

SELECTION OF BILLS COMMITTEE

REPORT NO. 15 OF 2023

30 November 2023

MEMBERS OF THE COMMITTEE

Senator Anne Urquhart (Government Whip, Chair)

Senator Wendy Askew (Opposition Whip)

Senator Ross Cadell (The Nationals Whip)

Senator Pauline Hanson (Pauline Hanson's One Nation Whip)

Senator Nick McKim (Australian Greens Whip)

Senator Ralph Babet

Senator the Hon. Anthony Chisholm

Senator the Hon. Katy Gallagher

Senator Matt O'Sullivan

Senator David Pocock

Senator Paul Scarr

Senator Lidia Thorpe

Senator Tammy Tyrrell

Senator David Van

Secretary: Tim Bryant
02 6277 3020

SELECTION OF BILLS COMMITTEE

REPORT NO. 15 OF 2023

1. The committee met in private session on Wednesday, 29 November 2023 at 7.15 pm
2. The committee recommends that—
 - (a) the *provisions* of the Attorney-General’s Portfolio Miscellaneous Measures Bill 2023 be *referred immediately* to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 1 February 2024 (see appendix 1 for a statement of reasons for referral);
 - (b) the *provisions* of the Australian Human Rights Commission Amendment (Costs Protection) Bill 2023 be *referred immediately* to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 9 February 2024 (see appendix 2 for a statement of reasons for referral);
 - (c) the *provisions* of the Communications Legislation Amendment (Prominence and Anti-siphoning) Bill 2023 be *referred immediately* to the Environment and Communications Legislation Committee for inquiry and report by 26 March 2024 (see appendix 3 for a statement of reasons for referral);
 - (d) contingent upon introduction in the House of Representatives, the *provisions* of the Defence Trade Controls Amendment Bill 2023 be *referred immediately* to the Foreign Affairs, Defence and Trade Legislation Committee for inquiry and report by 30 April 2024 (see appendix 4 for a statement of reasons for referral);
 - (e) contingent upon introduction in the Senate, the Digital ID Bill 2023, and the Digital ID (Transitional and Consequential Provisions) Bill 2023 be *referred immediately* to the Economics Legislation Committee for inquiry and report by 28 February 2024 (see appendix 5 for a statement of reasons for referral); and
 - (f) the *provisions* of the Superannuation (Objective) Bill 2023 be *referred immediately* to the Economics Legislation Committee for inquiry and report by 28 March 2024 (see appendix 6 for a statement of reasons for referral).
3. The committee recommends that the following bills *not* be referred to committees:
 - Crimes and Other Legislation Amendment (Omnibus No. 2) Bill 2023
 - Crown References Amendment Bill 2023
 - National Redress Scheme for Institutional Child Sexual Abuse Amendment Bill 2023
4. The committee deferred consideration of the following bills to its next meeting:
 - Australian Capital Territory Dangerous Drugs Bill 2023
 - Australian Citizenship Amendment (Citizenship Repudiation) Bill 2023
 - Australian Education Amendment (Save Our Public Schools) Bill 2023
 - Australian Research Council Amendment (Review Response) Bill 2023
 - Broadcasting Services Amendment (Ban on Gambling Advertisements During

Live Sport) Bill 2023

- COAG Legislation Amendment Bill 2023
 - Competition and Consumer Amendment (Continuing ACCC Monitoring of Domestic Airline Competition) Bill 2023
 - Criminal Code Amendment (Inciting Illegal Disruptive Activities) Bill 2023
 - Customs Tariff Amendment (Incorporation of Proposals) Bill (No. 2) 2023
 - Electoral Legislation Amendment (Lowering the Voting Age) Bill 2023
 - Environment Protection and Biodiversity Conservation Amendment (Regional Forest Agreements) Bill 2020
 - Fair Work Amendment (Right to Disconnect) Bill 2023 [No. 2]
 - Freeze on Rent and Rate Increases Bill 2023
 - Migration Amendment (Bridging Visa Conditions and Other Measures) Bill 2023
 - Modern Slavery Amendment (Australian Anti-Slavery Commissioner) Bill 2023
 - National Security Legislation Amendment (Comprehensive Review and Other Measures No. 3) Bill 2023
 - Offshore Petroleum and Greenhouse Gas Storage Amendment (Domestic Reserve) Bill 2023
 - Treasury Laws Amendment (Reserve Bank Reforms) Bill 2023
 - Treasury Laws Amendment (Better Targeted Superannuation Concessions and Other Measures) Bill 2023
Superannuation (Better Targeted Superannuation Concessions) Imposition Bill 2023
5. The committee considered the following bills but was unable to reach agreement:
- Treasury Laws Amendment (Tax Accountability and Fairness) Bill 2023
 - Help to Buy Bill 2023
Help to Buy (Consequential Provisions) Bill 2023

(Anne Urquhart)

Chair

29 November 2023

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

Name of bill: Attorney-General's Portfolio Miscellaneous Measures Bill 2023

Reasons for referral/principal issues for consideration:

To carefully scrutinise this legislation.

Possible submissions or evidence from:

A range of stakeholders.

Committee to which bill is to be referred:

Legal and Constitutional Affairs legislation committee

Possible hearing date(s):

January 2024

Possible reporting date:

1 February 2024

(signed)



Print name: Wendy Askew

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

Name of bill: Australian Human Rights Commission Amendment (Costs Protection) Bill
2023

Reasons for referral/principal issues for consideration:

To carefully scrutinise this legislation and understand any impacts it has on employers.

Possible submissions or evidence from:

A range of stakeholders including employers

Committee to which bill is to be referred:

Employment and Education Legislation Committee.

Possible hearing date(s):

January 2024

Possible reporting date:

9 February 2024

(signed)



Print name: Wendy Askew

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

Name of bill: Communications Legislation Amendment (Prominence and Anti-siphoning) Bill
2023

Reasons for referral/principal issues for consideration:

To carefully scrutinise this legislation.

Possible submissions or evidence from:

A range of stakeholders including those from the Communications industry.

Committee to which bill is to be referred:

Environment and Communications Legislation Committee

Possible hearing date(s):

January and February 2024

Possible reporting date:

26 March 2024

(signed)



Print name: Wendy Askew

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

Name of bill: *Communications Legislation Amendment (Prominence and Anti-siphoning) Bill 2023*

Reasons for referral/principal issues for consideration: Public, industry and stakeholder scrutiny of new prominence framework for connected television devices and modernised anti-siphoning scheme.

Possible submissions or evidence from: Free-to-air TV, subscription TV, streaming services, device manufacturers, digital platforms, sporting codes.

Committee to which bill is to be referred: Environment and Communications Committee.

Possible hearing date(s): 23 Jan 2024.

Possible reporting date: February 2024.

(signed)



Print name: _____

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill: Communications Legislation Amendment (Prominence and Anti-siphoning) Bill 2023

Reasons for referral/principal issues for consideration:


Possible submissions or evidence from:

Committee to which bill is to be referred: Environment and Communications

Possible hearing date(s):

Possible reporting date: 26th March 2024

(signed)



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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: **Defence Trade Controls Amendment Bill 2023**

Reasons for referral/principal issues for consideration:

To carefully scrutinise this legislation.

Possible submissions or evidence from:

A range of stakeholders including those from the Defence industry.

Committee to which bill is to be referred:

Foreign Affairs, Defence and Trade Legislation Committee

Possible hearing date(s):

January to March 2024

Possible reporting date:

30 April 2024

(signed)



Print name: Wendy Askew

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

Name of bill:
Defence Trade Controls Amendment Bill 2023

Reasons for referral/principal issues for consideration:

The Bill will strengthen Australia's export control framework and create a national exemption for the UK and the US from certain Australian export control permit requirements.

The Bill amends the *Defence Trade Controls Act 2012* (DTC Act) through the insertion of provisions which:

1. regulate the supply of Defence and Strategic Goods List (DSGL) military or dual-use technology (i.e. technical data) to foreign persons within Australia;
2. regulate the supply of DSGL military and dual-use goods and technology, that were previously exported or supplied from Australia, from one foreign country to another country, or to another person within the same foreign country;
3. regulate the provision of services related to military items on the DSGL; and
4. remove the requirement to obtain a permit for supplies of certain DSGL goods and technology and the provision of certain DSGL services to the United Kingdom or the United States.

Possible submissions or evidence from:

Committee to which bill is to be referred:

Senate Standing Committee on Foreign Affairs, Defence & Trade Legislation Committee

Possible hearing date(s):

Possible reporting date:

30 April 2024

(signed) 

Print name: _____

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

Name of bill: Digital ID Bill 2023
Digital ID (Transitional and Consequential Amendments) Bill 2023

Reasons for referral/principal issues for consideration:

To carefully scrutinise this legislation.

Possible submissions or evidence from:

A range of stakeholders and interested parties.

Committee to which bill is to be referred:
Economics Legislation Committee

Possible hearing date(s):

January 2024

Possible reporting date:

28 February 2024

(signed)



Print name: Wendy Askew

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

Name of bill:
Digital ID Bill 2023

Reasons for referral/principal issues for consideration:

Digital ID is a major whole of economy reform. There will be substantial interest from participants in the Digital ID system, businesses, both current and potential users of digital ID, various civil society groups such as privacy advocates, as well as individual citizens.

It is a relatively complex system and law, which involves states, territories, the Commonwealth business and individual citizens.

Referral to the committee will allow broader consideration of the bill and issues, prior to debate in the Parliament.

Possible submissions or evidence from:

- Participants in the Digital ID system (eg Mastercard, Australia Post the ATO, Australian Payments Plus)
- Sectors of the economy that require proof of identity and storage of data, eg Banking, Telcos, Real estate, employment, insurance, hospitality etc
- Social inclusion groups
- Privacy groups
- States and territories
- Commonwealth agencies

Committee to which bill is to be referred:

Economics Committee

Possible hearing date(s):

Early 2024

Possible reporting date:

21 February 2024



Print name: _____

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill: Digital ID Bill 2023 Digital ID (Transitional and Consequential Amendments) Bill 2023

Reasons for referral/principal issues for consideration: Matters raised by the bill including privacy implications and overall digital privacy landscape

Possible submissions or evidence from:

Attorney General's Department
Electronic Frontiers Australia
Communications Alliance
DIGI
Reset Tech
Digital Rights Watch
Tech Council of Australia
Council for Civil Liberties
Australian Communications Consumer Action Network
Centre for Responsible Technology (Aus. Institute branch)
Tech Policy Design Centre

Committee to which bill is to be referred:

Senate Legal and Constitutional Affairs Legislation Committee

Possible hearing date(s):

9 February 2024
23 February 2024

Possible reporting date:

28 February 2024

(signed)

Wade Mehl

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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: Superannuation (Objective) Bill 2023

Reasons for referral/principal issues for consideration:

To carefully scrutinise this legislation and understand the changes this legislation will make to the Superannuation system.

Possible submissions or evidence from:

A range of stakeholders from the Financial and super industries, consumer groups and others interested in this legislation.

Committee to which bill is to be referred:

Economics Legislation Committee

Possible hearing date(s):

January to March 2024

Possible reporting date:

March
28 April 2024

(signed)



Print name: Wendy Askew

**SELECTION OF BILLS COMMITTEE—15TH REPORT OF 2023—
AMENDMENT TO REPORT**

(after adoption of committee report is moved)

MINISTER:

I move the following amendment:

At the end of the motion, add “, and:

- (a) the provisions of the Help to Buy Bill 2023 and the Help to Buy (Consequential Provisions) Bill 2023 be referred immediately to the Economics Legislation Committee for inquiry and report by 22 February 2024;
- (b) the provisions of the Treasury Laws Amendment (Tax Accountability and Fairness) Bill 2023 be referred immediately to the Economics Legislation Committee for inquiry and report by 22 February 2024; and
- (c) the provisions of the National Security Legislation Amendment (Comprehensive Review and Other Measures No. 3) Bill 2023 not be referred to a committee”.

(speaking time: 5 minutes per speaker)

**Amendment to the motion that the Selection of Bills
Committee report be adopted**

Senator McKim to move:

At the end of the motion, add:

“and, in respect of:

- (a) the Treasury Laws Amendment (Tax Accountability and Fairness) Bill 2023, the provisions of the bill be referred immediately to the Economics Legislation Committee for inquiry and report by 18 April 2024; and
- (b) the Help to Buy Bill 2023 and Help to Buy Bill (Consequential Provisions) Bill 2023, the provisions of the bill referred immediately to the Economics Legislation Committee for inquiry and report by 16 April 2024”.

PHON 1 Roberts

Amendment to the motion that the Selection of Bills Committee report be adopted

At the end of the motion, add:

“but, in respect of the Digital ID Bill 2023 and the Digital ID (Transitional and Consequential Provisions) Bill 2023, the Economics Legislation Committee report by 14 May 2024”.