Agreed
on

SELECTION OF BILLS COMMITTEE
Proposal to refer a bill to a committee

Name of bill:

Classification (Publications, Films and Computer Games) Amendment (Classification Tools and Other Measures) Bill 2014

Reasons for referral/principal issues for consideration:

- Complex legislation in a policy area affected by rapid technological change.
- Need to consider the view of stakeholders: content producers, importers, distributors, retailers, and consumers.

Possible submissions or evidence from:

To be determined by the committee.

Committee to which bill is to be referred:

Legal and Constitutional Affairs Legislation Committee

Possible hearing date(s):

Possible reporting date:

~~26 June 2014~~

(signed)

Senator McEwen

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Whip / Selection of Bills Committee Member

19 June
Agreed
CR

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill:

Defence Legislation Amendment (Woomera Prohibited Area) Bill 2014

Reasons for referral/principal issues for consideration:

Requirement for further consultation with stakeholders, in particular Indigenous Groups, to ensure concerns are further explored and defined.

Possible submissions or evidence from:

Indigenous Groups
South Australian Native Title Services
Resources industry
Pastoralists
Defence industry
South Australian Government
Northern Territory Government
Woomera Township
Railway owners and operator
Commonwealth agencies

Committee to which bill is to be referred:

Senate Foreign Affairs Defence and Trade Legislation Committee

Possible hearing date(s):

April 2014

Possible reporting date:

13 May 2014

13 May
Agreed
OR

Senator Fifield

(signed)

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SELECTION OF BILLS COMMITTEE
Proposal to refer a bill to a committee

Name of bill:

HEALTH INSURANCE AMENDMENT (EXTENDED MEDICARE SAFETY
NET) BILL 2014

Reasons for referral:

To scrutinise the implications of this change on Medicare card holders in the context of other proposed changes by the government to private health insurance and Medicare.

Possible submissions or evidence from:

Consumers Health Forum, Australian Medicare Locals Alliance, Australian Medical Association

Committee to which bill is to be referred:

Community Affairs Legislation Committee

Possible hearing date(s):

Possible reporting date:

16 June 2014

16 JUNE
Agreed
AK

Senator McEwen

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Whip / Selection of Bills Committee Member

SELECTION OF BILLS COMMITTEE
Proposal to refer a bill to a committee

Name of bill:

Independent National Security Legislation Monitor Repeal Bill 2014

Reasons for referral/principal issues for consideration:

- The Bill abolishes an important oversight body in the sensitive policy area of national security.
- The Monitor is a relatively recently established institution and it is important for the Committee to have a chance to assess its performance.
- The Committee should consider the level of oversight over national security legislation, the importance of ongoing independent review of legislation which can have a serious effect on both national security and civil rights.

Possible submissions or evidence from:

To be determined by the committee.

Committee to which bill is to be referred:

Legal and Constitutional Affairs Legislation Committee

Possible hearing date(s):

Possible reporting date:

~~26 June 2014~~

2 June 2014
(signed)

*2 June
Agreed
AK*

Senator McEwen

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Whip / Selection of Bills Committee Member

SELECTION OF BILLS COMMITTEE
Proposal to refer a bill to a committee

Name of bill: Migration Legislation Amendment Bill (No. 1) 2014

Reasons for referral/principal issues for consideration: to looking into the governments proposed changes to the Migration Legislation.

Possible submissions or evidence from:

Human Rights Law Centre
Refugee and Immigration Legal Centre
UNHCR
Australian High Commission

Committee to which bill is to be referred: Legal and Constitutional Affairs Committee

Possible hearing date(s):

29-30 April

Possible reporting date:

6 June 2014

(signed)

Senator Siewert

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Print name:

6 June
Agreed
OK

SELECTION OF BILLS COMMITTEE
Proposal to refer a bill to a committee

Name of bill:

Migration Amendment (Offshore Resources Activity) Repeal Bill

Reasons for referral/principal issues for consideration:

The previous Migration Amendment (Offshore Resources Activity) Bill 2013 was introduced to protect Australian jobs and provides for regulations and protections for foreign workers in the offshore resources activity industry and should not be repealed.

Possible submissions or evidence from:

Relevant unions and stakeholders

Committee to which bill is to be referred:

Legal and Constitutional Affairs Committee

Possible hearing date(s):

April 2014

Possible reporting date:

June 2014

(signed)

Senator Siewert

Print name:

6 JUNE
Agreed
OK

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill: *National Broadband Network Companies Amendment (Tasmania) Bill 2014*

Reasons for referral/principal issues for consideration:

Introduction of a specific subsection to the National Broadband Network Companies Act 2011.

Impact on Tasmanian economic growth and the provision of essential services such as health and education in Tasmania.

Impact on Retail Service Providers operating in Tasmania.

Impact on contractors participating in the rollout of the NBN in Tasmania.

Possible submissions or evidence from:

Civil Contractors Federation, Tasmania

Digital Tasmania (consumer group)

TasICT (industry group)

Unions Tasmania

Communications Electricity and Plumbing Union

Tasmanian Chamber of Commerce and Industry

Tasmanian Government

NBN Co

VisionStream (principal contractor)

Telstra

Optus

iiNet

Federal Government, Department of Communications

Committee to which bill is to be referred:

Senate Environment and Communications Legislation Committee

Possible hearing date(s):

May 2014 in Hobart, Launceston and Burnie, Tasmania.

Possible reporting date:

June 2014

26

Senator McEwen

(signed)

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Whip / Selection of Bills Committee member

26 June
Agreed
CR

SELECTION OF BILLS COMMITTEE
Proposal to refer a bill to a committee

Name of bill:

Omnibus Repeal Day (Autumn 2014) Bill 2014

Reasons for referral/principal issues for consideration:

To consider the broad range of decisions that are captured in this bill.

Possible submissions or evidence from:

To be determined by committee, could be done on the papers.

Committee to which bill is to be referred:

Finance and Public Administration Legislation Committee

Possible hearing date(s):

Possible reporting date: 14 May 2014

14 May
Agreed
OK

(signed)

Senator McEwen

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Whip / Selection of Bills Committee Member

**SELECTION OF BILLS COMMITTEE
Proposal to refer a bill to a committee**

Name of bill:

Regulatory Powers (Standard Provisions) Bill 2014

Reasons for referral/principal issues for consideration:

This bill purports to create an extensive framework for regulatory powers exercised by Commonwealth agencies, with many technical provisions about investigation powers, compliance and enforcement.

Possible submissions or evidence from:

Law Council of Australia and other stakeholders.

Committee to which bill is to be referred: **Legal and Constitutional Affairs**

Possible hearing date(s): **during April and May 2014**

Possible reporting date: **May or June 2014**

(signed)

Senator Siewert

Print name:

Rachel Siewert.

*8 MAY
Agreed
CR*