



# Senate Daily Summary

Wednesday, 24 February 2010

The Senate met from 9.30 am until 6.50 pm

## Legislation

[For bills and related documents](#)

### Bills considered

The following bills were introduced

- Appropriation Bill (No. 3) 2009-2010  
Appropriation Bill (No. 4) 2009-2010  
[passed by the House of Representatives on 24 February 2010]
- Corporations Amendment (Financial Market Supervision) Bill 2010  
[passed by the House of Representatives on 23 February 2010]
- Corporations (Fees) Amendment Bill 2010 [passed by the House of Representatives on 23 February 2010]
- Crimes Legislation Amendment (Torture Prohibition and Death Penalty Abolition) Bill 2009 [passed by the House of Representatives on 22 February 2010]
- Families, Housing, Community Services and Indigenous Affairs and Other Legislation Amendment (2009 Measures) Bill 2009 [passed by the House of Representatives on 22 February 2010]
- Health Insurance Amendment (Diagnostic Imaging Accreditation) Bill 2009 [passed by the House of Representatives on 23 February 2010]
- Higher Education Support Amendment (University College London) Bill 2010 [passed by the House of Representatives on 23 February 2010]
- National Consumer Credit Protection Amendment Bill 2010 [passed by the House of Representatives on 23 February 2010]
- Renewable Energy—Electricity (Water Heaters and Phantom Certificates) Bill 2010 [private senator's bill]
- Social Security and Other Legislation Amendment (Scholarship Payments) Bill 2010 [private senator's bill]
- Tax Laws Amendment (2009 GST Administration Measures) Bill 2009 [passed by the House of Representatives on 23 February 2010]
- Textile, Clothing and Footwear Strategic Investment Program Amendment (Building Innovative Capability) Bill 2009 [passed by the House of Representatives on 22 February 2010]

The following bills were debated

- ❑ Carbon Pollution Reduction Scheme Bill 2010 and 10 related bills—motion to exempt the bills from the cut-off [to enable consideration in this period of sittings] was debated and negatived [[first speaker](#)]  
—second reading of the bills moved and debate adjourned until the first day of the next period of sittings

The following bills were defeated by a majority vote

- ❑ Fairer Private Health Insurance Incentives (Medicare Levy Surcharge) Bill 2009 [No. 2] and the Fairer Private Health Insurance Incentives (Medicare Levy Surcharge—Fringe Benefits) Bill 2009 [No. 2]—defeated at second reading [[first speaker](#)] [These bills meet the requirements for a simultaneous dissolution of both houses under [s.57](#) of the Constitution]

**Notices of motion**

To introduce a private senators' bill

- ❑ Food Importation (Bovine Meat Standards) Bill 2010—notice given by the Leader of The Nationals in the Senate (Senator Joyce) and Senator Colbeck

To exempt bills from the cut-off order [to enable consideration this period of sittings]

- ❑ Corporations Amendment (Financial Market Supervision) Bill 2010
- ❑ Corporations (Fees) Amendment Bill 2010
- ❑ National Consumer Credit Protection Amendment Bill 2010  
—notice given by the Special Minister of State (Senator Ludwig)

To divide a bill

- ❑ Social Security and Other Legislation Amendment (Income Support for Students) Bill 2009 [No. 2]—[notice](#) given by Senator Mason and the Leader of the Family First Party (Senator Fielding)

**Motion negatived**

A motion moved by the Leader of the Australian Greens (Senator Bob Brown) to suspend standing orders to give precedence to the Environment Protection and Biodiversity Conservation Amendment (Prohibition of Support for Whaling) Bill 2010 was debated and negatived [[first speaker](#)].

**Bills assented to**

[Assent](#) to a number of laws was reported in the Senate

See **Committees** for details of reports relating to legislation

## Committees

[For scheduled public committee hearings](#)

[For committee reports](#)

### Reports tabled

Reports on legislation

- [Bankruptcy Legislation](#) Amendment Bill 2009—Legal and Constitutional Affairs Legislation Committee
- [Native Title](#) Amendment Bill (No. 2) 2009—Legal and Constitutional Affairs Legislation Committee

Other reports

- Australian Commission for Law Enforcement Integrity Joint Committee—Operation of the *Law Enforcement Integrity Commissioner Act 2006*—[Interim report](#)
- Corporations and Financial Services Joint Committee—
  - [Examination](#) of the 2008-09 annual reports of bodies established under the ASIC Act
  - [Statutory oversight](#) of the Australian Securities and Investments Commission
- Scrutiny of Bills Committee—[Alert Digest No. 2](#) of 2010 and [2nd report](#) of 2010 [contain assessments of bills on civil liberties and related grounds] [a [motion](#) to take note of the report was agreed to]

### New inquiries

Selection of Bills Committee report

The Senate adopted [report no. 2 of 2010](#) of the Selection of Bills Committee, and made the following references:

- Governance of Australian Government Superannuation Schemes Bill 2010  
ComSuper Bill 2010  
Superannuation Legislation (Consequential Amendments and Transitional Provisions) Bill 2010  
—Finance and Public Administration Legislation Committee—to report by 15 March 2010
- Health Insurance Amendment (Pathology Requests) Bill 2010—Community Affairs Legislation Committee—to report by 12 May 2010
- Healthcare Identifiers Bill 2010 and a related bill—Community Affairs Legislation Committee—to report by 15 March 2010
- Offshore Petroleum and Greenhouse Gas Storage Legislation Amendment (Miscellaneous Measures) Bill 2010—Economics Legislation Committee—to report by 23 April 2010
- Tax Laws Amendment (2010 Measures No. 1) Bill 2010—Economics Legislation Committee—to report by 15 March 2010

### **Proposed reference**

The Senate debated a [motion](#) moved by Senator Abetz to refer the Carbon Pollution Reduction Scheme Bill 2010 and 10 related bills to the Economics Legislation Committee—a Family First amendment to the motion is yet to be determined. The debate will continue on the next day of sitting. [\[first speaker\]](#)

### **Public meetings**

The Senate authorised the following public meetings to be held while the Senate is sitting:

- ❑ Community Affairs Legislation Committee—25 February 2010 from 4.00 pm—Social Security and Other Legislation Amendment (Welfare Reform and Reinstatement of Racial Discrimination Act) Bill 2009 and related bills
- ❑ Economics Legislation Committee—25 February 2010 from 7.15 pm—Safe Climate (Energy Efficient Non-Residential Buildings Scheme) Bill 2009 and the Tax Laws Amendment (Confidentiality of Taxpayer Information) Bill 2009

### **Reporting dates extended**

The Senate extended reporting dates for the following inquiries:

- ❑ Community Affairs Legislation Committee—Plain Tobacco Packaging (Removing Branding from Cigarette Packs) Bill 2009—to report by 26 August 2010
- ❑ Economics Legislation Committee—Trade Practices Amendment (Material Lessening of Competition—Richmond Amendment) Bill 2009—to report by 13 May 2010
- ❑ Economics References Committee—Australian dairy industry—to report by 18 March 2010

### **Variation of appointment**

The Senate [varied the resolution](#) appointing the Fuel and Energy Select Committee.

### **Notices of motion given**

To hold a meeting when the Senate is sitting

- ❑ Rural and Regional Affairs and Transport References Committee—25 February 2010 from 5.00 pm—Import restrictions on beef

To refer matters to committees

- ❑ [Future direction and role](#) of the Scrutiny of Bills Committee—Scrutiny of Bills Committee—to report by 12 May 2010—notice given by Senator Coonan

### **Membership**

A message from the House of Representatives was reported advising that Mr Coulton would replace Mr Truss on the Foreign Affairs, Defence and Trade Joint Committee.

## Documents

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### Delegated legislation

See [Disallowance Alert](#) for a complete list of notices of motion to disallow (and outcomes)

- [Clerk's documents](#) were tabled [legislative instruments and other documents required by statute to be tabled]

### Orders for the production of documents

#### Statement by Minister

The Minister for Climate Change and Water (Senator Wong) tabled a statement relating to the order of the Senate [agreed to on [23 February 2010](#)] requiring the tabling of documents relating to the ESOS Assurance Fund by no later than 12.00 pm on 24 February 2010. The statement indicated that the documents would be provided as soon as they could be identified, collated and assessed.

#### Notice of motion given

Senator Ludlam gave a [notice of motion](#) to require the Minister representing the Minister for Resources and Energy (Senator Carr) to table documents relating to proposed sites for a radioactive waste dump by 4.00 pm on 11 March 2010.

### Documents tabled

- Auditor-General—[Audit report](#) no. 23 of 2009-10
- Australian parliamentary delegation—55th Annual Session of the NATO Parliamentary Assembly, Edinburgh, 14 to 17 November 2009—Report [a [motion](#) to take note of the report was agreed to]
- [Government documents](#)
- President of the Senate—Visit to Argentina and Colombia, 21 to 25 September 2009—Report
- [2 petitions](#)

### Other business

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[Questions without notice and issues arising during question time—first question](#)

[Matters of public interest debate—first speaker](#)

#### Motion agreed to

- [Impact of renewable energy target legislation](#)—moved by Senator Barnett

#### Motions negated

- [Leaders' meetings with the Dalai Lama](#)—moved by Senators Hanson-Young and Xenophon
- [Sentencing of Mr Liu Xiaobo in China](#)—moved by the Leader of the Australian Greens (Senator Bob Brown)

#### Matter of public importance discussed

- [Development needs of northern Australia](#)—proposed by Senator Parry [[first speaker](#)]

**Notices of motion**

[Notices of motion](#) given today are available in the Senate Journals.

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**Online**

The *Senate Daily Summary* is available on the Internet at [www.aph.gov.au/senate](http://www.aph.gov.au/senate)

It is issued by the Senate Table Office as a convenient summary of each day's proceedings in the Senate. For a complete account see the official record, the *Journals of the Senate*, on the Internet at <http://www.aph.gov.au/senate/pubs/index.htm>

**Related resources**

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