

2002-04

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

THE SENATE

NOTICE PAPER

BUSINESS OUTSTANDING AS AT PROROGATION OF THE
40TH PARLIAMENT ON TUESDAY, 31 AUGUST 2004 (4.59 PM)

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

BUSINESS OF THE SENATE**Notices of Motion***Notice given 12 August 2004*

- 1 **Leader of the Australian Democrats (Senator Bartlett):** To move—That items [7], [8], [18] to [26], [35] to [40], [48] to [89], [93] to [127], [129] and [130] of Schedule 1, and item [1] of Schedule 2 and items [3] and [4] of Schedule 3 to the Migration Legislation (Fees) Amendment Regulations 2004 (No. 1), as contained in Statutory Rules 2004 No. 192 and made under the *Migration Act 1958*, the *Immigration (Education) Act 1971* and the *Migration Agents Registration Application Charge Act 1997*, be disallowed.

Thirteen sitting days remain for resolving.**

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

Notice given 30 August 2004

- *2 **Senator Ridgeway:** To move—That the following matters be referred to the Economics References Committee for inquiry and report by the last sitting day in June 2005:
- (a) the extent to which the Australian small business community is unduly burdened by local, state and Federal Government red tape;
 - (b) options for reducing the red tape compliance burden on Australian small business;
 - (c) whether the duplicity of state and federal industrial relations regimes has negative effects for small business; and
 - (d) options for reducing the compliance burden imposed by Australia's various industrial relations regimes on small business.

GOVERNMENT BUSINESS**Notice of Motion***Notice given 30 August 2004*

- *1 **Minister for the Arts and Sport (Senator Kemp) and Senator Lundy:** To move—That the Senate—
- (a) congratulates:
 - (i) the Australian Olympic Team for its outstanding performance at the 2004 Athens Olympic Games and, in particular, for its:
 - (A) record number of 17 gold medals, and
 - (B) best ever total medal count of 49 medals at an away Olympic games,

- (ii) all the members of the team for their inspirational performances and, in particular, for the impact their efforts will have on Australian youth in fostering participation in sport across the board, and
 - (iii) the coaches, doctors, officials, administrators and other support staff who have so remarkably supported and assisted the Australian Olympic Team; and
- (b) notes:
- (i) that the result achieved by the Australian Olympic Team is the first time a country has improved its gold medal tally after hosting an Olympics games,
 - (ii) that Australian Institute of Sport (AIS) athletes, past and present, accounted for 65 per cent of all medals won by Australians in Athens, and
 - (iii) the outstanding contribution of the Australian Sports Commission and the AIS in the sustained support provided to Olympic sports.

Orders of the Day

(ORDER AS AT 30 AUGUST 2004 WITH THE ADDITION OF A BILL INTRODUCED THAT DAY)

- *1 **Workplace Relations Amendment (Fair Dismissal) Bill 2004**—(*Minister for Justice and Customs, Senator Ellison*)
Second reading—Adjourned debate (*adjourned, Senator Ludwig, 30 August 2004*).
- 2 **Telecommunications (Interception) Amendment (Stored Communications) Bill 2004**—(*Minister for the Environment and Heritage, Senator Ian Campbell*)
Second reading—Adjourned debate (*adjourned, Senator Ludwig, 22 June 2004*).
- 3 **Surveillance Devices Bill (No. 2) 2004**—(*Minister for Finance and Administration, Senator Minchin*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 3 August 2004*).
- 4 **Trade Practices Legislation Amendment Bill 2004**—(*Minister for Finance and Administration, Senator Minchin*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 5 August 2004*).
- 5 **Australian Passports Bill 2004**
Australian Passports (Application Fees) Bill 2004
Australian Passports (Transitionals and Consequentials) Bill 2004—(*Special Minister of State, Senator Abetz*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 4 August 2004*).
- 6 **Vocational Education and Training Funding Amendment Bill 2004**—(*Minister for the Environment and Heritage, Senator Ian Campbell*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 12 August 2004*).
- 7 **Indigenous Education (Targeted Assistance) Amendment Bill 2004**—(*Minister for Communications, Information Technology and the Arts, Senator Coonan*)
Second reading—Adjourned debate (*adjourned, Senator Crossin, 10 August 2004*).

- 8 **Schools Assistance (Learning Together—Achievement Through Choice and Opportunity) Bill 2004**
States Grants (Primary and Secondary Education Assistance) Legislation Amendment Bill 2004—(*Special Minister of State, Senator Abetz*)
Second reading—Adjourned debate (*adjourned, Senator Buckland, 9 August 2004*).
- 9 **Textile, Clothing and Footwear Strategic Investment Program Amendment (Post-2005 scheme) Bill 2004**
Customs Tariff Amendment (Textile, Clothing and Footwear Post-2005 Arrangements) Bill 2004—(*Minister for Finance and Administration, Senator Minchin*)
Second reading—Adjourned debate (*adjourned, Senator Crossin, 3 August 2004*).
- 10 **Tax Laws Amendment (2004 Measures No. 4) Bill 2004**—(*Minister for the Environment and Heritage, Senator Ian Campbell*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 12 August 2004*).
- 11 **New International Tax Arrangements (Managed Funds and Other Measures) Bill 2004**—(*Minister for the Environment and Heritage, Senator Ian Campbell*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 12 August 2004*).
- 12 **Broadcasting Services Amendment (Anti-Siphoning) Bill 2004**—(*Minister for the Environment and Heritage, Senator Ian Campbell*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 12 August 2004*).
- 13 **Customs Tariff Amendment (Oil, Gas and Other Measures) Bill 2004**—(*Minister for the Environment and Heritage, Senator Ian Campbell*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 12 August 2004*).
- 14 **Workplace Relations Amendment (Simplifying Agreement-making) Bill 2004**—(*Minister for the Environment and Heritage, Senator Ian Campbell*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 1 March 2004*).
- 15 **Water Efficiency Labelling and Standards Bill 2004**—(*Minister for the Environment and Heritage, Senator Ian Campbell*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 12 August 2004*).
- 16 **Customs Tariff Amendment (Paraquat Dichloride) Bill 2004**—(*Minister for Family and Community Services, Senator Patterson*)
Second reading—Adjourned debate (*3 March 2004*).
- 17 **Indirect Tax Legislation Amendment (Small Business Measures) Bill 2004**—(*Special Minister of State, Senator Abetz*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 4 August 2004*).

- 18 **Crimes Legislation Amendment (Telecommunications Offences and Other Measures) Bill 2004**—(*Senate bill*)—(*Minister for the Environment and Heritage, Senator Ian Campbell*)
Second reading—Adjourned debate (24 June 2004).
- 19 **Broadcasting Services Amendment (Media Ownership) Bill 2002 [No. 2]**—(*Minister for Finance and Administration, Senator Minchin*)
Second reading—Adjourned debate (*adjourned, Senator Buckland, 2 December 2003*).
- 20 **Building and Construction Industry Improvement Bill 2003**
Building and Construction Industry Improvement (Consequential and Transitional) Bill 2003—(*Minister for Immigration and Multicultural and Indigenous Affairs, Senator Vanstone*)
Second reading—Adjourned debate (*adjourned, Senator Buckland, 10 February 2004*).
- 21 **Surveillance Devices Bill 2004**—(*Minister for Fisheries, Forestry and Conservation, Senator Ian Macdonald*)
Second reading—Adjourned debate (*adjourned, Senator Crossin, 11 May 2004*).
- 22 **Workplace Relations Amendment (Better Bargaining) Bill 2003**—(*Minister for the Environment and Heritage, Senator Ian Campbell*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 1 March 2004*).
- 23 **Workplace Relations Amendment (Choice in Award Coverage) Bill 2004**—(*Minister for the Environment and Heritage, Senator Ian Campbell*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 1 March 2004*).
- 24 **Workplace Relations Amendment (Award Simplification) Bill 2002**—(*Minister for Fisheries, Forestry and Conservation, Senator Ian Macdonald*)
Second reading—Adjourned debate (*adjourned, Senator Crossin, 11 May 2004*).
- 25 **Migration Amendment (Judicial Review) Bill 2004**—(*Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry, Senator Troeth*)
Second reading—Adjourned debate (31 March 2004).
- 26 **Aboriginal and Torres Strait Islander Commission Amendment Bill 2004**—(*Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry, Senator Troeth*)
Second reading—Adjourned debate (*adjourned, Senator Buckland, 15 June 2004*).
- 27 **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*).
- 28 **Migration Legislation Amendment Bill (No. 1) 2002**
Consideration in committee of the whole of message no. 561 from the House of Representatives (1 April 2004).
- 29 **Health Legislation Amendment (Medicare and Private Health Insurance) Bill 2003**—(*Minister for the Environment and Heritage, Senator Ian Campbell*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 17 June 2003*).

30 **Taxation Laws Amendment (Superannuation Contributions Splitting) Bill 2003**—(*Minister for the Environment and Heritage, Senator Ian Campbell*)

Second reading—Adjourned debate (*18 September 2003*).

31 **Family and Community Services (Closure of Student Financial Supplement Scheme) Bill 2003**

Student Assistance Amendment Bill 2003

Adjourned debate on the motion—That this bill be now read a second time.

And on the amendment moved by Senator Nettle—At the end of the motion, add “but the abolition of the Student Financial Supplement Scheme be opposed until such time as the Commonwealth moves to improve student financial support measures to meet the need this scheme currently addresses and that the Commonwealth move to improve current financial support measures in the following ways:

- (a) that the Commonwealth Government replace Youth Allowance and Austudy with one simple payment that incorporates the following measures:
 - (i) the age of independence be reduced to 18,
 - (ii) the eligibility criteria should not be based upon previous personal earnings,
 - (iii) the personal income threshold (currently set at \$236 per fortnight, without affecting benefit payments) should be increased to a more realistic figure,
 - (iv) the parental income test cut-off threshold should be increased to allow greater access to higher education,
 - (v) that same sex couples be recognised as de facto relationships for the purposes of income support measures including student income support,
 - (vi) all postgraduate awards be redefined as ‘approved courses’ for the purposes of rent assistance,
 - (vii) as a minimum, students be provided with benefits consistent with the Henderson poverty line, and
 - (viii) that these benefits be indexed to the Consumer Price Index, with reference to the Henderson poverty line; and

further, that Abstudy be maintained as a separate scheme, and that within this payment structure:

- (b) all supplementary benefits, allowances and payments available under the Abstudy scheme be maintained;
- (c) all payment structures be endorsed and approved by Indigenous community organisations;
- (d) any future rationalisation of the Abstudy allowances only occur after sustained and authentic dialogue with Indigenous communities across Australia; and
- (e) the changes made to Abstudy in the 1997-98 Commonwealth Budget should be reversed” (*Minister for Family and Community Services (Senator Patterson), in continuation, 26 November 2003*).

- 32 **Australian Human Rights Commission Legislation Bill 2003**—(*Special Minister of State, Senator Abetz*)
Second reading—Adjourned debate (*adjourned, Senator Mackay, 11 August 2003*).
- 33 **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*).
- 34 **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*).
- 35 **Budget statement and documents 2004-05**
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, Minister for Fisheries, Forestry and Conservation (Senator Ian Macdonald), 13 May 2004*).
- 36 **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, Leader of The Nationals in the Senate (Senator Boswell), 15 May 2003*).

37 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 Community Affairs References Committee—Report—Forgotten Australians: A report on Australians who experienced institutional or out-of-home care as children**

Adjourned debate on the motion of the chair of the committee (Senator McLucas)—That the Senate take note of the report (*adjourned, Senator Moore, 30 August 2004*).

2 Foreign Affairs, Defence and Trade References Committee—Report—Bali 2002: Security threats to Australians in South East Asia

Adjourned debate on the motion of the chair of the committee (Senator Hutchins)—That the Senate take note of the report (*Senator Brown, in continuation, 12 August 2004*).

3 Foreign Affairs, Defence and Trade References Committee—Report—Taking stock: Current health preparation arrangements for the deployment of Australian Defence Forces overseas

Adjourned debate on the motion of the chair of the committee (Senator Hutchins)—That the Senate take note of the report (*Senator Hutchins, in continuation, 12 August 2004*).

4 Rural and Regional Affairs and Transport References Committee—Report—Rural water resource usage

Adjourned debate on the motion of the chair of the committee (Senator Ridgeway)—That the Senate take note of the report (*Senator Ridgeway, in continuation, 12 August 2004*).

5 Environment, Communications, Information Technology and the Arts References Committee—Report—Competition in broadband services

Adjourned debate on the motion of Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the report (*Senator Cherry, in continuation, 10 August 2004*).

6 Employment, Workplace Relations and Education References Committee—Report—Office of the Chief Scientist

Adjourned debate on the motion of Senator Crossin—That the Senate take note of the report (*Senator Brown, in continuation, 5 August 2004*).

**7 Environment, Communications, Information Technology and the Arts
References Committee—Report—The Australian telecommunications
network**

Adjourned debate on the motion of the chair of the committee (Senator Cherry)—
That the Senate take note of the report (*Senator Lundy, in continuation, 5 August
2004*).

**8 Free Trade Agreement—Australia and the United States of America—Select
Committee—Final report**

Adjourned debate on the motion of Senator O'Brien—That the Senate take note of
the report (*Senator Harris, in continuation, 5 August 2004*).

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

**1 Auditor-General—Audit report no. 56 of 2003-04—Performance audit—
Management of the processing of asylum seekers: Department of
Immigration and Multicultural and Indigenous Affairs—Corrigenda**

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, 5 August 2004*).

**2 Auditor-General—Audit report no. 4 of 2004-05—Performance audit—
Management of customer debt: Centrelink**

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of
the document (*Senator Ludwig, in continuation, 5 August 2004*).

**3 Auditor-General—Audit report no. 6 of 2004-05—Performance audit—
Performance management in the Australian Public Service**

Consideration (*5 August 2004*).

**4 Auditor-General—Audit report no. 7 of 2004-05—Performance audit—
Administration of taxation rulings follow-up audit: Australian Taxation
Office**

Consideration (*9 August 2004*).

***5 Auditor-General—Audit report no. 8 of 2004-05—Performance audit—
Management of bilateral relations with selected countries: Department of
Foreign Affairs and Trade**

Consideration (*30 August 2004*).

***6 Auditor-General—Audit report no. 9 of 2004-05—Performance audit—
Assistance provided to personnel leaving the ADF: Department of Defence;
Department of Veterans' Affairs**

Consideration (*30 August 2004*).



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, Isaac Isaacs, 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 or her portfolio for 5 years from the date of resignation.

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 spent 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 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 18 August 2003

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

- (a) notes that:
 - (i) the Special Minister of State (Senator Abetz) has launched a petition in Tasmania calling on the Australian Broadcasting Corporation (ABC) to overturn its decision to cancel the program *Behind the News*, and
 - (ii) this decision by the ABC was taken in response to insufficient funding to allow the ABC to deliver its full range of services; and
- (b) given the Government's direct responsibility for the lack of funding, calls on Senator Abetz to more usefully use his ministerial influence to lobby his colleagues, the Minister for Communications, Information Technology and the Arts (Senator Alston) and the Prime Minister (Mr Howard), to provide sufficient funding to the ABC to allow the show to be continued.

Notice given 10 September 2003

575 **Leader of the Opposition in the Senate (Senator Faulkner):** To move—That the Senate notes with grave concern:

- (a) the leaking of an Office of National Assessment (ONA) document dated December 2002 and classified top-secret AUSTEO;
- (b) that material from the ONA classified report was published in an article by Mr Andrew Bolt in the *Herald Sun* of 23 June 2003;
- (c) the failure to ensure immediate and thorough investigation of the circumstances surrounding this unprecedented leak; and
- (d) the failure of the Prime Minister (Mr Howard) and other ministers to fully explain their involvement in this matter.

Notice given 15 October 2003

657 **Senator Conroy:** To move—That the Senate—

- (a) notes that the Government's draft Corporate Law Economic Reform Program (Audit Reform and Corporate Disclosure) Bill 2003 needs to go further in order to create a robust regulatory framework which firstly, ensures that boards are accountable and secondly, ensures that shareholders are empowered;
- (b) condemns the Government for its failure to crack down on corporate greed; and
- (c) expresses its concern that the self-regulatory approach of the Howard Government in relation to executive remuneration has failed.

Notice of motion altered on 15 October 2003 pursuant to standing order 77.

Notice given 1 March 2004

776 **Senator Murray:** To move—That the Senate—

- (a) considers that, in light of the Government's revised approach to parliamentary superannuation arrangements, the Life Gold Pass retirement benefit should also be immediately reviewed;
- (b) acknowledges that its decision not to accept the Australian Democrats amendment to the Members of Parliament (Life Gold Pass) Bill 2002 to 'ensure that a member of Parliament, other than a Prime Minister, who first commences his or her term as a member of Parliament in the next Parliament will not be entitled to hold a Life Gold Pass', was not in line with accepted community standards; and
- (c) requests the Government to discontinue the Life Gold Pass retirement perk for retired politicians, with the exception of retired prime ministers.

Notice given 9 March 2004

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

- (a) notes that:
 - (i) the Australian Council for Overseas Aid (ACFOA) was formed in 1965 and continues to play a significant role as a representative and regulatory body for non-government organisations in Australia,
 - (ii) ACFOA provides representation, advocacy and a forum for cooperation for some 80 member agencies, and
 - (iii) on 10 March 2004, ACFOA will change its name to the Australian Council for International Development (ACFID);
- (b) further notes that:
 - (i) the United Nations has warned that the international community is falling short of achieving the goals set by world leaders at the Millennium Development Summit in 2000 (the Millennium Development Goals),
 - (ii) Australia's aid budget currently remains at 0.25 per cent of gross national income, which is less than half the level of contribution advocated by the United Nations,
 - (iii) ACFID's submission to the 2004-05 Budget calls on the Government to increase the aid budget by approximately \$500 million in the next budget year, as a first step towards ensuring that Australia contributes its fair share towards achieving the Millennium Development Goals by 2015, and
 - (iv) ACFID also calls on the Government to implement fair trade, debt relief and good governance policies that underpin the poverty reduction objective of Australia's aid program; and
- (c) calls on the Government to consider increasing the aid budget in the 2004-05 Budget, as advocated by ACFID.

Notice given 10 March 2004

803 **Senator Conroy:** To move—That the Senate calls on the Government to request the Productivity Commission, in accordance with the *Productivity Commission Act 1998*, to:

- (a) undertake a thorough assessment of the impact of the free trade agreement (FTA) made between the governments of Australia and the United States of America in February 2004 on Australia's economy, focussing in particular on:
 - (i) the impact on employment and investment,
 - (ii) the impact on Australian agriculture,
 - (iii) the impact on Australia's manufacturing sector across states, territories and regions,
 - (iv) rules of origin,
 - (v) government procurement,
 - (vi) intellectual property,
 - (vii) the Pharmaceutical Benefits Scheme, and
 - (viii) the audio-visual sector; and
- (b) report on any anticipated trade creation and trade diversion effects arising from the agreement and include in its analysis a full assessment of the environmental, social and cultural impact of the FTA.

Notice given 1 April 2004

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

- (a) commends Taiwan for its contributions to international health, particularly in assisting in developing countries;
- (b) acknowledges the need for a fully integrated global healthcare system and recognises the appropriateness of Taiwan's cooperation with World Health Organization (WHO) activities;
- (c) recognises that Taiwan's participation as an observer in the WHO would be consistent with a fully-integrated global healthcare system; and
- (d) looks forward to Taiwan's participation in the World Health Assembly as an observer, through consensus of all members.

Notice given 11 May 2004

862 **Senator Lees:** To move—That the Senate—

- (a) notes:
 - (i) the excellent work of the Centre for Sustainable Energy Systems in relation to renewable energy, and
 - (ii) the \$4.5 million of commercial commitment and the \$5.5 million universities commitment that the centre has acquired;
- (b) condemns the Government for not funding the centre; and
- (c) calls on the Government to rethink its opposition to and to re-fund research into renewable energy.

Notice given 16 June 2004

- 897 **Senator Ludwig:** To move—That the Senate—
- (a) notes the report of the Human Rights and Equal Opportunity Commission's inquiry into children in detention; and
 - (b) recognises that the Government has presided over an immigration detention regime where the health, welfare and safety of children has not been its primary concern.
- 898 **Senator Allison:** To move—That the following legislation committees whose recent examination of estimates have been affected by the Government's Energy White Paper reconvene to further consider the 2004-05 Budget estimates:
- Economics
 - Environment, Communications, Information Technology and the Arts
 - Finance and Public Administration
 - Rural and Regional Affairs and Transport.

Notice given 23 June 2004

- 933 **Senator Brown:** To move—That the Senate—
- (a) notes that the Australian flag flying above Parliament House has twice been obscured by fog during the week beginning 20 June 2004;
 - (b) notes that school children have been in the vicinity; and
 - (c) calls on the Government not to defund Parliament but rather, recognising that fog results from hot air rising into a colder atmosphere, to see what can be done to prevent this emblematic obfuscation recurring.

Notice given 4 August 2004

- 953 **Leader of the Opposition in the Senate (Senator Faulkner):** To move—That the Senate—
- (a) notes that:
 - (i) the Government has signed a Memorandum of Understanding with the United States of America on national missile defence, and
 - (ii) the Government's participation in national missile defence research has generated regional disquiet and concerns over the potential for the proliferation of weapons of mass destruction in our neighbourhood; and
 - (b) supports the development of capability for in-theatre defence of Australian Defence Force personnel and key strategic interests from ballistic missile attack.

Notice given 9 August 2004

- 963 **Senator Lees:** To move—That the Senate—
- (a) notes that Ms Irene Khan:
 - (i) as Secretary-General of Amnesty International, is the first female, first Asian and the first Muslim to lead the world's largest and foremost human rights organisation, and

- (ii) is to visit Australia to deliver the 2004 Annual Hawke Lecture entitled, 'Human Rights and Security: Security for whom?', for the Hawke Prime Ministerial Centre in the University of South Australia, at the Adelaide Town Hall on Wednesday, 8 September 2004; and
- (b) acknowledges Ms Khan's work on behalf of the world's oppressed and repressed peoples with a particular focus on violence against women and hidden human rights violations.

Notice given 11 August 2004

972 **Senator Carr:** To move—That the Senate condemns the Howard Government for its failure in education and research policy, and in particular:

- (a) a schools policy that has seen inordinate increases in Commonwealth funding to the wealthiest, high-fee private schools at the expense of public schools and of disadvantaged non-government schools;
- (b) the failure to secure a new Australian National Training Authority agreement and to accord priority to vocational education and training in a climate of growing unmet demand for vocational courses and serious skill shortages in traditional trade and technical areas;
- (c) higher education policies that have brought an ever-increasing burden of fees and charges, so that fees at Australian public universities are now higher than at any time since 1939 and the highest of all developed countries;
- (d) the failure to adopt a coherent national research strategy, undermining innovation and exacerbating the shortage of highly-skilled researchers; and
- (e) the failure to lift private investment in research and development.

Notice given 30 August 2004

*978 **Chair of the Community Affairs References Committee (Senator McLucas):** To move—That the second report of the Community Affairs References Committee on its inquiry into children in institutional care be presented by the last sitting day in December 2004.

*979 **Senator Stott Despoja:** To move—That the Senate notes that:

- (a) on Friday, 27 August 2004, Macquarie University announced that it would not increase its higher education contribution scheme (HECS) fees in 2005;
- (b) Macquarie University stated that it was conscious of the big burden on students currently, and that it would not raise fees unless absolutely necessary;
- (c) Macquarie University stated that another factor in its decision was the funding 'uncertainty' created by the possibility of a change of Government before the end of 2004 and the Australian Labor Party's commitments to reverse HECS increases and abolish full-fee places;
- (d) the Australian Vice-Chancellors' Committee (AVCC) has publicly warned that there will not be enough time in 2004 to reverse any fee increases for 2005;

- (e) Macquarie University, whose Vice-Chancellor is also President of the AVCC, has taken the responsible decision not to increase fees because of the funding uncertainty; and
- (f) those universities that have announced HECS fees increases for 2005 did so in the full knowledge that an alternative Government could be in power by the end of 2004.

***980 Senators Allison and Stott Despoja:** To move—That the Senate—

- (a) notes:
 - (i) the report launched on 30 August 2004 by the Medical Association for Prevention of War entitled *A new clear direction: Securing nuclear medicine for the next generation*,
 - (ii) that the Medical Association for Prevention of War, in this report, suggests that claims about the medical importance of the new reactor under construction at Lucas Heights in Sydney's southern suburbs are not based on actual scientific need,
 - (iii) that the Australian Nuclear Science and Technology Organisation will, in the near future, apply for an operating licence in order to bring the controversial new reactor online, and
 - (iv) that no plans for storage of waste from this facility have yet been made public, despite calls in the Senate and in other public fora; and
- (b) calls on the Government to:
 - (i) as a matter of urgency, assess the potential for imported isotopes, non-reactor isotope production, innovation and advanced new technologies to meet all demands for medical isotopes, and
 - (ii) finalise and make public its plans for the location of the Commonwealth's nuclear waste dump.

Notice of motion altered on 30 August 2004 pursuant to standing order 77.

***981 Senator Harradine:** To move—That supplementary estimates hearings by legislation committees for the 2004-05 estimates take place in accordance with the resolution of the Senate on 3 December 2003.

***982 Chair of the Select Committee on the Lindeberg Grievance (Senator Watson):** To move—That the time for the presentation of the report of the Select Committee on the Lindeberg Grievance be extended to the day before the Senate next meets.

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

- (a) acknowledges that coexisting mental health and substance misuse disorders are very common, and that due to the significant challenges these disorders present for service providers, many young people who suffer from such disorders are not able to access appropriate help;
- (b) notes that:
 - (i) the ORYGEN Research Centre has found that 15- to 24-year olds presenting with non-psychotic mental disorders use a wider variety of substances at a younger age and in much greater quantities than similar age groups not affected by mental disorders, and
 - (ii) the ORYGEN Research Centre has also found that rates of daily cannabis use for young people with early psychosis are 6 times higher than those within the general population; and

- (c) calls on the Federal Government to work with the states to:
 - (i) provide integrated treatment for coexisting mental health and substance use disorders in young people,
 - (ii) provide dual training for workers in both the mental health and drug and alcohol fields who have contact with people who have both a mental health and substance misuse problem, and
 - (iii) increase the integration of the National Drug Strategy and the National Mental Health Strategy.

***984 Senator Nettle:** To move—That the Senate—

- (a) notes that:
 - (i) the National Council of Churches in Australia held ‘Refugee and Migrant Sunday’ on 29 August 2004 and that on this day, thousands of churches around Australia celebrated the contribution refugees and other ‘uprooted’ people have made to Australia,
 - (ii) the Government’s new measures to make it easier for temporary protection visa holders to apply for ‘mainstream visas’ only applies to those currently holding temporary visas sub-classes 447, 451 and 785,
 - (iii) these changes will not apply to the 106 Kosovars who remain in Australia after being granted safe haven visas in 1999, and
 - (iv) these Kosovar refugees have made significant contributions to Australian society and enjoy great support from the communities in which they have settled, such as the regional area of Albury-Wodonga; and
- (b) calls on the Government to:
 - (i) extend the recent changes made to temporary protection visas holders to these Kosovar refugees, and
 - (ii) fast track the applications of these Kosovar refugees for permanent visas, in recognition of their established community links and support, and the length of time they have been waiting.

***985 Senator Nettle:** To move—That the Senate—

- (a) notes that:
 - (i) the week commencing 5 September 2004 is National Child Protection Week,
 - (ii) it is the responsibility of the Federal Government to ensure that children are safe from physical, sexual and emotional abuse and neglect, and
 - (iii) by detaining children in detention centres or in residential housing projects, the Government has completely neglected its responsibility in relation to children in Australia; and
- (b) calls on the Government to end this state-sanctioned child abuse immediately and release children from detention centres and residential housing projects.

***986 Leader of the Opposition in the Senate (Senator Faulkner):** To move—

- (1) That a select committee, to be known as the Select Committee on the Scafton Evidence, be appointed to inquire into and report by 24 November 2004, on matters arising from the public statements made by former

ministerial staffer, Mr Mike Scrafton, about the conversations he had with the Prime Minister, Mr Howard, about the 'children overboard' affair on 7 November 2001 and the implications of these statements for the findings of the Select Committee on a Certain Maritime Incident.

- (2) That the committee consist of 5 senators, 2 nominated by the Leader of the Government in the Senate, 2 nominated by the Leader of the Opposition in the Senate and 1 nominated by minority groups and independent senators.
- (3) That the committee may proceed to the dispatch of business notwithstanding that not all members have been duly nominated and appointed and notwithstanding any vacancy.
- (4) That the chair of the committee be elected by the committee from the members nominated by the Leader of the Opposition in the Senate.
- (5) That the deputy chair of the committee be elected by the committee from the members nominated by the Leader of the Government in the Senate.
- (6) That the deputy chair act as chair when there is no chair or the chair is not present at a meeting.
- (7) That, in the event of the votes on any question before the committee being equally divided, the chair, or deputy chair when acting as chair, have a casting vote.
- (8) That the quorum of the committee be a majority of the members of the committee.
- (9) That the committee and any subcommittee have power to send for and examine persons and documents, to move from place to place, to sit in public or in private, notwithstanding any prorogation of the Parliament or dissolution of the House of Representatives, and have leave to report from time to time its proceedings and the evidence taken, and such interim recommendations as it may deem fit.
- (10) That the committee have access to the evidence and documents of the Select Committee on a Certain Maritime Incident, established by the Senate on 13 February 2002.
- (11) That the committee have power to appoint subcommittees consisting of 3 or more of its members and to refer to any such subcommittee any of the matters which the committee is empowered to consider.
- (12) That the quorum of a subcommittee be a majority of the members appointed to the subcommittee.
- (13) That the committee be provided with all necessary staff, facilities and resources and be empowered to appoint persons with specialist knowledge for the purposes of the committee with the approval of the President.
- (14) That the committee be empowered to print from day to day such documents and evidence as may be ordered by it, and a daily *Hansard* be published of such proceedings as take place in public.

*987 **Senator Nettle:** To move—That the Senate—

(a) notes that:

- (i) on the weekend of 28 and 29 August 2004, as many as 400 000 people marched in New York, protesting the neo-conservative agenda of President George W Bush and the Republican Party,

- (ii) opposition to the war in and occupation of Iraq is growing in the United States of America and around the world, and
- (iii) opposing the agenda of the present White House is not anti-American but rather a view shared by a majority of Americans and the world's people;
- (b) congratulates the hundreds of thousands of Americans who marched on the weekend in New York and across the United States of America; and
- (c) calls on the Federal Government to immediately withdraw Australian troops from Iraq and repudiate the agenda of President Bush's policy of endless war.

***988 Senator Nettle:** To move—That the Senate—

- (a) notes:
 - (i) media reports that Australian Special Air Services (SAS) personnel are operating in Iraq as part of a United States of America (US)-led program that includes kidnapping, counter-insurgency and assassinations,
 - (ii) concerns of Australian personnel about aspects of the program, including the firing by US soldiers into an Iraqi crowd, and
 - (iii) concerns that, once again, the Howard Government has misled the Australian people about Australia's involvement in the Iraq conflict; and
- (b) calls on the Government to inform the Parliament and the Australian people of the truth regarding the deployment of Australian SAS personnel in Iraq.

***989 Senator Nettle:** To move—That the Senate—

- (a) notes that:
 - (i) the Stockholm Convention, an international convention to eliminate 12 of the most toxic chemicals ever produced, entered into force on 17 May 2004,
 - (ii) Australia is a signatory to the Stockholm Convention and ratified it on 20 May 2004,
 - (iii) currently, there are plans to clean up toxins at the Meriton site at Homebush Bay in Sydney and at Orica's chemical factory at Botany using incineration-based technology, and
 - (iv) this incineration process will result in the formation of dioxins, which breaches Australia's international obligations under the Stockholm Convention; and
- (b) calls on the Federal Government to recognise its international obligations and immediately intervene to prevent this incineration-based technology being used at these two sites.

***990 Senator Brown:** To move—That the Senate calls on the Government to respect international maritime boundary arbitration and to move to such arbitration for the current dispute over oil and gas resources in the Timor Sea.

Orders of the Day relating to Government Documents

1 Human Rights and Equal Opportunity Commission—Report—A last resort? National inquiry into children in immigration detention

Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 5 August 2004*).

2 Department of Communications, Information Technology and the Arts—Report—Review of the operation of the universal service obligation and customer service guarantee under section 159A of the *Telecommunications (consumer Protection and Service Standards) Act 1999*, 7 April 2004

Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 5 August 2004*).

3 *National Handgun Buyback Act 2003*—Agreement between the Commonwealth of Australia and the states and territories concerning the accountability and administrative procedures for the handgun buyback (Amended)

Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 5 August 2004*).

4 Multilateral treaty—Text of the proposed treaty action together with the national interest analysis and annexures—WIPO Copyright Treaty, adopted by the Diplomatic Conference at Geneva on 20 December 1996

Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 5 August 2004*).

5 Multilateral treaty—Text of the proposed treaty action together with the national interest analysis and annexures—WIPO Performances and Phonograms Treaty, adopted by the Diplomatic Conference at Geneva on 20 December 1996

Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 5 August 2004*).

6 Multilateral treaty—Text of the proposed treaty action together with the national interest analysis and annexures—Optional Protocol to the Convention on the Rights of the Child on Involvement of Children in Armed Conflict, done at New York on 25 May 2000

Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 5 August 2004*).

- 7 United Nations—Optional Protocol to the International Covenant on Civil and Political Rights—Human Rights Committee—Communication No. 920/2000—Views**
Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 5 August 2004*).
- 8 United Nations—Optional Protocol to the International Covenant on Civil and Political Rights—Human Rights Committee—Communication No. 1080/2002—Views**
Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 5 August 2004*).
- 9 United Nations—Optional Protocol to the International Covenant on Civil and Political Rights—Human Rights Committee—Communication No. 1239/2004—Decision**
Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 5 August 2004*).
- 10 Productivity Commission—Report no. 28—First home ownership, 31 March 2004**
Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 5 August 2004*).
- 11 List of multilateral treaty actions under negotiation, consideration or review by the Australian Government as at June 2004**
Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 5 August 2004*).
- 12 Inquiry into Australian intelligence agencies—Report by Philip Flood AO, July 2004**
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, 5 August 2004*).
- 13 Crimes Act 1914—Report—Independent review of Division 11A of Part 1D of the Act: Forensic procedures – Overseas incidents, July 2004**
Consideration (*11 August 2004*).
- 14 Customs Act 1901—Report for 2003-04 on the conduct of customs officers under subsection 233(3A) of the Act**
Consideration (*11 August 2004*).
- *15 Department of Transport and Regional Services—AusLink: Building our national transport future—White paper, June 2004**
Consideration (*30 August 2004*).

- *16 **Supervising Scientist—Report no. 184—Investigation of the potable water contamination incident at Ranger mine March 2004**
Consideration (30 August 2004).
- *17 **Supervising Scientist—Report no. 185—Investigation of radiation clearance procedures for vehicles leaving the Ranger mine**
Consideration (30 August 2004).

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 bill)—(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).
- 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 (*Senator Heffernan, in continuation, 27 November 2003*)—(*restored pursuant to resolution of 13 February 2002*).
- 13 **State Elections (One Vote, One Value) Bill 2001 [2002]**—(*Senate bill*)
Adjourned debate on the motion of Senator Murray—That this bill be now read a second time.
And on the amendment moved by the Leader of the Opposition in the Senate (Senator Faulkner)—Omit all words after “That”, substitute “the bill be referred to the Legal and Constitutional References Committee for inquiry and report by 30 October 2003” (*Senator Murray, in continuation, 21 August 2003*)—(*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*)—(*Senators Stott Despoja and Murray*)
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 Santoro, in continuation, 11 March 2004).
- 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 than 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*).
- 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*).
- 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*).
- 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*).

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

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

52 Islamic Republic of Iran and the Hashemite Kingdom of Jordan—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.

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*).

60 Textbook Subsidy Bill 2003—(Senate bill)—(Senator Stott Despoja)

Second reading—Adjourned debate (*Senator Stott Despoja, in continuation, 18 June 2003*).

61 Health—Medicare—Bulk billing

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

- (a) condemns the most damaging effects of the Government’s proposed reforms to Medicare, which will create a user-pays, two-tiered health system in Australia and dismantle the universality of Medicare;

- (b) acknowledges that the first of the damaging effects of the Government's reform package is to cause bulk-billing rates to decline further, and that these reforms do nothing to encourage doctors to bulk bill any Australians other than pensioners and concession cardholders but make it clear that the Government considers bulk billing to be a privilege that accrues only to a subset of Australians, not an entitlement that all Australians have as a result of the Medicare charge;
- (c) notes that the second most damaging effect of the Government's proposed changes to Medicare is the facilitation and encouragement of higher and higher co-payments to be charged by medical practitioners, and that a central plank of the Government's package is the facilitation of co-payments to be charged by doctors who currently bulk bill Australian families, as well as to make it easier for doctors who currently charge a co-payment to increase the amount of this co-payment; and
- (d) notes, with concern, that the Government seeks to allow private health funds to offer insurance for out-of-pocket expenses in excess of \$1 000, a measure which, if implemented, would inflate health insurance premiums as well as be a real step towards a user-pays system in Australia where people who can afford co-payments and insurance premiums will be treated when they are sick, whereas those individuals and families on lower incomes will be forced to go without medical assistance (*Senator Eggleston, in continuation, 19 June 2003*)

62 Freedom of Information Amendment (Open Government) Bill 2003—(Senate bill)—(Senator Murray)

Second reading—Adjourned debate (*Senator Murray, in continuation, 25 June 2003*).

63 Looking to the future: A review of Commonwealth fisheries policy—Ministerial statement

Adjourned debate on the motion of Senator O'Brien—That the Senate take note of the statement (*adjourned, Senator McGauran, 25 June 2002*).

64 Social Security Amendment (Supporting Young Carers) Bill 2003—(Senate bill)—(Senator Lees)

Second reading—Adjourned debate (*Senator Lees, in continuation, 26 June 2003*).

65 National Animal Welfare Bill 2003—(Senate bill)—(Leader of the Australian Democrats, Senator Bartlett)

Second reading—Adjourned debate (*Senator Bartlett, in continuation, 11 August 2003*).

66 Transport—Ethanol—Manildra Group

Adjourned debate on the motion of Senator O'Brien—That the Senate condemns the Prime Minister (Mr Howard) for his ongoing pattern of deceit in relation to his dealings with the chair of the Manildra Group, Mr Dick Honan, prior to a Cabinet decision that delivers direct financial benefits to that company (*Minister for Fisheries, Forestry and Conservation (Senator Ian Macdonald), in continuation, 14 August 2003*).

67 Regional Australia

Adjourned debate on the motion of Senator O'Brien—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 (*Senator Colbeck, in continuation, 11 September 2003*).

68 Financial Management and Accountability (Anti-Restrictive Software Practices) Amendment Bill 2003—(Senate bill)—(Senator Greig)

Second reading—Adjourned debate (*Senator Greig, in continuation, 18 September 2003*).

69 Health—Medicare—Bulk billing

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

- (a) notes, with grave concern, the crisis in Australia's health system, including:
 - (i) bulk billing rates falling by more than 12 per cent since 1996,
 - (ii) 10 million fewer services being bulk-billed each year by general practitioners than in 1996,
 - (iii) the 59 per cent rise since 1996 in the average amount patients are required to pay to see a general practitioner (GP),
 - (iv) the largely unaddressed GP workforce shortage, which government policies have exacerbated,
 - (v) the unaddressed shortages in nurses, dentists, radiographers and other vitally-needed health professionals,
 - (vi) emergency departments in public hospitals being strained by the increasing numbers of patients who could have been attended to by a GP, and
 - (vii) frail aged people being accommodated in acute hospital beds because there is nowhere else for them to go; and
- (b) calls on the Government to respond to community concerns about its health policies, as evidenced by tens of thousands of petitions, by:
 - (i) addressing the health crisis in co-operation with the states,
 - (ii) strengthening Medicare by taking steps to ensure universal access to bulk-billing, and
 - (iii) ensuring that enough GPs, nurses, dentists, radiographers and other vitally-needed health professionals are trained and retained in the health system (*Senator Barnett, in continuation, 18 September 2003*).

70 Truth in Food Labelling Bill 2003—(Senate bill)—(Senator Brown)

Second reading—Adjourned debate (*Senator Brown, in continuation, 13 October 2003*).

- 72 **Sexuality and Gender Identity Discrimination Bill 2003**—(*Senate bill*)—(*Senator Greig*)
Second reading—Adjourned debate (*Senator Greig, in continuation, 25 November 2003*).
- 73 **Racial and Religious Hatred Bill 2003 [No. 2]**—(*Senate bill*)—(*Senator Ludwig*)
Second reading—Adjourned debate (*Senator Ludwig, in continuation, 1 December 2003*).
- 74 **Sri Lanka and the 49th Commonwealth Parliamentary Conference, Bangladesh—Report of the Australian parliamentary delegation, 1 to 12 October 2003**
Adjourned debate on the motion of Senator Watson—That the Senate take note of the document (*Senator Watson, in continuation, 1 December 2003*).
- 75 **Broadcasting Services (Safeguarding Local Content and Local Audience Needs) Amendment Bill 2003**—(*Senate bill*)—(*Senator Lees*)
Second reading—Adjourned debate (*Senator Lees, in continuation, 3 December 2003*).
- 76 **Aboriginal and Torres Strait Islander Commission Act—Statement under subsection 40(3)—Suspension of a commissioner from office, dated 11 February 2004—Document**
Adjourned debate on the motion of Senator O'Brien—That the Senate take note of the document (*Senator O'Brien, in continuation, 12 February 2004*).
- 77 **Trade—Free Trade Agreement**
Adjourned debate on the motion of Senator Conroy—That the Senate—
(a) expresses great concern that the Howard Government has sold out Australian sugar growers;
(b) notes that:
(i) the expected gains from the trade deal with the United States of America (US) are based on unrealistic assumptions, and
(ii) the US offered a better deal on agriculture to Chile, El Salvador, Guatemala, Honduras and Nicaragua; and
(c) has referred the trade deal with the US to a select committee for thorough examination to assess if it is in Australia's national interest (*Senator Ferris, in continuation, 12 February 2004*).
- 78 **Invasion of Iraq Royal Commission (Restoring Public Trust in Government) Bill 2004 [No. 2]**—(*Senate bill*)—(*Senators Brown and Nettle*)
Second reading—Adjourned debate (*Senator Brown, in continuation, 3 March 2004*).
- 79 **Euthanasia Laws (Repeal) Bill 2004**—(*Senate bill*)—(*Senator Allison*)
Second reading—Adjourned debate (*Senator Allison, in continuation, 3 March 2004*).

80 Superannuation—Retirement income measures

Adjourned debate on the motion of Senator George Campbell—That the Senate—

- (a) condemns the Liberal Government for the underlying thrust of its recently-announced retirement incomes measures, that Australians should forget full-time retirement and work longer and longer – in reality, work until they drop;
- (b) while acknowledging that the Government’s announced policies may be of value to some retirees, considers that they must be implemented with a guarantee that:
 - (i) current access ages for superannuation, 55 for those born before 1 July 1960, phasing up to a retirement age of 60 for those born after 30 June 1964,
 - (ii) current eligibility ages for the age pension of 62 and 65 years, and
 - (iii) indexation of the age pension to Male Total Average Weekly Earnings,
 shall be maintained;
- (c) notes that:
 - (i) Australia does not face a retirement incomes ‘crisis’ resulting from the ageing of the population, because of the efficiency and effectiveness of the combined operation of the age pension and the 9 per cent superannuation guarantee contribution, and
 - (ii) there is active discrimination occurring in the workforce against those aged 40 and over who are seeking meaningful full-time employment and for whom retirement is the only option; and
- (d) is of the opinion that:
 - (i) all Australians are entitled to retire at a time of their choosing to enjoy rest, recreation, community activity and family, at their leisure, and
 - (ii) for many Australians, it is impractical to expect them to work beyond the current retirement ages because they will not be able to find either full- or part-time work, or the nature of their employment involves a mandatory retirement age or is of such a physically and mentally stressful nature that employment beyond the current retirement age is not possible (*Senator McGauran, in continuation, 4 March 2004*).

81 Resale Royalty Bill 2004—(Senate bill)—(Senator Lundy)

Second reading—Adjourned debate (*Senator Lundy, in continuation, 11 March 2004*).

82 Flags Amendment (Eureka Flag) Bill 2004—(Senate bill)—(Senator Marshall)

Second reading—Adjourned debate (*Senator Marshall, in continuation, 23 March 2004*).

83 Interim Building Industry Taskforce—Findings—Upholding the law – one year on—Ministerial statement and document

Adjourned debate on the motion of Senator Cook—That the Senate take note of the document (*Senator Nettle, in continuation, 25 March 2004*).

- 84 **Syria, Lebanon and Israel—Report of the Australian parliamentary delegation, 9 to 12 November 2003**
Adjourned debate on the motion of Senator Sandy Macdonald—That the Senate take note of the document (*adjourned, Senator Mackay, 25 March 2004*).
- 85 **Politics—Public sector**
Adjourned debate on the motion of the Leader of the Opposition in the Senate (Senator Faulkner)—That the Senate expresses its deep concern at the continuing politicisation of the public sector by the Howard Government (*adjourned, 25 March 2004*).
- 86 **Foreign Affairs Defence and Trade References Committee—Report—A Pacific engaged: Australia's relations with Papua New Guinea and the island states of the south-west Pacific—Presiding Officers' response**
Adjourned debate on the motion of Senator Ferris—That the Senate take note of the document (*Senator Ferris, in continuation, 1 April 2004*).
- 87 **Science and Technology—Cooperative Research Centre**
Adjourned debate on the motion of Senator Carr—That the Senate—
(a) notes with concern the adverse effects of the Government's botched implementation of the current Cooperative Research Centre (CRC) selection round;
(b) calls on the Government to restore public interest research as a key selection criteria for future CRCs; and
(c) calls on the Minister for Science (Mr McGauran) to take responsibility for the denial of funding to nationally-significant CRCs such as the reef, rainforest and photonics CRCs, and to use his powers under the current CRC guidelines to hear appeals from such CRCs against their exclusion from the current selection round—(*Senator Humphries, in continuation, 13 May 2004*)
- 88 **Resolving deadlocks: The public response—Report of the Consultative Group on Constitutional Change, March 2004—Ministerial statement**
Adjourned debate on the motion of the Leader of the Opposition in the Senate (Senator Faulkner)—That the Senate take note of the statement (*adjourned, Senator Nettle, 15 June 2004*).
- 89 **Immigration—Management of detention centres—Order for production of documents—Response by the Minister for Immigration and Multicultural and Indigenous Affairs**
Adjourned debate on the motion of the Leader of the Australian Democrats (Senator Bartlett)—That the Senate take note of the document (*Senator Bartlett, in continuation, 15 June 2004*).
- 90 **Renewable Energy Amendment (Increased MRET) Bill 2004—(Senate bill)—(Senator Lees)**
Second reading—Adjourned debate (*Senator Lees, in continuation, 17 June 2004*).
- 91 **Parliamentary Service Amendment Bill 2004—(Senate bill)—(President, Senator Calvert)**
Second reading—Adjourned debate (*adjourned, Senator Mackay, 21 June 2004*).

92 Criminal Code Amendment (Workplace Death and Serious Injury) Bill 2004—(Senate bill)—(Senator Nettle)

Second reading—Adjourned debate (*Senator Nettle, in continuation, 4 August 2004*).

93 Communications—Television and radio—Local content

Adjourned debate on the motion of Senator Lundy—That the Senate recognise the importance of maintaining local content quotas for free-to-air television, pay television and radio at their current levels and the role that these quotas play in ensuring that Australians continue to see and hear Australian faces and voices through their popular media—(*Senator Denman, in continuation, 5 August 2004*).

BUSINESS FOR FUTURE CONSIDERATION

Next day of sitting (1 September 2004)**Business of the Senate—Notice of Motion**

Notice given 12 August 2004

- 1 **Leader of the Australian Democrats (Senator Bartlett):** To move—That Schedule 1 to the Migration Amendment Regulations 2004 (No. 5), as contained in Statutory Rules 2004 No. 223 and made under the *Migration Act 1958*, be disallowed.

Thirteen sitting days remain for resolving.**

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

Business of the Senate—Order of the Day**1 Legislation Committees**

Reports to be presented on annual reports tabled by 30 April 2004.

(Rural and Regional Affairs and Transport Legislation Committee report to include final report on the administration of the Civil Aviation Safety Authority, pursuant to order of 5 August 2004.)

General Business—Notice of Motion

Notice given 5 August 2004

959 Senator Harris: To move—

- (1) That a select committee, to be known as the Select Committee on the Commercial ‘Rape’ of Small Business by Telstra, be appointed to inquire into and report by 25 November 2004 or, if the Senate does not meet on that day, the next sitting day after that day on the following matters:
 - (a) having regard to previous inquiries by Senate committees relating to the activities of Telstra and other wholly-owned subsidiaries, the new information that has come to light in relation to Network Design and Construction/National Network Solutions and Telstra

management in Queensland, and the catastrophic damage being done to small business on a daily basis:

- (i) whether any action should be taken urgently against the Chief Executive and Board of Telstra, employees or agents of Telstra's wholly-owned subsidiaries or Telstra employees in relation to actions against Telstra contractors, and
 - (ii) whether any criminal offence was committed in that regard; and
 - (b) whether Telstra should be obliged to compensate, on a case-by-case basis, the small business contractors affected by the behaviour of Telstra, its employees or employees or agents of its wholly-owned subsidiaries.
- (2) That the committee consist of 7 senators, 3 nominated by the Leader of the Government in the Senate, 2 nominated by the Leader of the Opposition in the Senate, 1 nominated from the group of independents and 1 nominated by the One Nation Party.
 - (3) That the committee may proceed to the dispatch of business notwithstanding that not all members have been duly nominated and appointed and notwithstanding any vacancy.
 - (4) That:
 - (a) the chair of the committee be elected by and from the members of the committee;
 - (b) in the absence of agreement on the selection of a chair, duly notified to the President, the allocation of the chair be determined by the Senate;
 - (c) the deputy chair of the committee be elected by and from the members of the committee immediately after the election of the chair;
 - (d) the deputy chair act as chair when there is no chair or the chair is not present at a meeting; and
 - (e) in the event of the votes on any question before the committee being equally divided, the chair, or deputy chair when acting as chair, have a casting vote.
 - (5) That the quorum of the committee be a majority of the members of the committee.
 - (6) That the committee and any subcommittee have power to send for and examine persons and documents, to move from place to place, to sit in public or in private, notwithstanding any prorogation of the Parliament or dissolution of the House of Representatives, and have leave to report from time to time its proceedings and the evidence taken, and such interim recommendations as it may deem fit.
 - (7) That the committee have power to appoint subcommittees consisting of 3 or more of its members and to refer to any such subcommittee any of the matters which the committee is empowered to consider, and that the quorum of the subcommittee be a majority of the members appointed to the subcommittee.

- (8) That the committee be provided with all necessary staff, facilities and resources and be empowered to appoint investigative staff and persons, including senior counsel, with specialist knowledge for the purposes of the committee, with the approval of the President.
- (9) That the committee have access to, and have power to make use of, the evidence and records of previous inquiries by Senate committees mentioned in paragraph (1)(a).
- (10) That the committee be empowered to print from day to day such documents and evidence as may be ordered by it, and a daily *Hansard* be published of such proceedings as take place in public.

On 2 September 2004

Business of the Senate—Orders of the Day

- 1 **Environment, Communications, Information Technology and the Arts References Committee**
Report to be presented on budgetary and environmental implications of the Government's Energy White Paper.
- 2 **Rural and Regional Affairs and Transport Legislation Committee**
Report to be presented on the provisions of the Agriculture, Fisheries and Forestry Legislation Amendment Bill (No. 2) 2004. (*Referred pursuant to Selection of Bills Committee report.*)
- 3 **Rural and Regional Affairs and Transport References Committee**
Report to be presented on forestry plantations.

Government Business—Order of the Day

- *1 **Agriculture, Fisheries and Forestry Legislation Amendment Bill (No. 2) 2004**—(*Minister for Justice and Customs, Senator Ellison*)
Second reading—Adjourned debate (*adjourned, Senator Ludwig, 30 August 2004*).

On 6 September 2004

Business of the Senate—Order of the Day

- 1 **Legal and Constitutional Legislation Committee**
Report to be presented on the provisions of the Criminal Code Amendment (Suicide Related Material Offences) Bill 2004.

On 9 September 2004

Business of the Senate—Order of the Day

- 1 **Foreign Affairs, Defence and Trade References Committee**
Interim report to be presented on the effectiveness of the Australian military justice system.

On 14 September 2004

Business of the Senate—Order of the Day

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

Report to be presented on the provisions of the Workplace Relations Amendment (Protecting Small Business Employment) Bill 2004. (*Referred pursuant to Selection of Bills Committee report.*)

Government Business—Order of the Day

1 **Workplace Relations Amendment (Protecting Small Business Employment) Bill 2004**—(*Minister for Finance and Administration, Senator Minchin*)

Second reading—Adjourned debate (*adjourned, Senator Crossin, 3 August 2004*).

Ten sitting days after today (30 September 2004)

Business of the Senate—Notice of Motion

Notice given 10 August 2004

- 1 **Senator Sherry:** To move—That new Divisions 9.2A and 9.2B in item [10] of Schedule 1 to the Superannuation Industry (Supervision) Amendment Regulations 2004 (No. 2), as contained in Statutory Rules 2004 No. 84 and made under the *Superannuation Industry (Supervision) Act 1993*, be disallowed.

Eleven sitting days remain for resolving.**

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

On 30 September 2004

Business of the Senate—Orders of the Day

1 **Community Affairs References Committee**

Report to be presented on aged care facilities.

2 **Community Affairs Legislation Committee**

Report to be presented on the provisions of the Commonwealth Electoral Amendment (Preventing Smoking Related Deaths) Bill 2004, the exposure draft of the Tobacco Advertising Prohibition (Film, Internet and Misleading Promotion) Amendment Bill 2004 and the adequacy of the ACCC response to date on issues concerning tobacco.

3 **Electoral Matters—Joint Standing Committee**

Report to be presented on electoral funding and disclosure and any amendments to the Commonwealth Electoral Act necessary in relation to political donations.

On 5 October 2004

Business of the Senate—Order of the Day

1 Legal and Constitutional References Committee

Report to be presented on the needs of expatriate Australians.

Twelve sitting days after today (6 October 2004)

Business of the Senate—Notices of Motion

Notice given 12 August 2004

- 1 Chairman of the Standing Committee on Regulations and Ordinances (Senator Tchen):** To move—That the Broadcasting Services (Events) Notice (No. 1) 2004, made under subsection 115(1) of the *Broadcasting Services Act 1992*, be disallowed.

Thirteen sitting days remain for resolving.**

Notice of intention to withdraw at the giving of notices on 31 August 2004
(*Notice given 30 August 2004*)

- 2 Chairman of the Standing Committee on Regulations and Ordinances (Senator Tchen):** To move—That the Military Superannuation and Benefits Amendment Trust Deed 2004 (No. 1), made under subsection 5(1) of the *Military Superannuation and Benefits Act 1991*, be disallowed.

Thirteen sitting days remain for resolving.**

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

On 7 October 2004

Business of the Senate—Order of the Day

1 Legal and Constitutional Legislation Committee

Report to be presented on the Marriage Legislation Amendment Bill 2004.
(*Referred pursuant to Selection of Bills Committee report.*)

Fourteen sitting days after today (25 October 2004)

Business of the Senate—Notice of Motion

Notice given 30 August 2004

- *1 **Senators Marshall and Nettle:** To move—That the Guidelines in relation to the exercise of Compliance Powers in the Building and Construction Industry, made under section 88AGA of the *Workplace Relations Act 1996* as amended by the *Workplace Relations Amendment (Codifying Contempt Offences) Act 2004*, be disallowed.

Fifteen sitting days remain for resolving.**

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

On 27 October 2004

Business of the Senate—Order of the Day

- 1 **Finance and Public Administration References Committee**

Report to be presented on government advertising and accountability.

On 31 October 2004

Business of the Senate—Order of the Day

- 1 **Administration of Indigenous Affairs—Select Committee**

Report to be presented.

On the first day of the summer sittings 2004 (22 November 2004)

Government Business—Orders of the Day

- 1 **Fisheries (Validation of Plans of Management) Bill 2004—(Senate bill)—**
(Minister for the Environment and Heritage, Senator Ian Campbell)
Second reading—Adjourned debate (*11 August 2004*).
- 2 **Higher Education Legislation Amendment Bill (No. 3) 2004—(Minister for**
Communications, Information Technology and the Arts, Senator Coonan)
Second reading—Adjourned debate (*11 August 2004*).
- 3 **Criminal Code Amendment (Suicide Related Material Offences) Bill 2004—**
(Minister for the Environment and Heritage, Senator Ian Campbell)
Second reading—Adjourned debate (*12 August 2004*).

On 24 November 2004

Business of the Senate—Order of the Day

*1 **Scrafton Evidence—Select Committee**

Report to be presented.

On 25 November 2004

Business of the Senate—Orders of the Day

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

Report to be presented on the progress and future direction of life-long learning.

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

Report to be presented on Indigenous training and employment outcomes.

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

Report to be presented on student income support.

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

Report to be presented on the regulation, control and management of invasive species.

5 **Environment, Communications, Information Technology and the Arts References 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.*)

General Business—Order of the Day

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*).

On 29 November 2004

General Business—Notices 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.***

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 30 November 2004

Business of the Senate—Orders of the Day

1 Employment, Workplace Relations and Education Legislation Committee

Report to be presented on proposed Schedule 1B of the Workplace Relations Amendment (Codifying Contempt Offences) Bill 2003 as contained in amendment (2) on sheet [4266].

2 Rural and Regional Affairs and Transport Legislation Committee

Report to be presented on the provisions of the National Animal Welfare Bill 2003 and related matters.

By the last sitting day in December 2004

Business of the Senate—Order of the Day

***1 Community Affairs References Committee**

Second report to be presented on children in institutional care.

On the first sitting day in 2005

Business of the Senate—Notice of Motion

Notice given 25 June 2003

- 1 Senator Tierney:** To move—That the following matter be referred to the Employment, Workplace Relations and Education References Committee for inquiry and report by the last sitting day in June 2004:

Parents as educators in the early childhood years, with particular reference to:

- (a) the extent to which parenting skills and family support are factors in reducing educational and social risks of children in the 3 years and under age group;
- (b) whether current patterns of parental involvement in community and school-based programs are adequate to respond to the challenge of assisting children with early learning and social behaviour problems;
- (c) the current state and territory provisions and programs, whether based on pre-schools, schools, play groups or day-care centres etc, established to assist parents with early childhood learning support;
- (d) best practice in home to school transition programs for children, and an assessment as to whether they can be adapted for national implementation; and
- (e) the most appropriate role for the Commonwealth in supporting national programs for raising parental consciousness and levels of knowledge and competence in relation to the early educational, social and emotional and health needs of children.

On the first sitting day in March 2005

Business of the Senate—Order of the Day

1 Scrutiny of Bills—Standing Committee

Report to be presented on entry, search and seizure provisions in Commonwealth legislation.

On 30 April 2005

Business of the Senate—Order of the Day

***1 Treaties—Joint Standing Committee**

Report to be presented on the proposed agreement relating to US nationals and the International Criminal Court.

On the day before the Senate next meets

Business of the Senate—Order of the Day

1 Lindeberg Grievance—Select Committee

Report to be presented.

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 References Committee (*referred 26 March 2003; order varied 26 June 2003; reporting date varied 16 September 2003 and 30 March 2004; reporting date: 25 November 2004*).

Marriage Legislation Amendment Bill 2004‡

Referred to the Legal and Constitutional Legislation Committee (*referred 23 June 2004; reporting date: 7 October 2004*).

Provisions of bills currently referred†**Aboriginal and Torres Strait Islander Commission Amendment Bill 2004**

Referred to the Select Committee on the Administration of Indigenous Affairs (*referred 16 June 2004; reporting date: 31 October 2004*).

Agriculture, Fisheries and Forestry Legislation Amendment Bill (No. 2) 2004‡

Referred to the Rural and Regional Affairs and Transport Legislation Committee (*referred 4 August 2004; reporting date: 2 September 2004*).

Commonwealth Electoral Amendment (Preventing Smoking Related Deaths) Bill 2004

Referred to the Community Affairs Legislation Committee (*referred 13 May 2004; reporting date: 30 September 2004*).

Criminal Code Amendment (Suicide Related Material Offences) Bill 2004

Referred to the Legal and Constitutional Legislation Committee (*referred 5 August 2004; reporting date: 6 September 2004*).

National Animal Welfare Bill 2003

Referred to the Rural and Regional Affairs and Transport Legislation Committee (*referred 9 August 2004; reporting date: 30 November 2004*).

National Security Information (Criminal Proceedings) Bill 2004‡

National Security Information (Criminal Proceedings) (Consequential Amendments) Bill 2004‡

Referred to the Legal and Constitutional Legislation Committee (*referred 16 June 2004; reporting date: 19 August 2004*).

Workplace Relations Amendment (Protecting Small Business Employment) Bill 2004‡

Referred to the Employment, Workplace Relations and Education Legislation Committee (*referred 16 June 2004; reporting date: 14 September 2004*).

†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.

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

Second reading negatived, 24 June 2003.

Marriage Amendment Bill 2004

First reading negatived, 25 June 2004.

Migration Amendment (Duration of Detention) Bill 2004

Second reading negatived, 8 March 2004.

Migration Legislation Amendment (Further Border Protection Measures) Bill 2002

Second reading negatived, 9 December 2002.

Migration Legislation Amendment (Further Border Protection Measures) Bill 2002 [No. 2]

Second reading negatived, 16 June 2003.

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.

Restored to *Notice Paper* pursuant to resolution of 24 June 2004 and passed.

Sex Discrimination Amendment (Teaching Profession) Bill 2004

Second reading negatived, 25 June 2004.

Superannuation (Surcharge Rate Reduction) Amendment Bill 2003

Second reading negatived, 24 June 2003.

Restored to *Notice Paper* pursuant to resolution of 10 September 2003 and passed.

Telstra (Transition to Full Private Ownership) Bill 2003

Second reading negatived, 30 October 2003.

Telstra (Transition to Full Private Ownership) Bill 2003 [No. 2]

Second reading negatived, 30 March 2004.

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 (Codifying Contempt Offences) Bill 2003

Third reading negatived, 3 March 2004.

Recommitted, 21 June 2004.

Workplace Relations Amendment (Compliance with Court and Tribunal Orders) Bill 2003

Third reading negatived, 8 March 2004.

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.

Workplace Relations Amendment (Termination of Employment) Bill 2002

Third reading negatived, 11 August 2003.

Workplace Relations Amendment (Termination of Employment) Bill 2002 [No. 2]

Third reading negatived, 22 March 2004.

Private Senators' Bills

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

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

Electoral Amendment (Political Honesty) Bill 2000 [2002]

Discharged from *Notice Paper*, 27 March 2003.

Freedom of Information Amendment (Open Government) Bill 2000 [2002]

Discharged from *Notice Paper*, 25 June 2003.

Public Interest Disclosure Bill 2001 [2002]

Discharged from *Notice Paper*, 11 December 2002.

QUESTIONS ON NOTICE

Question Nos, as shown, from 55 to 3115 remain unanswered for 30 or more days (see standing order 74(5)).

Notice given 12 February 2002

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

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 referred 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 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 for Immigration and Multicultural and Indigenous Affairs
473 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 representing the 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 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

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.

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 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 representing 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 26 November 2002

959 **Senator Conroy:** To ask the Minister representing 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 representing 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 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.

Notice given 17 January 2003

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.

1102 Minister representing the Minister for Agriculture, Fisheries and Forestry
1116 Minister representing the Minister for Revenue and Assistant Treasurer
1120 Minister for Fisheries, Forestry and Conservation

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.

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.
- 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.

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

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.

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.

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

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; (e) on what date or dates did staff engage in the task; (f) what was the cost of engaging in the task; (g) to whom did the staff deliver this information in Australia; and (h) what form did that communication take.

Notice given 20 March 2003

- 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.

Notice given 25 March 2003

- 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 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 June 2003

Senator Brown: To ask the Ministers listed below (Question Nos 1564-1565)—

- (1) (a) Does the Minister support the integrated management of surface run-off, river water and ground water, recognising that these systems are physically interconnected; and (b) will the Minister make this a pre-requisite for water reform through the Council of Australian Governments process.
- (2) What steps are being taken to achieve integrated water management, including protection of the environment and common systems of allocating water so that switching between sources is accounted for.

1565 Minister representing the Minister for Agriculture, Fisheries and Forestry

Senator Webber: To ask the Ministers listed below (Question Nos 1570-1575)—

- (1) How many staff at the senior executive service (SES) level are employed in the department within Western Australia.
- (2) Given Western Australia's contribution to the nation's economy, is the department adequately represented in Western Australia to ensure that development opportunities are maximised.
- (3) Does the lack of senior Commonwealth departmental representatives or SES staff have a negative impact on Commonwealth program funds in Western Australia.

- (4) Would Western Australia be advantaged by an increase in the number of SES staff located within the state.

1572 Minister representing the Minister for Agriculture, Fisheries and Forestry

Notice given 3 July 2003

1600 **Senator Bartlett:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) Has the Minister authorised the aerial baiting of pests using 1080 on Commonwealth land in Western Australia in the past 12 months; if so: (a) where was the aerial baiting conducted or where will it be conducted; and (b) when was the aerial baiting conducted or when will it be conducted.
- (2) Has the aerial baiting program been referred to the Minister for the Environment and Heritage under the *Environment Protection and Biodiversity Conservation Act 1999*.

Notice given 28 July 2003

1668 **Senator Evans:** To ask the Minister for Defence—With reference to the Defence and Industry Advisory Council

- (1) When was the council established.
- (2) Who established the council.
- (3) For what purpose was the council established.
- (4) Can a copy of the council's terms of reference be provided.
- (5) What is the membership of the council.
- (6) What are the reporting arrangements for the council, for example: (a) to whom does it report; (b) how regularly are such reports made; and (c) what do the reports contain.
- (7) Can a list be provided of meeting dates for the council since its establishment.

Notice given 1 August 2003

1684 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the answer to question on notice no. 1370 concerning the northern peninsula of Research Bay, Tasmania, in which it was stated that 'sites are currently being assessed by the Tasmanian Heritage Council':

- (1) Is the Minister aware that the Tasmanian Heritage Council has resolved that 'the onus of providing information which would be considered in establishing significance was a matter for the nominator(s) and accordingly it [the Heritage Council] would not be carrying out any further research'.
- (2) Given the potential and international significance of the area, does the Minister consider it adequate for an assessment by the Tasmanian Heritage Council to rely on the efforts of volunteer members of the community.
- (3) In relation to the assessment and protection of the northern peninsula of Research Bay: (a) what communication has the Commonwealth had with the Tasmanian Government, Gunns Pty Ltd and the owners of relevant land; and (b) can details be provided of correspondence and meetings, including the parties involved, dates and the matters discussed.

Notice given 22 August 2003

1816 **Senator Brown:** To ask the Minister for the Environment and Heritage—

- (1) Can the Minister confirm whether the proposed fish farm development planned for Moreton Bay would need full scientific certainty pursuant to section 3A of the *Environment Protection and Biodiversity Conservation Act 1999*.
- (2) Can the Minister confirm that the proposed fish farm is under Commonwealth jurisdiction until full scientific certainty is achieved.

Notice given 2 September 2003

1835 **Senator Evans:** To ask the Minister for the Environment and Heritage—With reference to the ex-Defence lands managed by the Sydney Harbour Federation Trust:

- (1) Were there any valuations done on any of the sites prior to the transfer from the Department of Defence to the Sydney Harbour Federation Trust.
- (2) What was the valuation for each of the sites managed by the Trust.
- (3) (a) Who undertook these valuations; and (b) when were they undertaken.
- (4) What is the estimated current valuation for each of the sites being managed by the Trust.
- (5) (a) Was there any valuation of the cost of the remediation works that were required at each of the ex-Defence sites being managed by the Trust; and (b) what was the amount of these valuations.
- (6) For each financial year to date: How much has been spent on remediation and environmental works at each of the ex-Defence sites now managed by the Trust.
- (7) When is it expected that all remediation work at the ex-Defence sites will be completed.
- (8) What is the process by which the ex-Defence sites will be transferred to the State of New South Wales following completion of remediation works at these sites.
- (9) (a) Will the sites then become part of the Sydney Harbour National Park, under the management of the New South Wales Government; and (b) when is it expected that this will occur.

1836 **Senator Evans:** To ask the Minister for the Environment and Heritage—

- (1) How much funding has the Sydney Harbour Federation Trust received from the Commonwealth Government in each financial year since its establishment.
- (2) Does this include the initial funding of \$96 million that the Trust received as part of the Federation Fund.
- (3) Can a breakdown be provided of how this funding has been spent for each financial year since the Trust was established.
- (4) Can a breakdown be provided of how the \$96 million allocated to the Trust as part of the Federation Fund was spent.
- (5) Can a breakdown be provided of every payment greater than \$1 million made by the Trust since its establishment.

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- (6) (a) When is it expected that the work of the Trust will be completed; and
(b) will the Trust be closed down once its work is completed.
- (7) What are the forecasts for Commonwealth funding to the Trust for the next 4 financial years.
- (8) Has the New South Wales Government made any financial contributions to the Trust at any time since its establishment; if so, can a list be proved of these contributions (i.e. date, amount, purpose etc.).
- (9) Is it expected that the New South Wales Government will make any financial contributions to the Trust at any time over the next 4 years.
- (10) When the remediation work being undertaken at the ex-Defence sites managed by the Trust is fully completed, and the lands are transferred to the State of New South Wales, will the New South Wales Government have to pay any money to the Commonwealth in respect of the transfer; if not, why not.

Notice given 9 September 2003

Senator Brown: To ask the Ministers listed below (Question Nos 1944-1945)—With reference to wheat streak mosaic virus:

- (1) Has the Commonwealth Scientific and Industrial Research Organisation or any other Australian research organisation, ever imported the virus for research or any other purpose: if so; (a) who licenced and monitored importation of the virus; (b) when was the virus imported; (c) by what means was the virus imported; (d) by what route was the virus imported and transported; (e) in which facilities is, or in which facilities was, the virus stored and used; (f) has the virus been transported to other facilities; (g) has the virus imported under OGTR/GMAC1507 been destroyed; (h) who is or was responsible for containing and managing the virus; (i) has the Office of the Gene Technology Regulation (OGTR) ever inspected, assessed or approved any facilities in which the organisms licenced under GMAC1507 are stored or used; if so, what were the results of those inspections; (j) is there any evidence that the virus may have escaped from storage or research facilities into any other environments; (k) is there any evidence that the virus, licenced by OGTR/GMAC1507 or any other research project using the virus, may be the source of infections recently identified in wheat plants in various research facilities around Australia.
- (2) If the virus was used for research or other purposes in Australia, what evidence shows that this was not the source of the current infection in wheat at various locations, which threatens the Australian wheat industry.

1944 Minister representing the Minister for Agriculture, Fisheries and Forestry

Notice given 10 September 2003

1974 **Senator O'Brien:** To ask the Minister for Fisheries, Forestry and Conservation—With reference to the answer to paragraph (3)(a) of question on notice no. 565 (Senate *Hansard*, 11 November 2002, p. 6016):

- (1) Was the alleged broadcasting of bogus Emergency Position Indicating Rescue Beacon signals by the *Volga* to assist the illegal fishing vessel the *Lena* to evade hot pursuit by the Australian Fisheries Management Authority contracted *Southern Supporter* subject to investigation by Australian authorities; if so, what was the outcome of the investigation and

do current charges against the crew of the *Volga* relate to this alleged activity; if no investigation has been undertaken, why not.

- (2) Was the alleged broadcasting of bogus Emergency Position Indicating Rescue Beacon signals by the *Florence* during the *Southern Supporter*'s hot pursuit of the illegal fishing vessel the *Lena*, and the *Florence*'s alleged re-fuelling of the *Lena*, subject to investigation by Australian authorities; if so, what was the outcome of this investigation and what legal action, if any, has been initiated against the crew of the *Florence*; if no investigation has been undertaken, why not.

1990 **Senator O'Brien:** To ask the Minister for Fisheries, Forestry and Conservation—

- (1) When were Australian authorities first made aware of alleged, actual or intended illegal fishing activity by the vessel the *Viarsa* in Australian waters near the Heard and McDonald Islands (HIMI).
- (2) What was the source of the information.
- (3) When did Australian authorities authorise the Australian Fisheries Management Authority-contracted vessel the *Southern Supporter* to intercept the *Viarsa*.
- (4) Where and when did the *Southern Supporter* first locate the *Viarsa*.
- (5) (a) What action, pursuant to what international or domestic law, did the *Southern Supporter* order the *Viarsa* to undertake; (b) when was this order made; and (c) what was the *Viarsa*'s response.
- (6) (a) Were the *Viarsa*'s identifiers displayed at the time it was located by the *Southern Supporter*; if so, were these identifiers later removed and when.
- (7) When and how did the *Viarsa* first identify itself to the *Southern Supporter*.
- (8) Was authorisation from a Minister or departmental officer required before the *Southern Supporter* commenced its hot pursuit of the *Viarsa*; if so: (a) when was this authorisation requested; (b) when was it provided; and (c) who provided it.
- (9) When did the 'hot pursuit' of the *Viarsa* by the *Southern Supporter* commence.
- (10) Why did the Minister not announce the commencement of the pursuit until 12 August 2003.
- (11) With reference to the Minister's statement on 13 May 2003 concerning armed enforcement in HIMI, was the *Southern Supporter* armed; if not, what capacity did the *Southern Supporter* have to apprehend the *Viarsa* without additional enforcement assistance.
- (12) Was the Department of Defence asked to provide logistical or enforcement assistance in the interception of the *Viarsa*; if so: (a) when was the request made; (b) what was the department's response; and (c) what assistance was provided.
- (13) (a) When did the Australian Government first make direct representations to the Uruguayan Government urging it to exercise its flag state responsibilities and require the *Viarsa* to accompany the *Southern Supporter* to the nearest Australian port; (b) what form did those representations take; (c) what was the Uruguayan Government's initial response and when was that response received; (d) did the Uruguayan Government consent to Australia's request that the *Viarsa* be ordered to accompany the *Southern Supporter*; (e) did the Uruguayan Government

order the *Viarsa* to accompany the *Southern Supporter* to an Australian port; if so, when was that order made and what is the source of that information.

- (14) (a) What subsequent representations did the Government make to the Uruguayan Government prior to the vessel's apprehension; (b) what was the Uruguayan Government's response to these representations; (c) when did the Minister make direct contact with the Uruguayan Minister for Livestock, Agriculture and Fisheries; (d) what assistance did the Minister seek; (e) how did the Uruguayan Minister respond to the Minister's request for assistance; and (f) what assistance has the Uruguayan Embassy in Canberra provided in the *Viarsa* matter.
- (15) Did the Uruguayan Government order the *Viarsa* to return to Montevideo; if so, when was that order made and what is the source of the information.
- (16) (a) When was the Minister and/or his department informed that a Uruguayan Government official was aboard the *Viarsa*; (b) what was the source of this information; (c) what is the name of the Uruguayan Government official and what position does the official hold; (d) what representations has the Government made to the Uruguayan Government in this matter; (e) what was the Uruguayan Government's response; (f) when did the Uruguayan official board the *Viarsa*.
- (17) (a) What representations has the Government received from the Uruguayan Government since the vessel's apprehension; and (b) how has Australia responded to those representations.
- (18) When did the Government first alert the secretariat of the Commission for the Conservation of Antarctic Marine Living Resources (CCAMLR) of the alleged illegal fishing activity by the *Viarsa*.
- (19) (a) What assistance did the Government, through its secretariat, ask members of CCAMLR to provide in relation to the *Viarsa*; (b) when was that assistance sought; and (c) what assistance, by country, was provided.
- (20) (a) When did the Government first make direct representations to the South African Government seeking assistance in the apprehension of the *Viarsa*; (b) what request did the Government make; (c) what response did the South African Government provide and when was it received; (d) when was the Government informed that the *SA Agulhas* would be directed to intercept the *Viarsa*; and (e) when did the *SA Agulhas* join the "hot pursuit" of the *Viarsa*.
- (21) (a) When did the Government initiate commercial negotiations on the hire of the tug boat *John Ross* to assist in the apprehension of the *Viarsa*; (b) when did the tug commence pursuit of the *Viarsa*; (c) what was the composition of the crew aboard the tug; (d) did the tug operate under Australian command; (e) what was the total cost of the tug hire; (f) was the cost of hiring the tug reduced as a result of Australia's cooperative relationship with the South African Government on illegal fishing matters; and (g) what total cost is payable to South African interests for assistance in the *Viarsa* matter.
- (22) (a) When did the Government first make direct representations to the United Kingdom Government seeking assistance in the apprehension of the *Viarsa*; (b) what request did the Government make; (b) what response did the United Kingdom Government provide and when was it received; (c) what assistance did the United Kingdom Government provide; and

(d) what total cost is payable to United Kingdom interests for assistance in the *Viarsa* matter.

- (23) When and where was the apprehension of the *Viarsa* effected.
- (24) (a) What was the number and composition of the crew aboard the *Viarsa* upon its apprehension; (b) has the Government made representations to other governments on the presence of their nationals aboard the *Viarsa*; if so, what representations has the Government made and what was the response.
- (25) What fish and equipment was allegedly found aboard the vessel.
- (26) (a) What progress has been made in the investigation into the *Viarsa*'s conduct in Australian waters; and (b) where is the vessel and its crew currently located.
- (27) What arrangements has the government made for the disposal of fish allegedly found aboard the vessel.
- (28) How has the Government recognised the performance of the Australian officers involved in the pursuit and apprehension of the *Viarsa*.
- (29) What was the cost of the operation to apprehend the *Viarsa*.
- (30) What total cost has the Government incurred in the *Viarsa* matter, including the cost of pre-pursuit and post-apprehension operations.
- (31) Will the cost of the *Viarsa* operation be met from the \$12 million budget allocation for Southern Ocean fisheries enforcement in the 2003-04 financial year, announced by the Minister on 13 May 2003; if so, how will the operational plan for the 2003-04 financial year be amended to account for the *Viarsa* operation.
- (32) What provision has the Government made for Southern Ocean fisheries enforcement beyond 2003-04.

1998 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) Does the Australian Quarantine and Inspection Service (AQIS) receive advice from Livecorp on all withdrawals of accreditation and accreditation downgrades under the Live Export Accreditation Program (LEAP).
- (2) Can details of all such accreditation withdrawals be provided for each of the following financial years; 2000-01, 2001-02 and 2002-03, including for each withdrawal: (a) the name of the company; (b) reason for withdrawal; and (c) consequential action by AQIS.
- (3) Can details of all such accreditation downgrades be provided for each of the following financial years: 2000-01, 2001-02 and 2002-03, including for each downgrade: (a) the name of the company; (b) change in accreditation level; (d) reason for downgrade; and (d) consequential action by AQIS.

1999 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—Which countries have banned, suspended or varied conditions of export for Australian live animals since 1996; and in each case, can details of the ban, suspension or variation, including date of action and basis of action, be provided.

Notice given 11 September 2003

2021 **Senator Faulkner:** To ask the Minister for Justice and Customs—With reference to the answer to question no. 131 taken on notice by the department during the May 2003 Budget estimates hearings of the Legal and Constitutional Legislation Committee:

- (1) Who briefed the Minister on 19 August 2002 and 26 September 2002 about Marian Wilkinson's questions.
- (2) Who initiated the briefing.
- (3) Was the briefing oral or in writing.
- (4) If it was an oral briefing: (a) who briefed the Minister; (b) who else was present; (c) were minutes and/or notes taken; if so, can a copy of minutes and/or notes be provided; and (d) what action, if any, did the Minister take after he was provided with the two briefings in August and September 2002.
- (5) If it was a written briefing: (a) who prepared the brief; (b) who cleared the brief; (c) apart from the Minister, who else saw the brief; and (d) what action, if any, did the Minister take after he was provided with the two briefings in August and September 2002.

Notice given 15 September 2003

Senator O'Brien: To ask the Ministers listed below (Question Nos 2034-2064)—

- (1) For each of the following financial years: (a) 1996-97; (b) 1997-98; (c) 1998-99; (d) 1999-2000; (e) 2000-01; (f) 2001-02; (g) 2002-03; and (h) 2003-04, has the department or any agency for which the Minister is responsible, including boards, councils, committees and advisory bodies, made payments to the Institute of Public Affairs (IPA) for research projects, consultancies, conferences, publications and/or other purposes; if so, (i) how much each payment, (ii) when was each payment made, and (iii) what services were provided.
- (2) In relation to each research project or consultancy: (a) when was the IPA engaged; (b) for what time period; (c) what were the terms of reference; (d) what role did the Minister and/or his office have in the engagement of the IPA; (e) was the contract subject to a tender process; if so, was it an open tender or a select tender; if not, why not.

2046 Minister representing the Minister for Agriculture, Fisheries and Forestry

2050 Minister representing the Minister for Industry, Tourism and Resources

2052 Minister for Fisheries, Forestry and Conservation

2054 Minister representing the Minister for Small Business and Tourism

Notice given 18 September 2003

2119 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the discovery of live sea lice in a shipment of imported salmon on 3 September 2003:

- (1) What was the exporting country.
- (2) When did the shipment depart.
- (3) If not exported from the country of origin, what was the exporting country.

- (4) What was the port of departure.
- (5) When did the shipment arrive in Australia.
- (6) Was Sydney the port of arrival
- (7) What salmonid species did the shipment contain.
- (8) When did the Australian Quarantine and Inspection Service (AQIS) issue the permit to import quarantine material.
- (9) When was the official certificate issued by an AQIS-recognised Competent Authority in the exporting country.
- (10) What was the form, presentation and weight of the salmon
- (11) What was the intended end use of the salmon, including, if applicable, commercial processing, processing for retail sale and/or direct retail sale.
- (12) When and where did AQIS first inspect the salmon.
- (13) When was the salmon seized.
- (14) Was the salmon ordered to be frozen, if so: (i) when was that order made, and (ii) on what date was the salmon frozen.
- (15) In relation to the sea lice analysis: (a) when did this commence and conclude; (b) where was this done; and (c) who conducted the analysis.
- (16) When was the Minister and/or his office and/or his department informed about the analysis findings; (a) what are the analysis findings, including: (i) details of the sea lice species, (ii) whether the species are usually found in Australian waters, and (iii) whether the sea lice present a quarantine risk.
- (17) (a) When did AQIS consult with Food Standards Australia New Zealand and state and territory food agencies about the salmon; (b) what state and territory food agencies were consulted; and (c) what was the nature of those consultations.
- (18) In relation to the outcome of the sea lice discovery and analysis: (a) If the salmon was released for sale: (i) when, (ii) what conditions, if any, were placed on its end use, and (iii) what was its end use; (b) if the salmon was ordered to be re-exported: (i) when was that order made, (ii) when was the salmon exported, (iii) how was the exported salmon labelled; and (iv) to what country was it exported; (c) if the salmon was ordered to be destroyed: (i) when was that order made, (ii) when and how was it destroyed.

2120 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—Can details be provided of all breaches of import conditions applying to the commercial importation of uncanned salmonid product since new quarantine conditions came into effect on 1 June 2000, including, for each breach: (a) the date of importation; (b) the nature of the breach, including: (i) failure to provide an Australian Quarantine and Inspection Service (AQIS) permit, (ii) failure to provide a completed official certificate issued by an AQIS-recognised competent authority, (iii) failure to remove the head and gills, and (iv) any other reasons; (c) the salmonid species; (d) the country of export; (e) if not exported from the country of origin, the country that exported the salmonid product; (f) the product presentation and form; and (g) action taken in response to the breach including, if applicable: (i) the suspension or revocation of the import permit, and (ii) the disposal or re-export of the salmonid product.

- 2138 **Senator Brown:** To ask the Minister representing the Minister for Science—With reference to the hiring by the department of public relations consultants to work on the proposed nuclear waste dump in South Australia in late 2002:
- (1) How many companies were: (a) sent a copy of the public relations brief; and (b) requested to submit a proposal.
 - (2) How many attended a question and answer session after receiving the brief.
 - (3) How many developed a written proposal.
 - (4) How many presented a proposed strategy to the evaluation panel.
 - (5) How many consultants were shortlisted to give a presentation before the Ministerial Committee on Government Communications.
 - (6) Who are the members of this ministerial committee.

Notice given 23 September 2003

- 2168 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—
- (1) Can a schedule be provided of all partnerships or programs commenced within the past 3 financial years, between the department and biotechnology companies or their agents, including but not limited to AVCARE, Agrifood Awareness Australia Limited, Monsanto Australia Ltd (Monsanto) and Bayer Crop Science Australia (Bayer) or its predecessor, Aventis, including the following details for each:
 - (a) the stated aim;
 - (b) the proposed duration;
 - (c) the forecast financial or in-kind contribution to be provided by the department;
 - (d) the forecast financial or in-kind contribution to be provided by the department's partners;
 - (e) the actual financial or in-kind contribution made to date by the department;
 - (f) the actual financial or in-kind contribution made to date by the department's partners; and
 - (g) for those programs that have been completed, a summary of actual outcomes as compared with the stated aim.
 - (2) Can a copy of the commercial agreements entered into between the department and its partners in relation to these programs be provided; if not, why not.
- 2169 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—
- (1) Can a schedule be provided of all partnerships, programs or funding arrangements entered into each of the past 3 financial years between the department and the Australia Oilseeds Federation (AOF), including the following details for each:
 - (a) the stated aim of each partnership or program or for the funding provided by the department;
 - (b) the proposed duration of each partnership or program or for the funding provided by the department;

- (c) the forecast financial or in-kind contribution to be provided by the department;
 - (d) the forecast financial or in-kind contribution to be provided by AOF;
 - (e) the actual financial or in-kind contribution made to date by the department;
 - (f) the actual financial or in-kind contribution made to date by AOF; and
 - (g) for those programs or funding arrangements that have been completed, a summary of actual outcomes as compared with the stated aim of each program, partnership or funding arrangement.
- (2) Can a copy of the commercial agreements entered into between the department and AOF in relation to these programs or funding arrangements be provided; if not, why not.

Notice given 25 September 2003

2172 **Senator Allison:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) Has Basslink Pty Ltd prepared a code of conduct for commercial and recreational fishing activities, as is required for approval of the Basslink project; if so; (a) has the code been approved; and (b) can a copy of the code be provided.
- (2) With which fishing groups and individuals did the proponents consult when developing the code.
- (3) If consultations did not include Gippsland fisher's such as those from Yarram, McLaughlin's Beach and Lakes Entrance, why were these groups not consulted.

Notice given 29 September 2003

2173 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the changes in seed cleaning arrangements detailed in Australian Quarantine and Inspection Service (AQIS) Public Quarantine Alert PQA0266, Cleaning of contaminated seed consignments in rural areas:

- (1) What steps have been taken to consult with representations of the seed industry, including, but not limited to, importers, growers and peak bodies, in developing these changes.
- (2) What steps have been taken to communicate with representatives of the seed industry, including, but not limited to, importers, growers and peak bodies, to ensure they were aware of these changes.
- (3) What work has been conducted or commissioned by the department or other Commonwealth agencies to determine: (a) potential and actual changes in costs experienced by seed importers, breeders and end users as a result of these changes, and what are the results of this work; (b) potential and actual time delays experienced by seed importers, breeders and end users as a result of these changes, and what are the results of this work; (c) potential and actual extra costs borne by the Commonwealth as a result of these changes, and what are the results of this work; and (d) potential and

actual closure of or job losses at AQIS-approved seed cleaning facilities in rural areas as a result of these changes, and what are the results of this work.

2175 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) When was the Plant Breeders' Rights (PBR) Office established.
- (2) For each year since its establishment, or for each of the past 5 financial years, whichever is the lesser period, what has been: (a) the posted staffing contingent in full-time equivalents; (b) the actual staffing contingent in full-time equivalents; (c) the projected Commonwealth expenditure for operating the office; (d) the actual Commonwealth expenditure for operating the office; (e) the projected number of customer transactions to be undertaken; and (f) the actual number of customer transactions undertaken.

Notice given 1 October 2003

1883 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) When did the Australian Pesticides and Veterinary Medicines Authority (APVMA) or its predecessor, the National Registration Authority, receive an application for the use of glufosinate ammonium as a broad acre herbicide in Australia.
- (2) Who was the applicant.
- (3) When was the final decision made by APVMA regarding the use of glufosinate ammonium as a broad acre herbicide in Australia and can a copy of the approval notice or permit be provided, including all details of conditions of use; if not, why not.
- (4) To date, how much has the current application for the use of glufosinate ammonium as a broad acre herbicide in Australia cost the APVMA to process.
- (5) What is the expected total cost to the APVMA of processing the application.
- (6) To date, what is the quantum of fees and charges which have been levied upon the applicant in relation to the application.
- (7) What is the expected total of fees and charges that will be levied upon the applicant in relation to the application.

Notice given 8 October 2003

2191 **Senator Murray:** To ask the Minister representing the Minister for Local Government, Territories and Roads—

- (1) Is the Minister, in his capacity as Manager of Government Business in the Senate, aware of the following statement made by the Minister for Small Business and Tourism (Mr Hockey) in a *Meet the Press* interview aired on 14 September 2003: 'What I do know is the Labor Party and the Democrats are holding up a vast amount of legislation that the Government has put in place in the Senate'.
- (2) Does the Minister accept the *Australian Concise Oxford Dictionary's* definition of 'vast' as 'immense, huge, very great'.

- (3) Can the Minister: (a) provide a list for the Senate of any bill that could conceivably be regarded as being held up, as described by Mr Hockey; and (b) give his reasons for making that judgment.

Notice given 14 October 2003

Senator O'Brien: To ask the Ministers listed below (Question Nos 2243-2273)—For each of the financial years 2001-02 and 2002-03 can the following details be provided in relation to paper and paper products:

- (1) How much has been spent by the department on these products.
- (2) From which countries of origin has the department sourced these products.
- (3) From which companies has the department sourced these products.
- (4) What was the percentage of the total of paper and paper products in value (in AUD) sourced by the department by country.
- (5) What was the percentage of the total of paper and paper products in value (in AUD) sourced by the department by company.
- (6) What steps has the department taken to ensure that paper and paper products sourced by the department from other countries comply with the ISO 14001 environmental management system standard.

2269 Minister representing the Minister for Revenue and Assistant Treasurer

Notice given 3 November 2003

Senator Ludwig: To ask the Ministers listed below (Question Nos 2340-2357)—

- (1) Does the department use Alternative Dispute Resolution (ADR) in an effort to avoid litigation; if not, why not; if so, are there specific guidelines for the Department to follow when using ADR.
- (2) If the department is not using ADR provisions, what process is used in cases that require resolution.
- (3) Has the department been advised of any development of guidelines for the use of ADR.
- (4) Does any of the legislation for which the department has responsibility contain ADR procedures; if so, (a) can each relevant provision be identified (eg. by statute name and section number); and (b) are guidelines provided for the use of ADR provisions in these instances; if so, can a copy of the guidelines be provided.

2349 Minister for Communications, Information Technology and the Arts

Notice given 17 November 2003

2380 **Senator O'Brien:** To ask the Minister representing the Minister for Trade—

- (1) For each year since 1998-99, what was the volume and value of Australia's flour exports to Indonesia.
- (2) What Australian companies have been granted accreditation by the Indonesian Government to export flour to Indonesia.
- (3) Were Australian flour imports into Indonesia restricted during 2003 by the Indonesian Government; if so:
 - (a) what restrictions were applied;
 - (b) when were the restrictions applied;

- (c) what was the impact on Australia's flour exports;
- (d) when was the department made aware of the restrictions and what was the source of this information;
- (e) was the department asked to make representations on behalf of Australian flour exporters to overturn the restrictions; if so, who made this request and when was it made;
- (f) what representations did the department make to the Indonesian Government in relation to these restrictions;
- (g) did the department, including embassy staff in Jakarta, make direct representations to the Indonesian Trade Minister on behalf of Manildra Flour Mills; and
- (h) have restrictions been lifted in response to the department's representations; if so, when were restrictions lifted and when was the department informed.

Notice given 25 November 2003

2393 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to an article in the *Sydney Morning Herald* of 24 November 2003, entitled 'Company accused over nuts scandal':

- (1) When did the Minister first become aware that macadamia nuts imported from Kenya were repackaged in boxes, relabelled 'product of Australia' and then sold to food wholesalers and retailers in Australia.
- (2) Can the Minister confirm that only Coles and Bi-Lo stores have received these repackaged and relabelled nuts; if not, can the name and location of all food wholesalers and retailers in Australia which have received the nuts be provided.
- (3) How and when did the department notify food retailers and wholesalers, consumer groups and the Australian Macadamia Society about the discovery of the repackaged and relabelled nuts.
- (4) What steps is the department taking to: (a) investigate how the repackaged and relabelled nuts entered the Australian food distribution chain under false labelling; and (b) prevent the similar repackaging and relabelling of imported macadamia nuts in the future.
- (5) What steps have been taken to test the nuts to ensure they comply with quarantine standards as set out by the Australian Quarantine Inspection Service.

Notice given 27 November 2003

Senator O'Brien: To ask the Ministers listed below (Question Nos 2400-2401)—

- (1) For each of the past 5 financial years, from which countries has Australia imported macadamia nuts and in what quantity.
- (2) In relation to each country from which Australia currently imports macadamia nuts: (a) what chemicals are used in the production process; (b) what testing regimes are in place in that country for chemical residues; and (c) which agencies undertake these tests before the nuts are exported.
- (3) (a) What chemical residue testing regimes are in place in Australia for macadamia nut imports; (b) for what chemicals used in the production

process is testing conducted; (c) which agency undertakes these tests; and (d) in relation to each chemical, what sampling rates apply.

- (4) Where chemical residue testing on macadamia nuts bound for Australia is conducted by the exporting countries, what action is taken by the Commonwealth to ensure the veracity of the testing.
- (5) Can details be provided of any instances in the past 5 financial years where chemical residue testing of macadamia nuts bound for Australia has been found by the Commonwealth to be inadequate.
- (6) What penalties or sanctions have been applied to the supplying nation, shipping operator, trader or agency in cases where chemical residue testing of macadamia nuts bound for Australia has been found by the Commonwealth to be inadequate.
- (7) In relation to each country from which Australia has imported macadamia nuts, for each of the past 5 financial years: (a) on how many occasions have macadamia nuts bound for Australia been rejected on the basis that chemical residue testing has detected unacceptable levels of chemical residues; and (b) in each case: (i) which chemical was involved, (ii) what was the concentration of the chemical, and (iii) what was Food Standards Australia and New Zealand's approved level for each chemical at the time.

2400 Minister representing the Minister for Agriculture, Fisheries and Forestry

2401 Minister representing the Minister for Agriculture, Fisheries and Forestry

Notice given 28 November 2003

2415 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—

- (1) Can the Minister confirm that Telstra's basic access revenue increased by \$211 million to \$3.091 billion during the 2002-03 financial year following large line rental increases, despite the number of Telstra basic access lines decreasing from 10.4 million to 10.1 million; and (b) given that call costs do not appear to have decreased, does this represent a \$200 million increase in Telstra's profits.
- (2) Can the Minister confirm that local call revenue decreased by \$76 million to \$1.567 billion, or approximately 5 per cent, in the 2002-03 financial year and the number of billable local calls also decreased by around 5 per cent from 10.269 billion to 9.794 billion; and (b) does the similar revenue and volume decrease in local calls indicate that Telstra is not passing on reduced local call costs in 2002-03, as required by the price controls which require local call prices to decrease together with other call costs.
- (3) Given that Telstra's annual report apparently indicates that Telstra is making a windfall out of line rental increases, and that the Australian Competition and Consumer Commission has already raised doubts about whether Telstra is complying with price controls, will the Minister investigate whether Telstra is complying with their already generous price control arrangements.

Notice given 1 December 2003

2431 **Senator Faulkner:** To ask the Minister representing the Prime Minister—

- (1) Since March 1996, on how many occasions has the Prime Minister stayed at Claridges Hotel in Mayfair, London.
- (2) On what dates did the Prime Minister stay at this self-described “five star, de luxe, luxury” hotel.
- (3) On his most recent trip to London, did the Prime Minister stay in the Brook Apartment penthouse suite, described by the hotel as ‘220 square metres/2,368 square feet (approximately), 2 King Beds. This stunning apartment has been restored in the Art Deco style with an elegant, gentle mauve décor, light oak floors and original fittings from the 1930s. The bedrooms are large and luxurious, each with their own dressing-rooms. The marble bathrooms are equally splendid with extra deep baths and separate showers. A beautiful sitting-room with full height windows looks out onto a stunning private roof terrace. In addition, there is an elegant dining-room with a cocktail bar and cloakroom. A personal butler service is provided with the penthouse’.
- (4) What was the cost of the Prime Minister’s: (a) accommodation; (b) food; (c) beverages; and (c) other items (please specify) at Claridges for this recent trip.
- (5) How many other rooms and suites were used by the Prime Minister’s party for this trip, and for what purposes.
- (6) For the Prime Minister’s most recent trip, what were the costs for the Prime Minister’s party, excluding the Prime Minister, of: (a) accommodation; (b) food; (c) beverages; and (d) other items (please specify).
- (7) Apart from the services provided and paid for outlined under (3) and (4) above, did the hotel provide any other services to the Prime Minister and his party.
- (8) Has the bill for the hotel been presented and paid; if not, why not; if so, who paid the bill.
- (9) On each of the occasions the Prime Minister has used this hotel since 1996, has he always stayed at the Brook Apartment penthouse suite; if not, on which occasion has he used other suites in the hotel, and which suites were used.
- (10) On each occasion that the Prime Minister stayed at the hotel, what was the cost of the Prime Minister’s: (a) accommodation; (b) food; (c) beverages; and (c) other items (please specify).
- (11) On each occasion that the Prime Minister stayed at the hotel since March 1996, how much was paid by the department to the hotel for associated costs excluding the amounts at (7) above.

Notice given 8 December 2003

2448 **Senator Brown:** To ask the Minister for the Environment and Heritage—(a) On what grounds, or against which criteria, was the Tasmanian Environment Centre’s (TEC) funding cut by 71 per cent in 2003; (b) in what way is the centre failing compared to previous years; and (c) was funding cut because the TEC promotes public education on the environment and so threatens government security.

- 2450 **Senator Brown:** To ask the Minister representing the Prime Minister—(a) What is the Halliburton stake in the consortium which built and operates the Alice Springs to Darwin railway line; (b) was Halliburton the project leader; and (c) what discussions has the Prime Minister or the department had with Halliburton about the projects, including where and when these were held.

Notice given 10 December 2003

- 2465 **Senator Evans:** To ask the Minister for Defence—
- (1) Can the following information about each committee within Defence chaired by a one star rank equivalent or higher be provided: (a) name of the committee; (b) its function and role; and (c) when it met during 2002 and 2003.
 - (2) (a) For the years 2001, 2002 and 2003, when did the Defence Industry Advisory Council meet; (b) what is its function and role; and (c) what is its current membership.

Notice given 18 December 2003

- 2474 **Senator Evans:** To ask the Minister for Defence—With reference to the AGM-142 weapon:
- (1) What is the latest estimate on the total cost of modifying the F-111 fleet to enable these aircraft to deploy the AGM-142.
 - (2) To date, how much has been spent on the project to equip the F-111 fleet with AGM-142s.
 - (3) What is the latest estimate of when those modifications will be completed.
 - (4) When is it expected that the AGM-142 will enter service.
 - (5) What is the latest estimate of the total cost of the project to equip the F-111 fleet with AGM-142.
 - (6) (a) Have any AGM-142s been delivered to Australia; if so, how many; and (b) do any AGM-142s remain overseas; if so, how many.

Notice given 22 December 2003

- 2483 **Senator Cherry:** To ask the Minister representing the Prime Minister—What is the cost of the one day trip by the Prime Minister to the Solomon Islands on 22 December 2003, including any related security costs.

Notice given 18 February 2004

- 2546 **Senator Allison:** To ask the Leader of the Government in the Senate—When will the Minister respond to Senator Allison's letter of 7 April 2003 concerning orders for the production of documents.

Notice given 24 February 2004

- 2573 **Senator O'Brien:** To ask the Minister representing the Minister for Small Business and Tourism—With reference to the statement on page 24 of the Tourism White Paper, which indicates that the Australian Tourist Commission (ATC) is establishing a working relationship with the marketing body AusFILM:
- (1) Can the Minister advise: (a) what meetings have taken place between the ATC and AusFILM in relation to establishing this relationship; (b) when

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and where was each meeting held; (c) who attended each meeting; (d) what were the primary outcomes of each meeting; and (e) were records made of each meeting; if so, can a copy of these records be provided; if not, why not.

- (2) How much Commonwealth funding is committed to this relationship.
- (3) For each of the following financial years: 2003-04, 2004-05, 2005-06, 2006-07, and 2007-08, can a projection of expenditure for these funds be provided.
- (4) How will the effectiveness of the Commonwealth investment of these funds be monitored.

2575 **Senator O'Brien:** To ask the Minister representing the Minister for Small Business and Tourism—

- (1) Can a copy be provided of the current National Tourism Incident Response Plan; if not, why not.
- (2) Was the response plan activated on 21 March 2003 in part as a result of the conflict in Iraq.
- (3) How much funding was provided by the Commonwealth for the response plan for the 2003-04 financial year.
- (4) For each of the following the financial years: 2004-05, 2005-06, 2006-07, 2007-08, can a projection of Commonwealth funding for the response plan be provided.
- (5) Was the response plan reviewed after it was de-activated on 7 August 2003; if so: (a) who conducted the review; (b) what form did the review take; (c) how much did the review cost the Commonwealth; (d) what were the key findings; (e) when will improvements to the response plan recommended by the review be implemented; and (f) can a copy of the review be provided; if not, why not.

2581 **Senator O'Brien:** To ask the Minister for the Environment and Heritage—With reference to the proposal to treat acid drainage into the King and Queen Rivers and Macquarie Harbour from the Mount Lyell copper mine:

- (1) What are the specific conditions required of the Tasmanian Government and Australian Mining Industries (AMI) by the Federal Government in order for Commonwealth funding to be released for the proposal.
- (2) Since 1 July 2002: (a) what meetings have occurred or correspondence has there been between the Tasmanian Government and the Federal Government in relation to the proposal and, in respect of the meetings, when were they held and who attended; (b) what were the outcomes of the meetings or the correspondence; and (c) can copies be provided of the records of the meetings or the correspondence between the governments; if not, why not.
- (3) (a) What meetings have occurred or correspondence has there been between the Federal Government and AMI in relation to the proposal and, in respect of the meetings, when were they held and who attended; (b) what were the outcomes of the meetings or the correspondence; and (c) can copies be provided of the records of the meetings or the correspondence between the Government and AMI; if not, why not.

- (4) Since 1 July 2002: (a) what meetings have occurred or correspondence has there been between the Minister, Tasmanian senators and/or the Tasmanian State Opposition in relation to the proposal and, in respect of the meetings, when were they held and who attended; (b) what were the outcomes of the meetings or the correspondence; (c) can copies be provided of the records of the meetings or correspondence between the Minister, Tasmanian senators and/or the Tasmanian State Opposition; if not, why not.
- (5) (a) What financial commitments has the Minister obtained from the Tasmanian State Government in relation to this project; (b) when were these financial commitments sought; and (c) when were they given.
- (6) What date has been set by the Minister by which the Tasmanian State Government is to provide alternative proposals for this project

Notice given 26 February 2004

2590 **Senator Bartlett:** To ask the Minister representing the Minister for Industry, Tourism and Resources—

- (1) (a) How much did the Commonwealth spend on benthic exploration (seismic and otherwise) for each of the following financial years: 2000-01, 2001-02 and 2002-03; and (b) how much has the Commonwealth spent since 30 June 2003.
- (2) (a) How much did Geoscience Australia spend on benthic exploration (seismic and otherwise) for each of the following financial years: 2000-01, 2001-02 and 2002-03; and (b) how much has Geoscience Australia spent since 30 June 2003.
- (3) (a) How much did the Commonwealth spend on offshore acreage release for each of the following financial years: 2000-01, 2001-02 and 2002-03; and (b) how much has the Commonwealth spent since 30 June 2003.
- (4) (a) How much did the Commonwealth receive in royalties from oil and gas operations in Australian waters for each of the following financial years: 2000-01, 2001-02 and 2002-03; and (b) how much has the Commonwealth received since 30 June 2003.
- (5) (a) What subsidies including grants, low interest loans and tax relief did the Commonwealth give the oil and gas industry, with respect to their offshore operations, during each of the following financial years: 2000-01, 2001-02 and 2002-03; and (b) can a list of recipients and amounts be provided.
- (6) (a) What subsidies has the Commonwealth given the oil and gas industry, with respect to their offshore operations, since 30 June 2003; and (b) can a list of recipients and amounts be provided.
- (7) What area of seabed was released for oil and gas exploration during each of the following financial years: 2000-01, 2001-02 and 2002-03; and (b) what area of seabed has been released since 30 June 2003.
- (8) What was the available area in 1993.
- (9) How many functional oil and/or gas rigs: (a) are currently in Australian waters; and (b) were in Australian waters in 1993.
- (10) Is an environmental impact assessment carried out prior to the release of acreage for oil and gas exploration; if not, why not.

- (11) Does the department undertake a public consultation program prior to the release of acreage for oil and gas exploration; if not, why not.
- (12) Does the Minister for the Environment and Heritage have a right of veto over the release of acreage for oil and gas exploration, as opposed to simply a right to be consulted; if not, why not.
- (13) If a person is granted an offshore exploration lease, and approval for the next stage of development (be it the next stage of exploration, or production operations) is not granted, is the person entitled to receive compensation.
- (14) (a) How many offshore exploration applications were received for each of the following financial years: 2000-01, 2001-02 and 2002-03; and (b) how many of these were: (i) refused, and (ii) refused on environmental grounds.
- (15) (a) How many offshore production applications were received for each of the following financial years, 2000-01, 2001-02 and 2002-03; and (b) how many of these were: (i) refused, and (ii) refused on environmental grounds.
- (16) In considering offshore acreage release: (a) does the department have and use comprehensive benthic and pelagic ecosystem and species information for the areas being considered; if not, what is the nature of the information used; (b) does the department rely on the Department of the Environment and Heritage for this information; and (c) what level of certainty does that information provide in considering the environmental impact of petroleum activities.
- (17) In the absence of comprehensive benthic and pelagic ecosystem and species information for Australian waters, does the department take a precautionary approach to acreage release; if not, why not.
- (18) Are there any areas of existing offshore acreage that overlap with the Broad Areas of Interest for Marine Protected Areas in the South East Marine Region; if so, where are they.
- (19) Are there any areas being considered in the current round of acreage release that would overlap with the Broad Areas of Interest for Marine Protected Areas in the South East Marine Region; if so: (a) where have they; and (b) why have they been released at the same time that Marine Protected Areas (MPAs) are being considered for those areas.
- (20) Is the department seeking to ensure that oil and gas operations are allowed in MPAs.

Notice given 1 March 2004

- 2600 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—With reference to the answer to part (1) of question no. 79, taken on notice during the November 2003 Budget estimates supplementary hearings of the Environment, Communications, Information Technology and the Arts Legislation Committee, in which it was stated that access revenue subject to price controls increased by \$169 million and call revenue subject to price control decreased by \$52 million: Can the Minister confirm that Telstra's revenue increased by \$117 million in total under the new 2002 price controls (including both access and call price controls), in the 2002-03 financial year.

Notice given 2 March 2004

- 2613 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the Greenhouse Gas Abatement Program: Does the Government still plan to spend \$400 million on the program, as agreed with the Australian Democrats in 1999:
- (a) if so: (i) over how many years, including previous financial years, does the Government plan to spend the \$400 million, (ii) what is the actual value in 2004 dollars of the \$400 million if expenditure is spread out over the number of years answered in (a)(i), and (iii) can forward estimates be provided for all future program years; and
 - (b) if not: (i) what is the planned total expenditure in relation to the program, (ii) over how many years, including previous financial years, does the Government plan to spend the amount answered in (b)(i), and (iii) can forward estimates be provided for all future program years.
- 2615 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the Greenhouse Gas Abatement Program and given that program funds have been used to support departmental programs which, for a range of reasons, would not have been approved under the program guidelines, for example, domestic greenhouse policy development and greenhouse international policy and reporting and greenhouse sinks:
- (1) Can a list be provided of all other departmental programs and/or activities that have been funded from expenditure originally allocated to the program for the 2000-01 financial year, including existing programs and/or activities that were continued or extended using funding originally allocated to the program in 2000-01.
 - (2) For each program and/or activity listed in paragraph (1): (a) what funds have been made available from the program; and (b) what funds are planned to be made available annually over the life of the program.
- 2620 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to an attachment to the Prime Minister's letter to Senator Lees, dated 31 May 1999, entitled 'Changes to the goods and services tax (GST)', in which it was stated that 'the Government intends that upon passage of the Environment Protection and Biodiversity Conservation Bill 1998 it will commence a process of consultation with the states and other stakeholders on the issue of applying a Commonwealth greenhouse trigger under that legislation in relation to new projects that would be major emitters of greenhouse gases': (a) can details be provided for each year from 2000-01 to 2003-04 of the consultation work that has so far been undertaken; and (b) does the Government intend to introduce a greenhouse trigger into the *Environment Protection and Biodiversity Conservation Act 1999* during its next term of office.

Notice given 3 March 2004

- 2666 **Senator Brown:** To ask the Minister for Communications, Information Technology and the Arts—With reference to a letter written by the Minister's Senior Policy Adviser, David Kelly, to Ms Margaret Hale of Bateau Bay, New South Wales, regarding the slow Internet speeds of 12 kbps experienced by Ms Hale because of obsolete telecommunication connections:

- (1) Did Mr Kelly indicate that 19.2 kbps is the 'absolute minimum' standard.
- (2) Did Mr Kelly indicate that a 64kbps service is part of the universal service obligations that Telstra must meet.
- (3) Did Mr Kelly refer the matter to Telstra.
- (4) What percentage of customers must still rely upon the technology that Mr Kelly indicated was unsatisfactory.
- (5) For what percentage of customers is Telstra still unable to meet its universal service obligations.
- (6) What steps is Telstra taking to meet its obligations to all customers.
- (7) Can the Government be satisfied that Telstra services to rural areas meet the minimum requirements for the sale of the Government share of the organisation if the universal service obligations are not being fully met.

Notice given 11 March 2004

2689 **Senator Ludwig:** To ask the Minister for Family and Community Services—

- (1) Has Centrelink been directed to perform searches in relation to incomes earned by recipients in previous years; if so: (a) when were these searches conducted; (b) who directed or ordered the searches; (c) can a copy be provided of the direction or order; (d) how many Centrelink staff have been allocated to perform the assessments; (e) at what Australian Public Service levels are these staff employed; (f) were any staff seconded from other areas of Centrelink to complete these searches; if so, from which areas of Centrelink were staff seconded and were they replaced to maintain staffing levels; if not, were extra staff employed; (g) which Centrelink benefit recipients were targeted; (h) was this specified in the direction or order; and (i) when did the assessments commence.
- (2) Was the time period for which Centrelink was directed to assess payments against income earned specified.
- (3) (a) How many clients of Centrelink, both past and present, are currently being assessed in relation to their incomes in preceding years; and (b) what period does the assessment cover.
- (4) How many debt advices were issued in the 24 months to February 2004 as a result of these checks.
- (5) How much was the average debt.
- (6) How much was the largest debt.
- (7) What percentage of those debts were in the range: (a) \$1-\$100; (b) \$101-\$500; (c) \$501-\$1 000; (d) \$1 001-\$2 000; and (e) \$2 001 and above.
- (8) As a result of these debts being raised in the 24 months to February 2004: (a) how many debt advices have been appealed; and (b) in relation to these assessments: (i) how many have been finalised; (ii) how many are currently under review; (iii) how many were withdrawn by the recipient, what reasons were provided by recipients for withdrawing appeals, and at what stage of the appeals process did the majority of recipients withdraw their requests for appeal, (iv) in how many cases did the Administrative Appeals Tribunal (AAT) and/or the Social Security Appeals Tribunal (SSAT) find in favour of the recipient, and (v) how many original debt advices were

reduced as a result of the appeals process; if any, can reasons be provided as to why the debts were reduced.

- (9) What is the cost in staff hours for an administrative review officer (ARO) to review an appeal.
- (10) What is the dollar cost per hour of employing an equivalent ARO.
- (11) (a) If an appeal fails and a further appeal is placed by the debtor, how many staff hours does Centrelink allocate to preparation for AAT and SSAT appeals; and (b) can this cost be provided both as a dollar figure and as a percentage of the budget.
- (12) Can an estimate be provided of how much it costs Centrelink and other Commonwealth agencies or tribunals to hear and prepare for these appeals, broken down by agency.
- (13) What is the maximum debt figure that may be waived.
- (14) Do team leaders or Centrelink management have a discretion to waive debts; if so, can details be provided of: (a) the guidelines for these discretionary powers; and (b) how this discretion is determined.
- (15) Of the debt recovery cases, how many produced a debt: (a) in which the recovery payment may be waived; (b) of between \$100 and \$500; (c) of between \$501 and \$1 000; (d) of between \$1 001 and \$3000; and (e) greater than \$3 001.
- (16) Can a list be provided of the debt categories by benefit.
- (17) Have any prosecutions been initiated as a result of checks against income for the financial years preceding 2003-04; if so, can information be provided on any subsequent prosecutions including: (a) the amount of the debt; (b) the period in which the debt was accrued; and (c) the name of the benefit received by the recipient.

Notice given 19 March 2004

2709 **Senator O'Brien:** To ask the Minister representing the Minister for Small Business and Tourism—With reference to action the Government has taken in relation to the Qantas subsidiary company Jetstar, and its impact on Tasmania:

- (1) Since 1 October 2003:
 - (a) what meetings have occurred and what correspondence has there been between the Minister and representatives of Qantas and Jetstar regarding how the proposed services will affect the Tasmanian business community, including in relation to: (i) connecting flights, (ii) the timing of Jetstar services, and (iii) the cancellation of the early morning Qantas flight to Melbourne from Launceston and the evening return flight to Launceston;
 - (b) (i) who initiated the meetings, (ii) when were these held, and (iii) who attended;
 - (c) (i) who initiated the correspondence, (ii) when was it dated, and (iii) which parties corresponded;
 - (d) what were the outcomes of the meetings and correspondence; and
 - (e) can copies be provided of the records of the meetings and the correspondence between the Minister and Qantas and Jetstar representatives; if not, why not.

- (2) Since 1 October 2003:
- (a) what meetings have occurred and what correspondence has there been between the Minister and Tasmanian Liberal senators regarding Jetstar;
 - (b) (i) who initiated the meetings, (ii) when were these held, and (iii) who attended;
 - (c) (i) who initiated the correspondence, (ii) when was it dated, and (iii) which parties corresponded;
 - (d) what were the outcomes of the meetings and correspondence; and
 - (e) can copies be provided of the records of the meetings and the correspondence between the Minister and Tasmanian Liberal senators; if not, why not.
- (3) Since 1 October 2003:
- (a) what meetings have occurred and what correspondence has there been between the Minister and Qantas and Jetstar staff regarding potential difficulties faced by disabled or elderly passengers flying between Tasmania and the mainland who have to re-check their luggage for connecting flights;
 - (b) (i) who initiated the meetings, (ii) when were these held, and (iii) who attended;
 - (c) (i) who initiated the correspondence, (ii) when was it dated, and (iii) which parties corresponded;
 - (d) what were the outcomes of the meetings and correspondence; and
 - (e) can copies be provided of the records of the meetings and the correspondence between the Minister and Qantas and Jetstar staff; if not, why not.

Notice given 23 March 2004

- 2726 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—For each of the financial years 2001-02, 2002-03 and for 2003-04 to date:
- (1) How much did the Commonwealth spend on the Bass Strait Vehicle Equalisation Scheme.
 - (2) How much was spent under the scheme for vehicles in the following categories as defined in the Ministerial Directions for the scheme: Passenger vehicle, Motorcycle, Caravan, Bicycle, and Motor home.
 - (3) How many vehicles subject to the scheme fell into each of these categories.
- 2727 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—For each of the financial years 2003-04, 2004-05, 2005-06 and 2006-07:
- (1) What is the projected Commonwealth expenditure on the Bass Strait Vehicle Equalisation Scheme.
 - (2) What is the projected Commonwealth expenditure on the scheme in relation to the following categories of vehicles, as defined in the Ministerial Directions for the scheme: Passenger vehicle, Motorcycle, Caravan, Bicycle, and Motor home.

- (3) How many vehicles which will be subject to the scheme are projected to fall into each of these categories.

Notice given 24 March 2004

Senator O'Brien: To ask the Ministers listed below (Question Nos 2738-2739)—

- (1) Is the Minister aware of any plans by Qantas, after the launch of its subsidiary company Jetstar, to withdraw all Qantas services from Tasmanian routes within the next 3 years; if so, when did he become aware of the plans.
- (2) Was the Minister advised of these plans by correspondence; if so, can a copy of the correspondence be provided; if not, why not.
- (3) If he was advised other than by correspondence, can copies of relevant minutes or other records of conversation be provided; if not, why not.

2739 Minister representing the Minister for Small Business and Tourism

Notice given 26 March 2004

2751 **Senator Faulkner:** To ask the Minister representing the Minister for Revenue and Assistant Treasurer—

- (1) What was the additional cost of re-shooting the superannuation co-contribution advertising campaign when it was decided by the Ministerial Committee on Government Communications that the size of the pig had to be reduced.
- (2) Who made the decision that a re-shoot was required.
- (3) Did the print material have to be adjusted; if so, what was the additional cost.

2762 **Senator Bartlett:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the *Quarantine Proclamation 1998*, which prohibits the importation of a seed from a plant without a permit issued by the Director of Quarantine, unless the seed is of a plant listed in Schedule 5:

- (1) How many genera of plants are listed under Schedule 5 of the proclamation.
- (2) How many species are covered by the genera listed.
- (3) How many known environmental and/or agricultural weeds that have not been recorded in Australia may be imported without a permit through the operation of the exemption for the seeds of plants listed.
- (4) How many and which species on the National Alert List on Weeds may be imported without a permit through the operation of the exemption for the seeds of plants listed.
- (5) How many and which weeds of national significance may be imported without a permit through the operation of the exemption for the seeds of plants listed.
- (6) Since the adoption of the weed risk assessment process in 1997, how many known environmental and/or agricultural weeds that have not previously been recorded in Australia have been imported: (a) without a permit from the Director of Quarantine; and (b) without undergoing a weed risk assessment.

2763 **Senator Bartlett:** To ask the Minister for the Environment and Heritage—

- (1) Has the Commonwealth investigated the fish kills in the Darling River between Menindee Lakes and Pooncarie which took place during January 2004; if so, can the Minister table in the Senate any reports that have been prepared in relation to the incident.
- (2) How many Murray Cod are estimated to have been killed following releases of water from Menindee Lakes during January 2004.
- (3) Under Part 7 of the *Environment Protection and Biodiversity Conservation Act 1999* are state governments required to refer to the Minister any proposals to release water from water storages that were built prior to July 2000 that are likely to have a significant impact on a listed threatened species (other than a conservation dependent species).
- (4) Does the Minister consider that the New South Wales Government was required to refer the proposals to make two 150 megalitre releases from Menindee Lakes in January 2004 under Part 7 of the Act; if not, why not.
- (5) Has the Commonwealth investigated the fish kills in the Goulburn River between Nagambie and Murchison which took place during January 2004; if so, can the Minister table in the Senate any reports that have been prepared in relation to the incident.
- (6) How many Murray cod and Trout cod are estimated to have been killed in the Goulburn River between Nagambie and Murchison during January 2004.
- (7) Does the Minister consider that the Victorian Government was required to refer any proposals to make releases from Lake Eildon in January 2004 under Part 7 of the Act; if not, why not.
- (8) Has the Commonwealth informed the New South Wales and Victorian Governments of their statutory obligations in relation to the management of water storages under the Act.

Notice given 29 March 2004

2765 **Senator Faulkner:** To ask the Minister for Justice and Customs—With reference to the answer to question no. 133 taken on notice on 27 May 2003 during the 2004-05 Budget estimates hearing of the Legal and Constitutional Legislation Committee:

- (1) On what dates did the Australian Federal Police (AFP) approach the Indonesian National Police (INP) seeking permission to release the INP/AFP Memorandum of Understanding (MOU) [dated 5 August 1997] and the Protocol [dated 15 September 2000].
- (2) Did the AFP request permission from the INP to release the MOU and protocol in writing or verbally; if the request was in writing, can a copy of the request be tabled.
- (3) Has the protocol under the MOU been reinstated since it was cancelled in September 2001.

2767 **Senator Brown:** To ask the Minister representing the Minister for Industry, Tourism and Resources—

- (1) Does the Minister agree with the statement on page 48 of the Coal 21 National Action Plan (March 2004) that, 'It is clear that RD&D for both renewables and fossil fuel based technologies may need to be supported by government grant, subsidy or incentive type schemes in partnership with the private sector'.
- (2) For the period 2003-04 to 2009-10: (a) has the Government committed \$45.2 million to the Centre for Greenhouse Gas Technologies for research into reducing greenhouse gas emissions through the use of fossil fuel based technologies; and (b) what funding has the Government committed for research into reducing greenhouse gas emissions through the use of: (i) renewable energy, and (ii) energy efficiency.

Notice given 30 March 2004

Senator Ludwig: To ask the Ministers listed below (Question Nos 2779-2795)—

- (1) In the past 12 months has the department or its agencies used, retained or paid for legal or other services from Phillips Fox Lawyers or any of their subsidiaries; if so: (a) can details of each instance be provided; and (b) as a general overview, what was the nature of the work undertaken.
- (2) Has the Minister attended any forums presented by Phillips Fox; if so, can details be provided.
- (3) Has the department sponsored any Phillip Fox forums or presentations in the past 12 months; if so, can details of the forums or presentations be provided.

2779 Minister representing the Prime Minister

2788 Minister for Finance and Administration

2798 **Senator Bartlett:** To ask the Minister for the Environment and Heritage—

- (1) Since November 2001, how much has been spent under the Natural Heritage Trust (NHT) on biodiversity conservation projects in the 15 biodiversity 'hot spots' identified by the Government.
- (2) For each of the financial years 1996-97, 1997-98, 1998-99, 1999-2000, 2000-01, 2001-02, and 2002-03, how much was spent on: (a) the Natural Reserve System; and (b) acquisitions under the system.
- (3) Since November 2001: (a) how much has been spent under the NHT on bird conservation projects; and (b) can details of these projects be provided.
- (4) Since November 2001: (a) how much has been spent under the NHT on research into and the control and eradication of invasive species; and (b) can details of these projects be provided.
- (5) Since November 2001: (a) how much money has been spent under the NHT on projects for the conservation of rangelands; and (b) can details of these projects be provided.
- (6) For each of the financial years 1996-97, 1997-98, 1998-99, 1999-2000, 2000-01, 2001-02, and 2002-03 and for 2003-04 to date, how much was spent under the Indigenous Protected Areas Program.

Notice given 1 April 2004

- 2805 **Senator Ludwig:** To ask the Minister representing the Minister for Revenue and Assistant Treasurer—For each of the past 10 financial years, how many private binding rulings did the Australian Taxation Office issue in relation to: (a) income tax; and (b) indirect tax.

Notice given 2 April 2004

- 2820 **Senator Bartlett:** To ask the Minister for Fisheries, Forestry and Conservation—
- (1) For each of the financial years 2000-01, 2001-02 and 2002-03, how many infringement notices were issued to domestic fishers.
 - (2) For the 2003-04 financial year to date, how many infringement notices have been issued to domestic fishers.
 - (3) For each of the financial years 2000-01, 2001-02 and 2002-03, how many domestic fishers were prosecuted for breaches of fisheries and environmental laws.
 - (4) For the 2003-04 financial year to date, how many domestic fishers have been prosecuted for breaches of fisheries and environmental laws.
 - (5) For each of the financial years 2000-01, 2001-02, 2002-03 and for 2003-04 to date, can details be provided of all successful prosecutions of domestic fishers for breaches of fisheries and environmental laws.
 - (6) How many Australian fishing boats have been forfeited to the Commonwealth since 1996 for breaches of fisheries or environmental laws.
 - (7) For each of the financial years 2000-01, 2001-02 and 2002-03, how much did the Commonwealth spend on compliance and enforcement in relation to domestic fishers.
 - (8) For the 2003-04 financial year to date, how much has the Commonwealth spent on compliance and enforcement in relation to domestic fishers.
 - (9) (a) For each of the financial years 2000-01, 2001-02, and 2002-03, how many foreign fishers were prosecuted for breaches of fisheries and environmental laws; and (b) can details be provided of these prosecutions including whether the boats involved were forfeited to the Commonwealth.
 - (10) (a) For the 2003-04 financial year to date, how many foreign fishers have been prosecuted for breaches of fisheries and environmental laws; and (b) can details be provided of these prosecutions including whether the boats involved were forfeited to the Commonwealth.
 - (11) How many foreign fishing boats have been forfeited to the Commonwealth since 1996 for breaches of fisheries or environmental laws.
 - (12) For each of the financial years 2000-01, 2001-02, and 2002-03, how much did the Commonwealth spend on compliance and enforcement including the costs of prosecuting offenders in relation to foreign fishers.
 - (13) For the 2003-04 financial year to date, how much has the Commonwealth spent on compliance and enforcement including the costs of prosecuting offenders in relation to foreign fishers.
 - (14) (a) How much did the pursuit, detention and disposal of the *Lena* cost, including the costs of the return journey and the sinking of the vessel; (b) how much did the Commonwealth receive from the sale of the catch

from the *Lena*; and (c) how much did the master and crew of the *Lena* pay in fines to the Commonwealth in relation to fishing offences.

- (15) (a) How much did the pursuit, detention and disposal of the *South Tomi* cost, including the costs of the return journey and the sinking of the vessel; (b) how much did the Commonwealth receive from the sale of the catch from the *South Tomi*; and (c) how much did the master and crew of the *South Tomi* pay in fines to the Commonwealth in relation to fishing offences.
- (16) (a) How much did the pursuit and detention of the *Volga* cost, including the costs of the return journey and detaining the vessel; (b) what does the Commonwealth intend to do with the *Volga*; (c) what did the Commonwealth receive from the sale of the catch from the *Volga*; (d) have the master and crew of the *Volga* been convicted of any fisheries offences; if so: (i) what penalties were imposed on the master and crew, and (ii) what have they paid in fines to the Commonwealth in relation to the offences; and (e) how much did the Commonwealth spend on defending its actions in relation to the *Volga* in the International Tribunal on the Law of the Sea.
- (17) How much did the pursuit and detention of the *Viarsa I* cost, including the costs of the return journey and detaining the vessel; (b) what does the Commonwealth intend to do with the *Viarsa I*; (c) what did the Commonwealth receive from the sale of the catch from the *Viarsa I*; and (d) have the master and crew of the *Viarsa I* been convicted of any fisheries offences; if so: (i) what penalties were imposed on the master and crew, and (ii) how much have they paid in fines to the Commonwealth in relation to the offences.
- (18) (a) How much did the pursuit and detention of the *Maya V* cost, including the costs of the return journey and detaining the vessel; (b) what does the Commonwealth intend to do with the *Maya V*; (c) how much did the Commonwealth receive from the sale of the catch from the *Maya V*; (d) have the master and crew of the *Maya V* been convicted of any fisheries offences; if so: (i) what penalties were imposed on the master and crew, and (ii) how much have they paid in fines to the Commonwealth in relation to the offences.
- (19) Which company or companies hold fishing concessions in relation to: (a) the Heard Island and McDonald Island Fishery; and (b) the Macquarie Island Fishery.
- (20) Which Australian company or companies hold fishing concessions that allow them to fish on the high seas within the Commission for the Conservation of Antarctic Marine Living Resources area.

Notice given 5 April 2004

2821 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) For each of the past 5 financial years and for each location: (a) how many independent contractors or subcontractors (but not employees of the Commonwealth) were appointed as 'authorised officers', or held any authority in whole or in part under the *Export Control Act 1982*, in the role of meat inspector; and (b) how many Commonwealth employees were appointed as authorised officers under the Act in the role of meat inspector;

and can this figure be broken down into category of employment i.e. permanent, casual, etc.

- (2) For each of the past 5 financial years and for each location: (a) how many independent contractors or subcontractors (but not employees of the Commonwealth) were appointed as 'authorised officers', or held any authority in whole or in part under the *Export Control Act 1982*, in the role of veterinary officer; and (b) how many Commonwealth employees were appointed as authorised officers under the Act in the role of veterinary officer; and can this figure be broken down into category of employment i.e. permanent, casual, etc.
- (3) For each of the past 5 financial years and for each location: (a) how many independent contractors or subcontractors (but not employees of the Commonwealth) were appointed as 'authorised officers', or held any authority in whole or in part under the *Export Control Act 1982*, in the role of grain inspector; and (b) how many Commonwealth employees were appointed as authorised officers under the Act in the role of grain inspector; and can this figure be broken down into category of employment i.e. permanent, casual, etc.
- (4) For each of the past 5 financial years and for each location: (a) how many independent contractors or subcontractors (but not employees of the Commonwealth) were appointed as 'authorised officers', or held any authority in whole or in part under the *Export Control Act 1982*, in a role other than meat inspector, veterinary officer or grain inspector; and (b) how many Commonwealth employees were appointed as authorised officers under the Act in a role other than meat inspector, veterinary officer or grain inspector; and can this figure be broken down into category of employment i.e. permanent, casual, etc.
- (5) For each of the past 5 financial years and for each location: (a) how many independent contractors or subcontractors (but not employees of the Commonwealth) were appointed as 'authorised officers', or held any authority in whole or in part under the *Imported Food Control Act 1992*; and (b) how many Commonwealth employees were appointed as authorised officers under the Act; and can this figure be broken down into: (i) category of employment i.e. permanent, casual, etc, and (ii) the role held.
- (6) For each of the past 5 financial years and for each location: (a) how many independent contractors or subcontractors (but not employees of the Commonwealth) were appointed as 'officers', or held any authority in whole or in part under the *Quarantine Act 1908*; and (b) how many Commonwealth employees were appointed as quarantine officers under the Act; and can this figure be broken down into: (i) category of employment i.e. permanent, casual, etc, and (ii) the role held.
- (7) For each of the past 5 financial years and for each location: (a) how many independent contractors or subcontractors (but not employees of the Commonwealth) were appointed as 'officers', or held any authority in whole or in part under the *Fisheries Management Act 1991*; and (b) how many Commonwealth employees were appointed as fisheries inspectors under the Act; and can this figure be broken down into: (i) category of employment i.e. permanent, casual, etc, and (ii) the role held.

- (8) For each of the past 5 financial years and for each location, how many independent contractors or subcontractors (but not employees of the Commonwealth) had any authority in whole or in part under legislation administered by the department not identified above.
- (9) For each of the past 5 financial years and for each location, how many independent contractors, subcontractors or employees of a contracted labour hire firm were used by the department in operational areas such as airports, seaports, quarantine stations and abattoirs.

Notice given 6 April 2004

2822 **Senator Greig:** To ask the Minister representing the Minister for Revenue and Assistant Treasurer—With reference to a recent application by Open Doors Youth Service Inc. to the Australian Taxation Office for public benevolent institution and deductible gift recipient status, which was rejected on the grounds that the organisation, a support service for lesbian, gay, bisexual and transgender young people, did not satisfy the requirements of a benevolent institution:

- (1) Does the Minister consider that the conditions or misfortunes Open Doors is seeking to relieve, that is, suffering, distress, destitution, homelessness, suicide risk, disadvantage, discrimination, and isolation, which it claims occur as a direct result of homophobia, are such as to arouse pity or compassion in the community.
- (2) What criteria does the Australian Taxation Office use to determine that a condition or misfortune arouses pity or compassion in the community.
- (3) Does the Minister consider the experience of discrimination and homophobia experienced by many young lesbian, gay, bisexual and transgender people to be part of the emotional stress and pain encountered in ordinary human experience.
- (4) What balance between direct benevolent relief and other purposes and activities must an organisation achieve to satisfy the test that it is predominantly for benevolent relief.
- (5) Given that the Australian Taxation Office has advised that ‘one may readily accept that an institution with an independent object of fostering the cultural values of a particular group would not be a public benevolent institution’: (a) what constitutes an ‘independent object’; and (b) in instances where an organisation’s main objectives relate to benevolent relief, but contain additional objectives that refer to fostering of cultural values, how does the Australian Taxation Office determine those other objectives to be of such significant weight as to indicate that the dominant purpose of the organisation is not to provide benevolent relief.
- (6) Does the Minister acknowledge that in certain circumstances, an individual’s experience of poverty, sickness, suffering, distress, misfortune, disability or helplessness may be directly relieved through the provision of community education or services that foster values and, if so, that such activity would then constitute benevolent relief.

Notice given 7 April 2004

- 2827 **Senator Lundy:** To ask the Minister for Communications, Information Technology and the Arts—With reference to a report broadcast on the Australian Broadcasting Corporation television program *Four Corners* on 22 March 2004, ‘Tarnished Gold’, in which the Minister for the Arts and Sport referred to a ‘full audit by the Australian Government Solicitor’ of the Australian Sports Commission’s internal handling of the investigation into the alleged importation of banned substances by hammer thrower Stuart Rendell: Can a copy of the document referred to be provided.

Notice given 13 April 2004

- 2830 **Senator O’Brien:** To ask the Minister for Fisheries, Forestry and Conservation—
- (1) For each month in 2002, how many foreign fishing vessels (FFVs) were sighted inside Australia’s Fishing Zone.
 - (2) How many of those vessels were located in waters to the north of Australia.
 - (3) In relation to the vessels that were located to the north of Australia: (a) on how many occasions was no action taken by Australian authorities; and (b) in each case, on what basis was no action taken.
 - (4) How many of the FFVs were the subject of an administrative seizure.
 - (5) (a) How many of the FFVs were towed or escorted to an Australian port; and (b) of those vessels: (i) how many were destroyed, (ii) how many had a bond posted, and (iii) how many crews were charged with an offence and prosecuted and in each case, what was the outcome of that legal process.
- 2831 **Senator O’Brien:** To ask the Minister for Fisheries, Forestry and Conservation—
- (1) For each month in 2003, how many foreign fishing vessels (FFVs) were sighted inside Australia’s Fishing Zone.
 - (2) How many of those vessels were located in waters to the north of Australia.
 - (3) In relation to the vessels that were located to the north of Australia: (a) on how many occasions was no action taken by Australian authorities; and (b) in each case, on what basis was no action taken.
 - (4) How many of the FFVs were the subject of an administrative seizure.
 - (5) (a) How many of the FFVs were towed or escorted to an Australian port; and (b) of those vessels: (i) how many were destroyed, (ii) how many had a bond posted, and (iii) how many crews were charged with an offence and prosecuted and in each case, what was the outcome of that legal process.
- 2832 **Senator O’Brien:** To ask the Minister for Fisheries, Forestry and Conservation—
- (1) For each month to date in 2004, how many foreign fishing vessels (FFVs) were sighted inside Australia’s Fishing Zone.
 - (2) How many of those vessels were located in waters to the north of Australia.
 - (3) In relation to the vessels that were located to the north of Australia: (a) on how many occasions was no action taken by Australian authorities; and (b) in each case, on what basis was no action taken.
 - (4) How many of the FFVs were the subject of an administrative seizure.

- (5) (a) How many of the FFVs were towed or escorted to an Australian port; and (b) of those vessels: (i) how many were destroyed, (ii) how many had a bond posted, and (iii) how many crews were charged with an offence and prosecuted and in each case, what was the outcome of that legal process.

2833 **Senator O'Brien:** To ask the Minister for Defence—

- (1) For each month in 2002, how many foreign fishing vessels (FFVs) were sighted inside Australia's Fishing Zone by Australian naval vessels.
- (2) How many of those vessels were located in waters to the north of Australia.
- (3) In relation to the vessels that were located in waters to the north of Australia, on how many occasions was a recommendation received from the naval vessel that: (a) the FFV be apprehended; (b) the FFV be subjected to an administrative seizure; and (c) no action be taken against the FFV.
- (4) Where only administrative seizure was recommended, in each case what were the reasons for that recommendation.
- (5) Where it was recommended that no action be taken, in each case what were the reasons for that recommendation.

2834 **Senator O'Brien:** To ask the Minister for Defence—

- (1) For each month in 2003, how many foreign fishing vessels (FFVs) were sighted inside Australia's Fishing Zone by Australian naval vessels.
- (2) How many of those vessels were located in waters to the north of Australia.
- (3) In relation to the vessels that were located in waters to the north of Australia, on how many occasions was a recommendation received from the naval vessel that: (a) the FFV be apprehended; (b) the FFV be subjected to an administrative seizure; and (c) no action be taken against the FFV.
- (4) Where only administrative seizure was recommended, in each case what were the reasons for that recommendation.
- (5) Where it was recommended that no action be taken, in each case what were the reasons for that recommendation.

2835 **Senator O'Brien:** To ask the Minister for Defence—

- (1) For each month to date in 2004, how many foreign fishing vessels (FFVs) were sighted inside Australia's Fishing Zone by Australian naval vessels.
- (2) How many of those vessels were located in waters to the north of Australia.
- (3) In relation to the vessels that were located in waters to the north of Australia, on how many occasions was a recommendation received from the naval vessel that: (a) the FFV be apprehended; (b) the FFV be subjected to an administrative seizure; and (c) no action be taken against the FFV.
- (4) Where only administrative seizure was recommended, in each case what were the reasons for that recommendation.
- (5) Where it was recommended that no action be taken, in each case what were the reasons for that recommendation.

2842 **Senator Evans:** To ask the Minister for Defence—

- (1) For each year since 1996, by service, how many members of the Australian Defence Force (ADF) have been medically discharged primarily or solely because of a sleep disorder (e.g. narcolepsy or sleep apnoea).

- (2) For each year since 1995, by service, how many members of the ADF have been medically discharged for conditions other than a sleep disorder, indicating the range of conditions and approximate numbers medically discharged because of each condition.
- (3) Are the figures given in answer to parts (1) and (2) regarded as broadly accurate in relation to the total numbers of ADF members who were medically discharged; if not, what margin of error is considered to exist between persons actually medically discharged and recorded as medically discharged.
- (4) Are members who are medically discharged entitled to a lifetime pension that is indexed and not means tested; if not, what entitlements do ex-ADF personnel who are medically discharged receive.
- (5) Can an explanation be provided for: (a) who is eligible for; and (b) the difference between (including in respect of eligibility tests), each of Military Superannuation and Benefits Scheme (MSBS) Class A, B and C invalidity pensions.
- (6) (a) For which class of MSBS pension do ex-ADF personnel who are discharged primarily because of a sleep disorder qualify; and (b) if ex-ADF personnel qualify for different classes depending on the circumstances, can an explanation be provided in general terms of these circumstances.
- (7) (a) For which class of MSBS pension do ex-ADF personnel who are medically discharged because of other conditions qualify; and (b) if these ex-ADF personnel qualify for different classes depending on the circumstances, can an explanation in general terms be provided of these circumstances.
- (8) (a) Under what circumstances can a member of the ADF be discharged without a classification but with a stated reason for retiring being an impairment related to sleep disorders; and (b) how many ADF personnel fall within this category.
- (9) Has the Chief of Navy exercised his discretion or considered exercising his discretion under regulation 99 of the Defence (Personnel) Regulations 2003 in relation to former member Warren Le Plastrier, if so, what was his decision.
- (10) Can the Minister confirm that if a former ADF member successfully shows, to the department's satisfaction, that he or she was medically discharged on grounds that appear unsound or incorrect, the department is not obliged to notify ComSuper of this new information.
- (11) Has the department notified ComSuper that a delegate to the Chief of Navy determined that Mr Le Plastrier was medically discharged on apparently erroneous grounds.
- (12) Has the relevant delegate to the Chief of Navy written to ComSuper to advise it of the outcome of Mr Le Plastrier's request for amendment of his discharge type; if so, when; if not, why not.
- (13) Does the Chief of Navy support Mr Le Plastrier's desire to have the termination of his service classified as being for a reason other than medical discharge, under the terms of regulation 99 or any other mechanism; if so, has the reclassification of Mr Le Plastrier's discharge been formally agreed to and/or recorded by the department and by ComSuper.

- (14) Are a former member's MSBS invalidity pension entitlements affected if the department notifies ComSuper of a determination under regulation 99 by any of the service Chiefs in relation to that member; if so, how.
- (15) Has a review of Mr Le Plastrier's eligibility for MSBS invalidity benefits been conducted; if so, when and what was the result.
- (16) (a) Did the Defence Force Ombudsman or his delegate request that the department provide any documents relating to the medical discharge of Mr Le Plastrier on apparently erroneous grounds; and (b) was the request refused; if so, given that the request was made with Mr Le Plastrier's consent, for what reasons.
- (17) How many determinations (for example, exercises of discretion) have been made under regulation 99; and (b) have any such determinations been notified to ComSuper; if so, how many.

2843 **Senator Evans:** To ask the Minister for Defence—

- (1) (a) What investigations, if any, are being conducted into claims by various individuals and media outlets that military pensions have been awarded to members of the Australian Defence Force (ADF) who were medically discharged, where the condition that led to their discharge was shown later to have been diagnosed erroneously; and (b) for each investigation: (i) what is the scope of the investigation, (ii) who is conducting the investigation and to whom do they report, (iii) when is the investigation expected to be completed, and (iv) will the results of the investigation be made public; if so, when.
- (2) Is the Minister aware that there is no mechanism or system that requires the department to automatically notify Comsuper of any change in status of a person who was discharged from the ADF (for example, under regulation 99 of the Defence (Personnel) Regulations 2003).
- (3) Is the Minister seeking advice as to whether an automatic review of a person's entitlement to receive the invalidity pension under the Military Superannuation Benefits Scheme should occur where it is found that the medical diagnosis that caused their defence service to be terminated was apparently incorrect.

Notice given 15 April 2004

2845 **Senator O'Brien:** To ask the Minister representing the Prime Minister—

- (1) Has the Prime Minister's office had any involvement in the Government's response to legal claims against the Commonwealth by Mr Mark McMurtrie of New Italy, New South Wales; if so, what involvement has the Prime Minister's office had in relation to this matter.
- (2) Has the Prime Minister's office convened any meetings at the Commonwealth Parliamentary Offices in Sydney, or any other location, with Mr McMurtrie and/or any other party to discuss a resolution to Mr McMurtrie's claims; if so, for each meeting:
 - (a) when and at what time was the meeting held;
 - (b) what was discussed; and
 - (c) who was present.

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- (3) Have members of the Prime Minister's office given to Mr McMurtrie, or any other party, orally or in writing, any undertakings in respect to the resolution of Mr McMurtrie's claims; if so:
- (a) which staff member gave these undertakings; and
 - (b) in each case:
 - (i) what was the undertaking,
 - (ii) who received the undertaking,
 - (iii) when was the undertaking given, and
 - (iv) was the undertaking given orally or in writing, if orally:
 - (A) at what time, and
 - (B) how was it provided (i.e. telephone, meeting etc.), and if written, can a copy of the undertaking be provided; if not, why not.
- (4) Has the Prime Minister and/or his office received correspondence from third parties who are concerned about the conduct of the Prime Minister's office in relation to this matter; if so:
- (a) what was the nature of the concerns expressed on each occasion; and
 - (b) can a copy of the correspondence be provided; if not, why not.

Notice given 19 April 2004

2853 **Senator Allison:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) For each of the financial years 2000-01, 2001-02 and 2002-03, how much was spent on advertising and marketing in relation to the National Action Plan for Salinity and Water Quality (NAP).
- (2) For the 2003-04 financial year to date, how much has been spent on advertising and marketing in relation to the NAP.
- (3) For each state and territory, how much has been spent on foundation funding, priority actions, regional investment strategies and capacity building under the NAP.
- (4) Can details be provided of the priority actions that have received funding under the NAP in South Australia, Queensland, Western Australia and New South Wales.
- (5) Can copies be provided of the strategic investment plans that have been prepared in relation to the NAP for each state and territory,.

Notice given 20 April 2004

2861 **Senator Evans:** To ask the Minister for Defence—With reference to a luncheon function involving senior business people on Sunday, 28 March 2004, which was held at Fort Denison to promote Defence Reserves to employers:

- (1) Did the Minister for Employment Services and General Cosgrove attend the lunch.
- (2) How many other Australian Defence Force (ADF) and departmental personnel attended the lunch.
- (3) Did any other federal government parliamentarians attend; if so, who.

- (4) Were any non-government federal parliamentarians invited to attend; if so, who.
- (5) Which business people attended the lunch.
- (6) Were the travel costs of any of the business people who travelled from around Australia to attend the lunch borne by the taxpayer; and (b) can details be provided of all travel costs that were met, specifying which Defence program was used to fund this travel.
- (7) Can copies be provided of the menu and the drinks menu.
- (8) Were the following dishes served: Peking duck with cucumber, shallots and plum; seared scallops with prawn gow gee; soy and ginger glaze salt rubbed salmon with Asian mushrooms and fried sage; slow roasted, pepper crusted, rib eye fillet; and crisp roasted barramundi.
- (9) What was the cost of the food served at the lunch.
- (10) How many bottles of wine, champagne and beer were served.
- (11) What was the cost of alcohol served at the lunch.
- (12) What was the cost per bottle of the most expensive wine and champagne served.
- (13) Did the department pay for this lunch; if so, which program was the money drawn from; if not, who paid.
- (14) Can a list be provided showing all of the associated costs of this lunch, including table hire, glass hire, waiting staff etc.

Notice given 3 May 2004

2867 **Senator Harris:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the National Livestock Identification System:

- (1) Which specific country or countries have asked Australia to implement the electronic tagging system.
- (2) Why has Meat and Livestock Australia refused to carry out a cost-benefit analysis of this system.
- (3) Why is this system, which imposes a cost burden on the beef industry, not being implemented for other industries such as pork, seafood and chicken, which have a far worse food contamination track record.
- (4) Has the Minister applied any pressure on or requested any state to implement the system.
- (5) Will the Government meet or subsidise the cost of implementing the system in Queensland.

Notice given 10 May 2004

2900 **Senator O'Brien:** To ask the Minister representing the Minister for Small Business and Tourism—

- (1) When was the Regional Tourism Program first announced.
- (2) For each financial year from 2000-01 to the present, how many applications have been received for assistance through the program, broken down by federal electorate.

- (3) (a) How many of the applications in part (2), broken down by federal electorate, were approved; (b) what was the nature of each successful application; and (c) in each case, what was the value of the grant.
- (4) For each financial year from 2000-01 to the present, what assessment process was followed in relation to each application for assistance.
- (5) Who granted the final approval for each successful application in the above periods.
- (6) For each financial year since the inception of the program, what has been the program's: (a) budget allocation; and (b) actual expenditure.

2901 **Senator O'Brien:** To ask the Minister representing the Minister for Small Business and Tourism—

- (1) When was the National Wine Tourism Strategy first announced.
- (2) For each financial year since the inception of the strategy, how many applications have been received for assistance through the strategy, broken down by federal electorate.
- (3) (a) How many of the applications in part (2), broken down by federal electorate, were approved; (b) what was the nature of each successful application; and (c) in each case, what was the value of the grant.
- (4) What assessment process was followed in relation to each application for assistance through the strategy.
- (5) Who granted the final approval for each successful application.
- (6) For each financial year since the inception of the strategy including the 2003-04 financial year to date, what has been the strategy's: (a) budget allocation; and (b) actual expenditure.

Notice given 12 May 2004

Senator Collins: To ask the Ministers listed below (Question Nos 2905-2921)—In respect of the Minister's department and each agency of the department, for each of the following years: 1997, 1998, 1999, 2000, 2001, 2002 and 2003, and for the year 2004 to date:

- (1) How many investigations into suspected leaks of information were conducted within the department.
- (2) What was the amount and cost of staff time committed to investigating suspected leaks (if precise figures are not available, please provide estimates).
- (3) What was the cost of legal fees incurred in relation to the investigation of suspected leaks.
- (4) Were there any costs other than those described in the answers to parts (2) and (3) in relation to the investigation of suspected leaks; if so, what was the total (if precise figures are not available, please provide estimates).

2905 Minister representing the Prime Minister

2906 Minister representing the Minister for Transport and Regional Services

2907 Minister representing the Treasurer

2908 Minister for Defence

2909 Minister representing the Minister for Foreign Affairs

2910 Minister representing the Minister for Health and Ageing

- 2911 Minister representing the Attorney-General
- 2913 Minister for Communications, Information Technology and the Arts
- 2914 Minister for Finance and Administration
- 2915 Minister representing the Minister for Agriculture, Fisheries and Forestry
- 2916 Minister for Immigration and Multicultural and Indigenous Affairs
- 2917 Minister representing the Minister for Education, Science and Training
- 2919 Minister representing the Minister for Industry, Tourism and Resources
- 2920 Minister representing the Minister for Employment and Workplace Relations

Notice given 13 May 2004

Senator Brown: To ask the Ministers listed below (Question Nos 2925-2926)—With reference to Hydro Tasmania's proposed wind farm at Heemskirk on Tasmania's west coast:

- (1) Did Hydro Tasmania refer the proposed development under the *Environment Protection and Biodiversity Conservation Act 1999*; if not, should the proposal have been referred.
- (2) Is the proposed development largely within the Mt Heemskirk Regional Reserve and is this reserve part of the comprehensive, adequate and representative reserve system established in the Tasmanian Regional Forest Agreement (RFA).
- (3) (a) Was Mt Heemskirk Regional Reserve protected under the RFA because it is 'predominantly in a natural state'; and (b) does Attachment 7 of the RFA require regional reserves to be managed for 'mineral exploration and development of mineral deposits and small scale use of other natural resources while providing at the same time, for the protection and maintenance of natural and cultural values'.
- (4) Does section 24 of the RFA require Tasmania to 'manage areas in the CAR reserve system...in accordance with the relevant objectives set out in Attachment 7'.
- (5) Does the Minister consider that the proposed development of a wind farm in the Mt Heemskirk Regional Reserve is in accordance with Attachment 7 and section 24 of the RFA; if so, why.
- (6) What action will the Minister take to ensure that Mt Heemskirk Regional Reserve is protected from incompatible developments, including the proposed wind farm.

2925 Minister for the Environment and Heritage

2926 Minister for the Environment and Heritage

Notice given 1 June 2004

2945 **Senator O'Brien:** To ask the Minister representing the Minister for Local Government, Territories and Roads—With reference to page 57 of the Proof Committee Hansard of the Rural and Regional Affairs and Transport Legislation Committee's consideration of the Budget Estimates, dated 27 May 2004, in which the Minister advised that the Administrator of Norfolk Island keeps the Minister informed of events on Norfolk Island in a 'comprehensive' 'monthly' report:

- (1) What costs are involved in producing this report.

- (2) On what matters has the administrator been instructed to report.
- (3) Can copies of the Administrator's reports for the past 12 months be provided; if not, why not.

Notice given 2 June 2004

2948 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the commencement of Jetstar Airways' operations from Avalon Airport:

- (1) Has either Avalon Airport or Jetstar provided the Government with anticipated passenger figures for each of the financial years 2003-04 and 2004-05; if so, can these be provided.
- (2) Has Avalon Airport contacted the Government in relation to aviation rescue and fire fighting services; if so, can details be provided.
- (3) Has the Civil Aviation Safety Authority granted Avalon Airport an exemption from the usual regulatory provisions relating to aviation rescue and fire fighting services; if so: (a) on what basis was the exemption granted; and (b) what is the nature of the exemption.
- (4) Does the Minister intend to allow Avalon Airport to operate Jetstar Airways' services for 12 months before requiring an accredited aviation rescue and fire fighting service to be established.
- (5) Is the Minister aware that: (a) the nearest fire brigade to Avalon Airport is 30 minutes away; and (b) the local brigade tasked with the responsibility is not accredited to respond to aircraft incidents.
- (6) Is a 30-minute delay in the provision of aviation rescue and fire fighting services considered acceptable for an airport that will accommodate at least seven Boeing 717 flights each day.

Notice given 4 June 2004

2953 **Senator O'Brien:** To ask the Minister for Immigration and Multicultural and Indigenous Affairs—With reference to the answer to question on notice no. 2587 (Senate *Hansard*, 29 March 2004, p. 22207) concerning Mr Brian Johnstone:

- (1) (a) Why did the Minister preface the answer with the words "Aboriginal and Torres Strait Islander Services (ATSIS) has provided the following information in response to the honourable senator's question"; and (b) does the Minister accept responsibility for the accuracy of the information contained in the answer.
- (2) (a) Why did the Minister fail to answer parts (1) (a) through to (d), (4), (6), (7) and (11); and (b) can the Minister now provide answers to these parts of the question.
- (3) Is it correct that, notwithstanding the Minister's advice, under the Public Service Act Mr Johnstone's contract could not be extended beyond 31 March 2003, and that the Aboriginal and Torres Strait Islander Commission (ATSIC) signed Mr Johnstone up to a new Australian workplace agreement with a June 2004 expiry date; if so: (a) why did ATSIC take such action; and (b) why did the Minister not disclose this information in the previous answer.

- (4) (a) Who initiated the internal inquiry into Mr Johnstone's conduct; and (b) why was the internal inquiry initiated when no complaint had been received from the Minister, an ATSIIC commissioner or any external source.
- (5) (a) Which senior officers were involved in discussions about the code of conduct matter; and (b) what demonstrable technical expertise did each officer possess.
- (6) (a) Was Mr Johnstone first advised of the non-renewal of his contract by hand-delivered letter on 18 December 2002; (b) was this letter delivered to his home in Queanbeyan; (c) which officer delivered this letter; and (d) on whose authority was it delivered.
- (7) In relation to Mr Wayne Gibbons' role in filling the position of ATSIIC Manager, National Media and Marketing: (a) on what date did Mr Gibbons become aware that the position needed to be filled; (b) on what date did Mr Gibbons first speak to Mr Brian Aarons about the position; (c) on what date was Mr Aarons identified for transfer to the position; (d) was Mr Gooda aware of negotiations with Mr Aarons about the position when he moved to suspend Mr Johnstone; and (e) on what basis was the decision made not to advertise the position.
- (8) (a) Can the Minister confirm that Mr Johnstone was employed at the Senior Public Affairs Officer grade 1 (SPA01) level; (b) is it the case that Mr Aarons was transferred to the media manager position at executive level 2 (EL2); and (c) is it correct that EL2 is ranked below the SPA01 level; if so, how did the appointment represent an upgrading of the position, per Mr Gibbons' notice to staff, which was attached to the Minister's previous answer.

Notice given 7 June 2004

2957 **Senator Evans:** To ask the Minister for Defence—

- (1) When did the department first become aware of the Mitchell Shire Council's plans to build a refuse tip in the vicinity of the army base at Puckapunyal.
- (2) (a) What is the exact distance of the proposed site from the entrance to the Puckapunyal base; and (b) how big is the site.
- (3) (a) When did the department first raise concerns with the Mitchell Shire Council about the proposal to use the land for a refuse tip; and (b) how were these concerns raised, for example, by letter, face-to-face meetings etc.
- (4) Who raised the concerns with the council.
- (5) When was it decided that the department would seek to compulsorily acquire the proposed landfill site.
- (6) Who made this decision.
- (7) On what basis was this decision taken.
- (8) How much will it cost the department to acquire the land.
- (9) (a) Is the Minister aware that the Victorian Civil and Administration Tribunal (VCAT) found that the department's concerns about the proposed landfill site were not substantiated; and (b) why was this decision not accepted by the Commonwealth.

- (10) Was it always the Commonwealth's intention to compulsorily acquire the proposed landfill site, regardless of the outcome of the VCAT's deliberations; if so, why.
- (11) Given that the VCAT found that the department's concerns were not justified, why has the Commonwealth now compulsorily acquired land at this site to prevent the building of the tip.
- (12) Has the Commonwealth valued the site; if so: (a) when; (b) what was the value of the site; and (c) can a copy of the valuation be provided.
- (13) When was the law firm Clayton Utz first engaged to advise the Commonwealth on this matter.
- (14) Can a list be provided of all Clayton Utz lawyers who have represented and/or advised the Commonwealth in respect of this matter.
- (15) How much has been paid to Clayton Utz in respect of this matter.
- (16) (a) What other law firms were engaged to provide advice and/or representation on this matter; (b) was the Australian Government Solicitor engaged; and (c) how much were they paid.
- (17) (a) How much has the Commonwealth spent on legal advice and/or representation in respect of this matter; and (b) can a breakdown be provided of all legal expenses in respect of this matter.

2958 **Senator Brown:** To ask the Minister for Communications, Information Technology and the Arts—With reference to Telstra's proposal to build a telecommunications tower at Bindaree Road, Legana, Tasmania:

- (1) Does the Government support Telstra's decision to appeal against the decision of a democratically-elected local government which refused to allow the construction of a telecommunications tower at Bindaree Road; if so, does the Government believe that Telstra's agenda should override the wishes of a local community.
- (2) Does the Government consider that Telstra's decision to refuse to discuss alternative sites at a mediation meeting that it facilitated is reasonable.
- (3) What regulations are in place concerning the placing of telecommunications towers in close proximity to residences.
- (4) What regulations are in place to prevent Telstra constructing telecommunications towers in existing electrical transmission corridors.
- (5) Taking into account the precautionary principle, can the Government guarantee that no adverse human health effects result from living in close proximity to telecommunications towers; if so, why has the Government allocated further funding for on-going research into potential health risks from electro-magnetic emissions devices and phone towers.

Notice given 9 June 2004

2960 **Senator Faulkner:** To ask the Minister representing the Minister for Revenue and Assistant Treasurer—With reference to the Superannuation Co-contribution advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements;

- (c) newspaper placements; (d) mail outs with brochures and letters signed by Mr Carmody; and (e) advertising research.
- (2) When did TV advertising screening begin, and when is it planned to end.
 - (3) How many letters were sent by Mr Carmody.
 - (4) On what basis was the mail out selected.
 - (5) What database was used to select addresses – the Australian Taxation Office database, the electoral database or other.
 - (6) Given that the advertisements now do not reflect Government policy on the co-contribution, is there any plan to update the campaign; if so, what campaign components will be updated and how much will this cost.
 - (7) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.
 - (8) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
 - (9) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (8) above; if so, what are the details of that drawing right.
 - (10) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2961 **Senator Faulkner:** To ask the Minister for Family and Community Services—
With reference to the More Help For Families advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When did TV advertising screening begin, and when is it planned to end.
- (4) If there is a mail out planned, what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.

- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2962 **Senator Faulkner:** To ask the Minister for Communications, Information Technology and the Arts—With reference to the Working to Keep the Country Connected advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) On which TV stations is the advertising campaign screening.
- (3) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (4) When will the campaign begin, and when is it planned to end.
- (5) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (6) (a) As of 1 June 2004, how many phone calls has the Telinfo hotline received; and (b) how many hits has the Telinfo website had.
- (7) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.
- (8) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (9) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (8) above; if so, what are the details of that drawing right.
- (10) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2963 **Senator Faulkner:** To ask the Minister for the Environment and Heritage—With reference to the Environment/Resource Management advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.
- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2964 **Senator Faulkner:** To ask the Minister for the Environment and Heritage—With reference to the Waste Oil advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a

departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.

- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2965 **Senator Faulkner:** To ask the Minister for Family and Community Services—
With reference to the Keeping the System Fairer advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.
- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2966 **Senator Faulkner:** To ask the Minister for Family and Community Services—
With reference to the Philanthropy advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.
- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2967 **Senator Faulkner:** To ask the Minister representing the Minister for Revenue and Assistant Treasurer—With reference to the Grants to States advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a

departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.

- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2968 **Senator Faulkner:** To ask the Minister for Justice and Customs—With reference to the proposed National Security advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.
- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2969 **Senator Faulkner:** To ask the Minister for Fisheries, Forestry and Conservation—With reference to the proposed Natural Heritage Trust advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.
- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2972 **Senator Faulkner:** To ask the Minister representing the Minister for Employment and Workplace Relations—With reference to the proposed Mature Aged Workers—Increasing Participation Rates advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the

2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.

- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2973 **Senator Faulkner:** To ask the Minister representing the Prime Minister—With reference to the proposed Elimination of Domestic Violence advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.
- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2974 **Senator Faulkner:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the proposed Auslink advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.
- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2975 **Senator Faulkner:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the proposed Regional Information Service advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the

2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.

- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2976 **Senator Faulkner:** To ask the Minister representing the Minister for Health and Ageing—With reference to the proposed Illicit Drugs—Targeting Youth advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.
- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2977 **Senator Faulkner:** To ask the Minister representing the Minister for Health and Ageing—With reference to the current Strengthening Medicare advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.
- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2978 **Senator Faulkner:** To ask the Minister representing the Minister for Citizenship and Multicultural Affairs—With reference to the current tranche of the Citizenship advertising campaign:

- (1) For each of the financial years, 2003-04 and 2004-05: (a) what is the cost of this advertising campaign; and (b) what is the breakdown of these advertising costs for: (a) television (TV) placements; (b) radio placements; (c) newspaper placements; (d) printing and mail outs; and (e) research.
- (2) What: (a) creative agency or agencies; and (b) research agency or agencies; have been engaged for the campaign.
- (3) When will the campaign begin, and when is it planned to end.
- (4) If there is a mail out planned, to whom will it be targeted and what database will be used to select addresses – the Australian Taxation Office database, the electoral database or other.
- (5) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the

2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.

- (6) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (7) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (6) above; if so, what are the details of that drawing right.
- (8) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

Senator Faulkner: To ask the Ministers listed below (Question Nos 2980-2998)—

- (1) Not including any advertising campaigns contained in questions on notice nos 2960 to 2979, for each of the financial years, 2003-04 and 2004-05 to date: (a) what is the cost of any current or proposed advertising campaign in the department; (b) what are the details of the campaign, including: (a) creative agency or agencies engaged; (b) research agency or agencies engaged; (c) the cost of television advertising; (d) the cost and nature of any mail out; and (e) the full cost of advertising placement.
- (2) When will the campaign begin, and when is it planned to end.
- (3) (a) What appropriations will the department use to authorise any of the payments either committed to be made or proposed to be made as part of this advertising campaign; (b) will those appropriations be made in the 2003-04 or 2004-05 financial year; (c) will the appropriations relate to a departmental or administered item or the Advance to the Minister for Finance and Administration; and (d) if an appropriation relates to a departmental or administered item, what is the relevant line item in the relevant Portfolio Budget Statement for that item.
- (4) Has a request been made of the Minister for Finance and Administration to issue a drawing right to pay out moneys for any part of the advertising campaign; if so: (a) what are the details of that request; and (b) against which particular appropriation is it requested that the money be paid.
- (5) Has the Minister for Finance and Administration issued a drawing right as referred to in paragraph (4) above; if so, what are the details of that drawing right.
- (6) Has an official or minister made a payment of public money or debited an amount against an appropriation in accordance with a drawing right issued by the Minister for Finance and Administration for any part of the advertising campaign.

2980 Minister representing the Prime Minister

2981 Minister representing the Minister for Transport and Regional Services

2982 Minister representing the Treasurer

2983 Minister representing the Minister for Trade

- 2984 Minister for Defence
- 2985 Minister representing the Minister for Foreign Affairs
- 2986 Minister representing the Minister for Health and Ageing
- 2987 Minister representing the Attorney-General
- 2988 Minister for the Environment and Heritage
- 2989 Minister for Communications, Information Technology and the Arts
- 2990 Minister for Finance and Administration
- 2991 Minister representing the Minister for Agriculture, Fisheries and Forestry
- 2992 Minister for Immigration and Multicultural and Indigenous Affairs
- 2993 Minister representing the Minister for Education, Science and Training
- 2994 Minister for Family and Community Services
- 2995 Minister representing the Minister for Industry, Tourism and Resources
- 2996 Minister representing the Minister for Employment and Workplace Relations
- 2997 Special Minister of State
- 2998 Minister representing the Minister for Veterans' Affairs

Notice given 11 June 2004

- 3000 **Senator Nettle:** To ask the Minister for Communications, Information Technology and the Arts—
- (1) Is the Minister aware that 3G mobile phone towers are currently being built in suburban backyards, local parks and school grounds in Sydney, Melbourne, Brisbane, Adelaide and Perth.
 - (2) Is the Minister aware of a January 2004 review by the British Advisory Group on Non-Ionising Radiation of the latest scientific developments in relation to mobile communications and health, which concluded that there is still a possibility of negative impacts on human health, particularly for children suffering extended exposure, and continued research is needed.
 - (3) Given the ongoing concerns about the health impacts of radiation generated by 3G mobile telephone towers, why doesn't the Australian Communications Authority have any role in authorising where these facilities are placed, monitoring their ongoing maintenance and upgrading, or determining whether these individual installations comply with low-impact criteria.
 - (4) Given the ongoing concerns about the effects of the radiation generated by 3G mobile telephone towers, and the fact that approximately 5000 new 3G telecommunications facilities are expected to be installed over the next 2 years, why does the Government believe that regulation of the construction and placing of these towers can be left to a voluntary code drawn up by the industry itself, via the Australian Communications Industry Forum (ACIF).
 - (5) If federal legislation allows 3G mobile phone towers to be installed without council approval, why does no federal body have the power to regulate the installation of these facilities.
 - (6) Will the Minister investigate complaints of alleged breaches of the ACIF code with regard to the location and siting of 3G towers in and around schools, in local parks and in suburban backyards; if not, why not.

- (7) Are there any 3G mobile phone towers situated on Commonwealth controlled crown land; if so: (a) where; (b) how many 3G mobile phone towers are sited on Commonwealth controlled crown land; and (c) what is the approximate rent paid for the use of this land.
- (8) Does the Commonwealth have any guidelines or requirements for the placing of 3G towers on state government controlled crown land; if not, why not.
- (9) Does the Commonwealth Government have records of all 3G mobile phone towers in Australia that are situated within 300m of places where children congregate for long periods.
- (10) Does the Commonwealth Government have records showing how many 3G mobile phone towers are situated within school grounds and in suburban backyards.
- (11) What has the Commonwealth Government done to alert school staff and parents of the possible health impacts associated with 3G mobile phone towers in schools where the towers are located within 300 metres of playgrounds and sports ovals.

Senator Allison: To ask the Ministers listed below (Question Nos 3001-3002)—

- (1) Does the Federal Government intend to burn Point Nepean bushland as suggested in the *Age* on 25 May 2004; if so: (a) will the burn be a high intensity burn; (b) how will the Government ensure the safety of such a burn over a former defence site which probably has unexploded ammunitions buried in the land; and (c) how will the sensitive Moonah woodland be protected.
- (2) Has the trust deed for Point Nepean been signed; if so, can a copy be provided.
- (3) If the trust deed has not been signed: (a) why not; and (b) what is the reason for the delay.

3002 Minister for the Environment and Heritage

3004 **Senator Bartlett:** To ask the Minister for the Environment and Heritage—

- (1) Has the Threatened Species Scientific Committee provided advice to the Minister on whether Harrison's dogfish should be included on the list of threatened species under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act); if so: (a) when was the advice provided; and (b) did the advice recommend the species be listed.
- (2) Has the Threatened Species Scientific Committee provided advice to the Minister on whether the endeavour dogfish should be included on the list of threatened species under the EPBC Act; if so: (a) when was the advice provided; and (b) did the advice recommend the species be listed.
- (3) Has the Threatened Species Scientific Committee provided advice to the Minister on whether the southern dogfish should be included on the list of threatened species under the EPBC Act; if so: (a) when was the advice provided; and (b) did the advice recommend the species be listed.

3005 **Senator Murray:** To ask the Minister representing the Minister for Employment and Workplace Relations—

- (1) Can a table be provided of all unfair dismissal applications under federal and state law for the 1996 calendar year for each state and territory, showing the number of applications under federal law, state law, and the total.
- (2) Can a table be provided of all unfair dismissal applications under federal and state law for the 2003 calendar year for each of the states and territories, showing the number of applications under federal law, state law, and the total.
- (3) Can a table be provided showing the number and percentage change of applications for the 2003 calendar year against the 1996 calendar year for each of state and territory, broken down by whether the applications were lodged under federal or state law.
- (4) Can a breakdown be provided showing the same information shown in (1) to (3) above in relation to small business (classified as 20 or fewer employees).
- (5) Can an estimate be provided of the numbers of small businesses that fall under state and federal workplace relations law separately, for each state and territory.
- (6) Can an estimate be provided of the numbers of small business employees that fall under state and federal workplace relations law separately, for each state and territory.

Notice given 15 June 2004

3006 **Senator Allison:** To ask the Minister representing the Minister for Ageing—

- (1) What monitoring has taken place of the Kanella Aged Care Home since the audit report of February 2004, which found non-compliance with 14 expected outcomes.
- (2) Which of these non-compliant outcomes has been made compliant.
- (3) What monitoring took place between the audit report of 2003 and the subsequent decision to accredit this aged care home, and the 2004 audit.
- (4) Why were the non-compliant outcomes not identified before February 2004.

3007 **Senator Allison:** To ask the Minister representing the Treasurer—

- (1) Why has the Treasurer imposed competition payment penalties on the Government of South Australia and ignored the arguments it put forward about the social impact that would result from that state removing its 'proof of need' test for hotel and retail liquor merchant licences, as required by the National Competition Council.
- (2) Does the Treasurer accept advice from the Government of South Australia, and the Drug and Alcohol Services Council, the Salvation Army and the South Australia Police, that removing the 'proof of need' test would result in greater alcohol-related harm; if not, why not.
- (3) Does the Treasurer accept the arguments put forward by the South Australian Premier on 2 June 2004 that the 'proof of need' test protects against business failures in the industry, and against market domination by

one or two powerful players, which would lead to a reduction in competition; if not, why not.

- (4) What other competition payment penalties will be or have been imposed on state governments, despite arguments put forward by those governments in relation to social and/or health impacts.

Notice given 16 June 2004

3014 **Senator Allison:** To ask the Minister representing the Minister for Citizenship and Multicultural Affairs—

- (1) Is the Minister aware that the Kurdish Association of Victoria, which is funded by the Community Settlement Services Scheme, has been successfully providing settlement assistance to migrants, refugees and humanitarian entrants in Victoria since 1988.
- (2) Does the Minister agree that without the help of the Community Settlement Services Scheme's provision of culturally-sensitive and ethno-specific services, including assistance with access to Centrelink services, referral to community health centres, access to childcare etc., these vulnerable and disadvantaged members of the community would probably be even more marginalised.
- (3) Does the Minister agree that the settlement needs of the Kurdish community are ongoing and that, given the current instability in the Middle East, the arrival of Kurdish refugees is not likely to abate in the immediate future.
- (4) Why has funding for the position of 'Grant in Aid Worker' with the Kurdish Association of Victoria been cut.

Notice given 18 June 2004

3025 **Senator Evans:** To ask the Minister for Defence—

- (1) How much was spent on internal and external legal services for the 2002-03 financial year.
- (2) What is the proposed expenditure on internal and external legal services for the 2003-04 financial year.
- (3) How does this compare to expenditure in the past 4 financial years.
- (4) What is the reason for the differential in the figures provided to the Australian Labor Party under a freedom of information (FOI) request, showing that the department's expenditure reported to the Government's review of legal expenditure (the Tongue Report) was much lower than stated in the FOI request.
- (5) Has the Minister acted to correct the record of figures provided to the Attorney-General's Department for the purpose of the government review.
- (6) How did this mistake occur.
- (7) (a) When did the department become aware of the massive discrepancy in its reporting to the Attorney-General's Department for the purposes of the Tongue Report; and (b) what actions, if any, were taken to remedy this discrepancy, and when.
- (8) What guidelines does the department follow in the contracting out of legal services.

- (9) What reporting arrangements are in place to account for this expenditure.
- (10) How is legal expenditure estimated for the forward years.
- (11) Why is this not publicly reported anywhere in the department's annual report or portfolio budget statements.
- (12) Can a list be provided of the five external legal firms to whom the most money was paid, and how much was paid to each, in the 2001-02 financial year.
- (13) What amount was allocated to each of these firms in the past 5 years.
- (14) With reference to the review process being conducted by the Australian National Audit Office (ANAO): (a) has the department contacted ANAO with any reform ideas or other proposals; and (b) has ANAO raised any concerns with the department about its legal spending, or accounting of legal spending; if so, what concerns were raised.
- (15) Is it correct, as reported in the *Financial Review* on 11 June 2004, that the department: (a) spent \$61 million on legal services in the 2002-03 financial year, up from \$44 million the previous year; (b) is conducting a reform of its in-house legal services; and (c) predicts that its legal costs overall will fall in the 2003-04 financial year by 13 per cent, including a 4 per cent drop in the cost of in-house legal services.
- (16) (a) What are the terms and scope of the review and reform of in-house legal services; and (b) what reform is regarded to be desirable.
- (17) (a) When will this review be complete; and (b) will it be publicly available.

Notice given 22 June 2004

3029 **Senator Allison:** To ask the Minister representing the Treasurer—

- (1) Is the company Betfair registered for the goods and services tax (GST) in Australia; if so, when did it register.
- (2) Is it correct that GST was payable by Betfair on revenues received from Australian residents using this wagering platform; if so: (a) was the GST paid; and (b) if the GST was not paid, what action has been taken in respect of that non-payment.

3030 **Senator Allison:** To ask the Minister for Communications, Information Technology and the Arts—

- (1) What is the status of the referral by the Australian Broadcasting Authority (ABA) to the Australian Federal Police (AFP), following complaint 03CE001251J made in March 2003, of gross breaches of law under subsection 8A(2) of the *Interactive Gambling Act 2001*, particularly since the complainant was advised by the AFP in August 2003 when taking formal statements that the AFP would proceed to prosecution of Betfair.
- (2) If no charges have been laid, why is this the case.
- (3) Does the Minister intend to refer to the ABA or the AFP the complaint made by Mr Tim Ryan that Betfair breached the law under subsection 8A(2)(a) of the *Interactive Gambling Act 2001* by taking a bet on 19 June 2004 on the US Golf Open after the event had started.
- (4) Has there been any investigation of the claims that Betfair continue to offer betting, contravening subsection 8A(2)(a) of the *Interactive Gambling Act 2001*; if so, have charges been laid; if not, why not.

- (5) Is Betfair registered for the goods and services tax (GST) in Australia; if so, when did it register.
- (6) Is it correct that the GST was payable by Betfair on revenues received from Australian residents using their wagering platform; if so: (a) was the GST paid; and (b) if the GST was not paid, what action has been taken in respect of that non-payment.
- (7) Have any money laundering matters in relation to betting exchanges and unregulated cross-border wagering come to the attention of the Government; if so: (a) have any such matters been referred to the AFP; and (b) have any been charges laid.
- (8) Has the Government considered banning cross-border gambling, except where mutual recognition of jurisdictional authority and extradition provisions are in place; if not, why not.
- (9) Has the Government considered a ban on betting exchanges because they provide opportunities for individuals who are unlicensed, and therefore unregulated, to lay or bet against contestants; if not, why not.
- (10) Given that the Government considered amending the *Interactive Gambling Act 2001* to make all exemptions under the Act (not just wagering) subject to the holding of an Australian state or (internal) territory licence at the time of its passage through the Parliament but did not do so because there was little time for consultation, will the Government now consider doing so.
- (11) Why is the Government permitting offshore wagering operators to shelter behind the subsection 8A(2) exemption of the *Interactive Gambling Act 2001* s8A exemption, allowing these operators to provide services to Australian residents (in New South Wales and Western Australia) that are illegal for those residents to use.

3031 **Senator Allison:** To ask the Minister for Justice and Customs—

- (1) Has the Australian Broadcasting Authority or anyone else referred to the Australian Federal Police any complaints that Betfair breached subsection 8A(2) of *Interactive Gambling Act 2001* by taking a bet on the US Golf Open after the event had started; if so: (a) what is the status of that referral; and (b) have charges been laid.
- (2) Has there been any investigation of claims that Betfair continue to offer betting that contravenes subsection 8A(2) of the *Interactive Gambling Act 2001*; if so, have charges been laid; if not, why not.

3032 **Senator Allison:** To ask the Minister representing the Minister for Ageing—

- (1) Does the data provided to the Aged and Community Services Association survey of December 2003 in the Australian Capital Territory and New South Wales show that: (a) an estimated 8 800 people have their names on nursing home (high care) waiting lists and 11 800 on hostel (low care) waiting lists; (b) a further 1 700 people are estimated to have their names on waiting lists for Community Aged Care Packages (CACPs); (c) the average waiting time for: (i) nursing homes is 24 weeks (up from 19 weeks in 2001), (ii) hostels is 36 weeks (up from 32 weeks in 2001), and (iii) CACPs is 18 weeks (up from 13 weeks in 2001), and (d) areas with particularly long waiting lists, compared to the number of available places, include the Australian Capital Territory, the Central Coast, the Hunter region, Western Sydney and Far North Queensland.

- (2) Is more recent data on waiting lists in any or all of these areas available; if so, can it be provided.
- (3) Can data on waiting lists for the other states and territories in any or all of these areas be provided.
- (4) Can the latest data be provided on the number of non-operational residential care places in each state and territory.
- (5) For each state and territory, what is the average wait for low and high care residential places following assessment by an Aged Care Assessment Team that a person requires residential care.
- (6) For each state and territory, how many people who have been assessed as requiring low and high residential care are: (a) in acute care public hospitals; (b) in acute care private hospitals; and (c) in transitional placements other than in their homes or those of family carers.

3033 **Senator Allison:** To ask the Minister representing the Prime Minister—

- (1) Did the Prime Minister receive a letter dated 18 May 2004 from Federation Fellowship holders recommending that the Government include in its Energy White Paper the following fundamental policy principles: (a) raising subsidies for the installation of photovoltaics or solar hot water systems; and (b) actively stimulating both fundamental research and the commercialisation of renewable energy products.
- (2) Given that the Federation Fellows are recognised as being at the forefront expertise in scientific research, what steps did the Prime Minister take to ensure the Fellows' recommendations were taken into account in the development of the Energy White Paper.

3034 **Senator Brandis:** To ask the Special Minister of State—Does the Australian Electoral Commission have any record of receiving any statutory declaration from Mr Peter Robert Garrett of New South Wales, between the years 1984 and 2004; if so: (a) how many declarations were received; and (b) in what year or years.

3035 **Senator Brandis:** To ask the Special Minister of State—Does the Australian Electoral Commission have any record of Mr Peter Robert Garrett of New South Wales seeking to be enrolled on the electoral roll between 1984 and 2003; if so: (a) on how many occasions did he seek to be enrolled; and (b) in what year or years.

3036 **Senator Brandis:** To ask the Special Minister of State—Does the Australian Electoral Commission have any record of Mr Peter Robert Garrett of New South Wales requesting, under the provisions of section 104 of the *Commonwealth Electoral Act 1918*, that his address not be included on the electoral roll between 1984 and 2003; if so: (a) on how many occasions did he make such a request; and (b) in what year or years.

3037 **Senator Brandis:** To ask the Special Minister of State—Does the Australian Electoral Commission have any record of Mr Peter Robert Garrett of New South Wales enrolling in the electorates of either Hume or Macarthur between 1990 and 1998; if so: (a) on how many occasions was he enrolled; and (b) in what year or years.

3038 **Senator Mackay:** To ask the Minister for Communications, Information Technology and the Arts—

- (1) With reference to the answer provided by the Australian Broadcasting Corporation to question no. 183 taken on notice during the Environment, Communications, Information Technology and the Arts Legislation Committee additional estimates hearings in November 2003: can an update and clarification be provided to include the effects of the 2004-05 Budget.
- (2) How much money was available for program making in the 1995-96 and how much will be available in the 2004-05 financial year.

3039 **Senator Stott Despoja:** To ask the Minister for Family and Community Services—With reference to the 1988 Australian study, ‘Domestic violence: Costing of service provision for female victims—20 case histories’ in the report of the Queensland Domestic Violence Task Force, *Beyond These Walls*, which showed that health service costs constituted the greatest community service cost for victims of domestic violence; and with further reference to another study conducted by the Department of Psychiatry, University of Queensland, at the Royal Brisbane Hospital Emergency Department from 1990 to 1993 which showed that one in five women who presented at emergency departments had a history of domestic violence:

- (1) Given the difficulty in obtaining information and taking medical privacy into consideration: (a) how many women arriving in emergency wards need treatment for injuries resulting from domestic disputes; and (b) what associated health service costs are due to domestic violence.
- (2) Given that there has never been a national survey conducted in Australia on women presenting in emergency departments with a history of domestic violence, does the Government intend to conduct a national survey to facilitate the process of information gathering.

Notice given 23 June 2004

3042 **Senator Brown:** To ask the Minister representing the Minister for Industry, Tourism and Resources—With reference to the Rio Tinto Foundation for a Sustainable Minerals Industry:

- (1) Can a copy of the foundation’s 2002-03 annual report be provided.
- (2) Can a list be provided of the 32 programs to which funding was allocated in the first year, including the title of the program, the amount of funding, start and finish dates, key researchers, and expected outcomes.
- (3) Can a list be provided of patents applied for arising from research funded wholly or partially by the foundation.
- (4) Can a detailed account be provided of the expenditure to date of the \$35 million of public money and the matching funds from Rio Tinto.

Notice given 30 June 2004

Senator Brown: To ask the Ministers listed below (Question Nos 3049-3050)—With reference to the Tasmanian giant freshwater crayfish, *Astacopsis gouldi*:

- (1) What impact do clearfell logging and associated activities like road-building or regeneration burning have on the crayfish and its habitat.

- (2) What studies have been done to assess the crayfish and/or its survival status.
- (3) How many of these crayfish remain.
- (4) (a) What is the extent of its habitat; and (b) is it increasing or decreasing in numbers and range.
- (5) Has a recovery plan been prepared; if not, why not.
- (6) What are the Minister's responsibilities under the *Environment Protection and Biodiversity Conservation Act 1999* and the regional forest agreement, to ensure that neither this crayfish nor its habitat is compromised or degraded.

3049 Minister for the Environment and Heritage

3050 Minister for the Environment and Heritage

Notice given 1 July 2004

3055 **Senator O'Brien:** To ask the Minister for Immigration and Multicultural and Indigenous Affairs—

- (1) Has the Minister, the department, or any agency within the portfolio initiated any investigation in relation to the activities of the Charley Bear Foundation; if so, did a facsimile to the Minister in March 2004 requesting a personal donation prompt the investigation; if not, what did.
- (2) Did the Minister direct, request or otherwise initiate the investigation.
- (3) When was the investigation initiated.
- (4) Which division of which department and/or agency conducted the investigation.
- (5) What was the scope of the investigation.
- (6) When was the Charley Bear Foundation informed that an investigation was underway.
- (7) Was information sought from any Commonwealth or state department or agency as part of the investigation; if so: (a) from which departments and/or agencies; and (b) what information was sought.
- (8) When did the investigation conclude.
- (9) What were its findings.
- (10) Did the Minister and/or the Minister's office request and/or receive a copy of the findings.
- (11) What action, if any, resulted from the investigation.
- (12) What was the cost of the investigation.

Notice given 5 July 2004

3056 **Senator Brown:** To ask the Minister for Defence—With reference to investigations instigated in relation to the Lance Collins affair:

- (1) (a) How many investigations have been instigated; (b) by whom; and (c) on whose instructions or authority.
- (2) What is the legal and constitutional authority for these investigations.
- (3) Which agencies are involved in the investigations.

- (4) Have any Defence personnel been interrogated without being: (a) informed of their rights; (b) shown any authorising document; or (c) allowed any witnesses or legal representation to be present during these investigations.

Senator Brown: To ask the Ministers listed below (Question Nos 3059-3060)—With reference to forest clearing and plantation establishment in the Tiwi Islands:

- (1) Did the Commonwealth approve the existing forest clearing and *Acacia mangium* plantation establishment project conducted by Sylvatech on the Tiwi Islands.
- (2) (a) What area of forest was approved for clearing; and (b) what area of plantation was approved for establishment.
- (3) Is the Minister aware of recent advertisements placed by Sylvatech in national newspapers for ‘aggressive expansion plans’ for the Tiwi operation, involving ‘up to 100 000 hectares’ of forest clearing and plantation establishment.
- (4) What Commonwealth involvement will there be in relation to any expansion of the forest clearing and plantation establishment operation beyond that already approved.
- (5) What impact is the proposed expansion of this project likely to have on identified endangered species and other ecological values of the forests of the Tiwi Islands.
- (6) (a) Has the Commonwealth provided any funding for this project; if so, how much; and (b) has the Commonwealth been asked for further funding in relation to the expansion of this project; if so: (i) by whom, (ii) when, (iii) how much was sought, and (iv) for what purposes.
- (7) Is the operation eligible for tax subsidies under the 13 month prepayment rule.

3059 Minister for the Environment and Heritage

3060 Minister for the Environment and Heritage

Notice given 8 July 2004

3067 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—With reference to Health Weight 2008 – Australia’s Future, the National Action Agenda for Children and Young People and their families; what progress has been made on the following 2004 actions listed on the action agenda:

- (a) develop, disseminate and promote physical activity guidelines for children under five;
- (b) disseminate, promote and implement the National Health and Medical Research Council (NHMRC) *Dietary Guidelines for Children and Adolescents*;
- (c) introduce ‘good practice’ standards on healthy eating and physical activity that meet the above guidelines and build on accreditation and funding frameworks;
- (d) address real and perceived barriers that may limit the achievement of standards and guidelines (for example, legal liability issues, food safety regulations) including education with regard to ‘perceived’ barriers;

- (e) implement 'good practice' interventions, including training for childcare workers and information and support for parents, grandparents and carers on active play and healthy eating (including breast feeding);
- (f) identify, disseminate and implement 'good practice' and innovative curricula and environmental interventions on a national basis (for example, fruit and vegetable promotion, cooking skills, physical activity) in schools;
- (g) promote widely the implementation of the NHMRC *Dietary Guidelines for Children and Adolescents* and *Australian Guide to Healthy Eating* by introducing standards for school canteens, vending machines, fund raising, sponsorships, special events, and by strengthening nutrition education in the curriculum;
- (h) develop and promote widely the implementation of physical activity guidelines for children and adolescents, and increase the amount and reach of physical education in schools (including traditional Indigenous games);
- (i) support initiatives for safe active travel and/or transport to school, for example, walking and/or cycling to school programs;
- (j) develop integrated programs to reduce excessive television watching and computer games using multiple strategies with young people, teachers and parents;
- (k) forge and extend partnerships between schools and the wider community to raise awareness and provide resources and information to young people and families, for example, sporting and recreational bodies, local government, horticulture industry;
- (l) develop programs to support children and adolescents to be advocates for healthy eating and active living and promote NHMRC guidelines and/or prompt sheets on the prevention, treatment;
- (m) promote NHMRC guidelines and/or prompt sheets on the prevention, treatment and management of overweight and obesity to all primary health care professional groups;
- (n) develop IT software for GP child and adult screening of body mass index and intervention and referral pathways;
- (o) develop and implement 'Lifestyle Scripts' for young people and parents;
- (p) increase the number of community-based support programs for management of overweight in young people and families, which are culturally appropriate;
- (q) extend 'good' practice programs for healthy eating (including breastfeeding) and active living within antenatal and postnatal care (including home visiting), and increase the access of these services by Indigenous people;
- (r) develop and disseminate information resources for parents at different stages of their child's development - starting with new parents - on healthy eating, active living and healthy weight for themselves as well as their child;
- (s) assist hospitals and health services to be accredited as 'Baby Friendly' hospitals and community services;
- (t) develop and implement breastfeeding support policies and programs for all government organisations at local, state, territory and federal levels – with health departments leading by example;

- (u) introduce healthy eating and active living initiatives in existing and future urban design projects, neighbourhood renewal and community strengthening programs;
- (v) strengthen state/territory government, local government and community planning of physical and service infrastructure to support healthy eating and active living (for example, density of food outlets, integrated planning for 'mixed-use localities', availability of swimming pools in rural areas);
- (w) develop and promote tools for local government and community organisations (including sporting bodies) on 'good practice' options, including partnerships with the private sector such as retailers, the development industry and community service providers;
- (x) promote the National Indigenous Housing Guide to ensure improvement in household environment design and essential amenities (for example, food storage, cooking facilities, power, safe water, and sanitation);
- (y) investigate ways to address legal liability issues where they pose barriers to active living;
- (z) encourage other public sector agencies as well as the private and non-government sectors to provide supportive healthy eating and active living workplace environments, and improve workplace policies to assist parents with healthy eating and active living in their families (for example, disseminate parent support information);
- (aa) support programs promoting active travel and/or transport, for example, walking and/or cycling to work and Transport Access Guides, with government agencies taking the lead;
- (ab) initiate programs in healthy eating and active living to support parents of young children seeking work;
- (ac) support and extend good practice programs (including codes of practice) to promote healthy eating (especially vegetables and fruit) through all types of food service and retail outlets, including a focus on remote and rural communities;
- (ad) enhance consumer education, including point of sale advice, to improve understanding of food labels, dietary guidelines, and the links between weight, energy intake and physical activity levels;
- (ae) monitor the cost and availability of healthy food choices including further development of the Healthy Food Access Basket Surveys;
- (af) develop a national accreditation system for food service outlets and Aboriginal community controlled stores based on sales of healthy food and encourage funding bodies to recognise accreditation when funding;
- (ag) encourage the food service industry to limit size of servings and reduce energy content of less healthy meals and snacks, and support the food manufacturing industry to develop less energy dense products;
- (ah) develop cold chain management initiatives to improve the quality and safety of fresh produce in rural and remote areas;
- (ai) address food access and food security issues for young people in social disadvantaged, remote and Indigenous communities, to increase the availability of healthy foods and establish patterns of healthy eating;

- (aj) coordinate a national program of marketing and communication activities, which supports healthy weight through promoting healthy eating and active living;
- (ak) undertake research to understand and assess the impact of current food and drinks advertising practices on community levels of overweight and obesity;
- (al) monitor and assess the effectiveness of the Children's Television Standards and the revised regulatory framework for food and drinks advertising to children in meeting health objectives, and recommend modifications if necessary, for example, the inclusion of health objectives in the regulatory code of practice;
- (am) develop and implement a coordinated a whole-of-community education and social marketing strategy - acknowledging the needs of different communities particularly indigenous communities – which links with other relevant communication strategies;
- (an) support the Australian Fruit and Vegetable Coalition in its work to promote and increase the consumption of vegetables and fruit;
- (ao) develop parent-focused multi-media campaigns with associated support services, for example websites;
- (ap) create and implement an ongoing public relations program and specific marketing initiatives, which support the Healthy Weight 2008 Settings Strategies;
- (aq) develop a national awards program for innovation in promoting healthy eating and active living across the full range of Settings Strategies;
- (ar) establish and promote a common identity and image for all initiatives.
- (as) support parents, carers and families directly in healthy eating and active living by actions initiated through the National Agenda for Early Childhood (for example, home visiting, income support);
- (at) select, designate and resource at least one whole-of-community demonstration area in each state and territory (including at least two Indigenous communities) which comprises comprehensive, community-wide interventions that are evaluated;
- (au) establish a network of demonstration areas, and through a planned and systematic mechanism actively exchange experiences, opportunities and results;
- (av) establish a professional support unit and clearinghouse, to provide technical assistance, training, analysis and evaluation of the demonstration areas;
- (aw) initiate a proactive dissemination and professional development strategy to inform policy and interventions, and strengthen capacity throughout the whole of Australia;
- (ax) establish mechanisms to disseminate findings to other sectors particularly education and local government;
- (ay) establish a pool of 'local champions and/or leaders of good practice' within demonstration areas to provide local support (for example, skills and experiences) to a range of sectors;
- (az) scope and develop specifications for national nutrition and physical activity monitoring and surveillance systems, including culturally appropriate Indigenous components;

- (ba) design a comprehensive, regular, coordinated monitoring system for height and weight status (particularly of young people) and a series of validated indicators of key behaviours and environments related to healthy eating and active living;
- (bb) establish benchmarks and strategic tracking indicators for best practice and monitor performance across the strategies;
- (bc) begin to implement continuous progress reporting across all the Healthy Weight 2008 strategies through a performance management cycle;
- (bd) conduct strategic and policy research to inform decision-making, and fast track the sharing and application of new research evidence Australia-wide;
- (be) consider the value and validity of setting measurable targets when baseline measures are available;
- (bf) undertake health impact assessments of new policies likely to impact on healthy weight;
- (bg) develop and disseminate healthy weight resources to community members who are in a position to influence healthy eating and active living behaviours, such as parents, teachers, child care workers, health professionals, Indigenous leaders, sports managers, caterers, manufacturers and employers;
- (bh) establish a new national leadership development programme for obesity prevention including strong Indigenous participation;
- (bi) support relevant professional networks that can assist in the dissemination of 'good practice', including specific assistance for Indigenous health, education and other sector workers;
- (bj) seek the support, commitment and cooperation of all levels of government, the private sector, non-government organisations and the public for national cross-sectoral action to tackle obesity;
- (bk) encourage and support key workers and organisations to lead by example as champions for healthy weight.

Notice given 14 July 2004

3072 **Senator Allison:** To ask the Minister representing the Minister for Education, Science and Training—

- (1) How much would providing free preschool places to all 3 and 4 year olds cost.
- (2) Can a breakdown of the projected cost be provided for each age group and for each state.

Notice given 15 July 2004

3078 **Senator Brown:** To ask the Minister for the Environment and Heritage—

- (1) What steps has the Minister taken to ascertain the welfare of 28 dolphins held in captivity off Gavutu Island in the Solomon Islands.
- (2) (a) Did a former naval attaché officer to the Australian High Commissioner in Honiara transport dolphins from Fanalei to the Gavutu Island seapen for the benefit of dolphin traders; and (b) is it correct that a number of these dolphins died in transit and that more died subsequently in the seapen.
- (3) Has the former naval attaché officer applied for an export licence for dolphins from the Solomon Islands Government.
- (4) Is the former naval attaché officer in breach of the *Environmental Protection and Biodiversity Conservation Act 1999*; if so, what steps are being taken to charge the former naval attaché officer.
- (5) Is it correct that Regional Assistance Mission to the Solomon Islands police officers have, on a number of occasions, gone to Gavutu Island to swim with these dolphins.
- (6) Is it correct that: (a) 74 dolphins were recently captured and held in a seapen off the industrial estate in Honiara; and (b) 64 of these dolphins have been exported.
- (7) What steps has the Government taken to investigate the recent captures.
- (8) To which country or countries have these 64 dolphins been exported.

Notice given 20 July 2004

3086 **Senator Marshall:** To ask the Minister representing the Minister for Education, Science and Training—

- (1) Can all budget details, including the amounts appropriated and the relevant budget items for the National Electricity Code Administrator (NECA) be provided for: (a) the 2003-04 Budget and (b) the 2004-05 Budget.
- (2) Can an explanation be provided of why the NECA received a greater or lesser appropriation in the 2004-05 Budget than in 2003-04; if not, why not.

Notice given 22 July 2004

3087 **Senator Ludwig:** To ask the Minister representing the Treasurer—With reference to notices for appearance to answer questions and/or the production of documents issued in accordance with sections 19 and 29 to 33 of the *Australian Securities and Investment Commission Act 2001*:

- (1) For the past 3 years, how many notices have been issued.
- (2) Of those notices issued, how many were complied with in full or in part.
- (3) Were any multiple notices issued in the past 3 years; if so, which companies were issued with multiple notices.
- (4) What steps were implemented to ensure compliance with notices.
- (5) In respect of any partial compliance with notices, what was the nature of that partial compliance.
- (6) How many notices were not complied with.

- (7) Of those notices either partially complied with or not complied with, how many were referred to the Commonwealth Director of Public Prosecutions (DPP) for prosecution in relation to an offence under section 63 or other relevant sections of the Act.
- (8) In respect of those notices referred to the DPP for prosecution how many prosecutions resulted.
- (9) In respect of those notices that were prosecuted, can details be provided of: (a) the offence; and (b) the outcome of the prosecution, including the fine or sentence that was handed down by the court.
- (10) How many prosecutions were unsuccessful, withdrawn or not proceeded with.
- (11) In relation to notices issued under section 155 of the Act, can details be provided of those prosecutions that were unsuccessful, withdrawn or not proceeded with.
- (12) Of those prosecutions that were unsuccessful, were any appealed; if so, what was the result.
- (13) With reference to the guidelines that assist in the use of these notices, have there been any reported instances of the guidelines not being followed; if so, can details be provided of: (a) the nature of the instances; and (b) whether any remedial work was undertaken.
- (14) In relation to the use of these types of notices, has the Office of the Commonwealth Ombudsman investigated the use of this power; if so, can details be provided of the investigation and/or investigations.

Notice given 23 July 2004

3093 **Senator Faulkner:** To ask the Minister representing the Attorney-General—

- (1) What are the total budgeted costs for the Royal Commission of Inquiry into the Centenary House Lease.
- (2) What are the total budgeted costs, including any fees and disbursements and travel, accommodation and other expenses, for: (a) the Royal Commissioner; (b) the senior counsel assisting the inquiry; (c) the junior counsel assisting the inquiry; (d) solicitors to the inquiry; and (e) staff of the inquiry.
- (3) What is the equivalent annual remuneration, including salary and superannuation, payable to the Royal Commissioner.
- (4) What are the relevant hourly and/or daily professional fees payable to: (a) the senior counsel assisting the inquiry; and (b) the junior counsel assisting the inquiry.
- (5) What are the total budgeted costs for: (a) advertisements placed by the inquiry; (b) office accommodation; (c) information technology; (d) media liaison services; (e) printing; and (f) other services required by the inquiry.

3094 **Senator Faulkner:** To ask the Special Minister of State—With reference to the matter of Andrew Dempster versus the Commonwealth of Australia (Matter number 73346/03, Chief Industrial Magistrates Court of NSW):

- (1) What was the total amount that the department was ordered to pay to the applicant.

- (2) What was the total amount of legal expenses incurred by the department in connection with the matter.
- (3) Did the department incur additional legal expenses in connection with its review of its policies and procedures with respect to determining the termination entitlements of staff employed under the *Members of Parliament (Staff) Act 1984* (MOPS Act), including responding to issues raised by the Australian National Audit Office and considering amendments to the Members and Senators Handbook; if so, what was the total cost of these additional legal expenses.
- (4) (a) How many MOPS Act staff have been terminated, other than through resignation since, 3 October 1998; and (b) of these staff, how many had been employed for more than 12 months at the time of their termination.
- (5) Since 3 October 1998, how many MOPS Act staff have been paid less than their full termination entitlements as a result of the manner in which the department has administered its obligations under the *Workplace Relations Act 1996* and the *Long Service Leave (Commonwealth Employees) Act 1976*.
- (6) (a) What steps has the department taken to ensure that previously terminated MOPS Act staff who received less than their full termination entitlements are now paid their full entitlements; and (b) what will be the total cost to the Commonwealth of paying these entitlements.
- (7) What steps has the department taken to ensure that MOPS Act staff who are terminated in future are paid their full termination entitlements.
- (8) How many MOPS Act staff who have been terminated since 2 March 1996 have lost their right to recover unpaid termination entitlements by virtue of the operation of statute of limitation provisions.

Notice given 26 July 2004

3096 **Senator Allison:** To ask the Minister for the Environment and Heritage—

- (1) What is the basis of the former Minister's claim that lifting mandatory renewable energy targets to 5 per cent would cost \$11.5 billion in lost economic growth.
- (2) Can the data and assumptions supporting this claim be provided.

Notice given 28 July 2004

3097 **Senator Allison:** To ask the Minister for Defence—With reference to the use of live munitions in military exercises and the effects this may have on the marine environment:

- (1) Does the Minister consult with the Minister for the Environment and Heritage on plans for military activities and strategic exercises where live munitions are to be used in the Australian marine environment.
- (2) What assessment has been made of the effects of explosive ordnance on marine wildlife.
- (3) Can details be provided of the safety margins required (that is, distance in relation to size of explosives) for marine mammals, turtles, fish and seabed ecosystems including coral reefs and seagrass beds.

- (4) Will military exercises using explosive ordnance be conducted within the range that is unsafe for marine mammals, turtles, fish and seabed ecosystems: (a) in areas of the Australian marine environment recognised for natural heritage values on the Commonwealth Heritage List; and (b) all other areas of the Australian marine environment.
- (5) To what degree do Australia's domestic laws, especially those intended to protect the environment, extend to foreign nationals who participate in military exercises and operations within Australian territories.

3098 **Senator Allison:** To ask the Minister for the Environment and Heritage—With reference to the use of live munitions in military exercises and the effects this may have on the marine environment:

- (1) Did, or will, the Minister consult with the Minister for Defence during planning processes for military exercises, particularly those using live munitions within the Australian marine environment; if so, can details be provided.
- (2) What are the safety margins required in those military exercises (that is, distance in relation to size of explosives) for marine mammals, turtles, fish and seabed ecosystems including coral reefs and seagrass beds.
- (3) Will military exercises using explosive ordnance be permitted to take place within the range that is unsafe for marine mammals, turtles, fish and seabed ecosystems: (a) in areas of the Australian marine environment recognised for natural heritage values on the Commonwealth Heritage List; and (b) all other areas of the Australian marine environment.
- (4) To what extent do Australia's domestic laws, especially those intended to protect the environment, extend to foreign nationals who participate in military exercises and operations within Australian territories.

Notice given 29 July 2004

3099 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—

- (1) What action is the Government taking in response to data that shows that 25 per cent of new breast cancer cases are now in women aged between 20 and 49.
- (2) (a) What information is available regarding the level of awareness of women between the ages of 40 and 49 that they can access free mammograms through the BreastScreen Australia program; and (b) what data is available on the proportion of women in this age group who are using the program.
- (3) What action is the Government taking to educate women under the age of 40 about the importance of breast self-examination.
- (4) What data is available on the relationship between the cost of mammograms and the late detection of breast cancer in young women.
- (5) (a) What has the Government done to distribute the National Health and Medical Research Council *Clinical practice guidelines for the management and support of younger women with breast cancer*; (b) what has the Government done to monitor the use of these guidelines; and (c) can the results of such monitoring be made available.

- (6) Given that young women who are not able to take Tamoxifen face costs of thousands of dollars per year for alternative medications such as Zoladex or Arimidex, will these drugs be considered for listing on the pharmaceutical benefits scheme for those young women; if so, when.
- (7) What measures will the Government implement to help these young women pay for the costs of life-saving treatment.

3100 **Senator Ludwig:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the aviation security fact sheets that accompanied the release of the Enhanced Aviation Security Package on 4 December 2003 and with particular reference to Fact Sheet 2 (Expansion of the Regulatory Regime — Security Programs) which contained the statement that ‘security programs will need to be approved and operational by 1 July 2004’ and stated that the security programs to be developed were to be required of ‘all operators of regular passenger services, operators of charter aircraft and private or corporate jets, operators [of] freight aircraft [and] airports that service these aircraft’:

- (1) What is the status of the implementation of these security programs.
- (2) How successful has the assistance provided by the Government to the above aviation industry participants been.
- (3) At how many airports have these security programs been put in place.
- (4) If these security programs are not in place at any airports, why are they not in place.
- (5) At the time of the Enhanced Aviation Security Package announcement, how many operators of freight aircraft: (a) were required to develop security programs and put them in place; and (b) have done so.
- (6) If any operators of freight aircraft have not put security programs in place, why have they not done so.
- (7) At the time of the Enhanced Aviation Security Package announcement, how many operators of charter aircraft and private or corporate jets: (a) were required to develop security programs and put them in place; and (b) have done so.
- (8) If any operators of charter aircraft and private or corporate jets have not put security programs in place, why have they not done so.
- (9) At the time of the Enhanced Aviation Security Package announcement, how many operators of regular passenger services: (a) were required to develop security programs and put them in place; and (b) have done so.
- (10) If any operators of regular passenger services have not put security programs in place, why have they not done so.

3101 **Senator Ludwig:** To ask the Minister for Justice and Customs—With reference to the Minister’s press release of 22 July 2004, announcing the seizure of more than 30 unregistered and illegal firearms in Victoria:

- (1) How many of these firearms were domestically manufactured and, of these, how many were: (a) legally manufactured; and (b) illegally manufactured.
- (2) How many of these firearms were manufactured overseas.
- (3) Of those firearms manufactured overseas, how many were legally imported into Australia.

- (4) Did the Australian Crime Commission's investigation indicate that any of these weapons had been brought into the country by illegal means.

3102 **Senator Ludwig:** To ask the Minister for Justice and Customs—

- (1) Did SAGEM Australasia Pty Ltd recently win a contract to work with the Australian Customs Service on its Smartgate border control system.
- (2) How many other companies submitted tenders for this contract.
- (3) Who decided on the winning tender.
- (4) When is Smartgate expected to be in operation.
- (5) What is the cost of the tender.
- (6) What training is needed to operate Smartgate.
- (7) What information technology backup will be available during the implementation and subsequent operation of Smartgate.

3104 **Senator Ludwig:** To ask the Minister representing the Attorney-General—

- (1) Have any funds earmarked in the 2004-05 Budget for biometric technology been paid to contractors; if so: (a) which contractors; (b) what was the contract for; and (c) when did the contract commence.
- (2) For each contract, which department will benefit from the biometric technology.
- (3) How were the tenders selected.
- (4) Who was on the selection panel for each of the tenders.
- (5) Are tenders being sought to provide biometric security technology for the following areas: (a) critical infrastructure; (b) immigration; (c) the Australian Customs Service; and (d) the Australian Federal Police.
- (6) If tenders are being sought, can a list be provided of contracts currently sent to tender.
- (7) If tenders are not being sought, are there any plans to contract out tenders for these areas; if so, what for and when; if not, why not.
- (8) Is the Government committed to introduce this technology on a wide scale in order to improve security of Commonwealth departments; if so, what steps has the Government taken to ensure this is achieved.
- (9) (a) When does the Government intend to implement biometric security measures in Australian airports; and (b) what is the expected cost.
- (10) (a) Which department will have overall control of the biometric technologies within the airports; (b) what will the cost be for information technology support; (c) is this an additional and annual cost; and (d) is the Government aware of any intellectual property issues surrounding this technology.

Notice given 30 July 2004

3107 **Senator Brown:** To ask the Minister representing the Minister for Foreign Affairs—

- (1) What knowledge does the Government have or has the Government sought about Indonesian journalists Mr Ersa Siregar and Mr Fery Santoro, who were presumed to have been kidnapped by the armed wing of the Free Aceh Movement in 2003.

(2) What action is the Government taking to aid their rescue.

3108 **Senator Brown:** To ask the Minister for Immigration and Multicultural and Indigenous Affairs—With reference to the 27 North Koreans who were detained at the Baxter Detention Centre after having been discharged following a committal hearing in March 2004 on the charge of attempting to import heroin into Australia:

- (1) Are these persons still held at the Baxter Detention Centre.
- (2) How long have they been held or were they held at the centre.
- (3) Were they, or have they been, held in detention for longer than the usual time prior to deportation; if so, what was the reason for the extended detention.
- (4) Whilst in detention, were or have they been kept in isolation from other detainees.
- (5) Whilst in detention, were or have they been allowed visitors.

3109 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to Telstra's work in the Patriarchs mountain range on Flinders Island during 2003:

- (1) What assessment has been made of how this work affected: (a) the Tasmanian wedge-tailed eagle; and (b) the 40 spotted pardalotes.
- (2) Was cinnamon fungus (root rot) introduced or spread as a result of Telstra's work; if so, what potential impact on the environment will this have.

3110 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the proposal by the Victorian Government to develop a site for the storage of toxic industrial waste at Nowingi in the Victorian Mallee:

- (1) Has the environmental impact study of the development been examined by the department; if so, has a report of the results of this examination been prepared.
- (2) If a report has been prepared, does this report indicate whether there is any significant risk of toxic waste leaching from the waste dump into the nearby Murray River.
- (3) If the department has not yet reached a conclusion as to whether there is a significant risk of pollution of the Murray River by toxic chemicals leaking from the site, does it intend to do so.

3111 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the answer to question on notice no. 3019: Given that the Minister did not provide a defined figure in the answer, for each of the past 5 years, how many tonnes of: (a) carbon dioxide; and (b) other greenhouse gases (itemised), have been released as a result of logging Tasmanian forests.

3112 **Senator O'Brien:** To ask the Minister for Immigration and Multicultural and Indigenous Affairs—With reference to the evidence given during the 2004-05 Budget estimates hearings of the Legal and Constitutional Affairs Legislation Committee on 27 May 2004 (*Hansard* p. 73) about the Anangu Pitjantjatjara Yankunytjatjara (APY) lands:

- (1) (a) What funding has the Commonwealth provided to the APY lands for power and water maintenance in each of the financial years 2000-01, 2001-02, 2002-03, 2003-04 and 2004-05 to date; and (b) for each year, can

details of this funding be provided, including allocation, actual expenditure, funding program, funding agency, and funding recipient.

- (2) (a) When in the 2003-04 financial year did the Commonwealth withhold funds for maintenance; (b) who authorised that decision; (c) what funds were withheld; and (d) why was the decision made.
- (3) (a) When was the meeting at which an agreement was brokered allowing for the funds to be released; (b) who was present at the meeting; and (c) can a record of the meeting be provided; if not, why not.
- (4) (a) When did additional disputation arise; (b) what was the nature of the dispute; and (c) who authorised the further decision to withhold funds.
- (5) When was a 'regular contractor' contracted to complete the work in the 2003-04 financial year; (b) who authorised this contract; (c) on the basis of what previous work for the Commonwealth was the contractor classified as 'regular' and (d) what was the value of this contract.
- (6) (a) When was planning for work in the 2003-04 financial year undertaken; (b) was the planned work, said to be 'well underway' in May 2004, completed; if not, what work remained outstanding as at 30 June 2004; and (c) has this work been completed.

3113 **Senator O'Brien:** To ask the Minister representing the Minister for Education, Science and Training—

- (1) Why did the Minister support the axing of the undergraduate nursing education courses at the University of Sydney.
- (2) (a) When did the Minister first receive advice that the university was considering axing the courses; and (b) who provided that advice.
- (3) When did the Minister receive a request to formally approve the axing.
- (4) Was the Minister's decision supported by: (a) the Dean of Nursing at the University of Sydney; (b) the Sydney University Nursing Society; and (c) the National Indigenous Postgraduate Association Aboriginal Corporation.
- (5) How many students are currently enrolled in the Bachelor of Nursing (Indigenous Australian Health) course at the University of Sydney.
- (6) How many Indigenous students are enrolled in the course.
- (7) Does the Minister guarantee the continuation of the course; if so, on what basis; if not, why not.
- (8) (a) What impact will the decision have on postgraduate nursing education at the University of Sydney; and (b) how was the expected impact assessed.

3114 **Senator O'Brien:** To ask the Minister for Family and Community Services—

- (1) For each of the financial years 2002-03, 2003-04 and 2004-05 to date: (a) how many editions of the publication *Footsteps* were published; (b) how many staff worked on production; (c) what was the cost of producing the publication, including staff, production and distribution costs; (d) how many copies of each edition were printed and distributed; and (e) how was the magazine distributed.
- (2) Can a copy of the contract with the publishers of *Footsteps*, Text Pacific, be provided; if not, why not.

- 3115 **Senator O'Brien:** To ask the Minister for Family and Community Services—
- (1) In what languages other than English does Centrelink produce its publications including payment guides.
 - (2) In what Australian Indigenous languages does Centrelink produce the publications.
 - (3) Does Centrelink produce an equivalent *Guide to Ethnic Naming Practices* for Australian Indigenous languages to assist staff to offer high quality service to Indigenous Australians; if so, can a copy be provided; if no guide is produced for staff, why not.

Notice given 2 August 2004

- 3117 **Senator Brown:** To ask the Minister representing the Minister for Foreign Affairs—With reference to the crisis in Darfur, Sudan: After the initial contact with the Sudanese Government on this matter, what further representations have been made and when.
- 3118 **Senator Brown:** To ask the Minister for Communications, Information Technology and the Arts—With reference to the letter sent to the then Minister, the Hon Daryl Williams, on 30 May 2004 by the Australian Indigenous Communications Association, which included 19 requests for an undertaking by the Minister in relation to the department taking over responsibility for Indigenous broadcasting and other Indigenous media from the Aboriginal and Torres Strait Islander Commission:
- (1) Has the Minister responded to each of the points raised; if not, which responses are still outstanding.
 - (2) Which of the requested undertakings has the Government: (a) agreed to; and (b) declined.
 - (3) Subsequent to receipt of the letter, has there been any meeting between representatives of the association and: (a) the previous or current Minister; (b) ministerial advisers; and (c) officers of the department.
- 3119 **Senator Brown:** To ask the Minister for Communications, Information Technology and the Arts—With reference to the statement to the Senate by the Environment, Communications, Information Technology and the Arts Legislation Committee on the Casualties of Telstra (COT) issues, which was tabled on 11 March 1999:
- (1) How much has been spent by Telstra in relation to the COT issues.
 - (2) How much of this money has been spent on settlements with the original claimants.
 - (3) (a) How many of the original claimants have reached a settlement with Telstra; and (b) how many have still to reach a settlement.
 - (4) Has any settlement been reached between Telstra and each of the original complainants in relation to the communication problems which were the basis of the inquiry.

3120 **Senator Murray:** To ask the Minister representing the Minister for Employment and Workplace Relations—

- (1) Since the promulgation of the *Workplace Relations Act 1996*, have any company injunctions been taken out under that Act or the *Trade Practices Act 1974* against protests and boycott actions by consumers, environmentalists or human rights activists, whether individuals, groups or body corporates; if so, can details be provided.
- (2) Have any complaints been received since the promulgation of the *Workplace Relations Act 1996* and the new sections 45D, 45DA and 45DB of the *Trade Practices Act 1974* contending that the new legislation has stifled environmental, human rights, spiritual, cultural or consumer protest in any way; if so, can details be provided.

Notice given 3 August 2004

3121 **Senator Evans:** To ask the Minister for Defence—Can a list be provided of all Defence property sold during the 2003-04 financial year, indicating: (a) the date of sale; (b) the property name and/or address; (c) the type of property (vacant buildings etc); (d) the size of the property; (e) the type of sale (auction, request for proposal, advertised price); (f) the sale price; and (g) the details of the buyer.

3122 **Senator Evans:** To ask the Minister for Defence—Can a breakdown be provided of all costs associated with the disposal of Defence properties during the 2003-04 financial year, including all marketing, advertising, tender evaluation, legal and other costs.

3123 **Senator Evans:** To ask the Minister for Defence—With reference to page 96 of the 2004-05 Defence Portfolio Budget Statements, which indicates that the Government has agreed on a schedule of surplus Defence properties to be offered for sale in the 2004-05 financial year, and that on current valuations these sales will reap an estimated \$164.5 million in revenue: Can a list be provided of all properties that the Government has agreed will be offered for sale during the 2004-05 financial year including: (a) the property name and/or address; (b) the type of property (vacant/buildings); (c) the size of the property; and (d) the type of sale (auction, request for proposal, advertised price).

3124 **Senator Evans:** To ask the Minister for Defence—For each Defence establishment, can the following information be provided: (a) whether contracts have been let for garrison support work; (b) the name of the organisations that are undertaking the work; (c) the nature of the activities covered by the contract (for example, cleaning, catering, security, laundry, etc); (d) the date the contract commenced; (e) the date the contract ends; and (f) the value of the contract.

3125 **Senator Evans:** To ask the Minister for Defence—With reference to the Bambi Kindergarten at Ingleburn in New South Wales:

- (1) Is the kindergarten situated on Defence land.
- (2) Does the Government propose to sell the land on which the kindergarten is situated.
- (3) When is the sale expected to occur.
- (4) What is the size of the site occupied by the kindergarten.
- (5) What is the size of the entire package of land at Ingleburn that is to be sold.

- (6) What is the current valuation of the Ingleburn land.
- (7) When was the kindergarten established.
- (8) What will happen to the kindergarten once the land is sold.
- (9) What advice and/or options has Defence provided to the kindergarten about its future following the sale of the land.
- (10) Is Defence aware of the kindergarten's historical attachment to the site, including the establishment of a Korean War Memorial.
- (11) Was this historical attachment taken into account by Defence when deciding the future of the site on which the kindergarten sits.
- (12) Has Defence considered 'gifting' the kindergarten site to the kindergarten so that it can continue to operate; if not, why not.

3126 **Senator Evans:** To ask the Minister for Defence—

- (1) Does the department have guidelines for the disposal of computers, monitors, printers and other information technology (IT) equipment no longer required by Defence; if so, can a copy of the guidelines be provided.
- (2) How many computers, monitors, printers and other items of IT equipment have been disposed of by Defence in each of the past 3 financial years.
- (3) How was equipment disposed of in each of the past 3 financial years (for example, sold directly by Defence, sold to a commercial business, donated to charitable or educational institutions, destroyed etc).
- (4) What were the sale values of all IT equipment disposed of in each of the past 3 financial years.
- (5) How many IT items have been destroyed by Defence in each of the past 3 financial years.
- (6) On what basis was this equipment destroyed.
- (7) Why was this equipment not sold or donated to charitable or educational institutions rather than destroyed.
- (8) What is the estimated value of all IT equipment destroyed by Defence in each of the past 3 financial years.
- (9) Why does Defence not sell or donate IT equipment to charitable or educational institutions.

3127 **Senator Evans:** To ask the Minister for Defence—

- (1) What was the value of computing and information technology equipment purchased by Defence in each month of the 2003-04 financial year.
- (2) Is all of this equipment now in use within Defence.
- (3) Is any of the equipment not in use and instead in storage; if so, how much of the equipment is in storage (that is, how many monitors, personal computers, printers etc)

3128 **Senator Evans:** To ask the Minister for Defence—With reference to a Navy cadets promotion course that was held at Bulimba Barracks during Easter 2004:

- (1) Did cadets who attended this camp have to pay any costs.
- (2) What was the cost for cadets who attended this camp.
- (3) Is it normal practice for a fee to be charged for cadet camps of this kind; if not, why was a fee charged for the Easter camp at Bulimba.

- (4) Do similar camps run by the other services (that is, Army cadets and Air Force cadets) attract a similar fee; if not, why does the Navy camp attract a fee.
- 3129 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office (ATO) and the non-payment of superannuation contributions by small businesses: Why does the ATO not regularly and routinely monitor superannuation compliance in the same way that it monitors goods and services tax and provisional tax compliance.
- 3130 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office and the non-payment of superannuation contributions by small businesses: Why is the system structured in such a way that small businesses are able to avoid paying superannuation contributions by using such strategies as changing their corporate identities every few years.
- 3131 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office (ATO) and the non-payment of superannuation contributions by small businesses: Given that it is reasonable for an employee to fear that an employer may not look kindly on the act of informing to the ATO, why are employees who ‘blow the whistle’ given no form of reassurance, written or oral, that their names will not be revealed to the employers in relation to whom they are reporting.
- 3132 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office and the non-payment of superannuation contributions by small businesses: In cases when an employer is found guilty of non-payment of superannuation for one tax year, why is that employer not investigated for non-payment in other years.
- 3133 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office (ATO) and the non-payment of superannuation contributions by small businesses:
- (1) Why are complainants not routinely issued with receipts or reference numbers to help them keep track of the details of their complaints.
 - (2) Would such records assist with any disputes with the ATO in relation to complaints that have not been followed up properly.
- 3134 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office and the non-payment of superannuation contributions by small businesses: Why are employees not offered information or feedback on the progress of investigations they have initiated and likely outcomes that could help them with decisions regarding whether to continue their employment.
- 3135 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office and the non-payment of superannuation contributions by small businesses:
- (1) Why do employees have to wait until the October after the end of each financial year to find out whether or not their employer has made superannuation contributions.
 - (2) Why can employees not opt to have their employer pay superannuation contributions monthly or quarterly, as this would give them the opportunity to take action in the case of non-payment before the bill becomes too large.

- 3136 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office (ATO) and the non-payment of superannuation contributions by small businesses:
- (1) In cases where the ATO requires a particular number of complaints before starting an investigation, who decides how many complaints are required.
 - (2) What happens in cases when the employer employs only a small number of people, too few to make up the required number of complaints.
 - (3) How many people must complain to initiate an inquiry.
- 3137 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office (ATO) and the non-payment of superannuation contributions by small businesses:
- (1) Why are the proceeds of fines that the ATO collects from companies that are in breach of the requirement to pay staff superannuation not distributed to the employees who are often left out of pocket.
 - (2) While the ATO states that it requires the company to pay the employees' contributions as well, if these companies go bankrupt before the contributions are paid is it the case that the ATO is paid but the employees are not.
- 3138 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office and the non-payment of superannuation contributions by small businesses:
- (1) Why are employees not provided with basic advice about what to do if their employer is not making superannuation contributions, for example 'keeping payslips because it is an offence under corporations law to falsify records'.
 - (2) Are employees told what they should do if they have evidence that their employer is falsifying records.

Notice given 4 August 2004

- 3140 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—With reference to the recall on 28 April 2003 of products manufactured by Pan Pharmaceuticals:
- (1) Have criminal charges been laid in relation to any of the following matters of which Pan Pharmaceuticals was accused: (a) serious, widespread deficiencies in the company's manufacturing and quality control procedures; (b) substitution and/or omission of active ingredients; (c) falsification of documents; (d) systematic and deliberate manipulation of test results; (e) inadequate cleaning of equipment between manufacture of different products; and (f) failure of end product testing prior to release of the product for supply to consumers.
 - (2) Can copies of documents that were deliberately falsified by Pan Pharmaceuticals be provided.
 - (3) When were documents falsified.
 - (4) Have federal or state prosecutors been briefed by the Therapeutic Goods Administration in relation to potential criminal charges; if so, can details be provided; if not, why not.

- (5) Given that the risks said to be associated with the recalled products included severe organ damage, severe allergic reactions and infections, how many cases were reported in each of these areas that are attributed to products manufactured by Pan Pharmaceuticals and consumed in the 6 and 12 month period prior to the recall.
- (6) With reference to the answer to question on notice no. 2527 (Senate *Hansard*, 22 March 2004, p. 21617), can data now be provided in relation to: (a) the total quantity of recalled product returned; (b) the total quantity of recalled product destroyed; and (c) where the recalled products were destroyed.
- (7) What is the status of the product currently held by sponsors pending the resolution of legal and financial matters associated with the recall.

3141 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—

- (1) Can details be provided of each of the audits conducted by the Therapeutic Goods Administration (TGA) in Australia since April 2003 including the name of manufacturer audited, the date of audit, the cost charged by the TGA and any subsequent action including products recalled.
- (2) Which manufacturers voluntarily withdrew licenses within 3 months of a TGA audit.
- (3) (a) Which manufacturers were advised by the TGA to voluntarily withdraw licenses; and (b) what was the form of that advice.
- (4) Can the reports of those audits be provided; if not, why not.
- (5) How many auditors are currently employed by the TGA.
- (6) How many contract auditors are currently being used by the TGA.
- (7) How many audits have been conducted by contract auditors.
- (8) Is it the correct that contract auditors are required to sign confidentiality agreements with the TGA; if so, why.
- (9) Have any audits since April 2003 found that formulae had been changed by the manufacturer without approval.
- (10) What is the process by which a manufacturer can resume a license previously voluntarily withdrawn.
- (11) To the knowledge of the TGA, how many and which Australian manufacturers have or intend to transfer their production overseas.
- (12) Is it the correct that the TGA does not undertake unannounced audits of overseas manufacturing sites.
- (13) Can copies be provided of the audits conducted on the Sigma Company since 1997.
- (14) Has there been any change in the auditing standard since 1998; if so, what are the changes.
- (15) Were any of the following found in any of these audits; if so, what was found: (a) serious, widespread deficiencies in the company's manufacturing and quality control procedures; (b) substitution and/or omission of active ingredients; and (c) falsification of documents; (d) systematic and deliberate manipulation of test results; (e) inadequate cleaning of equipment

between manufacture of different products; and (f) failure of end product testing prior to release of the product for supply to consumers.

3142 **Senator Allison:** To ask the Minister for Defence—With reference to the Defence Capability Plan 2004–2014:

- (1) Which of the defence acquisition and upgrade proposals listed in the section 'Proposals by Estimated Expenditure' (pp 161-5) have become necessary following Australia's commitment to the United States of America (US) missile defence system.
- (2) What technical components of Australia's defence and intelligence gathering services (other than the Jindalee over-the-horizon radar) have been committed to having a specific role in the US missile defence system.
- (3) Following the signing of the Memorandum of Understanding (MOU) with the US on missile defence: (a) what action has the Government taken to assess the international political implications of Australia's involvement in the US missile defence system; and (b) given the importance of China in the missile defence debate and the importance of its relationship with Australia, has the Government made an assessment of the Chinese reaction to Australia's signing of the MOU; if so, what has been China's reaction.

3143 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—

- (1) Can a copy be provided of the performance information framework for the draft 2004-2009 Public Health Outcomes Funding Agreements (PHOFAs) between the Government and the states and territories; if not, why not.
- (2) Can a copy be provided of the performance indicators applicable to family and reproductive health within the draft 2004-2009 PHOFAs; if not, why not.
- (3) What action is the Government taking to ensure that current programs and services funded under the existing PHOFAs applicable to family and reproductive health will continue to be recognised under the new PHOFAs.
- (4) Will the performance indicators for the 2004-2009 PHOFAs recognise family and reproductive health.

3144 **Senator Evans:** To ask the Minister for Defence—With reference to Project Sea 1390:

- (1) Can an assessment be provided of how this project is proceeding.
- (2) Have the problems that caused the project to be delayed by 2 years been overcome.
- (3) Is there a chance that the project could be further delayed.
- (4) When will the upgrade of the HMAS *Sydney* be completed.
- (5) (a) When will the upgrade of the ships subsequent to the HMAS *Sydney* commence; and (b) for each ship, when will the upgrade be completed.
- (6) (a) How much scope is there for Defence to absorb additional costs if there are further delays or design variations; and/or (b) will further delays or design variations lead to a budget blowout.
- (7) Given that only 4 ships are being upgraded instead of the 6 planned, will the budget for this project be revised downwards; if not, why not.

- (8) Can details be provided of all incentive payments or bonuses that could be payable to the contractor for this project.
- (9) Given that the project is 2 years overdue, why is the Commonwealth still liable for incentive payments and/or bonuses.

3145 **Senator Evans:** To ask the Minister for Defence—With reference to Project Sea 1405:

- (1) Can an update be provided of how phases 1 and 2 of this project, which will upgrade the Seahawk helicopters with Forward Looking Infra Red (FLIR) and Electronic Support Measures (ESM) capability, are proceeding.
- (2) What are some of the problems being experienced with this project.
- (3) Has there been any legal action between the Commonwealth and the prime contractor, Tenix, in relation to this project; if so, what was this action in relation to.
- (4) Is it correct that this action has now been settled out of court; if so: (a) can the details of the settlement be outlined; and (b) how much money was paid to the contractor as part of the settlement.
- (5) (a) How much did Defence spend on legal representation on this case; and (b) can details be provided of lawyers hired and all payments made.
- (6) How much of the \$170.9 million budget for this project has now been spent.
- (7) How many of the 16 Seahawk helicopters have been upgraded to date.
- (8) Is it possible to upgrade the remaining aircraft with the remaining balance of the project budget; if so, how.
- (9) Was this project initially to be delivered in 2002.
- (10) (a) What is the current expected delivery date; and (b) what is the reason for the delay.
- (11) Were the delays associated with the FLIR and ESM upgrades a factor in delaying the larger Seahawk upgrade project by 3 years in the new Defence Capability Plan (DCP).
- (12) Did these delays also cause the budget to increase from \$600 million in the previous DCP to \$1 billion in the new DCP.

3146 **Senator Evans:** To ask the Minister for Defence—With reference to the 2004-2014 Defence Capability Plan (DCP) and Project Air 9001:

- (1) Can a brief description be provided of all of the phases of this project.
- (2) Was this project included in the 2001-2010 DCP.
- (3) What was the timeline for this project in the 2001-2010 DCP, including the dates for each of the phases in the project, and when was it due to be completed.
- (4) What was the budget for this project in the 2001-2010 DCP, including a breakdown for each of the phases in the project.
- (5) What is the current schedule for the completion of this project, including the dates for each of the phases in the project, and when is it due to be completed.
- (6) What is the current budget for the project, including the budget for each of the phases in the project.

- (7) What has been the cost of this project to date (provide the cost of each phase completed).
- (8) Has the Government approved funding for phase 1 of this project; if not, when is it expected that the Government will grant approval for phase 1 of this project.
- (9) To date, how much has Defence spent on plans for phase 1 of this project.
- (10) Why did the Defence Capability and Investment Committee (DCIC) endorse COSC Option 4 over COSC Option 3.
- (11) (a) Can an outline be provided of the costs associated with the transition to a civil training regime; and (b) given these costs, why was COSC Option 4 endorsed over COSC Option 3.
- (12) Was DCIC aware of this costing deficiency when it endorsed COSC Option 4; if not: (a) what corrective action is being taken to remedy this situation to avoid problems in the future with this project; and (b) if no action is being taken, why not.
- (13) Can the Minister confirm the accuracy of the operational and performance data used for the aircraft types in defining capability impact, and in support of the case for COSC Option 4; if so: (a) how was this data derived; and (b) how was the accuracy of this data validated; if not, why not.
- (14) Are there any concerns about the risk of the MIRTASS concept; if so: (a) what is the nature of those concerns; and (b) given these concerns, why has the Minister allowed MIRTASS to be presented to Cabinet when significant risk issues remain unresolved.
- (15) Given that in December 2002 the Prime Minister stated that the Air 9000 aircraft would be fast-tracked for early delivery, yet for reasons still not explained, it appears these aircraft will not be available until 2009, is the COSC Option 3 not a more cost-effective solution through wet lease of an appropriate 2-3 T trainer and the continuation of the Sea King until the Air 9000 aircraft is introduced into service.
- (16) Why it is necessary to introduce another aircraft type as an interim solution when the Air 9000 rationale is to reduce inventory numbers.
- (17) What provision has been made for Commonwealth liability in relation to leased aircraft in an operational environment.
- (18) Will the new aircraft satisfy civil registration and safety standards; if not, what will be the cost of meeting these standards.
- (19) (a) What is the weight of the aircraft being considered; and (b) what is the weight of aircraft normally used for training purposes.

3147 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the application by the Department of Finance and Administration to clear a heritage-listed English oak plantation in York Park, Canberra, for the purposes of building a multi-storey car park and new public service offices:

- (1) Does the inclusion of York Park on the Commonwealth Register of the National Estate establish a presumption that it should be protected.
- (2) Is transplantation of the oak trees part of the proposal by the department; if so, has there been any investigation of whether transplantation of oaks of this size is feasible.

- (3) Given the report in the *Canberra Times* of 16 June 2004 that ‘moves to list Canberra as a World Heritage city could be abandoned if a heritage-listed English oak plantation is cleared’: (a) has the Government investigated whether World Heritage listing of Canberra could be affected by destruction of the plantation; and (b) has the Government assessed the benefit to the tourism industry of Canberra if it were declared a World Heritage city.
- (4) Have alternative proposals for the department’s offices and car parking been investigated.

3148 **Senator Brown:** To ask the Minister representing the Minister for Foreign Affairs—With reference to the report by Greenpeace, *Papua New Guinea: Torture in the Forests*, dated 3 February 2004, which alleges ‘illegal logging, corruption and human rights abuse’ in Papua New Guinea:

- (1) Has the Government investigated claims of such action on the part of a Malaysian multinational company.
- (2) If these claims are substantiated, will the Government use its influence to encourage the Government of Papua New Guinea to clamp down on such behaviour.
- (3) Will the Government act to restrict the importation into Australia of timber products from illegal logging operations.

3149 **Senator Brown:** To ask the Minister representing the Minister for Foreign Affairs—

- (1) Did the Australian Consular Office in San Francisco, United States of America (US), receive in May 2004 a request for assistance from Mr Terence J Gaynor.
- (2) Did Mr Gaynor allege that he had been mistreated by officers of the Immigration and Naturalization Service of the US Department of Justice, or by prison officers in the San Mateo Jail or the Los Angeles County Jail.
- (3) Given the undertaking on the Department of Foreign Affairs and Trade’s website that Australian consular officials ‘can provide assistance to you if you are arrested, notify next of kin, provide a list of local lawyers, conduct prison visits, and ensure an Australian receives the same treatment as could reasonably be expected by the host country’s own citizens’, did Consular officials investigate whether Mr Gaynor had been improperly treated while in custody in the US; if so, what was the result of this investigation.

3150 **Senator Brown:** To ask the Minister representing the Minister for Foreign Affairs—With reference to the articles, ‘Welcome to the Jungle’, dated 5 May 2003, and ‘Licensed to Kill’, dated 30 June 2003, which were published in *Time Asia* (the Asian version of *Time* magazine) and which alleged murderous treatment of the Hmong people by the Laotian Government:

- (1) Has the Government made representations to the Government of Laos regarding the treatment of the Hmong people.
- (2) Will the Government use its influence with the Laotian Government to encourage them to seek a peaceful relationship with the Hmong people.

- 3151 **Senator Brown:** To ask the Minister for Communications, Information Technology and the Arts—Given that: (a) according to the Yellow Pages section of the Sensis website, there are ‘14 million directories delivered free every year to virtually every home and business in Australia’; (b) in some cases, several directories are delivered to the one home or business; (c) on-line directories are available as an alternative to printed versions; (d) many directories are never used; and (e) each directory uses resources and energy for its production and delivery: Will the Government, as the majority shareholder in Telstra or through regulation, require Telstra, through its directories arm Sensis, to attempt to reduce the numbers of Yellow Pages directories circulated to those that are actually needed by the community.

Notice given 5 August 2004

- 3152 **Senator Brown:** To ask the Minister for Family and Community Services—With reference to the baby bonus and maternity payments delivered by the 2004-05 Budget:

- (1) Why did the payments only apply to children who are born into their families or join them within 26 weeks of birth and not to those children who have joined families through inter-country adoption.
- (2) Does the Minister agree that families choosing inter-country adoption incur large costs in addition to the normal expenses involved with the addition of a new family member.
- (3) Will the Minister review the baby bonus and maternity payments to include children who have joined families through inter-country adoptions.

- 3153 **Senator Brown:** To ask the Minister representing the Minister for Foreign Affairs—With reference to West Papua: What role does the Government have in mediating between the Indonesian Government and West Papuans who are seeking independence.

- 3154 **Senator Brown:** To ask the Minister representing the Minister for Foreign Affairs—With reference to West Papua:

- (1) What information does the Government have concerning the West Papuan freedom movement’s new policy of seeking a peaceful resolution of its differences with the Indonesian Government.
- (2) What action has been taken to accommodate or foster this new policy.

- 3155 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—By month, what applications were made to list items on the Pharmaceutical Benefits Scheme from 1 January 2003 to 30 July 2004, indicating applicant, pharmaceutical product proposed for listing and status of application.

- Senator Allison:** To ask the Ministers listed below (Question Nos 3156-3158)—

- (1) Is the Minister aware that television programs for older people such as *Move it or lose it*, aired by Renaissance Television, which broadcasts on Channel 31, were axed on 1 August 2004.
- (2) Is the Minister aware that over the past 4 years, *Move it or lose it* provided exercises designed for older people to help with arthritis and diabetes.
- (3) Does the Minister agree that these programs are effective in preventing ill health in older people.

- (4) What action will the Government take to encourage the resumption of broadcasting of such programs for older people.

3156 Minister representing the Minister for Health and Ageing

3157 Minister for Communications, Information Technology and the Arts

3158 Minister representing the Minister for Ageing

3159 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the Ludlow Tuart Forest near Busselton, Western Australia:

- (1) What are the environmental assets of this forest.
- (2) Is there any threat to this forest; if so, what is the nature of this threat.
- (3) Are any species in the forest listed under the *Environment Protection and Biodiversity Conservation Act 1999*.
- (4) What action is the Government taking to protect this forest.

3160 **Senator Webber:** To ask the Minister representing the Treasurer—

- (1) Is it correct that: (a) on 18 January 1996, a Deputy Commissioner of the Australian Taxation Office (ATO), Mr J M Wheeler, determined in favour of a Queensland taxpayer who had been issued with an amended assessment for the tax year ending 30 June 1995 in relation to a tea tree project investment; (b) in this determination, Mr Wheeler awarded the taxpayer a refund or credit of tax paid, interest and penalty; and (c) on 6 December 1999, the same Queensland taxpayer was again issued with an amended assessment for the tax year ending 30 June 1995 in relation to the same tea tree project investment.
- (2) Why did the ATO renege on the determination of Mr Wheeler in relation to that investment.
- (3) Is it correct that the ATO is citing the decision in *Commissioner of Taxation v Sleight [2004] FCAFC 94* as justification for action it has taken on agricultural projects structured in a similar way to those of Mr Sleight.
- (4) Given Mr Wheeler's determination, why did the ATO decide on 21 December 2000 not to allow Mr Sleight's objection to the amended assessment he received on 12 October 1999.

Notice given 9 August 2004

3161 **Senator Carr:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) (a) How many and which companies tendered for the Airservices Australia contract for the supply of rescue vehicles at Australian airports; (b) where are these companies located; (c) how many people do each of the companies employ; and (d) how many of these companies have previously won Commonwealth contracts.
- (2) How many companies were short-listed for the contract and what were their names.
- (3) Did any companies bid for the rescue vehicle contract as part of a consortium; if so, can details be provided of the consortia including the partner companies.
- (4) Did the Varley Group in Newcastle bid for the rescue vehicle contract.
- (5) What was the Varley Group's quote for the total contract.

- (6) Was the Varley Group's bid competitive on price.
- (7) Was the Varley Group short-listed for the contract.
- (8) Was the airport rescue vehicle contract awarded to an Austrian company.
- (9) Was the winning tender submitted by Rosenbauer International; if so: (a) why did it win the tender; (b) what was the total price Rosenbauer quoted; (c) what maintenance plans and costs were provided; (d) was maintenance included in the tender price; and (e) what price did Rosenbauer quote for ongoing maintenance.
- (10) What chassis design specifications were included in the tender documentation.
- (11) Do any Australian companies currently produce vehicles using the chassis design specified.
- (12) Did any Australian company that tendered for the airport rescue vehicle comply with the chassis design specifications.
- (13) What security deposit was required in the tender documentation.
- (14) Was the security deposit set at 30 per cent of project value.
- (15) On average, what is the security deposit usually specified in tenders put out by Airservices Australia.
- (16) Is it the usual practice to set security deposits at 10 per cent of project value.
- (17) (a) Did the security deposit deter small- to medium-sized enterprises (SMEs) from tendering for the project; (b) did any SMEs raise concerns about the level of the security deposit; (c) how many SMEs tendered for the contract and what were their names and addresses; and (d) were any of these SMEs short-listed by Airservices Australia for the contract.
- (18) Did Airservices Australia officials visit the Varley Group site in Newcastle prior to the letting of the contract.
- (19) Did officials from Airservices Australia visit Austria in connection with this tender; if so: (a) did those officials visit the Rosenbauer International site; (b) who paid for the visit; (c) how many officials went; (d) what was the cost of the trip, including accommodation, flights and other travel allowances; and (e) did the officials prepare a report of their visit to Austria; if so, can a copy of the report be provided.
- (20) (a) Will the Rosenbauer International airport rescue vehicle be imported or manufactured in Australia; and (b) will any Australian company contribute to its design or manufacture.
- (21) Does Rosenbauer International have a maintenance facility in Australia: (a) if so: (i) where is it located, (ii) how many people are employed at the facility, and (iii) will that facility be able to maintain the airport rescue vehicles; and (b) if not: (i) who will provide the maintenance and through-life support for these rescue vehicles, (ii) what additional costs will be incurred, and (iii) were these maintenance costs included in the company's tender.
- (22) Has the Varley Group submitted a formal complaint about the airport rescue vehicle tender process; if so: (a) what process will Airservices Australia follow in dealing with the complaint; and (b) when will Airservices Australia formally respond to the Varley Group.

- (23) Has Airservices Australia quantified the cost of awarding this tender to the Austrian company, including the 'lost opportunity' for Australian manufacturing such as the number of jobs that will not be created in Newcastle, the loss of skills and capacity and the opportunity foregone for future exports to the Asia/Pacific region.

Notice given 10 August 2004

3162 **Senator Murray:** To ask the Minister representing the Minister for Employment and Workplace Relations—

- (1) With reference to agreements under the *Workplace Relations Act 1996*, can figures be provided for: (a) the number of agreements in force; (b) the number of businesses covered; and (c) the number of employees covered by each of the following: awards, collective union agreements, collective non-union agreements, statutory individual agreements, and any other industrial instruments.
- (2) Can a breakdown be provided for the states of New South Wales, Queensland, South Australia, Tasmania and Western Australia of the information sought in (1) for each type of agreement.
- (3) Can estimates be provided of the number of businesses and the number of employees not covered by awards or agreements under either federal or state workplace/industrial relations laws.

3163 **Senator Faulkner:** To ask the Minister for Justice and Customs—

- (1) How much has the Crime Prevention Kit for Small Business cost to: (a) research; (b) produce; (c) design; and (d) print.
- (2) How many copies have been printed.
- (3) (a) How were those kits distributed; and (b) when.
- (4) If the kits were distributed by mailing list, was the mailing list assembled from a departmental database or from another source; if another source, please specify.
- (5) Was the research, writing and design production of this kit outsourced; if so, which consultants or companies were involved in each of those production phases.

3164 **Senator Greig:** To ask the Minister for Family and Community Services—With reference to the answer to question on notice no. 2863 (*Senate Hansard*, 15 June 2004, p. 23810) in which the Minister advised in paragraph 10(b) that the 2001 Agreement covers all Dutch pension payments being made into Australia allowing closer cooperation between Centrelink and the Sociale Verzekeringsbank (SVB), and in paragraph 10(a) that prior to commencement of the current agreement in 2003, SVB privacy rules did not allow for the exchange of information on customers paid without the aid of the agreement:

- (1) Can the Minister confirm whether these statements mean that not all Dutch pension recipients fell within the scope of the 1991 Agreement on Social Security between Australia and the Netherlands; if so, on what basis did a Dutch pension recipient fall or not fall within the scope of the 1991 Agreement.
- (2) Can the Minister confirm whether Centrelink or the department received information about individual customers who were paid because of the 1991 Agreement; if so, what was the nature of that information.

- (3) Of the 11 952 Dutch pension recipients who were subject to the Centrelink payment review that commenced in October 2002, did any of these fall within the scope of the 1991 Agreement; if so, how many.
- (4) Can the Minister confirm that the information of a general nature provided by the SVB to Centrelink under Article 16 of the 1991 Agreement, referred to in paragraph 10(a) of the answer, included information about periodic adjustments to rates of payment; if so, would that information have been sufficient to alert Centrelink or the department to the likely necessity for Dutch pension recipients to notify it of changes in their circumstances.
- (5) Did Centrelink or the department actively and specifically seek this information from individual Dutch pension recipients prior to the October 2002 review.

Notice given 12 August 2004

3165 **Senator Stott Despoja:** To ask the Minister representing the Minister for Education, Science and Training—With reference to the review of indexation, required in accordance with section 198-25 of the *Higher Education Support Act 2003*:

- (1) When will the review be initiated.
- (2) (a) When will the review be undertaken; and (b) who will undertake the review.
- (3) What action has been taken to initiate and undertake the review.
- (4) When did the charges for an application for a student (temporary) visa, as detailed on the Department of Immigration and Multicultural and Indigenous Affairs Form 990i, increase to \$410.
- (5) (a) Why was this visa application charge increased; and (b) when and why was the International Education Contribution increased to \$114.
- (6) (a) Who was consulted in relation to these two increases; and (b) what was the process by which these increases to the application for a student (temporary) visa charge and the International Education Contribution were made.

Notice given 13 August 2004

3166 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—With reference to the answer to question on notice no. 3027 (*Senate Hansard*, 5 August 2004, p. 25668): Will the Minister now seek permission from all of the states and territories to release a copy of the report into the 2003 review of the Public Health Outcomes Funding Agreements; if not, why not.

Notice given 17 August 2004

3167 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to orangutans that are found only in Indonesia and Malaysia which, at the current rate of habitat loss, are facing extinction in the wild in the next 10 years:

- (1) What is the Government doing to: (a) ensure that this does not happen; and (b) allow consumers to make an informed choice when choosing timber that may have come from these areas.

- (2) Why is country of origin labelling of timber not compulsory as it is for other goods.
- (3) Is the Government certain that it is not using illegally-felled timbers.
- (4) How many litres of Indonesian and Malaysian palm oil are being imported into Australia each year.
- (5) Are Australian consumers aware that the main reason for rainforest habitat destruction is to allow palm oil plantations to be established and that this oil is being used in Australia for low-grade cooking applications.
- (6) What else is the Government doing to assist our neighbours in the protection of our closest relative, the orangutan.

3168 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to orangutans that are found only in Indonesia and Malaysia which, at the current rate of habitat loss, are facing extinction in the wild in the next 10 years: Has the Government supported the United Nations Great Ape Survival Project (www.grasp.org.au); if not, does it intend to.

3169 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the proposed importation of nine Asian elephants from Thailand by a consortium of Australasian zoos:

- (1) Is there a proposal by a consortium of Australasian zoos, including Taronga Zoo and Melbourne Zoo, to import nine Asian elephants from Thailand.
- (2) Is this proposal part of a broader plan to establish a herd of up to 64 Asian elephants in Australia.
- (3) Is it the correct that: (a) under the Convention on International Trade in Endangered Species, Asian elephants may only be imported into Australia for conservation breeding purposes, and not for commercial purposes; (b) Asian elephants have never been bred in Australian zoos; and (c) international attempts to breed elephants in captivity have been largely unsuccessful with few, if any, conservation benefits.
- (4) Is it correct that elephants in zoos routinely suffer from serious health and behavioural problems.
- (5) Will the Minister approve the current application to import the nine elephants.

Notice given 20 August 2004

3170 **Senator Brown:** To ask the Minister representing the Attorney-General—With reference to Mr Kirk Pinner, an Australian citizen incarcerated in the United States of America (USA):

- (1) Is Australia a signatory to the International Transfer of Prisoners Scheme; if so, what assistance can an Australian citizen imprisoned in the USA expect from the Australian Government once an application for transfer has been lodged in the USA.
- (2) What action has the Australian Government taken to facilitate such a transfer since Mr Pinner lodged an application for transfer back to Australia from Idaho in May 2004.
- (3) Does Mr Pinner meet the criteria for prisoner transfer, given that he is an Australian citizen whose principal place of residence is Australia and has at least six months of his sentence remaining to be served.

- (4) Will the Minister now pursue the transfer of Mr Pinner to Australia with the USA authorities.

3171 **Senator Brown:** To ask the Minister for Justice and Customs—With reference to the Australian Customs Service (ACS) decision to terminate the investigation of the subsidisation of olive oil exported to Australia from the European Union (EU):

- (1) Why did the ACS terminate the investigation of the subsidisation of EU olive oil entering the Australian domestic market.
- (2) Is olive oil exported from Australia to the EU subject to an import duty in the EU.
- (3) (a) Did Argentina overcome the inability of local produce to compete with imported EU olive oil by imposing a countervailing duty in 1998; and (b) is that countervailing duty still current.
- (4) Did the ACS take into account the actions of Argentina when reaching a decision to terminate its study of EU subsidies; if so, what were its conclusions.
- (5) Will the Government now consider imposing a countervailing duty to nurture the developing Australian olive oil industry; if not, why not.
- (6) What is the Government's assessment of its failure to proceed with the investigation of the subsidies and its failure to impose a countervailing duty on the viability of the Australian olive oil industry.

3172 **Senator Brown:** To ask the Minister representing the Minister for Health and Ageing—With reference to funding for the National Women's Health Program: Will the National Women's Health Program be excluded from the Public Health Outcomes Funding Agreement; if so, what alternative funding provision is being made for funding women's health services nationally and regionally, including the Women's Health Program in Tasmania.

Notice given 26 August 2004

*3173 **Senator Allison:** To ask the Minister representing the Minister for Education, Science and Training—With reference to the answer to question on notice no. 3073: What is the projected expenditure for the National Safe Schools Framework for the period 2006 to 2008.

Notice given 27 August 2004

*3174 **Senator Bartlett:** To ask the Minister for Immigration and Multicultural and Indigenous Affairs—

- (1) On 6 July 2004: (a) how many children were in 'immigration detention', as defined by the *Migration Act 1958*; and (b) of these, how many were children of unauthorised boat arrivals.
- (2) (a) How many children are currently in 'immigration detention', as defined by the *Migration Act 1958*; and (b) of these, how many are children of unauthorised boat arrivals.

*3175 **Senator Bartlett:** To ask the Minister for Immigration and Multicultural and Indigenous Affairs—With reference to protection visa applicants as of 30 June 2004:

- (1) How many applicants were there in: (a) Australia; and (b) each state and territory.

- (2) How many applicants had been granted a bridging visa in: (a) Australia; and (b) each state and territory.
- (3) Of applicants with bridging visas: (a) how many have applied for Asylum Seeker Assistance Scheme (ASAS) income support in: (i) Australia, and (ii) each state and territory; (b) how many have received income support through ASAS in: (i) Australia, and (ii) each state and territory; (c) how many had applied for work rights in: (i) Australia, and (ii) each state and territory; (d) how many had received work rights in: (i) Australia, and (ii) each state and territory; (e) how many had no access to ASAS income support or work rights in: (i) Australia, and (ii) each state and territory; (f) how many are unaccompanied minors; and (g) how many have been granted bridging visa: (i) A, (ii) B, (iii) C, (iv) D, and (v) E.
- (4) How many applicants have been released from detention on bridging visas with any Government income support assistance other than ASAS in: (a) Australia; and (b) each state and territory.
- (5) How many applicants have been released from detention by order of the court (habeas corpus or interlocutory orders) in: (a) Australia; and (b) each state and territory.
- (6) (a) How many applicants in: (i) Australia, and (ii) each state and territory have expired bridging visas; and (b) how many have been detained after the expiry of their bridging visa.
- (7) (a) How many applicants in: (i) Australia, and (ii) each state and territory have been detained for breaching their visa conditions; (b) what types of breaches occurred; and (c) what were the five most common breaches.
- (8) How many applicants are eligible for Medicare in: (a) Australia; and (b) each state and territory.
- (9) How many applicants are eligible for the ASAS General Health Scheme in: (a) Australia; and (b) each state and territory.
- (10) How many protection visa applicant minors have no rights to access Medicare or the ASAS General Health Scheme in: (a) Australia; and (b) each state and territory.
- (11) (a) Whom do departmental officials or detention centre management notify when a detainee is released on a bridging visa; and (b) what system is in place to ensure that their lawyer, counsellor, doctor, family, friends and community are notified of their release.
- (12) What system is in place to ensure that adequate information is provided to applicants with bridging visas in relation to their eligibility for ASAS and work rights.
- (13) How many applicants in: (a) Australia; and (b) each state and territory had been without income assistance and work rights for: (i) 0-6 months, (ii) 6-12 months, (iii) 12-18 months, (iv) 18-24 months, and (v) 24 months and over.
- (14) (a) What are the compliance rates for applicants with expired bridging visas who have never been detained (that is, how many 'disappeared'); and (b) of these, how many had: (i) ASAS income assistance, and (ii) no ASAS income assistance.

Notice given 30 August 2004

- *3176 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—
- (1) Does the Government anticipate that sections of the draft Therapeutic Products Advertising Code (Draft 8A, June 2004) concerning internet advertising will be changed prior to endorsement by federal Australian and New Zealand governments and Australian state and territory governments; if so: (a) in what way will they be changed; (b) has the process of consultation commenced with other governments; and (c) can details be provided of any related meetings and correspondence.
 - (2) Does the Government anticipate that the section of the draft Therapeutic Products Advertising Code (Draft 8A, June 2004) concerning unbranded advertisements will be changed prior to endorsement by federal Australian and New Zealand governments and Australian state and territory governments; if so: (a) why; (b) has the process of consultation commenced with other governments; and (c) can details be provided of any related meetings and correspondence.
 - (3) In what way, if any, will the Therapeutic Products Advertising Code be affected by Annex 2-C of the Australia-United States Free Trade Agreement.
 - (4) When is the new Therapeutic Products Advertising Code expected to be endorsed.
- *3177 **Senator Bartlett:** To ask the Minister for Immigration and Multicultural and Indigenous Affairs—
- (1) Since April 1975, how many people from Vietnam have been granted the following categories of humanitarian visas: (a) refugee; (b) temporary protection; (c) special humanitarian; (d) special assistance; and/or (e) other.
 - (2) Since April 1975, how many people from Vietnam have been granted the following categories of permanent visas: (a) family reunion; (b) overseas student; and (c) other.
 - (3) Since April 1975: (a) how many people from Vietnam sought asylum after arriving in Australia by boat; and (b) how many of these people were denied asylum by the department or its predecessors.
- *3178 **Senator Bartlett:** To ask the Minister for Immigration and Multicultural and Indigenous Affairs—
- (1) Can a breakdown be provided of the current visa and detention status (including place of detention) of all people who arrived on the boat *Hao Kiet*, which arrived in Port Hedland around 1 July 2003.
 - (2) Can a breakdown be provided of the visa and detention status of any children who have since been born to people who arrived on this boat.
- *3179 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to alien invasive fish species in the Tasmanian Wilderness World Heritage Area:
- (1) Have any alien invasive fish species such as trout and atlantic salmon been found in the Gordon or Franklin rivers in the Tasmanian Wilderness World Heritage Area; if so: (a) how many been found; (b) how far up the river

systems have they been discovered; (c) what monitoring is taking place to identify: (i) the rate of their reproduction; and (ii) the rate of expansion of their range in these rivers; and (d) what impacts are these alien invasive fish species having on endemic species in Tasmanian rivers and lakes in the World Heritage Area.

- (2) Have trout, atlantic salmon or any other alien fish invasive species been introduced in the past four years into any other rivers or hydro dams leading into river systems which rise in the World Heritage Area; if so, where.
- (3) What environmental impact assessment was conducted before alien invasive fish species were permitted to be released or farmed in proximity to the World Heritage Area.
- (4) Who gave permission for the releases.

*3180 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the listing of Recherche Bay on the National Heritage List:

- (1) Is the Commonwealth currently assessing the northern peninsula of Recherche Bay for listing on the National Heritage List.
- (2) When does the Commonwealth expect to make a decision regarding the listing.
- (3) Has the Commonwealth met with the Tasmanian Government concerning the listing; if so: (a) when; and (b) what was the outcome.
- (4) What natural and cultural heritage and archaeological studies have been conducted or are planned to be conducted as part of the Commonwealth's assessment of the site.
- (5) (a) Who has been employed to conduct the assessments; and (b) what results are available to date.
- (6) What powers does the Commonwealth have to list the area in the event of an emergency which threatens the values of the site.
- (7) What protection does an emergency listing offer a site.

*3181 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the spotted handfish (*Brachionichthys hirsutus*):

- (1) What is the current conservation status of the spotted handfish.
- (2) What is its habitat range.
- (3) When was it recognised as an endangered species.
- (4) Given the Government's responsibility for endangered species, why has the Government failed to ratify a recovery plan for the period 2002 to 2006.
- (5) Was the recovery plan for 1996 to 2001 fully implemented; if not, why not.
- (6) What funding was expended in the recovery effort for 1996 to 2001.
- (7) (a) What funding is required to fully implement the draft recovery plan for 2002 to 2006; and (b) how much has been allocated and expended to date.
- (8) When will the Government ratify and publicly release the recovery plan for 2002 to 2006.

*3182 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the *Epacris stuartii*:

- (1) What is the current status of the *Epacris stuartii*.
- (2) When was it identified as an endangered species.

- (3) What is its range.
- (4) What are the Government's responsibilities under the convention for the protection of biodiversity in relation to the *Epacris stuartii*.
- (5) Is there a ratified management plan and recovery plan in place for the *Epacris stuartii*; if not, why not.
- (6) What are the major threats to the *Epacris stuartii*.
- (7) When will the Government ratify and implement a management and recovery plan for the *Epacris stuartii*.

*3183 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the rehabilitation of mine sites in Tasmania: What strategy does the Government have for remediation of the impact of mining on the environment of the west coast of Tasmania, including Macquarie Harbour and the Tasmanian Wilderness World Heritage Area.

*3184 **Senator Brown:** To ask the Minister representing the Prime Minister—

- (1) Has the Government provided any funding for the reconstruction of Iraq; if so: (a) how much; (b) when was it allocated; and (c) to which fund in Iraq was it allocated.
 - (2) If funding has been provided: (a) who oversaw the distribution of the funds; (b) how much has been expended to date; (c) what oversight and bidding requirements were placed on the distribution of that funding by the Australian Government; (d) what activities and projects have been funded; (e) which companies have been successful tenderers for that funding in Iraq; and (f) has Halliburton been the recipient of any of that funding; if so: (i) how much, and (ii) for what purpose.
 - (3) Has there been an audit of the fund into which any Australian funds were deposited under the Coalition Provisional Authority; if so, will the Prime Minister release the audit; if not, will the Prime Minister request such an audit.
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ORDERS OF THE SENATE

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Amendment of standing orders

1 Consideration of government documents

That standing order 61, relating to the consideration of government documents, be amended to insert a new paragraph (1)(c) as follows:

- (1)(c) Documents presented on Monday may be considered on Tuesday after the documents presented on that day, and documents presented on Monday and Tuesday and not called on on Tuesday may be considered on Wednesday after documents presented on that day.

(Agreed to 11 May 2004 upon adoption of recommendations in the Procedure Committee's first report of 2004.)

2 Appropriations and Staffing—Standing Committee

That standing order 19, relating to the terms of reference of the Standing Committee on Appropriations and Staffing, be amended to insert a new paragraph (3)(d) as follows:

- (d) consider the administration and funding of security measures affecting the Senate and advise the President and the Senate as appropriate.

(Agreed to 16 June 2004 upon adoption and endorsement of the Appropriation and Staffing Committee's 40th report—Senate department budget 2004-05.)

Committees

3 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.)

4 Estimates—Reference of annual Tax Expenditures Statement to legislation committees

That the annual Tax Expenditures Statement stands referred to legislation committees for consideration by the committees during their examination of the estimates of government expenditure under standing order 26.

(Agreed to 11 May 2004 upon adoption of recommendations in the Procedure Committee's third report of 2003.)

5 Estimates hearings

- (1) That estimates hearings by legislation committees for the year 2004 be scheduled as follows:

2003-04 additional estimates:

Monday, 16 February and Tuesday, 17 February and, if required, Friday, 20 February (*Group A*)

Wednesday, 18 February and Thursday, 19 February and, if required, Friday, 20 February (*Group B*)

2004-05 Budget estimates:

Monday, 24 May to Thursday, 27 May and, if required, Friday, 28 May (*Group A*)

Monday, 31 May to Thursday, 3 June and, if required, Friday, 4 June (*Group B*)

Monday, 1 November and Tuesday, 2 November (*supplementary hearings—Group A*)

Wednesday, 3 November and Thursday, 4 November (*supplementary hearings—Group B*).

BUSINESS OUTSTANDING AS AT PROROGATION OF
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- (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, 24 March 2004 in respect of the 2003-04 additional estimates, and
Thursday, 17 June 2004 in respect of the 2004-05 budget estimates.

(Agreed to 3 December 2003.)

6 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.)

7 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.)

8 Scrutiny of Bills—Standing Committee—Authorisation to hold public hearings

That the Standing Committee for the Scrutiny of Bills be authorised to hold public hearings in relation to its inquiry into entry, search and seizure provisions in Commonwealth legislation.

(Agreed to 22 June 2004.)

Meeting of Senate

9 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 have effect till the conclusion of the last sitting day in 2004.

(Agreed to 19 November 2002 upon adoption of recommendations in the Procedure Committee's second report of 2002; readopted and extended 10 February 2004.)

10 Divisions on Thursday—Temporary order

That the following order operate as a temporary order until the conclusion of the 2004 sittings:

If a division is called for on Thursday after 4.30 pm, the matter before the Senate shall be adjourned until the next day of sitting at a time fixed by the Senate.

(Agreed to 4 August 2004.)

*11 Meeting of Senate

That the Senate, at its rising today, adjourn till a time fixed by the President.

(Agreed to 30 August 2004.)

Orders for production of documents

12 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.

(Motion of the Leader of the Australian Democrats (Senator Bartlett) agreed to 19 June 2002.)

13 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.

(Motion of Senator Sherry agreed to 24 June 2002.)

14 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.

(Motion of Senator Sherry agreed to 25 June 2002.)

15 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.

(Motion of Senator Allison agreed to 27 June 2002.)

16 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.

(Motion of the Leader of the Australian Democrats (Senator Bartlett) agreed to 20 August 2002.)

17 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.

(Motion of Senator Sherry agreed to 28 August 2002.)

18 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.

(Motion of the Leader of the Australian Democrats (Senator Bartlett) agreed to 11 November 2002.)

19 Trade—General Agreement on Trade in Services—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.

(Motion of Senators Ridgeway and Cherry agreed to 14 November 2002.)

20 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.

(Motion of Senator McLucas agreed to 18 November 2002.)

21 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.

(Motion of Senator Conroy agreed to 19 November 2002.)

**22 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).

(Motion of the Leader of the Opposition in the Senate (Senator Faulkner) agreed to 10 December 2002.)

23 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).

(Motion of Senator Brown agreed to 11 December 2002.)

24 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.

(Motion of Senator Stott Despoja agreed to 12 December 2002.)

25 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.

(Motion of Senator Allison agreed to 5 February 2003.)

26 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.

(Motion of Senator Allison agreed to 5 February 2003.)

27 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

(Motion of Senator Allison agreed to 5 March 2003.)

28 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.

(Motion of the Leader of the Australian Democrats (Senator Bartlett) agreed to 25 March 2003.)

29 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.

(Motion of Senators Stott Despoja and Allison agreed to 14 May 2003.)

30 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.

(Motion of Senator Allison agreed to 14 May 2003.)

31 Energy Grants (Credits) Scheme—Draft regulations—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, 19 June 2003:

- (a) draft regulations to be made under the Energy Grants (Credits) Scheme Bill 2003;
- (b) draft regulations to be made under the Energy Grants (Credits) Scheme (Consequential Amendments) Bill 2003; and
- (c) records of any meetings at which members of industry or other groups with a potential to be affected by the passage of these bills were permitted to examine the draft regulations referred to above.

(Motion of Senator O'Brien agreed to 19 June 2003.)

32 Animal Welfare—Live sheep export—Order for production of documents

That the Senate—

- (a) notes that:
 - (i) the *Cormo Express* shipment of 57 000 sheep rejected by Saudi Arabia 3 weeks ago, because of suspected scabby mouth, and subsequently rejected by a second unnamed country is now to be offered free to a third unnamed country in the region,
 - (ii) the *Cormo Express* sailed with a shipment of 57 000 sheep in mid-August 2003 but, by 12 September 2003, after around 5 weeks at sea, the number had been reduced by at least 6 per cent,

- (iii) Saudi Arabia's rejection of Australian shipments because of disease concerns resulted in the cessation of the live sheep trade for a decade from 1991, and trade only resumed in 2000 after Australian exporters agreed to vaccinate all sheep against scabby mouth before shipment,
 - (iv) throughout the period the *Cormo Express* has been at sea, Livecorp spokespeople have continually assured the Australian Government, media and community that the *Cormo Express*' shipment of live sheep would soon find an alternative port,
 - (v) on Wednesday, 10 September 2003, it was reported in the Australian media that *Cormo Express*' shipment of 57 000 were still stranded; a day later Meat and Livestock Australia announced that Australia's live sheep exports were soaring, with reference made to exports to Saudi Arabia, Kuwait, Bahrain and Jordan all being on the increase,
 - (vi) Tuesday, 9 September 2003, saw the National Livestock Service announcing that the number of sheep slaughtered in Australia's eastern states was in decline due to the huge numbers of sheep euthanased and dead because of the drought,
 - (vii) the Australian Bureau of Statistics export data for the 2002-03 financial year and the Australian Bureau of Agricultural and Resource Economics estimates that the beef, veal, mutton and lamb carcass trade was worth \$4 964 million while the live cattle and sheep trade was worth in the vicinity of \$976 million; and
- (b) demands that the Government:
- (i) provide full details to the Senate by 3 pm on Thursday, 18 September 2003 of the number of mortalities aboard the *Cormo Express*, and identify the second and any subsequent ports approached after the Saudi Arabian rejection of the shipment, and identify the port, if any, prepared to accept the sheep and at what cost, and
 - (ii) enforce minimum welfare standards in the live export trade and increases support for the chilled and frozen meat export trade.

(Motion of the Leader of the Australian Democrats (Senator Bartlett) agreed to 17 September 2003.)

33 Health—National Drug Research Strategy—Order for production of document

That there be laid on the table by the Minister representing the Minister for Health and Ageing, no later than the next day of sitting, the most recent draft of the National Drug Research Strategy, as prepared by the National Drug Research Committee.

(Motion of Senator Allison agreed to 8 October 2003.)

34 Health—Immunisation—Order for production of documents

That there be laid on the table by the Minister representing the Minister for Health and Ageing, no later than the next day of sitting, the following documents:

- (a) the advice provided by the Australian Technical Advisory Group on Immunisation (ATAGI) in August 2002, as outlined in paragraph (3) of question on notice no. 1750 (*Senate Hansard*, 15 September 2003, p. 14473), relating to the options for vaccination programs ahead of other ATAGI recommendations;
- (b) the submissions received by the National Health and Medical Research Council as part of its public consultation on the draft 8th Australian Immunisation Handbook;
- (c) all documents relating to the government funding, its requirements of and the subsequent performance of the National Consortium for Education in Primary Medical Care Alternative Pathway Program since its inception, including any review documents; and
- (d) the latest report submitted by the Medical Benefit Schedule Attendance Item Restructure Working Group.

(Motion of Senator Allison agreed to 8 October 2003.)

35 Immigration—Management of detention centres—Order for production of documents

That there be laid on the table by the Minister for Immigration and Multicultural and Indigenous Affairs, no later than 3 pm on Thursday, 16 October 2003:

- (a) the default notice issued to Australasian Correctional Management under the Government's general agreement contract to manage detention centres; and
- (b) the report prepared for the Department of Immigration and Multicultural and Indigenous Affairs by Knowledge Enterprises in 2001 on management of detention centres.

(Motion of Senator Allison agreed to 13 October 2003.)

36 Finance—Calculation of the IBNR levy—Order for production of documents

That there be laid on the table by the Minister for Revenue and Assistant Treasurer, no later than 5 pm on Tuesday, 14 October 2003, all documents held by the Australian Government Actuary relating to its calculations of the Incurred But Not Reported (IBNR) levy following the collapse of the medical defence organisation United Medical Protection, including the formulae used to calculate the estimated unfunded liabilities for IBNR claims.

(Motion of Senator Evans agreed to 13 October 2003.)

37 Animal Welfare—Live sheep export—Order for production of documents

That there be laid on the table, no later than 2 pm on Wednesday, 15 October 2003, the following documents concerning the voyage of the MV *Cormo Express*:

- (a) the import risk analysis report concerning the return of the sheep stranded aboard the vessel to Australia; and
- (b) the latest Master's report revealing mortality aboard the vessel.

(Motion of Senator O'Brien agreed to 14 October 2003.)

38 Environment—Sepon Mine—Order for production of documents

That there be laid on the table by the Minister representing the Minister for Trade (Senator Hill), no later than 30 October 2003, documents detailing the results of the independent environmental and social audit of the Sepon Mine project in Laos, conducted by Graham A Brown and Associates and provided to the Export Finance Insurance Corporation, the providers of political risk insurance for this project.

(Motion of Senator Nettle agreed to 16 October 2003.)

39 Science and Technology—Assisted reproductive technology—Order for production of documents

That there be laid on the table by the Leader of the Government in the Senate (Senator Hill), no later than immediately after motions to take note of answers on 29 October 2003, the following two expert reports prepared for and subsequently issued to members of the Council of Australian Governments for its meeting on 29 August 2003:

- (a) a report that discussed protocols to prevent the creation of embryos for the purposes of scientific research, prepared by the Committee for the Review of Ethical Guidelines for Assisted Reproductive Technology, a subcommittee of the Australian Health Ethics Committee of the National Health and Medical Research Council (NHMRC); and
- (b) a report prepared by the NHMRC that considered the adequacy of supply and distribution for research of excess assisted reproductive technology embryos, which would otherwise have been allowed to succumb.

(Motion of Senator Harradine agreed to 28 October 2003.)

40 Education—Higher education—Regional impact statement—Order for production of document

That there be laid on the table by the Minister representing the Minister for Education, Science and Training, no later than Wednesday, 29 October 2003, the regional impact statement prepared by the Department of Education Science and Training, in support, explanation and justification of the higher education policy package, referred to at the hearing of the Employment, Workplace Relations and Education References Committee on 17 October 2003 (*Hansard*, p. 119).

(Motion of Senator Carr agreed to 28 October 2003.)

41 Finance—Deposit bonds—Order for production of documents

(1) That the Senate—

(a) notes:

- (i) the opinion of the Reserve Bank of Australia that deposit bonds are likely to have encouraged the over-development of inner city rental units,
- (ii) that deposit bonds have been a factor contributing to the current housing boom, and
- (iii) that deposit bonds are issued by a range of organisations, some of which are not regulated by the Australian Prudential Regulation Authority; and

- (b) calls on the Government:
- (i) to review the regulation of deposit bonds and related instruments and to include both the Australian Prudential Regulation Authority and Australian Securities and Investment Commission in the review, and
 - (ii) to develop a regulatory scheme that will protect consumers and take some pressure from the housing boom and that will ensure:
 - (A) issuers of deposit bonds must conduct appropriate checks on the credit worthiness and ability to repay of applicants, and
 - (B) all deposit bond providers are regulated.
- (2) That there be laid on the table, no later than 3.30 pm on 1 December 2003, any documents prepared by the Australian Securities and Investment Commission, the Australian Prudential Regulation Authority and the Department of the Treasury in relation to deposit bonds.

(Motion of the Leader of the Australian Democrats (Senator Bartlett) agreed to 25 November 2003.)

42 Taxation—First home owners, ‘bracket creep’ and Intergenerational Report—Order for production of documents

That there be laid on the table by the Minister representing the Treasurer, no later than 3 pm, Thursday, 4 December 2003, any documents prepared by the Department of the Treasury in relation to:

- (a) the operation of the First Home Owner Grant scheme;
- (b) information on the impact of ‘bracket creep’; and
- (c) baseline information used in the preparation of the Intergenerational Report 2002-03 (Budget Paper No. 5).

(Motion of Senator Conroy agreed to 1 December 2003.)

43 Health—Pharmaceutical Benefits Scheme—Order for production of documents

That there be laid on the table, by 3 pm on 4 December 2003, the following:

- (a) all correspondence and documents, including e-mails, between the Department of Health and Ageing (the department) and the National Prescribing Service (NPS) and/or the Minister for Health and Ageing and/or the pharmaceutical drug companies Lilly and GlaxoSmithKline concerning the recent Pharmaceutical Benefits Scheme listing of Thiazolidinediones (Actos – Pioglitazone, and Avandia – Rosiglitazone) and the role of the NPS in conducting an education campaign about the drugs;
- (b) all correspondence and documents, including e-mails, between the department, the NPS and their new drug working group concerning a departmental request that the NPS should not conduct an education campaign about the Thiazolidinedione group of drugs; and

- (c) reports and/or correspondence from the Australian Adverse Drug Reaction Committee and/or the Therapeutic Goods Administration concerning adverse effects of Pioglitazone and Rosiglitazone directed at health practitioners, the department, the Pharmaceutical Benefits Advisory Committee, and the Minister.

(Motion of Senator Nettle agreed to 3 December 2003.)

44 Environment—Sepon mine—Order for production of documents

That there be laid on the table, by 3 pm on 4 December 2003, those parts of the audit report on the Sepon mine project in Laos referred to by the Minister for Finance and Administration in his statement to the Senate on 25 November 2003 which relate to the environmental and social impacts of the project.

(Motion of Senator Nettle agreed to 3 December 2003.)

45 Science and Technology—Assisted reproductive technology—Order for production of documents

That the Senate—

- (a) notes that the Leader of the Government in the Senate (Senator Hill) has failed to provide documents relating to embryo research and the Council of Australian Governments for more than 3 months; and
- (b) insists that Senator Hill provide the documents before the adjournment of the Senate on Thursday, 12 February 2004.

(Motion of Senator Harradine agreed to 10 February 2004.)

46 Superannuation—Departing temporary residents—Order for production of document

That there be laid on the table, by the Minister for Revenue and Assistant Treasurer, no later than 5 pm on Wednesday, 24 March 2004, the document detailing the actual revenue collected during the 2002-03 financial year from the measure, 'allowing departing temporary residents access to their superannuation' referred to on page 1-25 of the document *Budget strategy and outlook 2002-03* (Budget Paper No. 1).

(Motion of Senator Sherry agreed to 24 March 2004.)

47 Australian Federal Police Commissioner—Statement—Order for production of documents

That there be laid on the table, by the Leader of the Government in the Senate, no later than 4 pm on Tuesday, 30 March 2004, copies of all drafts of the clarifying statement which was negotiated between the Australian Federal Police Commissioner, Mr Keelty, and the Secretary of the Department of the Prime Minister and Cabinet, Dr Shergold, and any other members or representatives of the Government and which was issued by the Commissioner on Tuesday, 16 March 2004.

(Motion of the Leader of the Opposition in the Senate (Senator Faulkner) agreed to 24 March 2004.)

48 Immigration—Ministerial discretion—Order for production of documents

That there be laid on the table by the Minister for Immigration and Multicultural and Indigenous Affairs, no later than 5 pm on 12 May 2004, the following documents relating to the exercise of ministerial discretion under sections 351 and 417 of the *Migration Act 1958*:

- (a) the documentary evidence from the case histories relating to the applications for the Minister to exercise his discretionary powers concerning which Mr Karim Kisrwani made representations on behalf of the applicant to the former Minister for Immigration and Multicultural and Indigenous Affairs (Mr Ruddock) which resulted in the Minister intervening on behalf of the applicant, indicating the following:
 - (i) the Refugee Review Tribunal (RRT) or Migration Review Tribunal (MRT) outcome in relation to each case,
 - (ii) the outcome of the Minister's consideration pursuant to sections 351 or 417, and the date of the Minister's decision,
 - (iii) an indication of whether the case at any stage was assessed by officers of the Department of Immigration and Multicultural and Indigenous Affairs (DIMIA) as falling outside the Minister's guidelines,
 - (iv) the date of any such assessment,
 - (v) the date on which each case was first referred to the Minister's office, and an indication of whether at that stage the case was a scheduled case (assessed as outside the guidelines) or a full submission,
 - (vi) the date on which the file was the subject of a submission (other than on the schedule) to the Minister's office,
 - (vii) details of any requests by the Minister's office for a submission in relation to any of the files, as referred to in the letter, including the date, and any documentary record, of such requests,
 - (viii) details of the date or dates and nature of the contact with Mr Kisrwani referred to in the letter, and
 - (ix) copies of any correspondence or other documentation evidencing such contact;
- (b) copies of all case files for all cases involving representations by Mr Cameron MP and Gateway Pharmaceuticals to Mr Ruddock to intervene on behalf of applicants and where the Minister exercised his powers under sections 351 and 417;
- (c) the documentary evidence for each of the 105 case histories referred to in evidence given by DIMIA officers on 31 October 2003 to the Select Committee on Ministerial Discretion in Migration Matters, indicating in each case the following:
 - (i) the nationality of the applicant,
 - (ii) a timeline of the application process including processing of the ministerial intervention request subsequent to the decisions of either the RRT or MRT,
 - (iii) details of decisions made by departmental officers and review tribunals in relation to each applicant,
 - (iv) whether the case was assessed by the department as meeting the guidelines for ministerial intervention or placed on a schedule as being outside the guidelines and the date of such decisions,
 - (v) details including the date of any communication from the Minister or the Minister's office regarding the case, including any request for a full submission, and

- (vi) names of any persons who made representations on behalf of the applicant;
- (d) all documents on case files relating to the exercise of the ministerial discretionary powers under sections 351 and 417 in the cases of Ibrahim Sammaki and Bedweny Hbeiche; and
- (e) all documents on case files relating to the exercise of the ministerial discretionary powers under sections 351 and 417 in cases involving representations by Mr Fahmi Hussain.

(Motion of Senator Ludwig agreed to 1 April 2004.)

49 Indigenous Australians—Lands Acquisition Amendment Regulations 2004 (No. 2)—Order for production of documents

That there be laid on the table by the Minister for Immigration and Multicultural and Indigenous Affairs, no later than 3 pm on 23 June 2004, the following documents relating to the Lands Acquisition Amendment Regulations 2004 (No. 2), as contained in Statutory Rules 2004 No. 82 and made under the *Lands Acquisition Act 1989*:

- (a) any documents relating to the making of the relevant amendments to the Lands Acquisition Regulations 1989;
- (b) any advice provided in relation to the decision to make the relevant amendments to the Lands Acquisition Regulations 1989;
- (c) any advice provided in relation to the continued government control of title currently held by Indigenous people through the Aboriginal and Torres Strait Islander Commission (ATSIC) after ATSIC is abolished by legislation; and
- (d) any other advice relating to the decision to make the relevant amendments.

(Motion of Senator Ridgeway agreed to 21 June 2004.)

50 Defence—Iraq—Human rights abuses—Order for production of document

That there be laid on the table by the Minister for Defence, no later than 4 pm on Wednesday, 23 June 2004, the following document:

The 61-page report and nine additional annexures, prepared by the Department of Defence's Iraq Detainees Fact-Finding Team which formed the basis for the statement by the Minister for Defence (Senator Hill) to the Senate on the abuse of detainees held in Iraq, prepared by Mr Michael Pezzullo, Head of Infrastructure, Department of Defence for the Secretary of the Department of Defence and the Commander of the Defence Forces, and referred to by the Minister in the 2004-05 Budget estimates hearings of the Foreign Affairs, Defence and Trade Legislation Committee on 17 June 2004.

(Motion of Senator Brown agreed to 22 June 2004.)

51 Science and Technology—Synthetic aperture radar—Order for production of documents

That there be laid on the table by the Minister representing the Minister for Industry, Tourism and Resources, no later than 6.30 pm on 24 June 2004, the following documents:

Any assessment or analysis of the synthetic aperture radar work commissioned or acquired by Geoscience Australia, or related documents.

(Motion of Senator Cherry agreed to 23 June 2004.)

52 Defence—Office of National Assessments report—Order for production of document

That there be laid on the table by the Leader of the Government in the Senate, no later than 4 pm on Thursday, 24 June 2004, a copy of that part of the Office of National Assessments' (ONA) classified document log which relates to requests for, and movements of, the December 2002 ONA report on the humanitarian impact of the war in Iraq, during the period 16 June to 23 June 2003.

(Motion of the Leader of the Opposition in the Senate (Senator Faulkner) agreed to 23 June 2004.)

53 Environment—Videophone facilities—Order for production of documents

That there be laid on the table, by 3 pm on 30 June 2004, the following documents:

- (a) all correspondence between Environment Australia and Hutchison 3G in relation to the installation of videophone facilities in Oatley Park; and
- (b) all correspondence between Environment Australia and Telstra in relation to the installation of videophone facilities in Leichardt and Coogee.

(Motion of Senator Nettle agreed to 24 June 2004.)

54 Defence—Missile defence program—Order for production of document

That there be laid on the table by the Minister for Defence, no later than 4 pm on Thursday, 5 August 2004, the Memorandum of Understanding between the Governments of Australia and the United States of America, signed in Washington in July 2004, concerning the program of cooperation on missile defence.

(Motion of Senator Brown agreed to 4 August 2004.)

55 Environment—Bushfire mitigation and management—Order for production of document

That the Senate—

- (a) notes that the report of the Council of Australian Governments (COAG) inquiry on bushfire mitigation and management was provided to the Prime Minister (Mr Howard) on or around 2 April 2004; and
- (b) requires the Minister representing the Prime Minister to table in the Senate, no later than 5 pm on Monday, 9 August 2004, the report of the inquiry.

(Motion of Senator Brown agreed to 5 August 2004.)

56 Parliament—Telstra senior officers—Order for production of document

That there be laid on the table by not later than 1 March 2005 a statement of measures taken by Telstra to ensure that its senior officers are appropriately trained in their obligations to Parliament, including the number and level of officers who have undergone such training and the dates of any such training.

(Agreed to 5 August 2004 upon adoption of a recommendation in the Committee of Privileges' 119th report.)

57 Environment—Repulse Bay—Order for production of documents

That there be laid on the table by the Minister for the Environment and Heritage, no later than 3 pm on 11 August 2004, the following documents:

- (a) all correspondence and other communications including maps relating to Repulse Bay or the Representative Areas Program between the Member for Dawson, Ms De-Anne Kelly, or her office, and the Great Barrier Reef

Marine Park Authority (GBRMPA) during the period 1 January to 5 August 2004;

- (b) all correspondence and other communications including maps relating to Repulse Bay, GBRMPA or the Representative Areas Program between the Member for Dawson, Ms De-Anne Kelly, or her office, and the Minister for the Environment and Heritage or the Minister's office during the period 1 January to 5 August 2004; and
- (c) all correspondence and other communications including maps relating to GBRMPA or the Representative Areas Program between the Member for Dawson, Ms De-Anne Kelly, or her office, and the Department of the Environment and Heritage during the period 1 January to 5 August 2004.

(Motion of Senator McLucas agreed to 10 August 2004.)

58 Environment—Nuclear waste storage—Order for production of document

That there be laid on the table by the Minister for Finance and Administration, no later than 1 pm on 12 August 2004, the document containing the Commonwealth sites, including offshore islands and territories, listed as potential sites for the storage of nuclear waste and referred to by the Minister on the Australian Broadcasting Corporation's *AM* program on 14 July 2004.

(Motion of Senator Allison agreed to 11 August 2004.)

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)

Date of order	Subject	Addressed to
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

Parliament

59 Addresses by foreign heads of state

The Senate considers that any future parliamentary addresses by visiting foreign heads of state should be received by a meeting of the House of Representatives in the House chamber, to which all senators are invited as guests.

(Agreed to 11 May 2004 upon adoption of the Procedure Committee's Third report of 2003.)

60 Administration of parliamentary security

The Senate endorsed the following resolution of the Appropriation and Staffing Committee: That—

- (1) Conditional on the Department of the House of Representatives taking identical steps:
 - (a) approximately \$11m of the amount allocated to the provision of security currently shown for the Department of the Senate in the 2004-05 budget papers and out years be transferred to the Department of Parliamentary Services (DPS);
 - (b) the security assets of the Department of the Senate be transferred to DPS with effect from 1 July 2004, and that the Clerk and the Secretary of DPS conclude an agreement on the transfer of an appropriate amount of depreciation reserves;
 - (c) any expenditure on security services for the Parliament incurred by DPS from 1 July 2004 (including under the agreement with the Australian Federal Police) not be billed to the Department of the Senate.

- (2) The President direct, for his part, that any advice on security matters affecting senators, Parliament House and the parliamentary precincts tendered by the Secretary or another officer of DPS shall be co-signed by the Usher of the Black Rod or another officer of the Department of the Senate nominated by the Clerk, and, unless it is so co-signed, it shall not constitute satisfactory advice to the President.
- (3) The Senate amend the committee's terms of reference to give the Committee responsibility for oversight of expenditure and administration of security measures affecting the Senate.
- (4) The Parliamentary Service Act be amended to provide for the continuation of the Security Management Board to advise the Presiding Officers on security management and policy issues.

(Agreed to 16 June 2004 upon adoption and endorsement of the Appropriation and Staffing Committee's 40th report—Senate department budget 2004-05.)

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 Nationals 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 Nationals 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 Nationals 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 Nationals 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 Nationals 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

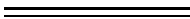
- 12 **Leader of the Opposition in the Senate (Senator Faulkner)**
Leader of The Nationals in the Senate (Senator Boswell)
Leader of the Australian Democrats (Senator Bartlett)
Senator Brown
Senator Harradine
Senator Harris
Senator Lees
Senator Nettle

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 Nationals 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, Ferguson, Hutchins, Kirk, Knowles, Lightfoot, Sandy Macdonald, Marshall, 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
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

Legislative Scrutiny Standing Committees—continued

Rural and Regional Affairs and Transport Legislation
Rural and Regional Affairs and Transport References

Select Committees

A Certain Maritime Incident
Administration of Indigenous Affairs

Select Committees—continued

Free Trade Agreement—Australia and the United States of America
Lindeberg Grievance
Medicare
Ministerial Discretion in Migration Matters
Scafton Evidence
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

Joint Committees—continued

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*)

Administration of Indigenous Affairs—Select Committee

(appointed 16 June 2004; reporting date: 31 October 2004)

Members

Senator Crossin (*Chair*), Senator Johnston (*Deputy Chair*), Senators Heffernan, McLucas, Nettle, O'Brien, Ridgeway and Scullion

Report presented

* Interim report (*presented to the President on 31 August 2004, pursuant to standing order 38(7)*)

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*)

38th report—Estimates for the Department of the Senate 2003-04 (*tabled 23 June 2003*)

39th report—Review of aspects of parliamentary administration (*tabled 23 June 2003*)
Annual report for 2002-03 (*tabled 18 September 2003*)
40th report—Senate department budget 2004-05 (*certified by the President on 20 May 2004, pursuant to standing order 166(2); tabled 15 June 2004*)
Annual report for 2003-04 (*tabled 12 August 2004*)

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

Current inquiry

Review of the administration, expenditure and financial statements of ASIO, ASIS and DSD (*ongoing statutory responsibility*)

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*)
Private review of agency security arrangements (*tabled 13 October 2003*)
Intelligence on Iraq's weapons of mass destruction (*tabled 1 March 2004*)
Review of the Intelligence Services Amendment Bill 2003 (*tabled 11 March 2004*)
Review of the listing of the Palestinian Islamic Jihad (PIJ) (*tabled 16 June 2004*)
Annual report of committee activities for 2002-03 (*tabled 16 June 2004*)

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

Reports presented

Examination of the annual report for 2001-02 of the National Crime Authority (*tabled 30 October 2003*)
Cybercrime (*tabled 24 March 2004*)
Inquiry into the trafficking of women for sexual servitude (*tabled 24 June 2004*)
* Examination of the annual report for 2002-03 of the National Crime Authority and the Australian Crime Commission (*presented to the President on 31 August 2004, pursuant to standing order 38(7)*)

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

Community Affairs Legislation Committee

Portfolios

Family and Community Services; Health and Ageing

Members

Senator Knowles (*Chair*), Senator Greig (*Deputy Chair*), Senators Barnett, Denman, Humphries and McLucas

Substitute member

Senator Allison to replace Senator Greig for the committee's inquiry into the provisions of the Commonwealth Electoral Amendment (Preventing Smoking Related Deaths) Bill 2004, the exposure draft of the Tobacco Advertising Prohibition (Film, Internet and Misleading Promotion) Amendment Bill 2004 and the adequacy of the ACCC response to date on issues concerning tobacco

Participating members

Senators Abetz, Allison, Bishop, Boswell, Brown, Buckland, Carr, Chapman, Colbeck, Collins, Coonan, Crossin, Eggleston, Evans, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Hogg, Lees, Lightfoot, Ludwig, McGauran, Mackay, Moore, Murphy, Nettle, O'Brien, Payne, Tierney, Watson and Webber

Current inquiry

Provisions of the Commonwealth Electoral Amendment (Preventing Smoking Related Deaths) Bill 2004, the exposure draft of the Tobacco Advertising Prohibition (Film, Internet and Misleading Promotion) Amendment Bill 2004 and the adequacy of the ACCC response to date on issues concerning tobacco (*referred 13 May 2004; reporting date: 30 September 2004*)

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*)
Health Legislation Amendment (Private Health Insurance Reform) Bill 2003 (*tabled 16 June 2003*)
Budget estimates 2003-04, June 2003 (*tabled 19 June 2003*)
Annual reports (No. 1 of 2004), March 2004 (*tabled 24 March 2004*)
Truth in Food Labelling Bill 2003 (*tabled 24 March 2004*)
Additional estimates 2003-04, March 2004 (*tabled 24 March 2004*)

Budget estimates 2004-05, June 2004 (*tabled 17 June 2004*)

Family and Community Services and Veterans' Affairs Legislation Amendment (Income Streams) Bill 2004 (*tabled 21 June 2004*)

Community Affairs References Committee

Members

Senator McLucas (*Chair*), Senator Knowles (*Deputy Chair*), Senators Humphries, Hutchins, Lees and Moore

Substitute members

Senator Murray to replace Senator Lees for the committee's inquiry into children in institutional care

Senator Allison to replace Senator Lees and Senator Forshaw to replace Senator Moore for the committee's inquiry into aged care facilities

Participating members

Senators Abetz, Allison, Barnett, Bishop, Carr, Chapman, Colbeck, Coonan, Crossin, Denman, Eggleston, Evans, Faulkner, Ferguson, Ferris, Forshaw, Greig, Harradine, Harris, Lees, Lightfoot, Ludwig, Mackay, Mason, McGauran, Moore, Murphy, Nettle, O'Brien, Payne, Tierney, Watson and Webber

Current inquiries

Operation of the social security breaches and penalties system (*referred 16 October 2002*)

Children in institutional care (*referred 4 March 2003; reporting date for second report: last sitting day in December 2004*)

Aged care facilities (*referred 23 June 2004; reporting date: 30 September 2004*)

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*)

A hand up not a hand out: Renewing the fight against poverty—Report on poverty and financial hardship (*tabled 11 March 2004*) and corrigendum [Balancing the picture on poverty, p. 448] (*tabled 11 March 2004*)

Hepatitis C and the blood supply in Australia (*tabled 17 June 2004*)

- * Forgotten Australians: A report on Australians who experienced institutional or out-of-home care as children (*tabled 30 August 2004*)
-

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

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)

Corporations Amendment Regulations 2003 (No. 1), Statutory Rules 2003 No. 31 (tabled 24 June 2003)

Regulation 7.1.29 in Corporations Amendment Regulations 2003 (No. 3), Statutory Rules 2003 No. 85 (tabled 26 June 2003)

Inquiry into the disclosure of commissions on risk products (tabled 12 August 2003)

Money matters in the bush: Inquiry into the level of banking and financial services in rural, regional and remote areas of Australia (presented to the *Temporary Chair of Committees, Senator Cherry*, on 15 January 2004, pursuant to standing order 38(7); tabled 10 February 2004)

ATM fee structure (presented to the *Temporary Chair of Committees, Senator Cherry*, on 15 January 2004, pursuant to standing order 38(7); tabled 10 February 2004)

Corporations Amendment Regulations 2003 (Batch 6); Draft regulations—Corporations Amendment Regulations 2003/04 (Batch 7); and Draft regulations—Corporations Amendment Regulations 2004 (Batch 8) (tabled 24 March 2004)

Corporations Amendment Regulations 7.1.29A, 7.1.35A and 7.1.40(h) (presented to the *President* on 2 June 2004, pursuant to standing order 38(7); tabled 15 June 2004)

CLERP (Audit Reform and Corporate Disclosure) Bill 2003—Part 1: Enforcement, executive remuneration, continuous disclosure, shareholder participation and related matters (presented to the *Temporary Chair of Committees, Senator Knowles*, on 4 June 2004, pursuant to standing order 38(7); tabled 15 June 2004)

CLERP (Audit Reform and Corporate Disclosure) Bill 2003—Part 2: Financial reporting and audit reform (tabled 15 June 2004)

Corporate insolvency laws: a stocktake (presented to the *Deputy President* on 30 June 2004, pursuant to standing order 38(7); tabled 3 August 2004)

Economics Legislation Committee

Portfolios

Treasury; Industry, Tourism and Resources

Members

Senator Brandis (*Chair*), Senator Stephens (*Deputy Chair*), Senators Chapman, Murray, Watson and Webber

Substitute members

Senator Allison to replace Senator Murray for matters relating to the Resources portfolio

Senator O'Brien to replace Senator Webber for matters relating to tourism

Participating members

Senators Abetz, Boswell, Brown, Buckland, George Campbell, Carr, Cherry, Colbeck, Conroy, Cook, Coonan, Eggleston, Evans, Faulkner, Ferguson, Ferris, Fifield, Forshaw, Harradine, Harris, Kirk, Knowles, Lees, Lightfoot, Ludwig, Lundy, Mackay, Marshall, Mason, McGauran, Murphy, Murray, O'Brien, Payne, Ridgeway, Sherry, Stott Despoja, Tchen, Tierney and Wong

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); tabled 16 June 2003*)

Taxation Laws Amendment Bill (No. 4) 2003 (*tabled 19 June 2003*)

Taxation Laws Amendment Bill (No. 8) 2003 (*tabled 19 June 2003*)

Budget estimates 2003-04, June 2003 (*tabled 23 June 2003*)

New Business Tax System (Taxation of Financial Arrangements) Bill (No. 1) 2003 (*tabled 13 August 2003*)

Provisions of the Trade Practices Amendment (Personal Injuries and Death) Bill 2003 (*tabled 20 August 2003*)

Provisions of the Taxation Laws Amendment Bill (No. 5) 2003 (*tabled 21 August 2003*)

Provisions of the Financial Services Reform Amendment Bill 2003 (*tabled 21 August 2003*)

Provisions of the ACIS Administration Amendment Bill 2003 and the Customs Tariff Amendment (ACIS) Bill 2003 (*tabled 10 September 2003*)

Provisions of the Taxation Laws Amendment Bill (No. 7) 2003 (*tabled 10 September 2003*)

Annual reports (No. 2 of 2003), September 2003 (*tabled 10 September 2003*)

Provisions of the Energy Grants (Cleaner Fuels) Scheme Bill 2003 and the Energy Grants (Cleaner Fuels) Scheme (Consequential Amendments) Bill 2003 (*tabled 16 October 2003*) and errata (*tabled 24 October 2003*)

Late Payment of Commercial Debts (Interest) Bill 2003 (*tabled 29 October 2003*)

Provisions of the International Tax Agreements Amendment Bill 2003 (*presented to the President on 3 November 2003, pursuant to standing order 38(7); tabled 24 November 2003*)

Financial Services Reform Amendment Bill 2003 and certain associated regulations (*tabled 3 December 2003*)

Provisions of the Taxation Laws Amendment (Superannuation Contributions Splitting) Bill 2003 and associated regulations (*tabled 5 December 2003*)

Superannuation Safety Amendment Bill 2003 (*presented to the Deputy President on 19 February 2004, pursuant to standing order 38(7); tabled 1 March 2004*)

Annual reports (No. 1 of 2004), March 2004 (*tabled 10 March 2004*)

Provisions of the Greater Sunrise Unitisation Agreement Implementation Bill 2004 and the Customs Tariff Amendment (Greater Sunrise) Bill 2004 (*tabled 23 March 2004*)

Additional estimates 2003-04, March 2004 (*tabled 24 March 2004*)

Taxation Laws (Clearing and Settlement Facility Support) Bill 2003 (*tabled 29 March 2004*)

New International Tax Arrangements Bill 2003 (*tabled 12 May 2004*)

Tax Laws Amendment (2004 Measures No. 1) Bill 2004 (*tabled 12 May 2004*)

Provisions of the Treasury Legislation Amendment (Professional Standards) Bill 2003 (*tabled 12 May 2004*)

Provisions of the Tourism Australia Bill 2004 (*tabled 13 May 2004*)

Budget estimates 2004-05, June 2004 (*tabled 17 June 2004*)

Superannuation Budget Measures Bill 2004, Superannuation Laws Amendment (2004 Measures No. 1) Bill 2004 and Superannuation Laws Amendment (2004 Measures No. 2) Bill 2004 (*tabled 21 June 2004*) and corrigendum (*tabled 24 June 2004*)

Tax Laws Amendment (2004 Measures No. 3) Bill 2004 (*tabled 22 June 2004*)
Provisions of the Tax Laws Amendment (Wine Producer Rebate and Other Measures)
Bill 2004 (*tabled 11 August 2004*)

- * Provisions of the Textile, Clothing and Footwear Strategic Investment Program Amendment (Post-2005 scheme) Bill 2004 and the Customs Tariff Amendment (Textile, Clothing and Footwear Post-2005 Arrangements) Bill 2004 (*tabled 30 August 2004*)
- * Superannuation Industry (Supervision) Amendment Regulations 2004 (No. 2) [Statutory Rules 2004 No. 84] (*tabled 30 August 2004*)

Economics References Committee

Members

Senator Stephens (*Chair*), Senator Brandis (*Deputy Chair*), Senators Chapman, Ridgeway, Webber and Wong

Substitute members

Senator Allison to replace Senator Ridgeway for matters relating to the Resources portfolio

Senator Murray to replace Senator Ridgeway for the committee's inquiry into the structure and distributive effects of the Australian taxation system

Senator O'Brien to replace Senator Webber for matters relating to tourism

Participating members

Senators Abetz, Barnett, Boswell, Buckland, George Campbell, Carr, Cherry, Colbeck, Conroy, Coonan, Eggleston, Faulkner, Ferguson, Ferris, Fifield, Forshaw, Harradine, Harris, Kirk, Knowles, Lees, Lightfoot, Ludwig, Mackay, Mason, McGauran, Murphy, Murray, Payne, Sherry, Stott Despoja, Tchen, Tierney and Watson

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*)

The effectiveness of the *Trade Practices Act 1974* in protecting small business (*tabled 1 March 2004*)

The structure and distributive effects of the Australian taxation system (*tabled 25 June 2004*)

Electoral Matters—Joint Standing Committee

(*appointed 14 February 2002; terms of appointment varied 8 March 2004*)

Members

Mr Georgiou (*Chair*), Mr Danby (*Deputy Chair*), Senators Brandis, Faulkner, Mason, Murray and Ray and Mr Forrest, Mr Melham and Ms Panopoulos

Current inquiry

Electoral funding and disclosure and any amendments to the Commonwealth Electoral Act necessary in relation to political donations (*referred 4 March 2004; reporting date: 30 September 2004*)

Reports presented

The integrity of the electoral roll: Review of ANAO report no. 42 of 2001-02 (*tabled 11 November 2002*)

The 2001 Federal Election: Report of the inquiry into the conduct of the 2001 Federal Election, and matters related thereto (*tabled 23 June 2003*)

Territory representation: Report of the inquiry into increasing the minimum representation for the Australian Capital Territory and the Northern Territory in the House of Representatives (*tabled 1 December 2003*)

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, Bartlett, Boswell, Brown, Buckland, Chapman, Cherry, Colbeck, Collins, Coonan, Crossin, Eggleston, Evans, Faulkner, Ferguson, Fifield, Forshaw, Harradine, Harris, Humphries, Hutchins, Knowles, Lees, Lightfoot, Ludwig, Marshall, Mackay, Mason, McGauran, Murphy, Nettle, O'Brien, Payne, Santoro, Sherry, Stephens, Watson and Webber

Current inquiries

Provisions of the Workplace Relations Amendment (Protecting Small Business Employment) Bill 2004 (*referred 16 June 2004; reporting date: 14 September 2004*)

Proposed Schedule 1B of the Workplace Relations Amendment (Codifying Contempt Offences) Bill 2003 as contained in amendment (2) on sheet [4266] (*referred 26 June 2004 am; reporting date: 30 November 2004*)

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*)

Budget estimates 2003-04, June 2003 (*tabled 19 June 2003*)

Workplace Relations Amendment (Protecting the Low Paid) Bill 2003 (*tabled 19 June 2003*)

Annual reports (No. 2 of 2003), September 2003 (*tabled 9 September 2003*)

Workplace Relations Amendment (Compliance with Court and Tribunal Orders) Bill 2003; provisions of the Workplace Relations Amendment (Codifying Contempt Offences) Bill 2003; Workplace Relations Amendment (Improved Remedies for Unprotected Action) Bill 2002 (*tabled 30 October 2003*)

Annual reports (No. 1 of 2004), March 2004 (*tabled 10 March 2004*)

Additional estimates 2003-04, March 2004 (*tabled 24 March 2004*)

Provisions of the Workplace Relations Amendment (Award Simplification) Bill 2002; Workplace Relations Amendment (Better Bargaining) Bill 2003; Workplace Relations Amendment (Choice in Award Coverage) Bill 2004; Workplace Relations Amendment (Simplifying Agreement-making) Bill 2004 (*tabled 17 June 2004*)

Budget estimates 2004-05, June 2004 (*tabled 17 June 2004*)

- * Provisions of the Higher Education Legislation Amendment Bill (No. 3) 2004 (*presented to the President on 31 August 2004, pursuant to standing order 38(7)*)

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, Bartlett, Boswell, Brown, Buckland, Chapman, Cherry, Colbeck, Collins, Coonan, Denman, Eggleston, Evans, Faulkner, Ferguson, Ferris, Fifield, Forshaw, Harradine, Harris, Humphries, Hutchins, Johnston, Knowles, Lees, Lightfoot, Ludwig, Mackay, Marshall, Mason, McGauran, McLucas, Moore, Murphy, Nettle, O'Brien, Payne, Santoro, Sherry, Stephens, Watson and Webber

Current inquiries

The progress and future direction of life-long learning (*referred 11 March 2004; reporting date: 25 November 2004*)

Indigenous training and employment outcomes (*referred 11 March 2004; reporting date: 25 November 2004*)

Student income support (*referred 11 March 2004; reporting date: 25 November 2004*)

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*)

Order for production of documents on university finances (*tabled 15 October 2003*)

Bridging the skills divide (*presented to the Deputy President on 6 November 2003, pursuant to standing order 38(7); tabled 24 November 2003*)

Hacking Australia's future: Threats to institutional autonomy, academic freedom and student choice in Australian higher education (*presented to the President on 7 November 2003, pursuant to standing order 38(7); tabled 24 November 2003*) and corrigenda (*presented to the President on 12 November 2003, pursuant to standing order 38(7); tabled 24 November 2003*)

Beyond Cole: The future of the construction industry: confrontation or co-operation? (*tabled 21 June 2004*)

Inquiry into the Office of the Chief Scientist—Interim report (*presented to the Temporary Chair of Committees, Senator Kirk, on 30 July 2004, pursuant to standing order 38(7); tabled 3 August 2004*)

Office of the Chief Scientist (*tabled 5 August 2004*)

Commonwealth funding for schools (*tabled 11 August 2004*)

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 Allison, Lundy, Santoro and Tchen

Substitute members

Senator Greig to replace Senator Allison for matters relating to the Information Technology portfolio

Senator Ridgeway to replace Senator Allison for matters relating to the Arts portfolio

Senator Cherry to replace Senator Allison for matters relating to the Communications portfolio

Participating members

Senators Abetz, Bolkus, Boswell, Brown, George Campbell, Carr, Chapman, Colbeck, Conroy, Coonan, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Heffernan, Humphries, Knowles, Lees, Lightfoot, McLucas, Mason, McGauran, Moore, Murphy, Nettle, O'Brien, Ray, Watson and Wong

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*)

Budget estimates 2003-04, June 2003 (*tabled 19 June 2003*)

Provisions of the Postal Services Legislation Amendment Bill 2003 (*tabled 19 August 2003*)

Annual reports (No. 2 of 2003), September 2003 (*tabled 9 September 2003*)

Communications Legislation Amendment Bill (No. 2) 2003 (*tabled 15 September 2003*)

Provisions of the Telstra (Transition to Full Private Ownership) Bill 2003 (*tabled 27 October 2003*)

Provisions of the Fuel Quality Standards Amendment Bill 2003 (*tabled 28 October 2003*)

Provisions of the Spam Bill 2003 and the Spam (Consequential Amendments) Bill 2003 (*tabled 29 October 2003*)

Plastic Bag Levy (Assessment and Collection) Bill 2002 [No. 2] and the Plastic Bag (Minimisation of Usage) Education Fund Bill 2002 [No. 2] (*tabled 26 November 2003*) and corrigendum (*tabled 1 March 2004*)

Annual reports (No. 1 of 2004), March 2004 (*tabled 10 March 2004*)

Kyoto Protocol Ratification Bill 2003 [No. 2] (*tabled 25 March 2004*)

Additional estimates 2003-04, March 2004 (*tabled 25 March 2004*)

Budget estimates 2004-05, June 2004 (*tabled 17 June 2004*)

Environment, Communications, Information Technology and the Arts References Committee

Members

Senator Cherry (*Chair*), Senator Tierney (*Deputy Chair*), Senators Lundy, Mackay, Tchen and Wong

Participating members

Senators Abetz, Allison, Bolkus, Boswell, Brown, Buckland, George Campbell, Carr, Chapman, Colbeck, Conroy, Coonan, Eggleston, Evans, Faulkner, Ferguson, Ferris, Greig, Harradine, Harris, Humphries, Knowles, Lees, Mason, McGauran, Moore, Murphy, Nettle, O'Brien, Payne, Ridgeway and Watson

Current inquiries

Regulation, control and management of invasive species (*referred 26 June 2003; reporting date: 25 November 2004*)

Environment Protection and Biodiversity Conservation Amendment (Invasive Species) Bill 2002 (*referred 26 March 2003; order varied 26 June 2003; reporting date: 25 November 2004*)

Budgetary and environmental implications of the Government's Energy White Paper (*referred 24 June 2004; reporting date: 2 September 2004*)

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*)

Regulating the Ranger, Jabiluka, Beverley and Honeymoon uranium mines (*tabled 14 October 2003*)

Libraries in the online environment (*tabled 16 October 2003*)

The Australian telecommunications network (*tabled 5 August 2004*)

Competition in broadband services (*tabled 10 August 2004*)

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, Colbeck, Conroy, Coonan, Eggleston, Evans, Ferguson, Ferris, Fifield, Harradine, Harris, Knowles, Lees, Ludwig, McGauran, Mackay, Marshall, Murphy, O'Brien, 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*)

Budget estimates 2003-04, June 2003 (*tabled 19 June 2003*)

Annual reports (No. 2 of 2003), September 2003 (*tabled 9 September 2003*)

Annual reports (No. 1 of 2004), March 2004 (*tabled 10 March 2004*)

Additional estimates 2003-04, March 2004 (*tabled 24 March 2004*)

Provisions of the Parliamentary Superannuation Bill 2004 and the Parliamentary Superannuation and Other Entitlements Legislation Amendment Bill 2004 (*tabled 15 June 2004*)

Occupational Health and Safety (Commonwealth Employment) Amendment (Employee Involvement and Compliance) Bill 2002 (*tabled 17 June 2004*)

Budget estimates 2004-05, June 2004 (*tabled 17 June 2004*)

Finance and Public Administration References Committee

Members

Senator Forshaw (*Chair*), Senator Watson (*Deputy Chair*), Senators Heffernan, Ludwig, Moore and Ridgeway

Substitute member

Senator Murray to replace Senator Ridgeway for the committee's inquiry into government advertising and accountability

Participating members

Senators Abetz, Brandis, Carr, Chapman, Colbeck, Conroy, Coonan, Crossin, Eggleston, Evans, Faulkner, Ferguson, Ferris, Fifield, Harradine, Harris, Knowles, Lees, Lundy, Mackay, Mason, McGauran, Murphy, Murray, O'Brien, Payne, Ridgeway, Sherry, Tchen, Tierney and Wong

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*)

Second year of operation of the Senate order for the production of lists of departmental and agency contracts (*ordered 18 June 2003*)

Government advertising and accountability (*referred 23 June 2004; reporting date: 27 October 2004*)

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*)

A funding matter under the Dairy Regional Assistance Program (*tabled 26 June 2003*)

Recruitment and training in the Australian Public Service (*tabled 18 September 2003*)

Staff employed under the *Members of Parliament (Staff) Act 1984* (*tabled 16 October 2003*)

Administrative review of veteran and military compensation and income support (*tabled 4 December 2003*)

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, Marshall, 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

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*)

Australia's defence relations with the United States (*adopted 26 November 2003*)

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*)

Report of the 2003 New Zealand Parliamentary Committee Exchange, 6-11 April 2003 (*tabled 23 June 2003*)

Expanding Australia's trade and investment relationship with the countries of Central Europe (*tabled 15 September 2003*)

Review of the Defence annual report 2001-02 (*tabled 13 October 2003*)

Review of Foreign Affairs and Trade portfolio annual reports 2001-2002 (*tabled 13 October 2003*)

Immigration detention centres and the treatment of detainees (*statement made, by way of a report, 13 October 2003*)

Defence Sub-Committee visit to RAAF Williamtown, Darwin establishments, East Timor and RAAF Tindal, 14-17 July 2003 (*tabled 24 November 2003*)

Parliamentary delegation to the Solomon Islands, 17-18 December 2003 (*presented to the Deputy President on 6 May 2004, pursuant to standing order 38(7); tabled 11 May 2004*)

Near neighbours – Good neighbours: An inquiry into Australia's relations with Indonesia (*tabled 15 June 2004*)

Australia's maritime strategy (*tabled 21 June 2004*)

Human rights and good governance education in the Asia-Pacific region (*tabled 24 June 2004*)

Watching brief on the war on terrorism (*presented to the President on 29 June 2004, pursuant to standing order 38(7); tabled 3 August 2004*)

Australia's engagement with the World Trade Organisation: A report on the proceedings of the annual public hearing (*presented to the Deputy President on 2 July 2004, pursuant to standing order 38(7); tabled 3 August 2004*)

Report of the parliamentary delegation to the Gulf States: A visit as part of the Trade Sub-Committee inquiry into Australia's trade and investment relations with the Gulf States (*tabled 3 August 2004*)

Review of the Defence annual report 2002-03 (*tabled 11 August 2004*)

Foreign Affairs, Defence and Trade Legislation Committee

Portfolios

Foreign Affairs and Trade; Defence (including Veterans' Affairs)

Members

Senator Sandy Macdonald (*Chair*), Senator Hutchins (*Deputy Chair*), Senators Evans, Ferguson, Payne and Ridgeway

Participating members

Senators Abetz, Bartlett, Bishop, Boswell, Brandis, Carr, Chapman, Colbeck, Conroy, Coonan, Eggleston, Faulkner, Ferris, Fifield, Forshaw, Harradine, Harris, Hogg, 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*)

Budget estimates 2003-04, June 2003 (*tabled 19 June 2003*)
Export Market Development Grants Amendment Bill 2003 (*tabled 24 June 2003*)
Annual reports (No. 2 of 2003), September 2003 (*tabled 9 September 2003*)
Provisions of the Non-Proliferation Legislation Amendment Bill 2003 (*tabled 11 September 2003*)
Aspects of the *Veterans' Entitlements Act 1986* and the Military Compensation Scheme (*tabled 18 September 2003*)
Annual reports (No. 1 of 2004), March 2004 (*tabled 10 March 2004*)
Provisions of the Military Rehabilitation and Compensation Bill 2003 and the Military Rehabilitation and Compensation (Consequential and Transitional Provisions) Bill 2003 (*tabled 22 March 2004*)
Additional estimates 2003-04, April 2004 (*tabled 1 April 2004*)
Budget estimates 2004-05, June 2004 (*tabled 23 June 2004*)

Foreign Affairs, Defence and Trade References Committee

Members

Senator Hutchins (*Chair*), Senator Sandy Macdonald (*Deputy Chair*), Senators Hogg, Johnston, Marshall and Ridgeway

Substitute members

Senator Bartlett to replace Senator Ridgeway for the committee's inquiry into the effectiveness of the Australian military justice system

Senator Evans to replace Senator Marshall for the committee's inquiry into the effectiveness of the Australian military justice system

Participating members

Senators Abetz, Allison, Bartlett, Boswell, Brandis, Brown, Carr, Chapman, Colbeck, Collins, Conroy, Coonan, Denman, Eggleston, Evans, Faulkner, Ferguson, Ferris, Fifield, Forshaw, Harradine, Harris, Kirk, Knowles, Lees, Lightfoot, Mackay, Mason, McGauran, Murphy, Nettle, Payne, Santoro, Stott Despoja, Tchen, Tierney and Watson

Current inquiries

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; document tabled 4 December 2003*)

Effectiveness of the Australian military justice system (*referred 30 October 2003; interim reporting date: 9 September 2004; terms of reference varied 12 February 2004*)

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*)

A Pacific engaged: Australia's relations with Papua New Guinea and the island states of the south-west Pacific (*tabled 12 August 2003*)

Voting on trade: The General Agreement on Trade in Services and an Australia-US free trade agreement (*tabled 27 November 2003*)

The (not quite) White Paper: Australia's foreign affairs and trade policy, *Advancing the National Interest* (*tabled 4 December 2003*)

Taking stock: Current health preparation arrangements for the deployment of Australian Defence Forces overseas (*tabled 12 August 2004*)
Bali 2002: Security threats to Australians in South East Asia (*tabled 12 August 2004*)

Free Trade Agreement—Australia and the United States of America—Select Committee

(*appointed 11 February 2004; reporting date: 12 August 2004; final report tabled 5 August 2004*)

Members

Senator Cook† (*Chair*), Senator Brandis (*Deputy Chair*), Senators Boswell, Conroy, Ferris, Harris, O'Brien and Ridgeway

†Senator Kirk to replace Senator Cook for the period 3 August to 9 August 2004

Reports presented

Interim report (*tabled 24 June 2004*)

Final report (*tabled 5 August 2004*)

House—Standing Committee

Members

The President (*Chair*), the Deputy President, Senators Carr, Colbeck, Crossin, Lightfoot and Stephens

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 members

Senator Ridgeway to replace Senator Greig for matters relating to the Indigenous Affairs portfolio

Senator O'Brien to replace Senator Ludwig for matters relating to Indigenous affairs

Participating members

Senators Abetz, Bartlett, Barnett, Bishop, Brandis, Brown, Carr, Chapman, Colbeck, Eggleston, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Hogg, Humphries, Kirk, Knowles, Lees, Lightfoot, Mackay, McGauran, McLucas, Murphy, Nettle, Ray, Sherry, Stephens, Stott Despoja, Tchen, Tierney and Watson

Current inquiries

Marriage Legislation Amendment Bill 2004 (*referred 23 June 2004; reporting date: 7 October 2004*)

Provisions of the Criminal Code Amendment (Suicide Related Material Offences) Bill 2004 (*referred 5 August 2004; reporting date: 6 September 2004*)

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); tabled 16 June 2003*)

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); tabled 16 June 2003*)

Budget estimates 2003-04, June 2003 (*tabled 19 June 2003*)

Provisions of the Migration Legislation Amendment (Sponsorship Measures) Bill 2003 (*tabled 12 August 2003*)

Provisions of the Family Law Amendment Bill 2003 (*tabled 13 August 2003*)

Australian Protective Service Amendment Bill 2003 (*tabled 18 August 2003*)

Annual reports (No. 2 of 2003), September 2003 (*tabled 9 September 2003*)

Provisions of the Age Discrimination Bill 2003 (*tabled 18 September 2003*)

Provisions of the Migration Legislation Amendment (Identification and Authentication) Bill 2003 (*tabled 18 September 2003*)

Proposed government amendments to the Australian Protective Service Amendment Bill 2003 (*tabled 7 October 2003*)

Provisions of the Migration Legislation Amendment (Migration Agents Integrity Measures) Bill 2003 and the Migration Agents Registration Application Charge Amendment Bill 2003 (*tabled 25 November 2003*)

Annual reports (No. 1 of 2004), March 2004 (*tabled 10 March 2004*)

Australian Federal Police and Other Legislation Amendment Bill 2003 [2004] (*tabled 23 March 2004*)

Additional estimates 2003-04, March 2004 (*tabled 24 March 2004*)

Provisions of the Telecommunications (Interception) Amendment Bill 2004 (*tabled 30 March 2004*)

Provisions of the Disability Discrimination Amendment Bill 2003—Interim report (*presented to the Temporary Chair of Committees, Senator Kirk, on 7 April 2004, pursuant to standing order 38(7); tabled 11 May 2004*)

Provisions of the Disability Discrimination Amendment Bill 2003 (*presented to the Temporary Chair of Committees, Senator McLucas, on 15 April 2004, pursuant to standing order 38(7); tabled 11 May 2004*)

Provisions of the Sex Discrimination Amendment (Teaching Profession) Bill 2004 (*tabled 11 May 2004*)

Provisions of the Anti-terrorism Bill 2004 (*tabled 11 May 2004*)

Provisions of the Surveillance Devices Bill 2004 (*presented to the Temporary Chair of Committees, Senator Chapman, on 27 May 2004, pursuant to standing order 38(7); tabled 15 June 2004*)

Budget estimates 2004-05, June 2004 (*tabled 17 June 2004*)

Provisions of the Migration Amendment (Judicial Review) Bill 2004 (*tabled 17 June 2004*)

Provisions of the Civil Aviation Amendment (Relationship with Anti-discrimination Legislation) Bill 2004 (*presented to the Temporary Chair of Committees, Senator Chapman, on 30 June 2004, pursuant to standing order 38(7); tabled 3 August 2004*)

Provisions of the Telecommunications (Interception) Amendment (Stored Communications) Bill 2004 (*presented to the Deputy President on 22 July 2004, pursuant to standing order 38(7); tabled 3 August 2004*)

Provisions of the Family Law Amendment Bill 2004 (*presented to the Deputy President on 30 July 2004, pursuant to standing order 38(7); tabled 3 August 2004*)

Provisions of the Anti-terrorism Bill (No. 2) 2004 (*presented to the Temporary Chair of Committees, Senator Kirk, on 6 August 2004, pursuant to standing order 38(7); tabled 9 August 2004*)

Provisions of the Crimes Legislation Amendment (Telecommunications Offences and Other Measures) Bill (No. 2) 2004 (*tabled 11 August 2004*)

Provisions of the National Security Information (Criminal Proceedings) Bill 2004 and the National Security Information (Criminal Proceedings) (Consequential Amendments) Bill 2004 (*presented to the President on 19 August 2004, pursuant to standing order 38(7); tabled 30 August 2004*)

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 Buckland, Greig, Kirk and Scullion

Substitute members

Senator Ridgeway to replace Senator Greig for matters relating to the Indigenous Affairs portfolio

Senator Stott Despoja to replace Senator Greig for the committee's inquiry into the establishment of an Australian republic with an Australian Head of State

Senator O'Brien to replace Senator Ludwig for matters relating to Indigenous affairs

Participating members

Senators Abetz, Barnett, Bartlett, Bishop, Brandis, Brown, Carr, Chapman, Colbeck, Crossin, Eggleston, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Humphries, Knowles, Lees, Lightfoot, Ludwig, Mackay, Mason, McGauran, Murphy, Nettle, Sherry, Stephens, Stott Despoja, Tchen, Tierney and Watson

Current inquiry

The needs of expatriate Australians (*referred 16 October 2003; reporting date: 5 October 2004*)

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*)

Reconciliation: Off track (*tabled 9 October 2003*)

State Elections (One Vote, One Value) Bill 2001 [2002]—Interim report (*tabled 1 March 2004*)

State Elections (One Vote, One Value) Bill 2001 [2002] (*tabled 3 March 2004*)

Legal aid and access to justice—Interim report (*presented to the President on 25 May 2004, pursuant to standing order 38(7); tabled 15 June 2004*)

Legal aid and access to justice (*presented to the Temporary Chair of Committees, Senator Marshall, on 8 June 2004, pursuant to standing order 38(7); tabled 15 June 2004*)

* The road to a republic (*presented to the President on 31 August 2004, pursuant to standing order 38(7)*)

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

Lindeberg Grievance—Select Committee

(*appointed 1 April 2004; reporting date: the day before the Senate next meets*)

Members

Senator Watson (*Chair*), Senator Kirk (*Deputy Chair*), Senators Bartlett, Eggleston, Harris, Moore and Santoro

Medicare—Select Committee

(appointed 15 May 2003; terms of appointment varied: 26 June and 21 August 2003; report tabled 30 October 2003; reappointed 25 November 2003; final report tabled 11 February 2004)

Members

Senator McLucas (*Chair*), Senator Knowles (*Deputy Chair*), Senators Allison, Barnett, Forshaw, Humphries, Lees, and Stephens

Reports presented

Medicare – healthcare or welfare? (*tabled 30 October 2003*)

Medicare Plus: the future for Medicare?—Second report (*tabled 11 February 2004*)

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

Reports 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*)

To make a contribution: Review of skilled labour migration programs 2004 (*tabled 29 March 2004*)

Ministerial Discretion in Migration Matters—Select Committee

(appointed 19 June 2003; terms of appointment varied 29 October 2003 and 12 February 2004; final report tabled 31 March 2004)

Members

Senator Ludwig (*Chair*), Senator Santoro (*Deputy Chair*), Senators Bartlett, Humphries, Johnston, Sherry and Wong

Report presented

Report (*tabled 31 March 2004*)

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 Neville, Mr Snowdon, Mr CP Thompson and Dr Washer

Current inquiries

Review of the annual reports of the Department of Transport and Regional Services and the Department of the Environment and Heritage (Australia's external territories) (*ongoing statutory responsibility*)

The adequacy of funding for Australia's Antarctic Program (*adopted 10 September 2003 and 26 November 2003*)

Norfolk Island governance part 2: Sustainability of Government (*adopted 10 March 2003*)

Reports presented

Norfolk Island electoral matters (*tabled 26 August 2002*)

Striking the right balance: Draft amendment 39, National Capital Plan (*tabled 21 October 2002*)

Not a town centre: The proposal for pay parking in the Parliamentary Zone (*tabled 13 October 2003*)

Quis custodiet ipsos custodes? Inquiry into governance on Norfolk Island (*tabled 3 December 2003*)

Draft Amendment 39 to the National Capital Plan (*statement made, by way of a report, 25 March 2004*)

A national capital, a place to live: Inquiry into the role of the National Capital Authority (*presented to the Temporary Chair of Committees, Senator Kirk, on 2 July 2004, pursuant to standing order 38(7); tabled 3 August 2004*)

Norfolk Island: Review of the annual reports of the Department of Transport and Regional Services and the Department of the Environment and Heritage (*presented to the Temporary Chair of Committees, Senator Kirk, on 2 July 2004, pursuant to standing order 38(7); tabled 3 August 2004*)

- * Indian Ocean territories: Review of the annual reports of the Department of Transport and Regional Services and the Department of the Environment and Heritage (*presented to the President on 31 August 2004, pursuant to standing order 38(7)*)
- * Difficult choices: Inquiry into the role of the National Capital Authority in determining the extent of redevelopment of the Pierces Creek Settlement in the ACT (*presented to the President on 31 August 2004, pursuant to standing order 38(7)*)

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

(*term extended until 23 March 2006 in accordance with the Extension of Sunset of Parliamentary Joint Committee on Native Title Act 2004*)

Members

Senator Johnston (*Chair*), Senator McLucas (*Deputy Chair*), Senators Crossin, Lees and Scullion and Mrs Hull, Mrs Ley, Mr McMullan, Mr Secker and Mr Snowdon

Current inquiry

Native title representative bodies (*adopted 15 September 2003*)

Reports presented

Examination of annual reports in fulfilment of the committee's duties pursuant to s.206(c) of the *Native Title Act 1993*—

2000-01 (*tabled 12 December 2002*)

2001-02 (*tabled 25 June 2003*)

2002-03 (*tabled 24 June 2004*)

Effectiveness of the National Native Title Tribunal, in fulfilment of the committee's duties pursuant to subparagraph 206(d)(i) of the *Native Title Act 1993* (*tabled 4 December 2003*)

Privileges—Standing Committee

Members

Senator Ray (*Chair*), Senators Evans, Humphries, Johnston, Knowles, Payne and Sherry

Current inquiries

Whether there was an unauthorised disclosure of the draft report of the Community Affairs References Committee in relation to poverty and financial hardship and whether any contempt was committed in that regard (*referred 12 May 2004*)

Whether there was an unauthorised disclosure of the draft report of the Community Affairs References Committee in relation to Hepatitis C and blood supply in Australia, and whether any contempt was committed in that regard (*referred 24 June 2004*)

Having regard to the material provided to the President by Senator Ridgeway, whether there was any unauthorised disclosure of the private deliberations or the draft report of the Select Committee on the Free Trade Agreement between Australia and the United States of America, and, if so, whether any contempt was committed in that regard (*referred 5 August 2004*)

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*)

113th report—Australian Press Council and Committee of Privileges: Exchange of correspondence (*tabled 25 June 2003*)

114th report—Execution of search warrants in senators' offices – Senator Harris: Matters arising from the 105th report of the Committee of Privileges (*tabled 20 August 2003*)

115th report—Persons referred to in the Senate (Board members of Electronic Frontiers Australia Inc.) (*tabled 18 September 2003*)

116th report—Possible improper interference with a witness before the Rural and Regional Affairs and Transport Legislation Committee (*tabled 2 March 2004*)

117th report—Person referred to in the Senate (Dr ICF Spry QC) (*tabled 30 March 2004*)

118th report—Joint meetings of the Senate and the House of Representatives on 23 and 24 October 2003 (*tabled 1 April 2004*)

119th report—Possible false or misleading evidence before the Environment, Communications, Information Technology and the Arts Legislation Committee (*tabled 3 August 2004*)

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

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*)

Second report of 2003—Publication of questions on notice and answers: protection by parliamentary privilege (*tabled 21 August 2003*)

Third report of 2003—Joint meetings to receive addresses by foreign heads of state; Reference of tax expenditures statement to estimates hearings (*tabled 4 December 2003*)

First report of 2004—Divisions on Thursdays; Consideration of government documents; Formal motions (*tabled 29 March 2004*)

Public Accounts and Audit—Joint Statutory Committee

Members

Mr Charles (*Chairman*), Ms Plibersek (*Vice Chairman*), Senators Hogg, Humphries, Moore, 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 inquiry

Indigenous law and justice (*adopted 24 March 2004*)

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*)

Report 395—Inquiry into the draft Financial Framework Legislation Amendment Bill (*tabled 20 August 2003*)

Report 396—Review of Auditor-General's reports 2002-03: First, second and third quarters (*tabled 8 October 2003*)

Report 397—Annual report 2002-03 (*tabled 26 November 2003*)

Report 398—Review of Auditor-General's reports 2002-03: Fourth quarter (*tabled 30 March 2004*)

Report 399—Inquiry into the management and integrity of electronic information in the Commonwealth (*tabled 1 April 2004*)

Report 400—Review of aviation security in Australia (*tabled 25 June 2004*)

Report 401—Annual report 2003-04 (*tabled 11 August 2004*)

Report 402—Review of Auditor-General's reports 2003-04: First and second quarters (*presented to the Deputy President on 20 August 2004, pursuant to standing order 38(7); tabled 30 August 2004*)

Documents presented

Executive minute responses to reports nos 373, 382, 383 and 385 (*tabled 14 November 2002*)

Executive minute responses to reports nos 374, 385, 388 and 389 (*tabled 24 June 2003*)

Executive minute responses to reports nos 390, 393, 394 and 396 (*tabled 16 June 2004*)

Committee document presented

Statement on the draft budget estimates for the Australian National Audit Office for 2004-05 (*tabled 12 May 2004*)

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 Ripoll and Mr Wakelin

Current inquiries

Proposed development of land at Lee Point, in Darwin, for Defence and private housing (*adopted 26 May 2004*)

Development of a new collection storage facility for the National Library of Australia (*adopted 24 June 2004*)

Fit-out of new leased premises for the Attorney-General's Department at 3-5 National Circuit, Barton, Australian Capital Territory (*adopted 24 June 2004*)

New east building for the Australian War Memorial, Canberra, Australian Capital Territory (*adopted 24 June 2004*)

Ordnance Breakdown Facility, Proof and Experimental Establishment Site, Port Wakefield, South Australia (*adopted 24 June 2004*)

Development of land for Defence Housing at McDowell in Brisbane (*adopted 24 June 2004*)

Fit-out of new leased premises for the Department of the Prime Minister and Cabinet at 1 National Circuit, Barton, Australian Capital Territory (*adopted 24 June 2004*)

* Proposed fit-out of new leased premises for the Department of Industry, Tourism and Resources in Civic, Australian Capital Territory (*adopted 4 August 2004*)

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*)

Fit-out of new leased premises for the Australian Customs Service at Sydney International Terminal, Sydney, NSW (*tabled 19 June 2003*)

Provision of facilities for the Australian Capital Territory Multi User Depot, HMAS *Harman*, ACT (*tabled 25 June 2003*)

Redevelopment of the Australian Institute of Sport, Bruce, Australian Capital Territory (Fifth report of 2003) (*tabled 20 August 2003*)

Provision of facilities for the collocation and re-equipping of the 1st Aviation Regiment at Robertson Barracks, Darwin, NT (Sixth report of 2003) (*tabled 20 August 2003*)

RAAF Base Tindal perimeter security fence, Katherine, Northern Territory (Seventh report of 2003) (*tabled 20 August 2003*)

Construction of a new chancery building for the Australian High Commission, Colombo, Sri Lanka (Eighth report of 2003) (*tabled 10 September 2003*)

Construction of a new chancery, New Delhi, India (Ninth report of 2003) (*tabled 17 September 2003*)

Refurbishment of staff apartments, Australian Embassy complex, Paris, France (Tenth report of 2003) (*tabled 17 September 2003*)
RAAF Base Richmond reinvestment project, Richmond, NSW (Eleventh report of 2003) (*tabled 15 October 2003*)
New main entrance at the Lucas Heights Science and Technology Centre, Lucas Heights, NSW (Twelfth report of 2003) (*tabled 26 November 2003*)
Proposed redevelopment of Radiopharmaceutical Building No. 23 at Lucas Heights, Sydney, NSW (Thirteenth report of 2003) (*tabled 26 November 2003*)
Proposed development of off-base housing for Defence at Queanbeyan, NSW (Fourteenth report of 2003) (*tabled 2 December 2003*)
Proposed respecified Christmas Island immigration centre and processing centre (Fifteenth report of 2003) (*tabled 2 December 2003*)
Proposed community recreation centre on Christmas Island (Sixteenth report of 2003) (*tabled 2 December 2003*)
Sixty-seventh annual report, March 2004 (*tabled 10 March 2004*)
Site remediation and construction of infrastructure for the Defence site at Randwick Barracks, Sydney, NSW – Interim works (First report of 2004) (*tabled 15 June 2004*)
Proposed fit-out of new leased premises for the Department of Health and Ageing at Scarborough House, Woden Town Centre, ACT (Second report of 2004) (*tabled 15 June 2004*)
Mid-life upgrade of existing Chancery building for the Australian High Commission, Wellington, New Zealand (Third report of 2004) (*tabled 11 August 2004*)
Provision of facilities for Headquarters Joint Operations Command, NSW (Fourth report of 2004) (*tabled 11 August 2004*)

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*)
9th report (*tabled 26 June 2003*)
10th report (*tabled 21 August 2003*)
11th report (*tabled 18 September 2003*)
12th report (*tabled 16 October 2003*)
13th report (*tabled 30 October 2003*)
14th report (*tabled 4 December 2003*)
15th report (*tabled 11 March 2004*)
16th report (*tabled 1 April 2004*)

17th report (*tabled 13 May 2004*)
18th report (*tabled 24 June 2004*)
19th report (*tabled 12 August 2004*)

Regulations and Ordinances—Legislative Scrutiny Standing Committee

Members

Senator Tchen (*Chairman*), Senators Bartlett, Marshall, Mason, Moore and Santoro

Reports presented

110th report—Annual report 2000-01 (*tabled 21 March 2002*)
111th report—Legislative Instruments Bill 2003 and Legislative Instruments (Transitional Provisions and Consequential Amendments) Bill 2003 (*tabled 16 October 2003*)

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*)
Ministerial correspondence relating to the scrutiny of delegated legislation, March to June 2003 (*tabled 20 August 2003*)
Delegated legislation monitor—Regulations and disallowable instruments tabled in the Senate in 2003, dated March 2004 (*tabled 4 March 2004*)
Ministerial correspondence relating to the scrutiny of delegated legislation, June 2003 to February 2004 (*tabled 25 March 2004*)

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

Substitute member

Senator McLucas to replace Senator Buckland for the committee's inquiry into the administration of Biosecurity Australia—Revised draft import risk analysis for bananas

Participating members

Senators Abetz, Allison, Bartlett, Bishop, Boswell, Brown, Carr, Chapman, Coonan, Eggleston, Evans, Faulkner, Ferguson, Greig, Harradine, Harris, Hutchins, Knowles, Lees, Lightfoot, Mason, Sandy Macdonald, Mackay, McGauran, McLucas, Murphy, Payne, Ray, Santoro, Stephens, Tchen, Tierney, Watson and Webber

Current inquiries

The administration of the Australian Transport Safety Bureau in relation to the crash of Whyalla Airlines aircraft VH-MZK on 31 May 2000 (*adopted under standing order 25(2)(b), 25 November 2003*)

The administration of Biosecurity Australia—Revised draft import risk analysis for bananas (*adopted under standing order 25(2)(b), 2 March 2004*)

The administration of Biosecurity Australia—Revised draft import risk analysis for apples (*adopted under standing order 25(2)(b), 2 March 2004*)

Provisions of the Agriculture, Fisheries and Forestry Legislation Amendment Bill (No. 2) 2004 (*referred 4 August 2004; reporting date: 2 September 2004*)

Provisions of the National Animal Welfare Bill 2003 and related matters (*referred 9 August 2004; reporting date: 30 November 2004*)

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*)

Wheat Marketing Amendment Bill 2002 (*tabled 18 June 2003*)

Budget estimates 2003-04, June 2003 (*tabled 19 June 2003*)

Civil Aviation Amendment Bill 2003 (*tabled 24 June 2003*)

Annual reports (No. 2 of 2003), September 2003 (*tabled 16 September 2003*)

Provisions of the Aviation Transport Security Bill 2003 and the Aviation Transport Security (Consequential Amendments and Transitional Provisions) Bill 2003 (*tabled 9 October 2003*)

Management of the quarantine risks associated with the possible return to Australia of sheep aboard the MV *Cormo Express* (tabled 29 October 2003)

Provisions of the Maritime Transport Security Bill 2003 (tabled 27 November 2003)

Draft Aviation Transport Security Regulations 2003 (tabled 2 December 2003)

Australian Wool Innovation Limited: Application and expenditure of funds advanced under Statutory Funding Agreement dated 31 December 2000 (tabled 12 February 2004)

Annual reports (No. 1 of 2004), March 2004 (tabled 10 March 2004)

The proposed importation of fresh apple fruit from New Zealand—Final report (tabled 11 March 2004)

Additional estimates 2003-04, March 2004 (tabled 24 March 2004)

Biosecurity Australia's import risk analysis for pig meat (tabled 13 May 2004)

Customs Tariff Amendment (Paraquat Dichloride) Bill 2004 (tabled 13 May 2004)

Budget estimates 2004-05, June 2004 (tabled 17 June 2004)

Provisions of the Civil Aviation Legislation Amendment (Mutual Recognition with New Zealand and Other Matters) Bill 2003 (tabled 17 June 2004)

Provisions of the Agriculture, Fisheries and Forestry Legislation Amendment (Export Control) Bill 2004 (tabled 21 June 2004)

Administration of the Civil Aviation Safety Authority—Interim report (tabled 5 August 2004—inquiry to be concluded and findings to be reported as part of the report the committee makes to the Senate in accordance with the provisions of standing order 25(21))

Administration of AusSAR in relation to the search for the *Margaret J* (tabled 12 August 2004)

Statement presented

Statement on the progress of the committee's inquiry into the application and expenditure of funds by Australian Wool Innovation Ltd (presented 4 December 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, Allison, Boswell, Brown, Carr, Chapman, Colbeck, Coonan, Crossin, Eggleston, Evans, Faulkner, Ferguson, Ferris, Greig, Harradine, Harris, Hutchins, Knowles, Lees, Lightfoot, Mackay, Mason, Sandy Macdonald, Murphy, Payne, Santoro, Tchen, Tierney, Watson and Webber

Current inquiry

Forestry plantations (referred 27 June 2002; reporting date: 2 September 2004)

Report presented

Rural water resource usage (tabled 12 August 2004)

Scrafton Evidence—Select Committee

(appointed 30 August 2004; reporting date: 24 November 2004)

Members

Senators Bartlett, Brandis, Faulkner, Ferguson and Ray

Scrutiny of Bills—Legislative Scrutiny Standing Committee

Members

Senator Marshall (*Chairman*), Senator Mason (*Deputy Chair*), Senators Barnett, Johnston, McLucas and Murray

Current inquiry

Entry, search and seizure provisions in Commonwealth legislation (*referred 25 March 2004; reporting date: first sitting day in March 2005*)

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 (*tabled 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*)

No. 6 of 2003 (*tabled 18 June 2003*)

No. 7 of 2003 (*tabled 25 June 2003*)

No. 8 of 2003 (*tabled 13 August 2003*)

No. 9 of 2003 (*tabled 20 August 2003*)

No. 10 of 2003 (*tabled 10 September 2003*)

No. 11 of 2003 (*tabled 17 September 2003*)

No. 12 of 2003 (*tabled 8 October 2003*)

No. 13 of 2003 (*tabled 29 October 2003*)

- No. 14 of 2003 (*presented to the President on 7 November 2003, pursuant to standing order 38(7); tabled 24 November 2003*)
- No. 15 of 2003 (*tabled 26 November 2003*)
- No. 16 of 2003 (*tabled 3 December 2003*)
- No. 1 of 2004 (*tabled 11 February 2004*)
- No. 2 of 2004 (*tabled 3 March 2004*)
- No. 3 of 2004 (*tabled 10 March 2004*)
- No. 4 of 2004 (*tabled 24 March 2004*)
- No. 5 of 2004 (*tabled 31 March 2004*)
- No. 6 of 2004 (*tabled 12 May 2004*)
- No. 7 of 2004 (*tabled 16 June 2004*)
- No. 8 of 2004 (*tabled 23 June 2004*)
- No. 9 of 2004 (*tabled 4 August 2004*)
- No. 10 of 2004 (*tabled 11 August 2004*)

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*)
- No. 5 of 2003 (*tabled 18 June 2003*)
- No. 6 of 2003 (*tabled 25 June 2003*)
- No. 7 of 2003 (*tabled 13 August 2003*)
- No. 8 of 2003 (*tabled 20 August 2003*)
- No. 9 of 2003 (*tabled 10 September 2003*)
- No. 10 of 2003 (*tabled 17 September 2003*)

- No. 11 of 2003 (*tabled 8 October 2003*)
No. 12 of 2003 (*tabled 15 October 2003*)
No. 13 of 2003 (*presented to the President on 7 November 2003, pursuant to standing order 38(7); tabled 24 November 2003*)
No. 14 of 2003 (*tabled 26 November 2003*)
No. 15 of 2003 (*tabled 3 December 2003*)
No. 1 of 2004 (*tabled 11 February 2004*)
No. 2 of 2004 (*tabled 3 March 2004*)
No. 3 of 2004: The quality of explanatory memoranda accompanying bills (*tabled 24 March 2004*)
No. 4 of 2004 (*tabled 24 March 2004*)
No. 5 of 2004 (*tabled 31 March 2004*)
No. 6 of 2004 (*tabled 12 May 2004*)
No. 7 of 2004 (*tabled 16 June 2004*)
No. 8 of 2004 (*tabled 23 June 2004*)
No. 9 of 2004 (*tabled 4 August 2004*)
No. 10 of 2004 (*tabled 11 August 2004*)
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Selection of Bills—Standing Committee

Members

The Government Whip (*Chair*), the Opposition Whip, the Australian Democrats Whip, the Nationals 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*)
Report no. 6 of 2003 (*presented 18 June 2003*)
Report no. 7 of 2003 (*presented 25 June 2003*)

Report no. 8 of 2003 (*presented 13 August 2003*)
 Report no. 9 of 2003 (*presented 20 August 2003*)
 Report no. 10 of 2003 (*presented 10 September 2003*)
 Report no. 11 of 2003 (*presented 17 September 2003*)
 Report no. 12 of 2003 (*presented 8 October 2003*)
 Report no. 13 of 2003 (*presented 15 October 2003*)
 Report no. 14 of 2003 (*presented 29 October 2003*)
 Report no. 15 of 2003 (*presented 26 November 2003*)
 Report no. 16 of 2003 (*presented 3 December 2003*)
 Report no. 1 of 2004 (*presented 11 February 2004*)
 Report no. 2 of 2004 (*presented 3 March 2004*)
 Report no. 3 of 2004 (*presented 10 March 2004*)
 Report no. 4 of 2004 (*presented 10 March 2004*)
 Report no. 5 of 2004 (*presented 24 March 2004*)
 Report no. 6 of 2004 (*presented 31 March 2004*)
 Report no. 7 of 2004 (*presented 12 May 2004*)
 Report no. 8 of 2004 (*presented 16 June 2004*)
 Report no. 9 of 2004 (*presented 23 June 2004*)
 Report no. 10 of 2004 (*presented 4 August 2004*)
 Report no. 11 of 2004 (*presented 11 August 2004*)

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 statements of interests and notifications of alterations of interests of senators 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*)

Register of senators' interests incorporating statements of interests, and a notification of alterations of interests of senators lodged between 6 December 2002 and 19 June 2003 (*tabled 24 June 2003*)

Register of senators' interests incorporating notifications of alterations of interests of senators lodged between 20 June and 27 November 2003 (*tabled 2 December 2003*)

Register of senators' interests incorporating declarations of interests and notifications of alterations of interests of senators lodged between 28 November 2003 and 18 June 2004 (*tabled 22 June 2004*)

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*)

Report 1/2004: Annual report 2003 (*tabled 12 February 2004*)

Document presented

Declarations of senators' interests and gifts to the Senate and the Parliament: Resolutions, explanatory notes and related information (*tabled 16 October 2003*)

Superannuation—Select Committee

(*appointed 14 March 2002; final report tabled 10 September 2003*)

Members

Senator Watson (*Chair*), Senator Sherry (*Deputy Chair*), Senators Buckland, Chapman, Cherry, Lightfoot and Wong

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*)

Planning for retirement (*presented to the President on 29 July 2003, pursuant to standing order 38(7); tabled 11 August 2003*)

Draft Superannuation Industry (Supervision) Amendment Regulations 2003 and draft Retirement Savings Accounts Amendment Regulations 2003 (*tabled 10 September 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

Dr Southcott (*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; reporting date: 30 April 2005*)

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*)

Report 52—Treaties tabled in March 2003 (*tabled 26 June 2003*)

Report 53—Treaties tabled in May and June 2003 (*tabled 20 August 2003*)

Report 54—Treaties tabled in June and August 2003 (*tabled 17 September 2003*)

Report 55—Treaties tabled on 9 September 2002 (*tabled 16 October 2003*)

Report 56—Treaties tabled on 8 October 2003 (*tabled 1 December 2003*)

Report 57—Convention for the Safety of Life at Sea, 1974 and the International Ship and Port Facility Security (ISPS) Code (*tabled 4 December 2003*)

Report 58—Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (*tabled 23 March 2004*)

Report 59—Treaties tabled in December 2003 (*tabled 31 March 2004*)

Report 60—Treaties tabled on 2 March 2004 (*tabled 16 June 2004*)

Report 61—The Australia – United States Free Trade Agreement (*tabled 23 June 2004*)

Report 62—Treaties tabled on 30 March 2004 (*tabled 5 August 2004*)

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 <i>Minister for Defence</i> <i>Leader of the Government in the Senate</i>	Prime Minister Minister for Trade Minister for Foreign Affairs Minister for Veterans' Affairs
Senator the Honourable Nicholas Minchin (Nick) <i>Minister for Finance and Administration</i> <i>Deputy Leader of the Government in the Senate</i> <i>Vice-President of the Executive Council</i>	Treasurer Minister for Industry, Tourism and Resources
Senator the Honourable Amanda Vanstone <i>Minister for Immigration and Multicultural and Indigenous Affairs</i> <i>Minister Assisting the Prime Minister for Reconciliation</i>	Minister for Education, Science and Training Minister for Science Minister for Citizenship and Multicultural Affairs
Senator the Honourable Kay Patterson <i>Minister for Family and Community Services</i> <i>Minister Assisting the Prime Minister for the Status of Women</i>	Minister for Health and Ageing Minister for Children and Youth Affairs Minister for Ageing
Senator the Honourable Helen Coonan <i>Minister for Communications, Information Technology and the Arts</i>	Minister for Revenue and Assistant Treasurer
Senator the Honourable Ian Campbell <i>Minister for the Environment and Heritage</i> <i>Manager of Government Business in the Senate</i>	Minister for Transport and Regional Services Minister for Local Government, Territories and Roads
Senator the Honourable Christopher Ellison (Chris) <i>Minister for Justice and Customs</i>	Attorney-General
Senator the Honourable Ian Macdonald <i>Minister for Fisheries, Forestry and Conservation</i>	Minister for Agriculture, Fisheries and Forestry
Senator the Honourable Charles Kemp (Rod) <i>Minister for the Arts and Sport</i>	
Senator the Honourable Eric Abetz <i>Special Minister of State</i>	Minister for Employment and Workplace Relations Minister for Small Business and Tourism Minister for Employment Services
Parliamentary Secretary	
Senator the Honourable Judith Troeth <i>Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry</i>	

In those instances where Senators prefer to be known by other than their first name, the preferred name is underlined.

A GUIDE TO THE 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 lists all 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.

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 online version of the *Notice Paper*, available on ParlInfo and on the Senate's Internet site at aph.gov.au/senate.

Inquiries concerning the *Notice Paper* or business listed in it may be directed to the Senate Table Office on (02) 6277 3018.