

SELECTION OF BILLS COMMITTEE

REPORT NO. 7 of 2010

13 May 2010

MEMBERS OF THE COMMITTEE

Senator Kerry O'Brien (Government Whip, Chair)

Senator Stephen Parry (Opposition Whip)

Senator John Williams (The Nationals Whip)

Senator Rachel Siewert (The Australian Greens Whip)

Senator Steve Fielding (The Family First Party Whip)

Senator Judith Adams

Senator Mitch Fifield

Senator the Hon. Joe Ludwig

Senator Anne McEwen

Secretary: Maureen Weeks
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SELECTION OF BILLS COMMITTEE

REPORT NO. 7 OF 2010

1. The committee met in private session on Thursday, 13 May 2010 at 12 noon.
2. The committee resolved to recommend—That—
 - (a) the **provisions** of the Food Standards Australia New Zealand Amendment Bill 2010 be **referred immediately** to the Community Affairs Legislation Committee for inquiry and report by 15 June 2010 (see appendix 1 for a statement of reasons for referral);
 - (b) the Keeping Jobs from Going Offshore (Protection of Personal Information) Bill 2009 be **referred immediately** to the Environment, Communications and the Arts Legislation Committee for inquiry and report by 18 October 2010 (see appendix 2 for a statement of reasons for referral);
 - (c) the **provisions** of the Paid Parental Leave Bill 2010 be **referred immediately** to the Community Affairs Legislation Committee for inquiry and report by 3 June 2010, noting that the committee is currently undertaking an inquiry into the exposure draft legislation (see appendix 3 for a statement of reasons for referral);
 - (d) the **provisions** of the Renewable Energy (Electricity) Amendment Bill 2010, the Renewable Energy (Electricity) (Charge) Amendment Bill 2010 and the Renewable Energy (Electricity) (Small-scale Technology Shortfall Charge) Bill 2010 be **referred immediately** to the Environment, Communications and the Arts Legislation Committee for inquiry and report by 10 June 2010 (see appendix 4 for a statement of reasons for referral);
 - (e) the Responsible Takeaway Alcohol Hours Bill 2010 be **referred immediately** to the Community Affairs Legislation Committee for inquiry and report by 25 October 2010 (see appendix 5 for a statement of reasons for referral);
 - (f) the Tax Laws Amendment (Public Benefit Test) Bill 2010 be **referred immediately** to the Economics Legislation Committee for inquiry and report by 31 August 2010 (see appendix 6 for a statement of reasons for referral);
 - (g) the **provisions** of the Tax Laws Amendment (Research and Development) Bill 2010 and the Income Tax Rates Amendment (Research and Development) Bill 2010 be **referred immediately** to the Economics Legislation Committee for inquiry and report by 15 June 2010 (see appendix 7 for a statement of reasons for referral); and

- (h) the Water (Crisis Powers and Floodwater Diversion) Bill 2010 be ***referred immediately*** to the Environment, Communications and the Arts Legislation Committee for inquiry and report by 24 August 2010 (see appendix 8 for a statement of reasons for referral).
3. The committee resolved to recommend—That the following bills ***not*** be referred to committees:
- Airports (On-Airport Activities Administration) Validation Bill 2010
 - Customs Tariff Amendment (Tobacco) Bill 2010
 - Defence Legislation Amendment Bill (No. 1) 2010
 - Excise Tariff Amendment (Tobacco) Bill 2010
 - Health Legislation Amendment (Australian Community Pharmacy Authority and Private Health Insurance) Bill 2010
 - Higher Education Support Amendment (Indexation) Bill 2010
 - Interstate Road Transport Charge Amendment Bill 2010
 - National Health Amendment (Continence Aids Payment Scheme) Bill 2010
 - Tax Laws Amendment (Foreign Source Income Deferral) Bill (No. 1) 2010
 - Tax Laws Amendment (Medicare Levy and Medicare Levy Surcharge) Bill 2010.

The committee recommends accordingly.

4. The committee deferred consideration of the Commonwealth Commissioner for Children and Young People Bill 2010 to its next meeting.

(Kerry O'Brien)
Chair
13 May 2010

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill: Food Standards Australia New Zealand Amendment Bill 2010.

Reasons for referral/principal issues for consideration:

Involves domestically grown produce, residue risk assessment and chemicals/pesticides on crops, public health and safety considerations, and State and Territory relations.

Possible submissions or evidence from:

Food Standards Australia
Pastoralists and Graziers Association Inc
Department of Agriculture, Fisheries and Forestry
Australian Farmers Federation

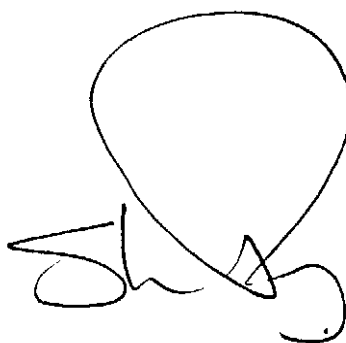
Committee to which bill is to be referred:

Community Affairs Committee

Possible hearing date(s):

Possible reporting date:

15th June 2010.

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SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill:

Keeping Jobs from Going Offshore (Protection of Personal Information) Bill 2009

Reasons for referral/principal issues for consideration:

Possible submissions or evidence from:

Australian Teleservices Association
Australian Privacy Commissioner
Finance Sector Union

Committee to which bill is to be referred:

Senate Standing Committee on Environment, Communications and the Arts

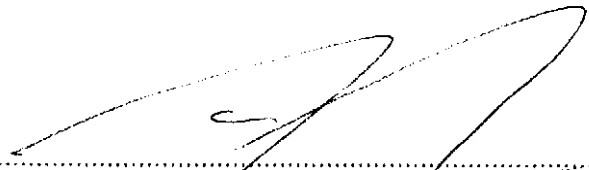
Possible hearing date(s):

September 2010

Possible reporting date:

18 October 2010

(signed)



Whip / Selection of Bills Committee member

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill: Paid Parental Leave Bill 2010

Reasons for referral/principal issues for consideration:

To be inquired into as part of the the inquiry into the Exposure Draft of that bill.

Possible submissions or evidence from:

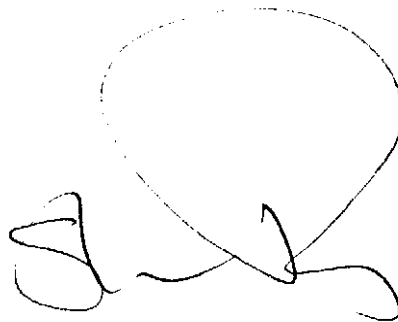
Parties or individuals that have contributed to the inquiry into the Exposure Draft of the bill.

Committee to which bill is to be referred:

Community Affairs Legislation Committee

Possible hearing date(s):

Possible reporting date: 3rd June 2010

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(signed)

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Whip / Selection of Bills Committee member

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill(s):

Renewable Energy (Electricity) Bill 2010

Renewable Energy (Electricity) (Charge) Amendment Bill 2010

Renewable Energy (Electricity) (Small-Scale Technology Shortfall Charge) Bill 2010

Reasons for referral/principal issues for consideration:

- To consider any possible consequences of this legislation to the renewable and other energy sectors.

Possible submissions or evidence from:

- Renewable Energy Industry Groups

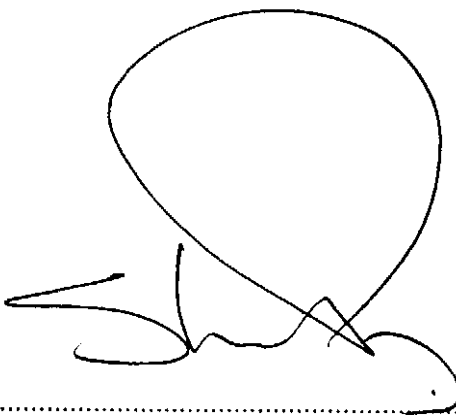
Committee to which bill is to be referred:

- Environment, Communications and the Arts

Possible hearing date(s):

Possible reporting date:

- 10 June 2010

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(signed)

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Whip / Selection of Bills Committee member

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill:

Responsible Takeaway Alcohol Hours Bill 2010

Reasons for referral/principal issues for consideration:

Possible submissions or evidence from:

Public Health Association of Australia
National Health and Research Council
Victorian Alcohol and Drug Association
Australian Medical Association
Australian Institute of Health and Welfare

Committee to which bill is to be referred:

Senate Standing Committee on Community Affairs

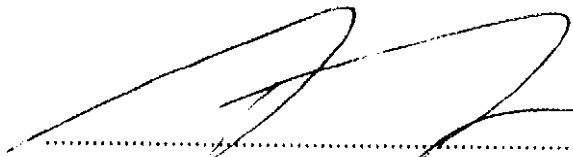
Possible hearing date(s):

September 2010

Possible reporting date:

25 October 2010

(signed)



Whip / Selection of Bills Committee member

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill:

Tax Laws Amendment (Public Benefit Test) Bill 2010

Reasons for referral/principal issues for consideration:

Possible submissions or evidence from:

Former members of the Church of Scientology

Charity Commission for England and Wales

Mr. Paul Harpur, Associate Lecturer, Queensland University of Technology

Dr. Stephen Mutch, Macquarie University

The Church of Scientology

Peak bodies representing Churches, NGOs and Charities

Committee to which bill is to be referred:

Senate Economics Legislation Committee

Possible hearing date(s):

July 2010

Possible reporting date:

31 August 2010

(signed)

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Whip / Selection of Bills Committee member

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill: Tax Laws Amendment (Research and Development) Bill 2010 and Income Tax Rates Amendment (Research and Development) Bill 2010

Reasons for referral/principal issues for consideration: These Bills provide for more generous tax benefits that are better targeted towards genuine research and development (R&D) activities. Industry expressed concerns about the tightening of eligibility criteria in the exposure drafts of the legislation, and the effect on R&D expenditure. In particular, industry was concerned about the new definitions of core R&D and supporting R&D. A range of views have been submitted in response to a consultation paper and two exposure drafts of the legislation, and the views taken into account in drafting the versions presented to the Committee.

Possible submissions or evidence from:

Title	Given Name	Family Name	Organisation	Job Title
Dr	Ken	Henry	Treasury	Secretary
Mr	Mark	Paterson	Department of Innovation, Industry, Science and Research	Secretary
Mr	Michael	D'Ascenzo	Australian Taxation Office	Commissioner
Dr	Gary	Banks	Productivity Commission	Chairman
Dr	Megan	Clark	CSIRO	Chief Executive
Mr	Greg	Evans	Australian Chamber of Commerce and Industry	Acting Chief Executive
Ms	Jaye	Radisich	Council of Small Business Organisations of Australia	Chief Executive Officer
Ms	Heather	Ridout	Australian Industry Group	Chief Executive
Dr	Glenn	Withers	Universities Australia	Chief Executive Officer
	Michael	Gallagher	Group of Eight Universities	Executive Director
Dr	Terry	Cutler	Cutler & Company	Principal

Prof.	Roy	Green	Faculty of Business, University of Technology	Dean
Prof	Neil	Warren	University of New South Wales	Head of Australian School of Taxation
Mr	Yasser	El-Ansary	Institute of Chartered Accountants in Australia	Tax Counsel
Mr	Richard	Petty	CPA Australia	President
Mr	Kris	Gale	Michael Johnson Associates	Managing Director
	David	Gelb	KPMG	National R&D Partner
Mr	Pat	Donato	BDO	Director
Mr	Serge	Duchini	Deloitte Australia	Research and Development Manager
Mr	Robert	Jeremenko	Taxation Institute of Australia	Chief Executive Officer
Mr	Louis	Phan	National Tax & Accountants Association	Taxation Manager
Mr	Frank	Drenth	Corporate Tax Association	Executive Director
Mr	Dave	Oliver	Australian Manufacturing Workers Union	Secretary
Mr	Duncan	Jones	Science Industry Australia	Executive Director
	Andy	Sierakowski	Knowledge Commercialisation Australasia	President
Mr	Mitch	Hooke	Minerals Council of Australia	Chief Executive
Mr	Ian	Birks	Australian Information Industry Association	Chief Executive Officer
Mr	John	Hilvert	Internet Industry Association	Communications Director
	Tony	Reed	Games Developers' Association of Australia	Chief Executive
Ms	Helen	O'Neill	Council for the Humanities, Arts and Social Sciences	Executive Director
Prof	Robert	Graham	Association of Australian Medical Research Institutes	Chairman
Mr	Peter	Verwer	Property Council of Australia	Chief Executive Officer
Mr	Tony	Battaglene	Winemakers' Federation of Australia	General Manager
Mr	Andrew	McKellar	Federal Chamber of Automotive Industries	Chief Executive
Prof	Ray	Wills	Western Australian Sustainable Energy Assoc	Chief Executive
Prof.	Robin	Batterham	Australian Academy of Technological Sciences and Engineering	President
Mr	Graham	Bradley AM	Business Council of Australia	President
Mr	David	Hughes	Australasian Industry Research Group	President

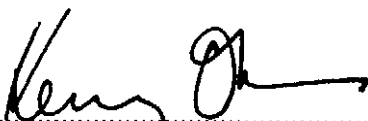
Mr	Robert	Marxen	Bocing Australia Holdings	Senior Manager, International Taxation
Mr	Mark	Bennetts	Australian Coal Research Limited	Executive Director
Mr	Craig	McDonald	UniQuest	Business Manager, Consulting and Research
Mr	John	Best	Thales	Vice President, Research and Technical
Ms	Sandra	Mason	PricewaterhouseCoopers	Partner
Mr	Robin	Parsons	Ernst Young	Partner, Indirect Tax
Mr	David	Miles	Innovation Australia Board	Chair
Mr	Peter	Thomas	Innovation Australia Board	Chair, Tax Concession Committee
Dr	Anna	Lavelle	AusBiotech	Chief Executive Officer
Dr	Brendan	Shaw	Medicines Australia	Chief Executive Officer
Dr	Chris	Roberts	Cochlear	Chief Executive Officer/President
Mr	Kieran T.	Gallahue	ResMed	Chief Executive Officer/President
Dr	Ashley	Bates	GSK	Head of R&D Alliances
Ms	Megan	Motto	Consult Australia	Chief Executive Officer
Dr	Peter	Jonson	CRC Committee	Chair
Mr	Michael	Hartmann	CRC Association	CEO
Dr	Leanna	Read	TGR Biosciences	Managing Director and Chief Executive Officer
Mr	Charles	McElhone	National Farmers' Federation	Manager – Economics and Trade

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

Possible hearing date(s): 20 May 2010 (Canberra); 21 May 2010 (Sydney)

Possible reporting date: 15 June 2010

(signed)


 Whip / Selection of Bills Committee member

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill:

Water (Crisis Powers and Floodwater Diversion) Bill 2010

Reasons for referral/principal issues for consideration:

Possible submissions or evidence from:

- * Professor Mike Young - The Environment Institute, University of Adelaide
- * Murray Darling Basin Authority
- * Wentworth Group of Concerned Scientists
- * Australian Conservation Foundation
- * Professor Di Bell
- * Mr Pat Byrne - Murray Darling Basin Water Crisis Management Council
- * Professor John Williams - Adelaide Law School

Committee to which bill is to be referred:

Senate Standing Committee on Environment Communications and the Arts

Possible hearing date(s):

June/July 2010

Possible reporting date:

24 August 2010

(signed)



Whip / Selection of Bills Committee member