Senate Standing Committee for the Scrutiny of Bills

No. 14 of 2001

26 September 2001

Senate Standing Committee

for the

Scrutiny of Bills

Alert Digest No. 14 of 2001

26 September 2001

ISSN 1329-668X

Senate Standing Committee for the Scrutiny of Bills

Members of the Committee

Senator B Cooney (Chairman)
Senator W Crane (Deputy Chairman)
Senator T Crossin
Senator J Ferris
Senator B Mason
Senator A Murray

Terms of Reference

Extract from **Standing Order 24**

(1) (a) At the commencement of each parliament, a Standing Committee for the Scrutiny of Bills shall be appointed to report, in respect of the clauses of bills introduced into the Senate, and in respect of Acts of the Parliament, whether such bills or Acts, by express words or otherwise:

(i) trespass unduly on personal rights and liberties;

(ii) make rights, liberties or obligations unduly dependent upon insufficiently defined administrative powers;

(iii) make rights, liberties or obligations unduly dependent upon non-reviewable decisions;

(iv) inappropriately delegate legislative powers; or

(v) insufficiently subject the exercise of legislative power to parliamentary scrutiny.

(b) The committee, for the purpose of reporting upon the clauses of a bill when the bill has been introduced into the Senate, may consider any proposed law or other document or information available to it, notwithstanding that such proposed law, document or information has not been presented to the Senate.

TABLE OF CONTENTS

- Air Passenger Ticket Levy (Collection) Bill 2001 5

  Air Passenger Ticket Levy (Imposition) Bill 2001 8

  Family Law Amendment (Child Protection Convention) Bill 2001 9

  Fuel Legislation Amendment (Grant and Rebate Schemes) Bill 2001 10

  Olympic Insignia Protection Amendment Bill 2001 11

- Proceeds of Crime Bill 2001 12

- Transport and Regional Services Legislation Amendment (Application of Criminal Code) Bill 2001 17

  Provisions of bills which impose criminal sanctions for a failure to provide information 19

  Parliamentary amendments and the Committee's terms of reference 20

- **The Committee has commented on these bills**

This Digest is circulated to all Honourable Senators.
Any Senator who wishes to draw matters to the attention of the Committee under its terms of reference is invited to do so.

Air Passenger Ticket Levy (Collection) Bill 2001

This bill was introduced into the House of Representatives on 20 September 2001 by the Minister for Employment, Workplace Relations and Small Business. [Portfolio responsibility: Transport and Regional Services]

The bill proposes a framework for the collection of a passenger ticket levy on all flights originating in Australia and which have been delivered to passengers in Australia. The proceeds of this levy are to fund a scheme for the payment of entitlements to the former employees of companies in the Ansett group following the insolvency of Ansett Airlines and a number of its subsidiaries.

The bill also contains a regulation-making power.

Cessation of levy by Ministerial determination
Clause 12

As noted above, this bill is concerned with the collection of a levy. Subclause 9(1) makes clear that the levy is to be imposed and collected only for a limited time. However, clause 12 provides that the date of termination of the levy (the 'final levy month') is to be determined solely by the Minister, by notice published in the *Gazette*, with no provision for parliamentary oversight.

The Committee **seeks the Minister's advice** as to why it is appropriate that he have an unfettered discretion to determine the period during which this levy is to be collected, and why the bill makes no provision for Parliamentary oversight of the exercise of this discretion.

> *Pending the Minister's advice, the Committee draws Senators' attention to this provision, as it may be considered to delegate legislative powers inappropriately, in breach of principle 1(a)(iv) of the Committee's terms of reference, and to insufficiently subject the exercise of legislative power to parliamentary scrutiny, in breach of principle 1(a)(v) of the Committee's terms of reference.*

Abrogation of the privilege against self-incrimination
Subclause 20(4)

Subclause 20(4) of the bill will abrogate the privilege against self-incrimination for a person who is required to provide information under the terms of the bill or the regulations. However, this subclause goes on to limit the circumstances in which information so provided is admissible in evidence in proceedings against that person. In general terms, the information given, and any information or thing obtained as a direct or indirect consequence, is not admissible against the person in any proceedings other than proceedings for failure to lodge a return or provide information. The retention of use and derivative use immunity strikes a balance between the competing needs to obtain accurate information and to protect individual rights.

> *In these circumstances, the Committee makes no further comment on this provision.*

Insufficient Parliamentary scrutiny of entitlement scheme
Clause 22

Clause 22 of this bill will permit the Minister to determine the terms of a scheme for the payment of certain entitlements to former employees of companies in the Ansett group. Such a scheme appears to be legislative in nature, but the bill makes no provision for Parliamentary scrutiny of the scheme, or its possible disallowance. Indeed, while the Minister's determination must be in writing, the provision contains no statutory requirement that the details of the scheme be publicly notified in any manner.

The approach in clause 22 contrasts with the approach in clause 23, which authorises the Minister to determine how any surplus levy is to be distributed. Under clause 23, the Minister may determine that any surplus be distributed "in accordance with a scheme prescribed by the regulations". Such a scheme would be subject to Parliamentary scrutiny, and disallowance.

The Committee, therefore, **seeks the Minister's advice** as to why the scheme for distributing surplus levy is subject to Parliamentary scrutiny, while the scheme for distributing the levy itself is not.

Any Senator who wishes to draw matters to the attention of the Committee under its terms of reference is invited to do so.

Pending the Minister's advice, the Committee draws Senators' attention to this provision, as it may be considered to insufficiently subject the exercise of legislative power to parliamentary scrutiny, in breach of principle 1(a)(v) of the Committee's terms of reference.

Air Passenger Ticket Levy (Imposition) Bill 2001

This bill was introduced into the House of Representatives on 20 September 2001 by the Minister for Employment, Workplace Relations and Small Business. [Portfolio responsibility: Transport and Regional Services]

The bill proposes the imposition of a levy on air passenger tickets. Operating in conjunction with the Air Passenger Ticket Levy (Collection) Bill 2001, this bill enables the Commonwealth to recover expenditure authorised under the Collection Bill.

The bill also contains a regulation-making power.

The Committee has no comment on this bill.

Any Senator who wishes to draw matters to the attention of the Committee under its terms of reference is invited to do so.

Family Law Amendment (Child Protection Convention) Bill 2001

This bill was introduced into the House of Representatives on 20 September 2001 by the Attorney-General. [Portfolio responsibility: Attorney-General]

The bill proposes to amend the *Family Law Act 1975* to enable Australia to ratify the Hague Convention on Jurisdiction, Applicable Law, Recognition, Enforcement and Co-operation in respect of Parental Responsibility and Measures for the Protection of Children 1996. The Convention establishes conflicts of law rules to be applied in parental responsibility litigation which has an international aspect. The bill includes:

- detailed rules for resolving family law conflicts in jurisdiction between Australian courts and courts in other countries;
- applicable law provisions which provide automatic recognition in other Convention countries of a father's parental responsibility as established by the operation of the Family Law Act;
- provisions for the recognition and enforcement abroad of parenting orders made by Australian courts;
- a range of procedures to encourage co-operation between courts and child protection authorities in different countries; and
- measures to address international cases involving protection of children from abuse and neglect.

The Committee has no comment on this bill.

Fuel Legislation Amendment (Grant and Rebate Schemes) Bill 2001

This bill was introduced into the House of Representatives on 20 September 2001 by the Parliamentary Secretary to the Minister for Finance and Administration. [Portfolio responsibility: Treasury]

The bill proposes to amend the *Customs Act 1901*, the *Diesel and Alternative Fuels Grants Scheme Act 1999* and the *Excise Act 1901* to:

- extend the expiry dates of the Diesel and Alternative Fuels Grants Scheme and the Diesel Fuel Rebate Scheme from 30 June 2002 to 30 June 2003;
- extend the scope of the Diesel and Alternative Fuels Grants Scheme, in so far as it relates to fuel used by emergency vehicles; and
- make administrative amendments to the Diesel and Alternative Fuels Grants Scheme to reduce the cost of compliance for business by simplifying record keeping requirements and claiming arrangements.

The bill also contains application and transitional provisions.

The Committee has no comment on this bill.

Any Senator who wishes to draw matters to the attention of the Committee under its terms of reference is invited to do so.

Olympic Insignia Protection Amendment Bill 2001

This bill was introduced into the House of Representatives on 20 September 2001 by the Minister for Sport and Tourism. [Portfolio responsibility: Industry, Science and Resources]

The bill proposes to amend the *Olympic Insignia Protection Act 1987* to provide the Australian Olympic Committee (AOC) with ongoing protection for the words 'Olympic', 'Olympiad', their plurals and 'Olympic Games' ('the Olympic expressions'). It protects the Olympic expressions against unauthorised commercial use for advertising or promotional purposes that suggests a sponsorship or sponsorship-like association with Olympic bodies, athletes, teams and events. Providing this protection is also intended to strengthen the AOC's fundraising abilities and achieve elite sports objectives such as maintaining Australia's high level of performance at the Olympic Games.

The bill also contains provisions aimed at balancing the rights given to the AOC with the interests of third parties with legitimate claims to the use of the Olympic expressions.

The bill allows the use of the protected Olympic expressions for the provision of information and for the purposes of criticism or review by the media, and makes it clear that certain existing legal rights to use the Olympic expressions are not affected.

The Committee has no comment on this bill.

Proceeds of Crime Bill 2001

This bill was introduced into the House of Representatives on 20 September 2001 by the Attorney-General. [Portfolio responsibility: Justice and Customs]

The bill proposes to establish a scheme to prevent criminals from being able to enjoy the fruit of their crimes, by depriving them of the proceeds and benefits gained from criminal conduct, and to prevent the re-investment of those proceeds and benefits in further criminal activities.

The bill proposes to establish a civil forfeiture regime that will operate in addition to, and parallel to, the existing conviction-based regime. The bill also strengthens the provisions relating to the existing conviction-based scheme.

The bill includes provisions for the forfeiture of literary proceeds, which are the benefits a person derives from commercial exploitation of the notoriety from committing a criminal offence, including 'cheque-book journalism'.

The bill also proposes amendments to enhance the effectiveness of the criminal laws of the Commonwealth and external Territories, and gives effect to Australia's obligations under the Council of Europe Money-Laundering Convention and certain other international instruments.

Trespass on rights and liberties
General comment

The Minister's Second Reading Speech observes that this bill will enable the "proceeds of crime to be frozen and confiscated, through civil proceedings, without the need to obtain a conviction". Several States and some other countries are said to have enacted similar legislation.

In *Alert Digest No 4 of 2000*, the Committee discussed the Criminal Assets Recovery Bill 2000 – a Private Member's bill which sought to establish a similar civil forfeiture scheme. In discussing that bill the Committee stated that, while it was "mindful of the significance, pervasiveness and complexity of organised criminal activity" it was concerned by a bill which seemed "to attach grave consequences to what are essentially suspicions". In particular, assets might be removed from a person's control simply because there is a reasonable suspicion that they were connected with serious criminal activity.

Any Senator who wishes to draw matters to the attention of the Committee under its terms of reference is invited to do so.

The Committee stated that the "long-established protections imposed by the criminal law and, in general terms, recognised in the existing *Proceeds of Crime Act 1987*, are here avoided because they are seen to be inconvenient or to hinder law enforcement". It also noted the comments of the Victorian Scrutiny of Acts and Regulations Committee in relation to similar legislation in Victoria:

> The civil forfeiture provisions set out in Part 4 contemplate the forfeiture of property through a process which is initiated at the time a serious criminal charge is laid. For the purpose of giving effect to that process the civil standard of proof, namely, on the balance of probabilities is applied, rather than the criminal standard of beyond reasonable doubt. To that extent, this is a diminution in rights.

In much the same manner, this bill seems to trespass on the rights of persons who have neither been charged with, nor convicted of, any wrong-doing. The Committee **would appreciate a briefing,** as soon as is practicable, on the provisions of the bill, the persons at whom at they directed, and the effect of the bill on rights and liberties. The Committee **would also appreciate a briefing** on the application of the bill (if any) to the proceeds of foreign offences where those proceeds are 'laundered' in Australia.

> *Pending the briefing, the Committee draws Senators' attention to the provisions of this bill, as they may be considered to trespass unduly on personal rights and liberties, in breach of principle 1(a)(i) of the Committee's terms of reference.*

Retrospective application
Clause 14

By virtue of clause 14, this bill will apply retrospectively to offences committed prior to its coming into force, and to convictions prior to that commencement.

The Explanatory Memorandum provides no reason for this retrospective application. The Committee, therefore, **seeks the Minister's advice** as to why this bill is to apply to offences and convictions prior to its coming into force.

The Committee notes that some provisions refer to offences having occurred within a period of 6 years before the application for an order is made. The Committee **seeks the Minister's advice** as to whether any provisions apply retrospectively in an open-ended manner.

> *Pending the Minister's advice, the Committee draws Senators' attention to this provision, as it may be considered to trespass unduly on personal rights and liberties, in breach of principle 1(a)(i) of the Committee's terms of reference.*

Abrogation of the privilege against self-incrimination Subclauses 190(1) and paragraph 191(2)(a)

Subclause 190(1), when read with paragraph 191(2)(a), has the effect of abrogating the privilege against self-incrimination for a person attending an examination under Part 3-1 of the bill.

Clause 192 does limit the circumstances in which any information provided is admissible in evidence in proceedings against the person compelled to provide it. In general terms, any answer or document is admissible only in criminal proceedings for giving false or misleading information, or in proceedings on an application under the Act, or ancillary to such proceedings, or in proceedings for enforcement of a confiscation order, or, in the case of a document, in civil proceedings in respect of a right or liability it confers.

While clause 192 limits the use of information or documents compelled from a person, it makes no reference to information derived as a result. The Explanatory Memorandum refers to this, noting that clause 192 "does not confer 'derivative use immunity'", but does not explain why derivative use immunity has been removed.

Clause 192 also permits information or documents which a person is compelled to provide to be used in proceedings on an application under the Act. It would seem, therefore, that a person could be compelled to provide information which could be used in an application for an order for the forfeiture of that person's (or another person's) property. The Committee **seeks the Minister's advice** as to why clause 192 makes no provision for derivative use immunity, and why it is appropriate that information compelled

Any Senator who wishes to draw matters to the attention of the Committee under its terms of reference is invited to do so.

from a person should be admissible in proceedings for an application under the Act.

Pending the Minister's advice, the Committee draws Senators' attention to these provisions, as they may be considered to trespass unduly on personal rights and liberties, in breach of principle 1(a)(i) of the Committee's terms of reference.

Abrogation of the privilege against self-incrimination Clauses 200 and 259

Clause 200 of this bill will abrogate the privilege against self-incrimination for a person against whom a production order has been made under clause 196. Clause 259 will do the same in relation to a person who provides information under Part 4-1 of the bill. However, each clause limits the circumstances in which the information or document, or anything obtained as a direct or indirect consequence, is admissible in evidence against the person. In general terms, the information or document is only admissible in criminal proceedings for providing false and misleading information.

In these circumstances, the Committee makes no further comment on these provisions.

Forfeiture of property where no person convicted of an offence Subclause 324(3)

As noted above, this bill establishes a scheme for the restraining, forfeiture and confiscation of property suspected of constituting the 'proceeds' or an 'instrument' of an offence.

Subclause 324(3) provides that any property may be the proceeds of an offence, or an instrument of an offence "even if no person has been convicted of the offence". The Committee **seeks the Minister's advice** as to how any person's property can be subject to a restraining order, or subsequent order, on

the basis that it is related to the commission of an offence, notwithstanding that no person has been convicted of that offence.

Pending the Minister's advice, the Committee draws Senators' attention to this provision, as it may be considered to trespass unduly on personal rights and liberties, in breach of principle 1(a)(i) of the Committee's terms of reference.

Any Senator who wishes to draw matters to the attention of the Committee under its terms of reference is invited to do so.

Transport and Regional Services Legislation Amendment (Application of Criminal Code) Bill 2001

This bill was introduced into the House of Representatives on 19 September 2001 by the Minister for Community Services. [Portfolio responsibility: Transport and Regional Services]

The bill proposes to amend legislation within the Transport and Regional Services portfolio to reflect the application of the *Criminal Code* with effect from 15 December 2001.

The bill also includes proposed amendments to the *Australian Antarctic Territory Act 1954* and the *Heard Island and McDonald Islands Act 1953* administered by the Minister for the Environment and Heritage.

Subject to certain exceptions, where the penalty attached to existing offences of strict liability is reduced in order to comply with the *Criminal Code* policy, the bill does not affect the current operation of existing criminal offences. The bill provides for amendments that specify whether an offence is one of strict liability, and amendments that restate any defences separately from the physical elements of an offence.

The bill also exempts the *Road Transport Reform (Dangerous Goods) Act 1995*, the *Road Transport Reform (Heavy Vehicles Registration) Act 1997*, and the *Road Transport Reform (Vehicles and Traffic) Act 1993* from the application of the *Criminal Code*. These Acts have been exempted because they were passed under a cooperative scheme relating to road transport existing between the Commonwealth and the States and Territories.

Strict liability offences
Various provisions

The effect of this bill is to include, in legislation administered within the Transport and Regional Services portfolio, offences which are specified as offences of strict liability. An offence is one of strict liability where it provides that a person may be punished for doing something, or failing to do

something, whether or not they have a guilty intent. The Committee is usually concerned at the imposition of strict liability and is currently inquiring generally into the issue.

The Minister's Second Reading Speech states that the bill "does not affect the current operation of existing criminal offences. Rather it seeks to ensure that the existing criminal offences are not altered following the application of the *Criminal Code*".

The Committee has considered a number of bills which make similar provision for legislation administered within other portfolio areas. With regard to this bill, the Committee **seeks the Minister's advice** as to whether any of its provisions converts an offence which previously was not one of strict liability into such an offence.

Pending the Minister's advice, the Committee draws Senators' attention to these provisions, as they may be considered to trespass unduly on personal rights and liberties, in breach of principle 1(a)(i) of the Committee's terms of reference.

Any Senator who wishes to draw matters to the attention of the Committee under its terms of reference is invited to do so.

PROVISIONS OF BILLS WHICH IMPOSE CRIMINAL SANCTIONS FOR A FAILURE TO PROVIDE INFORMATION

REPORT NO 6/2001

The Committee's *Eighth Report of 1998* dealt with the appropriate basis for penalty provisions for offences involving the giving or withholding of information. In that Report, the Committee recommended that the Attorney-General develop more detailed criteria to ensure that the penalties imposed for such offences were "more consistent, more appropriate, and make greater use of a wider range of non-custodial penalties". The Committee also recommended that such criteria be made available to Ministers, drafters and to the Parliament.

The Government responded to that Report on 14 December 1998. In that response, the Minister for Justice referred to the ongoing development of the Commonwealth *Criminal Code*, which would include rationalising penalty provisions for "administration of justice offences". The Minister undertook to provide further information when the review of penalty levels and applicable principles had taken place.

For information, the following Table sets out penalties for 'information-related' offences in the legislation covered in this *Digest*. The Committee notes that imprisonment is still prescribed as a penalty for some such offences.

TABLE

Bill/Act	**Section/Subsection**	**Offence**	**Penalty**
Air Passenger Ticket Levy (Collection) Bill 2001	Subclause 20(1)	Fail to provide information	50 penalty units
Proceeds of Crime Bill 2001	Clause 190	Fail to answer question or produce document	6 months and/or 30 penalty units
	Clause 261	Fail to provide information	6 months and/or 30 penalty units

PARLIAMENTARY AMENDMENTS AND THE COMMITTEE'S TERMS OF REFERENCE

AMENDMENTS IN THE HOUSE OF REPRESENTATIVES (17 September – 20 September)

Bankruptcy Legislation Amendment Bill 2001: On 18 September 2001, the House of Representatives agreed to amend this bill. These amendments raised no issues within the Committee's terms of reference.

Intelligence Services Bill 2001: On 19 September 2001, the House of Representatives agreed to amend this bill. Most of these amendments raised no issues within the Committee's terms of reference.

The Committee previously dealt with this bill in *Alert Digest No 9 of 2001*. In that *Digest*, the Committee drew attention to clause 15 of the bill, which permitted the Minister to make rules regulating the communication and retention of intelligence information concerning Australian persons. The Committee sought the Minister's advice as to why these rules should not be subject to Parliamentary scrutiny.

A government amendment agreed to on 19 September proposes that the Inspector-General of Intelligence and Security must brief the Parliamentary Committee on the content and effect of these rules where the Committee requests such a briefing, or where the rules change.

The Committee notes that this provision permits a measure of scrutiny of these rules. The Committee will comment further on this amendment when it reports on the bill.

Intelligence Services (Consequential Provisions) Bill 2001: On 19 September 2001, the House of Representatives agreed to amend this bill. These amendments raised no issues within the Committee's terms of reference.

International Maritime Conventions Legislation Amendment Bill 2001: On 18 September 2001, the House of Representatives agreed to certain amendments made by the Senate to this bill. These amendments raised no issues within the Committee's terms of reference.

Migration Legislation Amendment Bill (No 6) 2001: On 20 September 2001, the House of Representatives agreed to amend this bill. These amendments raised no issues within the Committee's terms of reference. One amendment corrected a drafting error identified by the Committee in *Alert Digest No 13 of 2001*.

Superannuation Legislation Amendment (Indexation) Bill 2001: On 18 September 2001, the House of Representatives agreed to amend this bill. These amendments raised no issues within the Committee's terms of reference.

AMENDMENTS IN THE SENATE
(17 September – 20 September)

Treasury Legislation Amendment (Application of Criminal Code) Bill (No 2) 2001: On 20 September 2001, the Senate agreed to amend this bill. These amendments raised no issues within the Committee's terms of reference.

26 September 2001

STANDING COMMITTEE FOR THE SCRUTINY OF BILLS

INDEX OF BILLS COMMENTED ON AND MINISTERIAL RESPONSES SOUGHT/RECEIVED - 2001

NAME OF BILL	ALERT DIGEST	INTRODUCED HOUSE	INTRODUCED SENATE	MINISTER	RESPONSE SOUGHT	RESPONSE RECEIVED	REPORT NUMBER
Bills Carried over from 1999/2000							
Aboriginal and Torres Strait Islander Commission Amendment Bill 2000	18(6.12.00)	29.11.00	6.2.01	Aboriginal and Torres Strait Islander Affairs	7.12.00	15.1.01 27.2.01	1(7.2.01) 2(28.2.01)
Administrative Review Tribunal Bill 2000	10(16.8.00)	28.6.00	6.2.01	Attorney-General	17.8.00	6.8.01	9(8.8.01)
Administrative Review Tribunal (Consequential and Transitional Provisions) Bill 2000	15(1.11.00)	12.10.00	6.2.01	Attorney-General	2.11.00	6.8.01	9(8.8.01)
Aviation Noise Ombudsman Bill 2000	13(4.10.00)	4.9.00		Mr Albanese MP	5.10.00	6.10.00	DNP 2.4.01
Broadcasting Services Amendment Bill 2000 (previous citation: Broadcasting Services Amendment Bill (No. 4) 1999)	1(16.2.00)	9.12.99	7.11.00	Communications, Information and the Arts	17.2.00 9.11.00	4.5.00 8.1.01	16(8.11.00) 1(7.2.01)
Convention on Climate Change (Implementation) Bill 1999	14(22.9.99)		2 .9.99	Senator Brown	3.9.99		
Criminal Code Amendment (Theft, Fraud, Bribery and Related Offences) Bill 1999 (new citation: Criminal Code Amendment (Theft, Fraud, Bribery and Related Offences) Bill 2000)	19(1.12.99)	24.11.99	30.10.00	Justice and Customs	2.12.99	15.3.00 11.00	15(1.11.00) 2(28.2.01)
Defence Legislation Amendment (Enhancement of the Reserves and Modernisation) Bill 2000	17(29.11.00)	9.11.00	7.2.01	Defence	30.11.00 1.3.01	5.12.00 7.3.01	2(28.2.01) 3(7.3.01)

NAME OF BILL	ALERT DIGEST	INTRODUCED HOUSE	INTRODUCED SENATE	MINISTER	RESPONSE SOUGHT	RESPONSE RECEIVED	REPORT NUMBER
Job Network Monitoring Authority Bill 2000	16(8.11.00)	30.10.00		Ms Kernot	9.11.00		DC
Job Network Monitoring Authority Bill 2000 [No. 2]	16(8.11.00)		31.10.00	Senator Collins	9.11.00		
Migration Legislation Amendment Bill (No. 1) 2001 (previous citation: Migration Legislation Amendment Bill (No. 2) 2000)	4(5.4.00)	14.3.00	26.2.01	Immigration and Multicultural Affairs	6.4.00 1.3.01	26.4.00 20.4.01	2(28.2.01) 6(23.5.01)
Migration Legislation Amendment (Integrity of Regional Migration Schemes) Bill 2000	18(6.12.00)	29.11.00	27.3.01	Immigration and Multicultural Affairs	7.12.00	5.2.01	4(28.3.01)
Pig Industry Bill 2000	18(6.12.00)	30.11.00	8.3.01	Agriculture, Fisheries and Forestry	7.12.00	14.2.01	4(28.3.01)
Postal Services Legislation Amendment Bill 2000	5(12.4.00)	6.4.00	--	Communications, Information Technology and the Arts	13.4.00	--	DC
Remuneration Tribunal Amendment Bill 2000	18(6.12.00)	29.11.00	8.3.01	Finance and Administration	7.12.00	31.1.01	4(28.3.01)
Roads to Recovery Act 2000	18(6.12.00)	30.11.00	5.12.00	Transport and Regional Services	7.12.00	6.4.01	6(23.5.01)

NAME OF BILL	ALERT DIGEST	INTRODUCED HOUSE	INTRODUCED SENATE	MINISTER	RESPONSE SOUGHT	RESPONSE RECEIVED	REPORT NUMBER
Bills being dealt with in 2001							
Agriculture, Fisheries and Forestry Legislation Amendment (Application of Criminal Code) Bill 2001	9(8.8.01)	27.6.01	27.8.01	Agriculture, Fisheries and Forestry	9.8.01	29.8.01	12(19.9.01)
Australia New Zealand Food Authority Amendment Bill 2001	2(28.2.01)	24.5.01	8.2.01	Health and Aged Care	1.3.01	26.3.01	4(28.3.01)
Australian Securities and Investments Commission Bill 2001	6(23.5.01)	4.4.01	18.6.01	Treasurer	24.5.01	18.6.01	7(20.6.01)
Aviation Legislation Amendment Bill (No. 2) 2001	6(23.5.01)	5.4.01		Transport and Regional Services	24.5.01	19.6.01	
Border Protection (Validation and Enforcement Powers) Bill 2001	13(20.9.01)	18.9.01	20.9.01	Immigration and Multicultural Affairs	20.9.01		
Communications and the Arts Legislation Amendment (Application of Criminal Code) Bill 2000	1(7.2.01)	7.12.00	8.2.01	Communications, Information Technology and the Arts	8.2.01	26.2.01	2(28.2.01)
Copyright Amendment (Parallel Importation) Bill 2001	3(7.3.01)	28.2.01	28.6.01	Attorney-General	8.3.01	15.5.01	9(8.8.01)
Crimes Amendment (Age Determination) Bill 2001	4(28.3.01)	7.3.01	4.4.01	Justice and Customs	29.3.01	2.4.01	5(4.4.01)
Customs Legislation Amendment and Repeal (International Trade Modernisation) Act 2001 (previous citation: Customs Legislation Amendment and Repeal (International Trade Modernisation) Bill 2000)	1(7.2.01) 4(28.3.01)	6.12.00	26.3.01	Justice and Customs **Amendments**	8.2.01 29.3.01	27.3.01 12.6.01 7.8.01	4(28.3.01) 7(20.6.01) 9(8.8.01)

NAME OF BILL	ALERT DIGEST	INTRODUCED HOUSE	INTRODUCED SENATE	MINISTER	RESPONSE SOUGHT	RESPONSE RECEIVED	REPORT NUMBER
Customs Tariff Amendment Bill (No.2) 2001	4(28.3.01)	8.3.01	29.3.01	Justice and Customs	29.3.01	27.4.01	6(23.5.01)
Cybercrime Bill 2001	9(8.8.01)	27.6.01		Justice and Customs	9.8.01	21.9.01	13(26.9.01)
Defence Legislation Amendment (Application of Criminal Code) Bill 2001	12(19.9.01)	29.8.01	24.9.01	Defence	20.9.01		
Dried Vine Fruits (Rate of Primary Industry (Customs) Charge) Validation Bill 2001	5(4.4.01)	29.3.01	18.6.01	Agriculture, Fisheries and Forestry	5.4.01	14.6.01	7(20.6.01)
Dried Vine Fruits (Rate of Primary Industry (Excise Levy) Validation Bill 2001	5(4.4.01)	29.3.01	18.6.01	Agriculture, Fisheries and Forestry	5.4.01	14.6.01	7(20.6.01)
Education, Training and Youth Affairs Legislation Amendment (Application of Criminal Code) Bill 2001	10(22.8.01)	8.8.01	29.8.01	Education, Training and Youth Affairs	23.8.01	17.9.01	12(19.9.01)
Electoral and Referendum Amendment Bill (No. 1) 2001	4(28.3.01)	7.3.01	2.4.01	Finance and Administration **Further response required**	29.3.01 24.5.01	4.5.01	6(23.5.01)
Employment, Workplace Relations and Small Business Legislation Amendment (Application of Criminal Code) Bill 2001	11(29.8.01)	23.8.01	24.9.01	Employment, Workplace Relations and Small Business	30.8.01	25.9.01	13(26.9.01)
Environment and Heritage Legislation Amendment (Application of Criminal Code) Bill 2000	1(7.2.01)	8.2.01	6.12.00	Environment and Heritage	8.2.01	26.2.01	2(28.2.01)
Environment and Heritage Legislation Amendment Bill (No. 2) 2000	1(7.2.01) 8(27.6.01)		7.12.00	Environment and Heritage **Further response required**	28.6.01 23.8.01	20.8.01	10(22.8.01)

NAME OF BILL	ALERT DIGEST	INTRODUCED HOUSE	INTRODUCED SENATE	MINISTER	RESPONSE SOUGHT	RESPONSE RECEIVED	REPORT NUMBER
Environment Protection and Biodiversity Conservation Amendment (Wildlife Protection) Act 2001	9(8.8.01)	25.6.01	24.5.01	Environment and Heritage **re Amendments**	9.8.01		
Excise Tariff Amendment Bill (No. 1) 2001	4(28.3.01)	8.3.01	29.3.01	Treasurer	29.3.01	27.4.01	6(23.5.01)
Fair Prices and Better Access for All (Petroleum) Bill 2001	8(27.6.01)		19.6.01	Senator Schacht	28.6.01	28.8.01	11(29.8.01)
Family and Community Services Legislation (Application of Criminal Code) Bill 2001	11(29.8.01)		22.8.01	Family and Community Services	29.8.01	21.9.01	13(26.9.01)
Family Law Legislation Amendment (Superannuation) Bill 2001 (previous citation: Family Law Legislation Amendment (Superannuation) Bill 2000	*6(10.5.00) 7(21.6.01)	13.4.00	18.6.01	Attorney-General **re Amendments**	21.6.01	26.6.01	8(27.6.01)
Finance and Administration Legislation Amendment (Application of Criminal Code) Bill 2001 (previous citation: Finance and Administration Legislation Amendment (Application of Criminal Code(Bill (No. 1) 2001	10(22.8.01)	4.4.01	21.8.01	Finance and Administration **re Amendments**	**23.8.01**	21.9.01	13(26.9.01)
Financial Sector (Collection of Data) Bill 2001	6(23.5.01) 10(22.8.01)	5.4.01	20.8.01	Treasurer **re Amendments**	24.5.01 23.8.01	30.6.01 20.9.01	10(22.8.01) 13(26.9.01)
Financial Services Reform Bill 2001	6(23.5.01) 11(29.8.01)	5.4.01	9.8.01	Treasurer **re Amendments**	24.5.01 29.8.01	7.8.01	9(8.8.01)
Financial Services Reform (Consequential Provisions) Bill 2001	7(20.6.01)	7.6.01	9.8.01	Treasurer	21.6.01 9.8.01	7.8.01	9(8.8.01)

NAME OF BILL	ALERT DIGEST	INTRODUCED HOUSE	INTRODUCED SENATE	MINISTER	RESPONSE SOUGHT	RESPONSE RECEIVED	REPORT NUMBER
Foreign Affairs and Trade Legislation Amendment (Application of Criminal Code) Bill 2000	1(7.2.01)	6.12.00	5.4.01	Foreign Affairs and Trade	8.2.01	2.4.01	5(4.4.01)
General Insurance Reform Bill 2001	9(8.8.01)	28.6.01	27.8.01	Treasurer **re Amendments**	9.8.01 29.8.01	27.8.01	11(29.8.01)
Great Barrier Reef Marine Park Amendment Act 2001	6(23.5.01)	4.6.01	5.4.01	Environment and Heritage	24.5.01	6.7.01	9(8.8.01)
Health and Aged Care Legislation Amendment (Application of Criminal Code) Bill 2001	10(22.8.01)	8.8.01	23.8.01	Health and Aged Care	23.8.01		
Health Legislation Amendment Bill (No. 2) 2001	6(23.5.01)	5.4.01	18.6.01	Health and Aged Care	24.5.01	21.6.01	8(27.6.01)
Industry, Science and Resources Legislation Amendment (Application of Criminal Code) Bill 2001	11(29.8.01)	18.9.01	22.8.01	Industry, Science and Resources	29.8.01	25.9.01	13(26.9.01)
Innovation and Education Legislation Amendment Act (No. 2) 2001	11(29.8.01)	22.8.01	29.8.01	Education, Training and Youth Affairs	29.8.01	25.9.01	13(26.9.01)
Intelligence Services Bill 2001	9(8.8.01)	27.6.01	24.9.01	Foreign Affairs	9.8.01	11.9.01	13(26.9.01)
International Maritime Conventions Legislation Amendment Bill 2001	6(23.5.01)	4.4.01	21.8.01	Transport and Regional Services	24.5.01	1.8.01	10(22.8.01)
Law and Justice Legislation Amendment (Application of Criminal Code) Bill 2000	1(7.2.01)	5.3.01	6.12.00	Justice and Customs	8.2.01	20.2.01	2(28.2.01)

NAME OF BILL	ALERT DIGEST	INTRODUCED HOUSE	INTRODUCED SENATE	MINISTER	RESPONSE SOUGHT	RESPONSE RECEIVED	REPORT NUMBER
Measures to Combat Serious and Organised Crime Bill 2001	6(23.5.01) 12(19.9.01)	30.8.01	4.4.01	Justice and Customs **Amendments**	24.5.01 20.9.01	Briefing	8(27.6.01)
Migration Amendment (Excision from Migration Zone) Bill 2001	13(20.9.01)	18.9.01	20.9.01	Immigration and Multicultural Affairs	20.9.01		
Migration Amendment (Excision from Migration Zone) (Consequential Provisions) Bill 2001	13(20.9.01)	18.9.01	20.9.01	Immigration and Multicultural Affairs	20.9.01		
Migration Legislation Amendment (Application of Criminal Code) Bill 2001	6(23.5.01)	5.4.01	18.6.01	Immigration and Multicultural Affairs	24.5.01	13.6.01	7(20.6.01)
Migration Legislation Amendment Bill (No. 6) 2001	13(20.9.01)	28.8.01		Immigration and Multicultural Affairs	20.9.01		
Migration Legislation Amendment (Electronic Transactions and Methods of Notification) Bill 2001	6(23.5.01)	5.4.01	18.6.01	Immigration and Multicultural Affairs	24.5.01	13.6.01	7(20.6.01)
Migration Legislation Amendment (Immigration Detainees) Bill 2001	6(23.5.01)	5.4.01	27.6.01	Immigration and Multicultural Affairs	Briefing	25.6.01	8(27.6.01) 11(29.8.01)
Migration Legislation Amendment (Immigration Detainees) Bill (No. 2) 2001	9(8.8.01)	27.6.01	28.8.01	Immigration and Multicultural Affairs	9.8.01	23.8.01	11(29.8.01)
National Crime Authority Legislation Amendment Bill 2000 [2001]	1(7.2.01)	20.8.01	7.12.00	Justice and Customs	8.2.01	13.2.01	7(20.6.01)
New Business Tax System (Capital Allowances) Bill 2001	7(20.6.01)	24.5.01	26.6.01	Treasurer	21.6.01	30.7.01	9(8.8.01)

NAME OF BILL	ALERT DIGEST	INTRODUCED HOUSE	INTRODUCED SENATE	MINISTER	RESPONSE SOUGHT	RESPONSE RECEIVED	REPORT NUMBER
Parliamentary (Choice of Superannuation) Bill 2001	4(28.3.01)	5.3.01		Mr P Andren MP	29.3.01	3.4.01	
Petroleum (Submerged Lands) Legislation Amendment Bill (No. 3) 2000	1(7.2.01)	6.12.00	5.4.01	Industry, Science and Resources	8.2.01	5.3.01	5(4.4.01)
Prime Minister and Cabinet Legislation Amendment (Application of Criminal Code Bill 2001	4(28.3.01)	24.5.01	8.3.01	Prime Minister	29.3.01	27.4.01	6(23.5.01)
Reconciliation and Aboriginal and Torres Strait Islander Affairs Legislation Amendment (Application of Criminal Code) Bill 2001	7(20.6.01)	6.6.01	23.8.01	Reconciliation and ATSI Affairs	21.6.01	23.8.01	11(29.8.01)
Safety, Rehabilitation and Compensation and Other Legislation Amendment Bill 2000	1(7.2.01)	7.12.00	24.5.01	Employment, Workplace Relations and Small Business	8.2.01 21.6.01	2.4.01 20.8.01	7(20.6.01) 10(22.8.01)
Superannuation Legislation Amendment (Post-retirement Commutations) Bill 2000	1(7.2.01)	7.12.00	1.3.01	Finance and Administration	8.2.01	28.2.01	3(7.3.01)
Taxation Laws Amendment Bill (No. 2) 2001	7(20.6.01)	7.6.01	26.6.01	Treasurer	21.6.01	27.6.01	9(8.8.01)
Taxation Laws Amendment Bill (No. 5) 2001	11(29.8.01)	23.8.01		Treasurer	29.8.01	18.9.01	
Taxation Laws Amendment (Superannuation Contributions) Act 2001 (previous citation: Taxation Laws Amendment (Superannuation Contributions) Bill 2000	*14(11.10.00) 2(28.2.01)	7.9.00	5.10.00	Treasurer **Amendments**	12.10.00 1.3.01	31.10.00 27.6.01	*15(1.11.00) 9(8.8.01)
Therapeutic Goods Amendment Bill (No. 4) 2000	1(7.2.01)	5.3.01	7.12.00	Health and Aged Care	8.2.01	20.2.01	2(28.2.01)

NAME OF BILL	ALERT DIGEST	INTRODUCED HOUSE	INTRODUCED SENATE	MINISTER	RESPONSE SOUGHT	RESPONSE RECEIVED	REPORT NUMBER
Therapeutic Goods Amendment (Medical Devices) Bill 2001	5(4.4.01)	29.3.01	7.8.00	Health and Aged Care	5.4.01	13.6.01	9(8.8.01)
Trade Practices Amendment (Telecommunications) Bill 2001	10(22.8.01)	9.8.01	19.9.01	Communications, Information Technology and the Arts	23.8.01 20.9.01	17.9.01 25.9.01	12(19.9.01) 13(26.9.01)
Treasury Legislation Amendment (Application of Criminal Code) Bill (No. 2) 2001	6(23.5.01)	5.4.01	27.8.01	Treasurer	24.5.01	17.8.01	11(29.8.01)
Treasury Legislation Amendment (Application of Criminal Code) Bill (No. 3) 2001	9(8.8.01)	28.6.01	29.8.01	Treasurer	9.8.01	23.8.01	11(29.8.01)