

STANDING COMMITTEE FOR THE SCRUTINY OF BILLS

2024

INDEX OF BILLS CONSIDERED BY THE COMMITTEE

As at 16 May 2024

Legend:

NC	=	No comment	–	=	Not reported on
AO	=	Advice only	PS	=	Private senator
RR	=	Response required	PM	=	Private member

Bills considered	Action required	Scrutiny Digest	Issues raised
A			
Accountability of Grants, Investment Mandates and Use of Public Resources Amendment (End Pork Barrelling) Bill 2024 [PM]	AO	4/24	–
Administrative Review Tribunal Bill 2023	RR	2/24	(i) procedural fairness (ii) broad discretionary power (iii) limitation of appeal
	AO	5/24	
Administrative Review Tribunal (Consequential and Transitional Provisions No. 1) Bill 2023	RR	2/24	(i) procedural fairness (i) retrospectivity (iii) availability of appeal (iv) modification of the operation of primary legislation by delegated legislation (akin to Henry VIII clause) (v) parliamentary scrutiny
	AO	5/24	
Administrative Review Tribunal (Consequential and Transitional Provisions No. 2) Bill 2024	RR	3/24	(iii) reviewability of decisions
	AO	5/24	
	AO	6/24	

Bills considered	Action required	Scrutiny Digest	Issues raised
Agriculture (Biosecurity Protection) Charges Bill 2024	RR NC	4/24 6/24	(iv) charges and levies in delegated legislation (v) incorporation of external materials as existing from time to time
Agriculture (Biosecurity Protection) Levies Bill 2024	RR NC	4/24 6/24	(iv) charges and levies in delegated legislation (v) incorporation of external materials as existing from time to time
Agriculture (Biosecurity Protection) Levies and Charges Collection Bill 2024	RR AO	4/24 6/24	(i) coercive powers (i) infringement notices (i) reversal of the evidential burden of proof (ii) broad delegation of administrative powers (iii) automated decision-making (v) incorporation of external materials as existing from time to time
Agriculture Legislation Amendment (Modernising Administrative Processes) Bill 2024	NC	4/24	–
Airline Passenger Protections (Pay on Delay) Bill 2024 [PM]	AO	4/24	(iv) significant matters in delegated legislation
Appropriation Bill (No. 3) 2023-2024	RR AO	3/24 4/24	(iv) inappropriately delegated legislative powers (v) insufficient scrutiny of legislative power

Bills considered	Action required	Scrutiny Digest	Issues raised
Appropriation Bill (No. 4) 2023-2024	RR	3/24	(iv) inappropriately delegated legislative powers (v) insufficient scrutiny of legislative power
	AO	4/24	
Appropriation (Parliamentary Departments) Bill (No. 2) 2023-2024	NC	3/24	–
Australian Citizenship Amendment (Citizenship Repudiation) Bill 2023	AO	3/24	(i) procedural fairness (i) undue trespass on rights and liberties (i) significant penalties
Australian Naval Nuclear Power Safety Bill 2023	RR	1/24	(i) significant penalties (i) reversal of the evidential burden of proof (i) coercive powers (i) abrogation of privilege against self-incrimination
	AO	4/24	
Australian Postal Corporation and Other Legislation Amendment Bill 2024	RR	6/24	(i) reversal of the evidential burden of proof (i) privacy (iv) significant matters in delegated legislation
Australian Research Council Amendment (Review Response) Bill 2023	RR	1/24	(ii) broad discretionary powers (ii) availability of merits review
	AO	3/24	
	RR	5/24	(v) tabling of documents in Parliament
	NC	6/24	
Australian Naval Nuclear Power Safety (Transitional Provisions) Bill 2023	NC	1/24	–

Bills considered	Action required	Scrutiny Digest	Issues raised
Autonomous Sanctions Amendment Bill 2024	RR	3/24	(i) retrospective validation
	AO	4/24	
B			
Broadcasting Services Amendment (Community Television) Bill 2024	NC	3/24	–
C			
COAG Legislation Amendment Bill 2023	NC	1/24	–
Competition and Consumer Amendment (Fair Go for Consumers and Small Business) Bill 2024	RR	3/24	(iii) availability of merits review (iv) significant matters in delegated legislation
	AO	4/24	
	NC	6/24	
Competition and Consumer Amendment (Divestiture Powers) Bill 2024 [PS]	NC	5/24	–
Counter-Terrorism Legislation Amendment (Declared Areas) Bill 2024	RR	6/24	(i) trespass on rights and liberties (iv) significant matters in delegated legislation (v) parliamentary scrutiny
Counter-Terrorism Legislation Amendment (Prohibited Hate Symbols and Other Measures) Bill 2023	AO	1/24	–
Crimes Amendment (Strengthening the Criminal Justice Response to Sexual Violence) Bill 2024	RR	3/24	(i) procedural fairness
	FRR	6/24	(i) reversal of the evidential burden of proof
Crimes and Online Safety Legislation Amendment (Combatting Online Notoriety) Bill 2024 [PM]	AO	6/24	(i) reversed evidential burden (i) significant penalties

Bills considered	Action required	Scrutiny Digest	Issues raised
Crimes and Other Legislation Amendment (Omnibus No.1) Bill 2024	RR	6/24	(i) undue trespass on rights and liberties (i) privacy (i) significant penalties (ii) broad discretionary powers (ii) broad delegation of administrative powers and functions (iv) significant matters in delegated legislation
Crimes Legislation Amendment (Combatting Foreign Bribery) Bill 2023	NC	4/24	–
Criminal Code Amendment (Protecting Commonwealth Frontline Workers) Bill 2024	NC	6/24	–
Criminal Code Amendment (Telecommunications Offences for Suicide Related Material—Exception for Lawful Voluntary Assisted Dying) Bill 2024 [PM]	AO	3/24	(i) retrospectivity
Customs Amendment (Preventing Child Labour) Bill 2023 [PS]	AO	1/24	(i) abrogation of privilege against self-incrimination (i) privacy
Customs Tariff Amendment (Incorporation of Proposals) Bill (No. 2) 2023	NC	1/24	–
Customs Tariff Amendment (Tobacco) Bill 2024	NC	5/24	–
D			
Defence Amendment (Safeguarding Australia’s Military Secrets) Bill 2023	AO	1/24	(i) procedural fairness
	AO	5/24	
Defence Capability Assurance and Oversight Bill 2024 [PS]	AO	3/24	–

Bills considered	Action required	Scrutiny Digest	Issues raised
Defence Trade Controls Amendment Bill 2023	RR	1/24	(i) reversal of the evidential burden of proof (i) significant penalties (ii) broad delegation of administrative powers or functions
	AO	4/24	
	NC	6/24	
Digital ID Bill 2023	RR	2/24	(i) immunity from civil and criminal liability (i) reversal of the evidential burden of proof (v) incorporation of external materials as existing from time to time (v) instruments not subject to an appropriate level of parliamentary oversight (v) significant matters in delegated legislation (v) tabling of documents in Parliament
	FRR	3/24	
	AO	4/24	
	NC	6/24	
Digital ID (Transitional and Consequential Provisions) Bill 2023	NC	1/24	–
Disability Services and Inclusion Bill 2023	AO	1/24	(iii) availability of merits review
E			
Economic Inclusion Advisory Committee Bill 2023	NC	1/24	–

Bills considered	Action required	Scrutiny Digest	Issues raised
Electoral Legislation Amendment (Fair and Transparent Elections) Bill 2024	AO	6/24	(i) privacy (i) reversed evidential burden (i) significant penalties
Electoral Legislation Amendment (Fair and Transparent Elections) Bill 2024 No. 2	AO	6/24	(i) privacy (i) reversed evidential burden (i) significant penalties
Environment Protection and Biodiversity Conservation Amendment (Protecting Environmental Heritage) Bill 2024 [PS]	NC	4/24	–
Excise Tariff Amendment (Tobacco) Bill 2024	NC	5/24	–
F			
Fair Work Amendment Bill 2024	NC	3/24	–
Fair Work Legislation Amendment (Closing Loopholes) Bill 2023	NC	1/24	–
Fair Work Legislation Amendment (Closing Loopholes No. 2) Bill 2023	AO	3/24	–
Fair Work (Registered Organisations) Amendment (Protecting Vulnerable Workers) Bill 2024 [PS]	NC	4/24	–
Financial Framework (Supplementary Powers) Amendment Bill 2024	RR	3/24	(i) retrospective validation (iv) inappropriate delegation of legislative powers (v) insufficient parliamentary scrutiny
	FRR	4/24	
	NC	6/24	
Foreign Acquisitions and Takeovers Fees Imposition Amendment Bill 2024	AO	3/24	(iv) taxes and fees in delegated legislation

Bills considered	Action required	Scrutiny Digest	Issues raised
H			
Health Legislation Amendment (Removal of Requirement for a Collaborative Arrangement) Bill 2024	NC	5/24	–
Help to Buy Bill 2023	NC	1/24	–
Help to Buy (Consequential Provisions) Bill 2023	NC	1/24	–
Human Rights (Parliamentary Scrutiny) Amendment (Consideration of UNDRIP) Bill 2023 [PS]	NC	1/24	–
I			
Identity Verification Services Bill 2023	NC	1/24	–
Identity Verification Services (Consequential Amendments) Bill 2023	NC	1/24	–
Illegal Logging Prohibition Amendment (Strengthening Measures to Prevent Illegal Timber Trade) Bill 2024	RR	6/24	(i) use of negligence as fault element for an offence (i) reversal of the evidential burden of proof (i) abrogation of privilege against self-incrimination (i) immunity from civil liability (iv) significant matters in delegated legislation (v) incorporation of external materials as existing from time to time
Infrastructure Australia Amendment (Independent Review) Bill 2023	NC	1/24	–
L			
Legislate the Date to End Live Sheep Export Bill 2024 [PS]	AO	4/24	(i) significant penalties
M			

Bills considered	Action required	Scrutiny Digest	Issues raised
Migration Amendment (Removal and Other Measures) Bill 2024	RR AO	5/24 6/24	(i) undue trespass on rights and liberties (ii) broad discretionary powers (iv) significant matters in delegated legislation (v) exemption from disallowance
Migration Amendment (Strengthening Employer Compliance) Bill 2023	AO	3/24	–
Migration and Other Legislation Amendment (Bridging Visas, Serious Offenders and Other Measures) Bill 2023	RR	3/24	(i) undue trespass on personal rights and liberties (v) parliamentary scrutiny
Modern Slavery Amendment (Australian Anti-Slavery Commissioner) Bill 2023	NC	1/24	–
N			
National Cancer Screening Register Amendment Bill 2024	AO	5/24	–
National Disability Insurance Scheme Amendment (Getting the NDIS Back on Track No.1) Bill 2024	RR	6/24	(ii) broad delegation of administrative powers or functions (iii) availability of independent merits review (iv) significant matters in delegated legislation (v) exemption from sunseting (v) incorporation of external materials as existing from time to time

Bills considered	Action required	Scrutiny Digest	Issues raised
National Redress Scheme for Institutional Child Sexual Abuse Amendment Bill 2023	AO	1/24	(iv) significant matters in delegated legislation (v) instruments not subject to an appropriate level of parliamentary oversight
National Security Legislation Amendment (Comprehensive Review and Other Measures No. 3) Bill 2023	RR	1/24	(i) reversal of the evidential burden of proof
	AO	3/24	
National Vocational Education and Training Regulator Amendment (Strengthening Quality and Integrity in Vocational Education and Training No. 1) Bill 2024	RR	3/24	(i) privacy (iv) exemption from disallowance
	AO	4/24	
Nature Repair Bill 2023	NC	1/24	–
Nature Repair (Consequential Amendments) Bill 2023	NC	1/24	–
Net Zero Economy Authority Bill 2024	RR	6/24	(v) exemption from disallowance (v) documents not required to be tabled in the Parliament
Net Zero Economy Authority (Consequential Amendments) Bill 2024	NC	6/24	–
New Vehicle Efficiency Standard Bill 2024	RR	6/24	(i) privacy (iv) significant matters in delegated legislation
New Vehicle Efficiency Standard (Consequential Amendments) Bill 2024	NC	6/24	–
O			
Offshore Petroleum and Greenhouse Gas Storage Amendment (Stop PEP11 Forever and Protect Our Coastal Waters) Bill 2024 [PM]	NC	4/24	–
Offshore Petroleum and Greenhouse Gas Storage Legislation Amendment (Safety and Other Measures) Bill 2024	NC	4/24	–
	RR	6/24	

Bills considered	Action required	Scrutiny Digest	Issues raised
P			
Passenger Movement Charge Amendment Bill 2024	NC	3/24	–
Parliamentary Business Resources Legislation Amendment (Review Implementation and Other Measures) Bill 2024	RR	6/24	(iv) Henry VIII clause (v) exemption from disallowance (v) instruments not subject to an appropriate level of parliamentary oversight (v) standing appropriation
Primary Industries Levies and Charges Collection Bill Primary Industries Levies and Charges Disbursement Bill	AO	1/24	(i) broad delegation of administrative powers (i) coercive powers (i) infringement notices (i) significant penalties (i) vicarious liability (v) instruments not subject to an appropriate level of parliamentary oversight
Prohibition on the Purchase of Residential Property by Foreign Entities Bill 2024 [PM]	AO	3/24	(i) significant penalties (i) reversal of the evidential burden of proof (iv) significant matters in delegated legislation
Public Health (Tobacco and Other Products) Bill 2023	AO	1/24	–
R			

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Reducing Supermarket Dominance Bill 2024	AO	6/24	(i) reversed evidential burden of proof (i) significant penalties (i) coercive powers (v) instruments not subject to parliamentary oversight
S			
Social Services and Other Legislation Amendment (Military Invalidation Payments Means Testing) Bill 2024	RR	3/24	(i) retrospective validation
	AO	5/24	
Social Services Legislation Amendment (Child Support and Family Assistance Technical Amendments) Bill 2024	NC	4/24	–
Superannuation (Better Targeted Superannuation Concessions) Imposition Bill 2023	NC	1/24	–
T			
Telecommunications Legislation Amendment (Enhancing Consumer Safeguards and Other Measures) Bill 2023	RR	1/24	(iv) modification of the operation of primary legislation by delegated legislation (akin to Henry VIII clause)
	NC	3/24	
	AO	6/24	

Bills considered	Action required	Scrutiny Digest	Issues raised
Therapeutic Goods and Other Legislation Amendment (Vaping Reforms) Bill 2024	RR	5/24	(i) coercive powers
	FRR	6/24	(i) reversal of the evidential burden of proof (i) strict liability offences (ii) broad delegation of administrative powers and functions (ii) broad discretionary power (iii) availability of independent merits review (iv) significant matters in delegated legislation
Treasury Laws Amendment (Better Targeted Superannuation Concessions and Other Measures) Bill 2023	RR	1/24	(iv) modification of the operation of primary legislation by delegated legislation (akin to Henry VIII clause) (v) instruments not subject to an appropriate level of parliamentary oversight
	AO	5/24	
Treasury Laws Amendment (Cost of Living—Medicare Levy) Bill 2024	NC	3/24	–
Treasury Laws Amendment (Cost of Living Tax Cuts) Bill 2024	NC	3/24	–
Treasury Laws Amendment (Delivering Better Financial Outcomes and Other Measures) Bill 2024	NC	6/24	–
Treasury Laws Amendment (Foreign Investment) Bill 2024	RR	3/24	(i) retrospective validation
	AO	4/24	
	AO	5/24	
Treasury Laws Amendment (Making Multinationals Pay Their Fair Share—Integrity and Transparency) Bill 2023	NC	6/24	–
Treasury Laws Amendment (Reserve Bank Reforms) Bill 2023	NC	1/24	–

Bills considered	Action required	Scrutiny Digest	Issues raised
Treasury Laws Amendment (Support for Small Business and Charities and Other Measures) Bill 2023	NC	6/24	-
W			
Water Amendment (Restoring Our Rivers) Bill 2023	AO	1/24	-

List of the committee's regular publications and meetings during 2024

SCRUTINY DIGESTS	DATE Tabled
No. 1	18 January 2024
No. 2	7 February 2024
No. 3	28 February 2024
No. 4	20 March 2024
No. 5	27 March 2024
No. 6	15 May 2024

MEETINGS	DATE
No. 1	17 January 2024
No. 2	7 February 2024
No. 3	28 February 2024
No. 4	20 March 2024
No. 5	27 March 2024
No. 6	15 May 2024