



THE SENATE
CANBERRA ACT 2600

SELECTION OF BILLS COMMITTEE

REPORT NO. 2 of 2003

5 March 2003

MEMBERS OF THE COMMITTEE

Senator Jeannie Ferris (Government Whip, Chair)

Senator Sue Mackay (Opposition Whip)

Senator Lyn Allison (Australian Democrats Whip)

Senator Julian McGauran (National Party of Australia Whip)

Senator Geoffrey Buckland

Senator the Hon. Ian Campbell

Senator Alan Eggleston

Senator Joseph Ludwig

Secretary: Rosemary Laing
 6277 3020

SELECTION OF BILLS COMMITTEE

REPORT NO. 2 OF 2003

1. The committee met on Tuesday, 4 March 2003.
2. The committee resolved to recommend—That—
 - (a) the Plastic Bag Levy (Assessment and Collection) Bill 2002 [No. 2] and the Plastic Bag (Minimisation of Usage) Education Fund Bill 2002 be *referred immediately* to the Environment, Communications, Information Technology and the Arts Legislation Committee for inquiry and report by 7 October 2003 (see appendix 1 for statement of reasons for referral);
 - (b) the *provisions* of the Designs Bill 2002 and the Designs (Consequential Amendments) Bill 2002 be *referred immediately* to the Economics Legislation Committee for inquiry and report by 27 March 2003 (see appendices 2 and 3 for statements of reasons for referral);
 - (c) the *provisions* of the Energy Grants (Credits) Scheme Bill 2003 and the Energy Grants (Credit) Scheme (Consequential Amendments) Bill 2003 be *referred immediately* to the Economics Legislation Committee for inquiry and report by 24 March 2003 (see appendix 4 for statement of reasons for referral);
 - (d) the order of the Senate of 5 February 2003 adopting the committee's 1st report of 2003 be varied to provide that the Customs Legislation Amendment Bill (No. 2) 2002 be *referred immediately* to the Legal and Constitutional Legislation Committee for inquiry and report by 20 March 2003 (see appendices 5 and 6 for statements of reasons for referral);
 - (e) the *provisions* of the Corporations (Fees) Amendment Bill 2002, Corporations Legislation Amendment Bill 2002, and the Corporations (Review Fees) Bill 2002 be *referred immediately* to the Economics Legislation Committee for inquiry and report by 24 March 2003 (see appendix 7 for statement of reasons for referral); and
 - (f) the following bills *not* be referred to committees:
 - Criminal Code Amendment (Terrorism) Bill 2002
 - Dairy Industry Service Reform Bill 2003
 - Primary Industries (Excise) Levies Amendment (Dairy) Bill 2003
 - Health Insurance Amendment (Diagnostic Imaging, Radiation Oncology and Other Measures) Bill 2002
 - Migration Legislation Amendment (Protected Information) Bill 2002
 - New Business Tax System (Consolidation and Other Measures) Bill (No. 2) 2002
 - New Business Tax System (Venture Capital Deficit Tax) Bill 2002
 - Workplace Relations Amendment (Prohibition of Compulsory Union Fees) Bill 2002 [No. 2].

The committee recommends accordingly.

3. The committee *deferred* consideration of the following bills to the next meeting:

Bill deferred from meeting of 20 August 2002

- Occupational Health and Safety (Commonwealth Employment) Amendment (Employee Involvement and Compliance) Bill 2002.

Bills deferred from meeting of 19 November 2002

- Workplace Relations Amendment (Award Simplification) Bill 2002
- Workplace Relations Amendment (Choice in Award Coverage) Bill 2002.

Bill deferred from meeting of 3 December 2002

- Environment Protection and Biodiversity Conservation Amendment (Invasive Species) Bill 2002.

Bill deferred from meeting of 10 December 2002

- Taxation Laws Amendment Bill (No. 8) 2002.

Bill deferred from meeting of 4 February 2003

- Terrorism Insurance Bill 2002.

Bills deferred from meeting of 4 March 2003

- Family Law Amendment Bill 2003
- Taxation Laws Amendment Bill (No. 4) 2003
- Workplace Relations Amendment (Compliance with Court and Tribunal Orders) Bill 2003
- Workplace Relations Amendment (Protecting the Low Paid) Bill 2003.

(Jeannie Ferris)

Chair

5 March 2003

AUSTRALIAN SENATE

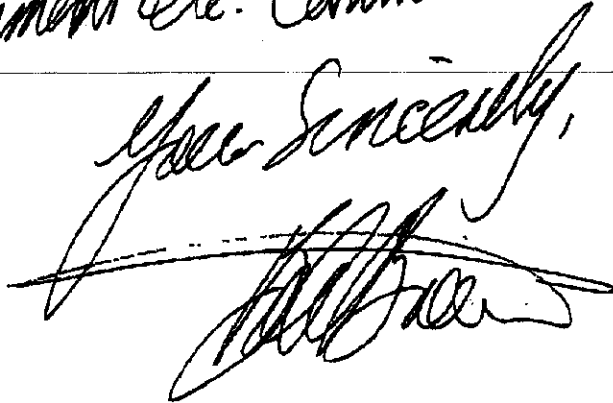
Chair

5.2.03.

Selection of Bills Office

Dear Senate Secretaries,

I ask that the Committee consider referring the 2 bills on Plastic Bags to the Senate Environment etc. Committee.

Yours sincerely,




THE SENATE

CANBERRA ACT 2500
SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bills: Designs Bill 2002, Designs (Consequential Amendments) Bill 2002

Reasons for referral/principal issues for consideration:

- treatment of spare parts under new regime + impact on consumers, insurers and car manufacturers
- proposed maximum term of registration
- proposed reforms to Copyright Act + their effectiveness
- new design registration system

Possible submissions or evidence from: IP Australia, Attorney-General's Dept, Insurance Australia Group, Australian Consumers Association, Ford Australia General Motor Holder

Committee to which bill is to be referred: ECONOMICS OR LEGAL & CONSTITUTIONAL

Possible hearing date(s):

Possible reporting date: One month after hearing

(signed)

Whip / Selection of Bills Committee member

APPENDIX 3



AUSTRALIAN SENATE

SELECTION OF BILLS COMMITTEE**Proposal to refer a bill to a committee**

Name of Bill: Designs Bill 2002
Designs Bill (Consequential Amendments) Bill 2002

Reasons for referral/principal issues for consideration:

Examination of provisions of the bill with specific reference to:

- a) reasonableness in reducing the time limit from 16 years to 10 years;
- b) adequacy of 'new' and 'distinctive' definition;
- c) cost and other implications of expanding the required prior art base to universal application;
- d) robustness of proposed registration process; and
- e) implications of spare parts provisions for consumers, insurers and car manufacturers

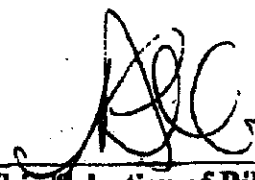
Possible submission or evidence from:

Institute of Patent Attorneys and Trade Mark Attorneys of Australia (IPTA)
Federation of Intellectual Property Attorneys (FICPI)
Arthur Robinson and Hedderwicks (Tim Golder)
Law Council of Australia.
IP Australia
Ford
GM Holden
Insurance peak bodies
plus the 14 submitters to the draft exposure of the Designs Bill 2001
(IP Australia have the details but list includes: NRMA Australia;
Australian Automotive Aftermarket Association; Watermark Patent Attorneys)

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

Possible hearing date(s):

Possible reporting date:


Whip/Selection of Bills Committee member



AUSTRALIAN SENATE

SELECTION OF BILLS COMMITTEE**Proposal to refer a bill to a committee**

Name of Bill: Energy Grants (Credits) Scheme Bill 2003
Energy Grants (Credits) Scheme (Consequential Amendments) Bill 2003

Reasons for referral/principal issues for consideration:

Explore the provisions of the bills and the impact on the development and uptake of cleaner fuels.


Possible submission or evidence from:

Australian Institute of Petroleum
BP
Caltex
Shell
Mobil
Australian Conservation Foundation
Greenpeace
Australian Biofuels Association
Bus Industry Confederation
Australian Trucking Association
Australian Railway Association
Australasian Natural Gas Vehicles Council
Australian Gas Association

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

Possible hearing date(s):

Possible reporting date: As soon as practicable.


Whip/Selection of Bills Committee member



APPENDIX 5

Sue Mackay

Labor Senator for Tasmania
Opposition Senate Whip

4 March 2003

Senator Jeannie Ferris
Government Whip

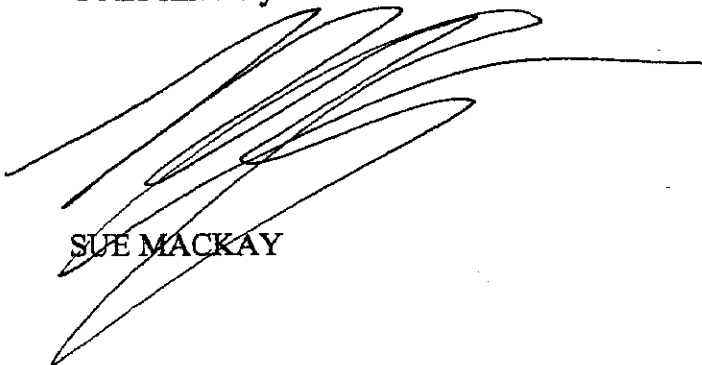
SELECTION OF BILLS AGENDA

I write to seek your cooperation to add the *Customs Legislation Amendment Bill (No.2)* to the agenda of the Selection of Bills Committee meeting on Tuesday 4 March 2003.

This Bill was previously considered at a meeting of the Committee but as yet has not been introduced into the Senate.

I am available to discuss this matter with you if required.

Yours sincerely



SUE MACKAY

Canberra Office:
Parliament House
CANBERRA ACT 2600

Phone: 02 6277 3336
Fax: 02 6277 3660

www.suemackay.tassie.net.au
senator.mackay@aph.gov.au

Hobart Office:
PO Box 376
HOBART TAS 7001

Phone: 03 6224 4022
Fax: 03 6224 4030



THE SENATE
CANBERRA ACT 2600
SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill CUSTOMS LEGISLATION AMENDMENT BILL (No.2)

Reasons for referral/principal issues for consideration:

Proposals contained in Part 1 of Schedule 1 of the Bill may be in violation of Australia's obligations to China under the World Trade Organisation's system of international agreements. Inquiry will look into the extent of such incompatibility and options to remedy them.

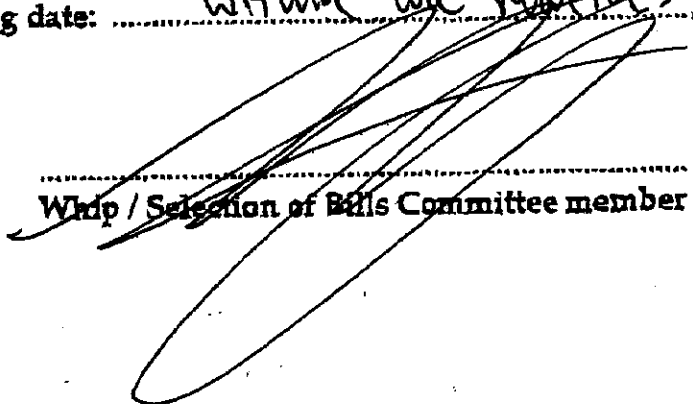
Possible submissions or evidence from: Industry associations, law firms.

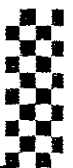
Committee to which bill is to be referred: Economic Legislation Committee OR legal + Const'l legislation Cte

Possible hearing date(s):

Possible reporting date: within one month.

(signed)


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 ... Corporations Legislation Amendment Bill 2002

Reasons for referral/principal issues for consideration: ...
CORPORATIONS (FEES) AMENDMENT BILL 2002
CORPORATIONS (REVISED FEES) BILL 2002

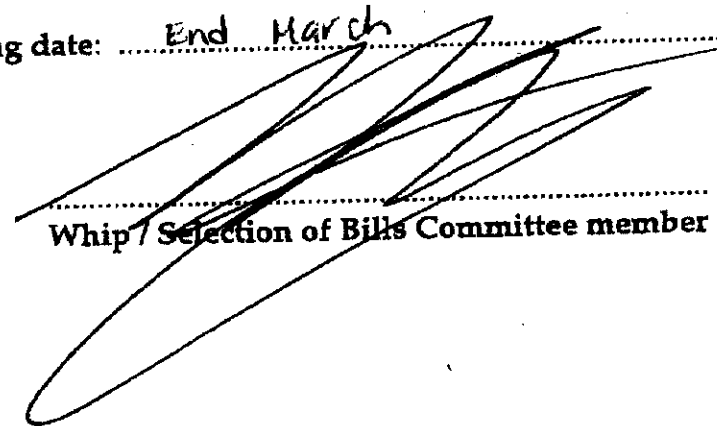
→ to explore ~~the~~ the impact of ~~the~~ structural changes made by new bills

Possible submissions or evidence from: ...
ASIC / Treasury

Committee to which bill is to be referred: ... Joint Corporations & Financial Services

Possible hearing date(s): ... Mid to Late March

Possible reporting date: ... End March

(signed) 
Whip / Selection of Bills Committee member