



THE SENATE
CANBERRA ACT 2600

SELECTION OF BILLS COMMITTEE

REPORT NO. 9 of 2003

20 August 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. 9 OF 2003

1. The committee met on Tuesday, 19 August 2003.
2. The committee resolved to recommend—That—
 - (a) the Communications Legislation Amendment Bill (No. 2) 2003 be *referred immediately* to the Environment, Communications, Information Technology and the Arts Legislation Committee for inquiry and report on 9 September 2003 (see appendix 1 for statement of reasons for referral);
 - (b) the *provisions* of the Fuel Quality Standards Amendment Bill 2003 be *referred immediately* to the Environment, Communications, Information Technology and the Arts Legislation Committee for inquiry and report on 28 October 2003 (see appendices 2 and 3 for statement of reasons for referral);
 - (c) the *provisions* of the Migration Legislation Amendment (Identification and Authentication) Bill 2003 be *referred immediately* to the Legal and Constitutional Legislation Committee for inquiry and report on 11 September 2003 (see appendix 4 for statement of reasons for referral);
 - (d) the *provisions* of the Non-Proliferation Legislation Amendment Bill 2003 be *referred immediately* to the Foreign Affairs, Defence and Trade Legislation Committee for inquiry and report on 11 September 2003 (see appendix 5 for statement of reasons for referral);
 - (e) the order of the Senate of 18 June 2003 adopting the committee's 6th report of 2003 be varied to provide that the Workplace Relations Amendment (Compliance with Court and Tribunal Orders) Bill 2003 be *referred immediately* to the Employment, Workplace Relations and Education Legislation Committee, together with the *provisions* of the Workplace Relations Amendment (Codifying Contempt Offences) Bill 2003, for inquiry and report on 13 October 2003 (see appendices 6 and 7 for statement of reasons for referral); and
 - (f) the following bills *not* be referred to committees:
 - Australian National Training Authority Amendment Bill 2003
 - Family and Community Services (Closure of Student Financial Supplement Scheme) Bill 2003
 - Student Assistance Amendment Bill 2003
 - Statistics Legislation Amendment Bill 2003.

The committee recommends accordingly.

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

Bills deferred from meeting of 12 August 2003

- Civil Aviation Legislation Amendment (Mutual Recognition with New Zealand and Other Matters) Bill 2003
- Social Security Amendment (Supporting Young Carers) Bill 2003.

Bill deferred from meeting of 19 August 2003

- National Animal Welfare Bill 2003.

(Jeannie Ferris)
Chair

20 August 2003



THE SENATE
CANBERRA ACT 2600
SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill Communications Legislation Amendment Bill (No 2) 2003

Reasons for referral/principal issues for consideration:

The Bill allows the Government to direct a person not to use, supply or cease using or supplying a carriage service on national security grounds and there are restricted appeals processes against such decisions. For this reason it is imperative that the Bill's provisions are carefully examined at Committee stage. Labor is concerned these provisions could be used to ~~deny~~ arbitrarily deny person access to telecommunication services.

Possible submissions or evidence from:

Civil liberties groups, Internet Users Associations, Telecommunications Consumer Groups, Unions, Community Organisations,

Committee to which bill is to be referred:

ECITA

Possible hearing date(s): Late August (determined by C/Sec)

Possible reporting date: Around September

(signed) P. Cross 19/8/03
Whip / Selection of Bills Committee member



THE SENATE

CANBERRA ACT 2000
SELECTION OF BILLS COMMITTEE

Proposal to refer a bill to a committee

Name of bill *Fuel Quality Standards Amendment Bill 2003*

Reasons for referral/principal issues for consideration:

To consider the effectiveness of the Bill to deliver an enforceable national labelling regime for fuels that achieves:
1) informed consumer choice in fuel purchases.
2) increased likelihood that proposed amendments result in key provisions of the Act being enforceable.

Possible submissions or evidence from: *Aust. Automobile Assoc., NRMA, RACV, Automotive manufacturers, Sugar & Grain industry groups, Ethanol manufacturers, Aust Consumer Association, A.C.F., Oil companies.*

Committee to which bill is to be referred: *Environment, Communications, Information Technology & the Arts.*

Possible hearing date(s): *ASAP*

Possible reporting date: *END OCT '03*

(signed) *P. Cross* 19/8/03
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: Fuel Quality Standards Amendment Bill 2003

Reasons for referral/principal issues for consideration:

To examine the provisions of the bill particularly in relation to the development of fuel quality information standards.

Possible submission or evidence from:

Australian Biofuels Association
Biodiesel Association of Australia
Australian Institute of Petroleum
Australian LPG Association
Australian Natural Gas Vehicles Council
Major petrol companies

Committee to which bill is to be referred: Environment, Communications, Information Technology and the Arts Legislation Committee

Possible hearing date(s):

Possible reporting date: As soon as practicable

A handwritten signature in black ink, appearing to be "Allison", written over a horizontal line.

Whip/Selection of Bills Committee member



AUSTRALIAN SENATE

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

Name of Bill: Migration Legislation Amendment (Identification and Authentication)
Bill 2003

Reasons for referral/principal issues for consideration:

To examine the rationale in the provisions of the bill which gives the Minister extra powers in relation to citizen identification and the use of biometric information and the affect of these powers on individual rights and liberties if the bill is implemented in its current form.

Possible submission or evidence from:

HEREOC
Amnesty International
Refugee Immigration Legal Centre
South Brisbane Immigration and Community Legal Service
Parish Patience
Dr Patricia Ranald, Public Interest Advocacy Centre

Committee to which bill is to be referred: Legal and Constitutional Legislation
Committee

Possible hearing date(s):

Possible reporting date: As soon as practicable

Whip/Selection of Bills Committee member

APPENDIX 5



AUSTRALIAN SENATE

SELECTION OF BILLS COMMITTEE**Proposal to refer a bill to a committee****Name of Bill:** Non-Proliferation Legislation Amendment Bill 2003**Reasons for referral/principal issues for consideration:**

To investigate the impact of the provisions of the bill on currently legal protest activities against nuclear facilities, and also on 'whistleblowers' in regard to nuclear facilities.

Possible submission or evidence from:

Australian Conservation Foundation
Friends of the Earth

Committee to which bill is to be referred: Foreign Affairs, Defence and Trade
Legislation Committee**Possible hearing date(s):****Possible reporting date:** As soon as practicableA handwritten signature in black ink, appearing to be "A. Allison", written over a horizontal line.
Whip/Selection of Bills Committee member



APPENDIX 6

Sue Mackay

**Labor Senator for Tasmania
Opposition Senate Whip**

18 August 2003

Senator Jeannie Ferris
Government Whip

SELECTION OF BILLS AGENDA

I write to seek your cooperation to add the *Workplace Relations Amendment (Compliance with Court and Tribunal Orders) Bill 2003* to the agenda of the Selection of Bills Committee meeting on Tuesday 19 August 2003.

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

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

Yours sincerely

SUE MACKAY



THE SENATE
CANBERRA ACT 2600
SELECTION OF BILLS COMMITTEE

Proposal to refer a bill^{/s} to a committee

- Workplace Relations Amendment (Codifying Contempt Offences) Bill 2003 2

Name of bills: • Workplace Relations Amendment (Compliance with Court and Tribunal Orders) Bill 2003

Reasons for referral/principal issues for consideration:

Committee to consider:

- Why this legislation is necessary in light of existing provisions in the Workplace Relations Act covering similar issues.
- Similar provisions in other legislation, such as the Administrative Appeals Tribunal Act.
- The punitive and one-sided nature of the provisions in the Compliance Bill.

Possible submissions or evidence from:

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Committee to which bill is to be referred: Employment, Workplace Relations and Education Legislation Committee

Possible hearing date(s): — A.S.A.P. TO BE DETERMINED BY THE COMMITTEE

Possible reporting date: — 15 OCTOBER 03

(signed) P. Cross 19/10/03
Whip / Selection of Bills Committee member