

SELECTION OF BILLS COMMITTEE

REPORT NO. 8 of 2014

26 June 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
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SELECTION OF BILLS COMMITTEE

REPORT NO. 8 OF 2014

1. The committee met in private session on Wednesday, 25 June 2014 at 7.41pm.
2. The committee resolved to recommend—That—
 - (a) the Aboriginal and Torres Strait Islander Amendment (A Stronger Land Account) Bill 2014 be *referred immediately* to the Community Affairs Legislation Committee for inquiry and report by 2 September 2014 (see appendix 1 for a statement of reasons for referral);
 - (b) the *provisions* of the Clean Energy Finance Corporation (Abolition) Bill 2014 be *referred immediately* to the Economics Legislation Committee **but was unable to reach agreement on a reporting date** (see appendices 2 and 3 for statements of reasons for referral);
 - (c) the *provisions* of the Clean Energy Legislation (Carbon Tax Repeal) Bill 2013 [No.2], the Ozone Protection and Synthetic Greenhouse Gas (Import Levy) Amendment (Carbon Tax Repeal) Bill 2013 [No. 2], the Ozone Protection and Synthetic Greenhouse Gas (Manufacture Levy) Amendment (Carbon Tax Repeal) Bill 2013 [No. 2], the True-up Shortfall Levy (General) (Carbon Tax Repeal) Bill 2013 [No. 2], the True-up Shortfall Levy (Excise) (Carbon Tax Repeal) Bill 2013 [No. 2], the Ozone Protection and Synthetic Greenhouse Gas (Import Levy) (Transitional Provisions) Bill 2013 [No. 2], the Customs Tariff Amendment (Carbon Tax Repeal) Bill 2013 [No. 2], the Excise Tariff Amendment (Carbon Tax Repeal) Bill 2013 [No. 2] and the Clean Energy (Income Tax Rates and Other Amendments) Bill 2013 [No. 2] be *referred immediately* to the Environment and Communications Legislation Committee **but was unable to reach agreement on a reporting date** (see appendices 4 and 5 for statements of reasons for referral);
 - (d) the *provisions* of the Climate Change Authority (Abolition) Bill 2013 [No. 2] be *referred immediately* to the Environment and Communications Legislation Committee **but was unable to reach agreement on a reporting date** (see appendices 6 and 7 for statements of reasons for referral);
 - (e) the *provisions* of the Family Assistance Legislation Amendment (Child Care Measures) Bill (No. 2) 2014 be *referred immediately* to the Education and Employment Legislation Committee **but was unable to reach agreement on a reporting date** (see appendices 8 and 9 for statements of reasons for referral); and
 - (f) the *provisions* of the Migration Amendment (Protection and Other Measures) Bill 2014 be *referred immediately* to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 26 August 2014 (see appendices 10 and 11 for statements of reasons for referral).

3. The committee resolved to recommend—That the following bills *not* be referred to committees:

- Meteorology Amendment (Online Advertising) Bill 2014
- Minerals Resource Rent Tax Repeal and Other Measures Bill 2013 [No. 2]
- Public Governance, Performance and Accountability (Consequential and Transitional Provisions) Bill 2014
Public Governance, Performance and Accountability (Consequential Modifications of Appropriation Acts (No. 1), (No. 3) and (No. 5)) Bill 2014
Public Governance, Performance and Accountability (Consequential Modifications of Appropriation Acts (No. 2), (No. 4) and (No. 6)) Bill 2014
Public Governance, Performance and Accountability (Consequential Modifications of Appropriation Acts (Parliamentary Departments)) Bill 2014.

The committee recommends accordingly.

4. The committee deferred consideration of the following bill to its next meeting:

- Save Our Sharks Bill 2014.

(Helen Kroger)

Chair

26 June 2014

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

Name of bill:

Aboriginal and Torres Strait Islander Amendment (A Stronger Land Account) Bill 2014

Reasons for referral/principal issues for consideration:

Investigating the role that this Bill can play in:

- Ensuring that the Land Account is a compensatory mechanism that recognises past injustices and dispossession and acknowledges the special relationship Aboriginal and Torres Strait Islander peoples have with their lands.
- Ensuring that the Land Account isn't, now or in the future, utilised for any purpose other than the land-related benefit of Aboriginal and Torres Strait Islander peoples
- Ensuring Aboriginal and Torres Strait Islander control over the Land Account and the Indigenous Land Corporation.
- Ensuring high standards of corporate governance, transparency and accountability within the ILC and appointments made by the Government to the ILC
- Ensuring that the Land account can grow over time

Possible submissions or evidence from:

Indigenous Land Council
Department of PM&C

Committee to which bill is to be referred:

Finance and Public Administration

Possible hearing date(s):

29 Aug

Possible reporting date:

2 Sept

(signed)

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Print name: Rachel Siewert

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

Name of bill:

Clean Energy Finance Corporation (Abolition) Bill

Reasons for referral/principal issues for consideration:

New Senators need time to get across complex detail of the legislation. Need to understand the negative economic consequences of repeal.

Possible submissions or evidence from:

Clean Energy Finance Corporation, ARENA, finance recipients

Committee to which bill is to be referred:

Economics Committee

Possible hearing date(s):

29 July, 12 Aug

Possible reporting date:

28 August

(signed)

..... Senator Siewert

Print name:

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

Name of bill:

Clean Energy Finance Corporation (Abolition) Bill 2013

Reasons for referral/principal issues for consideration:

To allow proper scrutiny of this Bill, including the impact of abolishing the Clean Energy Finance Corporation on the Budget bottom line and Australia's efforts to tackle climate change.

Possible submissions or evidence from:

- Clean Energy Finance Corporation
- Climate scientists
- Clean and Renewable Energy Industries
- Economists
- Business groups

Committee to which bill is to be referred:

Senate Economics Legislation Committee

Possible hearing date(s):

Possible reporting date:

7 July 2014

(signed)


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M EWEN

Print name:

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

Name of bill:

Clean Energy Legislation Package

Reasons for referral/principal issues for consideration:

New Senators need time to get across the complex detail of the bill and to understand the negative economic consequences of repeal.

Possible submissions or evidence from:

Clean Energy Regulator, Department of Environment, Treasury and affected businesses.

Committee to which bill is to be referred:

Economics Committee

Possible hearing date(s):

30 July, 14 Aug, 18 Sept

Possible reporting date:

2 October

(signed)

Senator Siewert


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Print name:

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

Name of bill:

Clean Energy Legislation (Carbon Tax Repeal) Bill 2013
Ozone Protection and Synthetic Greenhouse Gas (Import Levy) Amendment (Carbon Tax Repeal) Bill 2013
Ozone Protection and Synthetic Greenhouse Gas (Manufacture Levy) Amendment (Carbon Tax Repeal) Bill 2013
True-up Shortfall Levy (General) (Carbon Tax Repeal) Bill 2013
True-up Shortfall Levy (Excise) (Carbon Tax Repeal) Bill 2013
Ozone Protection and Synthetic Greenhouse Gas (Import Levy) (Transitional Provisions) Bill 2013
Customs Tariff Amendment (Carbon Tax Repeal) Bill 2013
Excise Tariff Amendment (Carbon Tax Repeal) Bill 2013
Clean Energy (Income Tax Rates and Other Amendments) Bill 2013

Reasons for referral/principal issues for consideration:

To ensure proper scrutiny of these Bills and their impact on Australia's efforts to tackle climate change and carbon pollution.

Possible submissions or evidence from:

- Climate scientists
- Economists
- Business groups

Committee to which bill is to be referred:

Senate Environment and Communications Legislation Committee

Possible hearing date(s):

Possible reporting date:

7 July 2014

(signed)

Print name:

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

Name of bill:

Climate Change Authority (Abolition) Bill 2013

Reasons for referral/principal issues for consideration:

To allow scrutiny of this Bill and the impact of the abolition of the Climate Change Authority on the Government's ability to receive independent advice on climate change and on efforts to reduce carbon pollution.

Possible submissions or evidence from:

- Climate Change Authority
- Climate scientists
- Economists
- Business groups

Committee to which bill is to be referred:

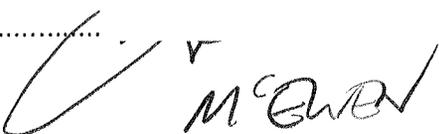
Senate Environment and Communications Legislation Committee

Possible hearing date(s):

Possible reporting date:

7 July 2014

(signed)

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Print name:

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

Name of bill:

Climate Change Authority (Abolition) Bill

Reasons for referral/principal issues for consideration:

New Senators need time to get across the detail of the expert advice that the Climate Change Authority provides to the Parliament and the Australian public

Possible submissions or evidence from:

Climate Change Authority, Treasury, ABARE, BREE

Committee to which bill is to be referred:

Environment and Communications Committee

Possible hearing date(s):

28 July, 19 Aug

Possible reporting date:

4 September

(signed)


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Senator Siewert



Print name:

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

Name of bill:

Family Assistance Legislation Amendment (Child Care Measures) Bill (No. 2) 2014

Reasons for referral/principal issues for consideration:

Detailed scrutiny of this Bill is required including information on the impact of these measures on the families currently receiving financial assistance and how this Bill will impact on decisions that parents are making about working, training or improving their education. Submissions and evidence is needed to fully assess and consider the Bill.

Possible submissions or evidence from:

Parents and carers, child care educators, child care service providers, employers, families groups, welfare groups, the Department of Education.

Committee to which bill is to be referred:

Senate Education and Employment Legislation Committee

Possible hearing date(s):

Possible reporting date:

28 August 2014

(signed)

Print name:



The image shows a handwritten signature in black ink. The signature is written in a cursive style and appears to read 'M. Bowen'. Above the signature, there is a small, stylized flourish or mark. The signature is positioned over a horizontal dotted line that spans across the width of the signature area.

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

Name of bill:

Family Assistance Legislation Amendment (Child Care Measures) Bill (No.2) 2014

Reasons for referral/principal issues for consideration:

Implications that this Bill will have on Australian families

Possible submissions or evidence from:

Goodstart Early Learning
Early Childhood Australia
Australian Childcare Alliance

Committee to which bill is to be referred:

Education and Employment Committee

Possible hearing date(s):

18 – 22 September 2014

Possible reporting date:

Wednesday, 3 September, 2014

(signed)


Senator Siewert

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Print name:

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

Name of bill:

Migration Amendment (Protection and Other Measures) Bill 2014

Reasons for referral/principal issues for consideration:

Implications that this Bill will have on asylum seekers seeking protection in Australia

Possible submissions or evidence from:

Amnesty International Australia
Human Rights Law Centre of Australia
Law Council
Refugee Council of Australia
Refugee and Immigration Legal Centre

Committee to which bill is to be referred:

Legal and Constitutional Affairs Committee

Possible hearing date(s):

8-11 September 2014

Possible reporting date:

Tuesday, 21st October, 2014

(signed)



Senator Siewert

Print name:

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

Name of bill:

Migration Amendment (Protection and Other Measures) Bill 2014

Reasons for referral/principal issues for consideration:

To clarify the operation of schedules contained within the Bill, in particular to ensure procedural fairness is afforded to visa applicants throughout the application process including during merits review.

To ensure the Bill does not breach or negatively impact upon Australia's non-refoulement obligations under the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and the International Covenant on Civil and Political Rights (ICCPR) and to investigate the impact of possible changes to the threshold engaged when considering risk of harm from potential refoulement.

Possible submissions or evidence from:

*Department of Immigration and Border Protection
United Nations High Commissioner for Refugees
Australian Human Rights Commissioner
Law Council of Australia*

Committee to which bill is to be referred:

Legal and Constitutional Affairs Legislation Committee

Possible hearing date(s):

Possible reporting date:

26 August 2014

(signed)

Print name:


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**SELECTION OF BILLS COMMITTEE—
PRESENTATION OF EIGHTH REPORT OF 2014—
AMENDMENT AGREED TO BY THE SENATE ON 26 JUNE 2014**

At the end of the motion, add, "but, in respect of:

- (a) the Clean Energy Finance Corporation (Abolition) Bill 2014, the provisions of the bill **NOT** be referred to a committee;
- (b) the Clean Energy Legislation (Carbon Tax Repeal) Bill 2013 [No.2] and associated bills, the Environment and Communications Legislation Committee report by 14 July 2014;
- (c) the Climate Change Authority (Abolition) Bill 2013[No. 2], the Environment and Communications Legislation Committee report by 14 July 2014;
- (d) the Family Assistance Legislation Amendment (Child Care Measures) Bill (No. 2) 2014, the Education and Employment Legislation Committee report by 28 August 2014; and
- (e) the Migration Amendment (Protection and Other Measures) Bill 2014, the Legal and Constitutional Affairs Legislation Committee report by 22 September 2014."