

SELECTION OF BILLS COMMITTEE

REPORT NO. 2 of 2005

9 March 2005

MEMBERS OF THE COMMITTEE

Senator Jeannie Ferris (Government Whip, Chair)

Senator George Campbell (Opposition Whip)

Senator Bartlett (Australian Democrats Whip)

Senator Julian McGauran (The Nationals Whip)

Senator Alan Eggleston

Senator the Hon C Ellison

Senator Joseph Ludwig

Senator R Webber

Secretary: Rosemary Laing
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SELECTION OF BILLS COMMITTEE

REPORT NO. 2 OF 2005

1. The committee met in private session from 4.20 pm.
2. The committee resolved to recommend—That—
 - (a) the *provisions* of the Border Protection Legislation Amendment (Deterrence of Illegal Foreign Fishing) Bill 2005 be *referred immediately* to the Rural and Regional Affairs and Transport Legislation Committee for inquiry and report by 10 May 2005 (see appendices 1 and 2 for statement of reasons for referral);
 - (b) the *provisions* of the Higher Education Legislation Amendment (2005 Measures No. 1) Bill 2005 be *referred immediately* to the Employment, Workplace Relations and Education Legislation Committee for inquiry and report by 16 March 2005 (see appendix 3 for statement of reasons for referral);
 - (c) the Tax Laws Amendment (2005 Measures No. 1) Bill 2005 be *referred immediately* to the Economics Legislation Committee for inquiry and report by 10 May 2005 (see appendix 4 for statement of reasons for referral); and
 - (d) the *provisions* of the Trade Practices Legislation Amendment Bill (No. 1) 2005 to be *referred immediately* to the Economics Legislation Committee for inquiry and report by 15 March 2005 (see appendix 5 for statement of reasons for referral).
3. The committee resolved to recommend—That the following bills *not* be referred to committees:
 - Agricultural and Veterinary Chemicals Legislation Amendment (Levy and Fees) Bill 2005
 - Australian Institute of Marine Science Amendment Bill 2005
 - Family and Community Services and Veterans' Affairs Legislation Amendment (Further 2004 Election Commitments and Other Measures) Bill 2005
 - Farm Household Support Amendment Bill 2005
 - Medical Indemnity Legislation Amendment Bill 2005
 - Workplace Relations Amendment (Extended Prohibition of Compulsory Union Fees) Bill 2005.

The committee recommends accordingly.

4. The committee *deferred* consideration of the following bill to the next meeting:

Bill deferred from meeting of 8 February 2005

- Trade Practices Amendment (Personal Injuries and Death) Bill 2004.

(Jeannie Ferris)

Chair

9 March 2005



THE SENATE
CANBERRA ACT 2500
SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill BORDER PROTECTION LEGISLATION AMENDMENT
(DEFERRENCE OF ILLEGAL FOREIGN FISHING) BILL
Reasons for referral/principal issues for consideration: 2005

Included in the legislation is a provision to allow the Minister to grant some of the powers of fisheries officers & migration officers to contractees and their employees. These powers include the ability to search, even ~~body~~ search a suspect, and to confiscate property. In the past, in this portfolio area Labor has insisted that such powers only go to officers of the Commonwealth or a state

Possible submissions or evidence from: Dept. Agriculture Fisheries & Forestry, Dept. of Migration & CPSU.

Committee to which bill is to be referred: Rural & Regional Affairs & Transport.

Possible hearing date(s): As soon as possible.

Possible reporting date: _____

(signed) [Signature] 8/3/05
Whip / Selection of Bills Committee member



AUSTRALIAN SENATE

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of Bill: **BORDER PROTECTION LEGISLATION AMENDMENT
(DETERRENCE OF ILLEGAL FOREIGN FISHING) BILL 2005**

Reasons for referral/principal issues for consideration:

- appropriateness of the detention regime, including possible length of imprisonment
- accountability mechanisms for behaviour of contractors + employees of AFMA + DIMIA involved in detention + personal searches

Possible submission or evidence from: **Law Council, DIMIA, AFMA.**

Committee to which bill is to be referred: **Legal + Constitution (may be more appropriate for the legal powers on search + detention)**

Possible hearing date(s):

Possible reporting date: **10th May, 2005**

 8/3/05

Whip/Selection of Bills Committee member



THE SENATE
CANBERRA ACT 2600
SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill Higher Education Legislation Amendment (2005 Measures No.1)
Bill 2005

Reasons for referral/principal issues for consideration:

Basis for proposal to give Table B providers
access to Capital Development Pool and possibility
for this to be used as precedent for
later decisions to spread finite funding more
thickly

Possible submissions or evidence from: Australian Vice-Chancellors'
Committee, Group of Eight Universities, National Tertiary

Education Union, National Union of Students, DEST

Committee to which bill is to be referred: Employment, Workplace

Relations and Education

Possible hearing date(s): If 16 March Report - none

Possible reporting date: 16 March 2005

(signed)

[Handwritten Signature]
Whip / Selection of Bills Committee member

8/3/05



THE SENATE
CANBERRA ACT 2600
SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill Tax Laws Amendment Bill No1, 2005

Reasons for referral/principal issues for consideration:

Schedule 3: Supply of rights or options offshore.
This is a complex schedule that requires
detailed investigation. e.g. foreign contracts
provisions

Schedule 4: Mature age worker tax offset.
• clarification on costings

Possible submissions or evidence from: Sch.3 - Mark Toffe, Deloitte,
& Treasury.

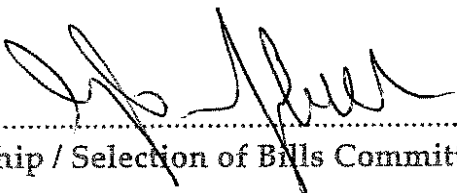
Schedule 4: Treasury.

Committee to which bill is to be referred: Economics Legislation

Possible hearing date(s):

Possible reporting date: 10 May 2005

(signed)

 8/3/05.
Whip / Selection of Bills Committee member



THE SENATE
CANBERRA ACT 2500
SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill TRADE PRACTICES LEGISLATION AMENDMENT BILL
(No. 1) 2005

Reasons for referral/principal issues for consideration

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TO INVESTIGATE DEFICIENCIES IN THE MERGER AUTHORIZATION
PROPOSAL IN SCHEDULE 1 AND CONSIDER ALTERNATIVE
MERGER AUTHORIZATION MODELS.

Possible submissions or evidence from:

ACCC
TREASURY

Committee to which bill is to be referred: LEGISLATIVE COMMITTEE

Possible hearing date(s): 14 MARCH 2005

Possible reporting date: 15 MARCH 2005

(signed)

8/3/05

Whip / Selection of Bills Committee member