

SELECTION OF BILLS COMMITTEE

REPORT NO. 10 of 2010

24 June 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. 10 OF 2010

1. The committee met in private session on Thursday, 24 June 2010 at 11.55 am.
2. The committee resolved to recommend—That—
 - (a) the **provisions** of the Airports Amendment Bill 2010 be **referred immediately** to the Rural and Regional Affairs and Transport Legislation Committee for inquiry and report by 24 August 2010;
 - (b) the **provisions** of the Access to Justice (Family Court Restructure and Other Measures) Bill 2010 be **referred immediately** to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 21 September 2010 (see appendix 1 for a statement of reasons for referral);
 - (c) the **provisions** of the Crimes Legislation Amendment Bill 2010 be **referred immediately** to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 21 September 2010 (see appendix 2 for a statement of reasons for referral);
 - (d) the Defence Legislation Amendment (Security of Defence Premises) Bill 2010 be **referred immediately** to the Foreign Affairs, Defence and Trade Legislation Committee for inquiry and report by 24 August 2010 (see appendix 3 for a statement of reasons for referral);
 - (e) the **provisions** of the Military Court of Australia Bill 2010 be **referred immediately** to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 21 September 2010 (see appendix 4 for a statement of reasons for referral);
 - (f) the Parliamentary Budget Office Bill 2010 be **referred immediately** to the Finance and Public Administration Legislation Committee for inquiry and report by 25 August 2010 (see appendix 5 for a statement of reasons for referral); and
 - (g) the **provisions** of the Telecommunications Interception and Intelligence Services Legislation Amendment Bill 2010 be **referred immediately** to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 21 September 2010 (see appendix 6 for a statement of reasons for referral).
3. The committee resolved to recommend—That the following bills **not** be referred to committees:
 - Australian Civilian Corps Bill 2010
 - Aviation Crimes and Policing Legislation Amendment Bill 2010
 - Education Services for Overseas Students Legislation Amendment Bill 2010
 - Federal Financial Relations Amendment (National Health and Hospitals Network) Bill 2010

- Financial Framework Legislation Amendment Bill 2010
- Financial Management and Accountability Amendment (Value for Money in Government Spending) Bill 2010
- International Tax Agreements Amendment Bill (No. 2) 2010
- National Health and Hospitals Network Bill 2010
- National Integrity Commissioner Bill 2010
- National Measurement Amendment Bill 2010
- Tax Laws Amendment (2010 Measures No. 4) Bill 2010.

The committee recommends accordingly.

4. The committee deferred consideration of the following bills to its next meeting:

- Commonwealth Commissioner for Children and Young People Bill 2010
- Choice of Repairer Bill 2010
- Corporations Amendment (No. 1) Bill 2010
- Sex Discrimination Amendment Bill 2010
- Superannuation Legislation Amendment Bill 2010.

(Kerry O'Brien)

Chair

24 June 2010

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill: Access to Justice (Family Court Restructure and Other Measures) Bill 2010

Reasons for referral/principal issues for consideration:

The government has not provided the Bill with enough time to examine it adequately before weighing up considerations before referring, therefore referral is necessary.

Possible submissions or evidence from:

Australian Law Council

Federation of Community Legal Services

Liberty Victoria

Human Rights Law Resource Centre Ltd

Public Interest Law Clearing House (VIC) Inc

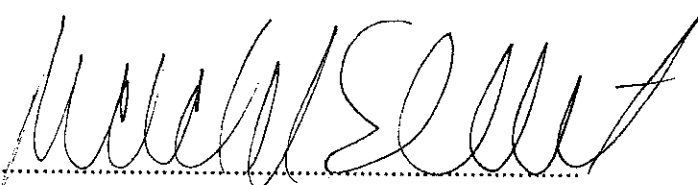
Committee to which bill is to be referred:

Legal and Constitutional

Possible hearing date(s): August

Possible reporting date: 21 September 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: Crimes Legislation Amendment Bill 2010

Reasons for referral/principal issues for consideration:

The bill introduces a range of new evidence gathering powers and data searching capacities for the AFP that require further examination to assess the adequacy of safeguards and privacy considerations.

Possible submissions or evidence from:

Australian Law Council
Federation of Community Legal Services
Liberty Victoria
Human Rights Law Resource Centre Ltd
Public Interest Law Clearing House (VIC) Inc

Committee to which bill is to be referred:

Legal and Constitutional

Possible hearing date(s): August

Possible reporting date: 21 September 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: *Defence Legislation Amendment (Security of Defence Premises) Bill 2010*

Reasons for referral/principal issues for consideration:

Scrutiny of Bill.

Possible submissions or evidence from:

Mr Stephen Merchant, Deputy Secretary for Intelligence & Security
Mr Frank Roberts, Chief Security Officer, Department of Defence
Mr David Lloyd, Defence General Counsel

Committee to which bill is to be referred:

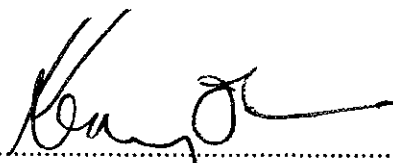
Foreign Affairs, Defence and Trade

Possible hearing date(s):

Possible reporting date:

24 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: Military Court of Australia Bill 2010

Reasons for referral/principal issues for consideration:

The government has not provided the Bill with enough time to examine it adequately before weighing up considerations before referral, therefore referral is necessary.

Possible submissions or evidence from:

Australian Law Council
Federation of Community Legal Services
Liberty Victoria
Human Rights Law Resource Centre Ltd
Public Interest Law Clearing House (VIC) Inc

Committee to which bill is to be referred:

Legal and Constitutional

Possible hearing date(s): August

Possible reporting date: 21 September 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: Parliamentary Budget Office Bill

Reasons for referral/principal issues for consideration: To review merit of independent analysis and scrutiny of major Government budget statements with the PBO reporting to the Parliament rather than the executive. To note the growing trend for such an office around the world including in the US, Canada and the UK.

Possible submissions or evidence from: Auditor General, Parliamentary Library, Institute of Public Affairs, Menzies Research Institute, Australia Institute, Taxpayers association and various organisations representing best practice public administration.

Committee to which bill is to be referred: Finance and Public Administration

Possible hearing date(s): tba

Possible reporting date: 25 August 2010



CHIEF OPPOSITION WHIP

SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill: Telecommunications Interception and Intelligence Services Legislation Amendment Bill 2010

Reasons for referral/principal issues for consideration:

Need to assess whether privacy considerations are adequately addressed.

The government has not provided the Bill with enough time to examine it adequately before weighing up considerations before referral, therefore referral is necessary

Possible submissions or evidence from:

Electronic Frontiers Australia
Internet Industry Association
Australian Law Council

Committee to which bill is to be referred:

Environment Communication and the Arts

Possible hearing date(s): August

Possible reporting date: 21 September 2010

(signed)



Whip / Selection of Bills Committee member

Senator Parry moved the following amendment:

At the end of the motion, add “and:

- (a) the provisions of bills be referred as follows:
 - (i) Australian Civilian Corps Bill 2010 to the Foreign Affairs, Defence and Trade Legislation Committee for inquiry and report by 24 August 2010,
 - (ii) Aviation Crimes and Policing Legislation Amendment Bill 2010 to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 24 August 2010,
 - (iii) Education Services for Overseas Students Legislation Amendment Bill 2010 to the Education, Employment and Workplace Relations Legislation Committee for inquiry and report by 24 August 2010,
 - (iv) Federal Financial Relations Amendment (National Health and Hospitals Network) Bill 2010 to the Economics Legislation Committee for inquiry and report by 24 August 2010, and
 - (v) National Health and Hospitals Network Bill 2010 to the Community Affairs Legislation Committee for inquiry and report by 24 August 2010; and
- (b) the Financial Framework Legislation Amendment Bill 2010 be deferred for consideration at the committee’s next meeting”.