



# Senate Daily Summary

Thursday 5 August 2004

The Senate met from 9.30am until 7.49pm

## Privilege

The Senate agreed to refer to the Committee of Privileges the matter of whether there was any unauthorised disclosure of the private deliberations or the draft report of the Select Committee on the Free Trade Agreement between Australia and the United States of America, and, if so, whether any contempt was committed in that regard

## Legislation

[For full text of bills and other associated documents click here](#)

### The following bill was introduced in the Senate

- Trade Practices Legislation Amendment Bill 2004

### Bills considered

*Second reading debate on the following bills continued*

- US Free Trade Agreement Implementation Bill 2004
- US Free Trade Agreement Implementation (Customs Tariff) Bill 2004  
[The Senate debated the bills and a [second reading amendment](#) moved by the Australian Greens to both US Free Trade bills seeking to defer consideration of the bills]

### No bills were passed

### Notice of motion given to introduce a bill

- Marriage Amendment Bill—Notice of motion given by the Minister for the Environment and Heritage (Senator Ian Campbell)

See the **Committees** section for details of reports relating to legislation

See the **Documents** section for details of instruments [Clerk's documents] tabled

## Committees

For scheduled public committee hearings [click here](#)

For committee reports [click here](#)

### Reports tabled

- ❑ Administration of the Civil Aviation Authority–Interim report–Rural and Regional Affairs and Transport Legislation Committee [The Senate adopted the interim report's recommendation that the inquiry be concluded under the provisions of standing order 25(21), as part of the committee's consideration of the Civil Aviation Safety Authority's annual report]
- ❑ Australian telecommunications network–Environment, Communications, Information Technology and the Arts References Committee
- ❑ Free Trade Agreement between Australia and the United States of America–Select Committee–Final report
- ❑ Office of the Chief Scientist–Employment, Workplace Relations and Education References Committee
- ❑ Treaties tabled on 30 March 2004–62<sup>nd</sup> report–Treaties Joint Committee

### Membership

The Senate appointed Senator Bartlett as a participating member of the Rural and Regional Affairs and Transport Legislation Committee

### New inquiries

#### *Reference of bills*

- ❑ Crimes Legislation Amendment (Telecommunications Offences and Other Measures) Bill (No. 2) 2004–Legal and Constitutional Legislation Committee–to report by 11 August 2004
- ❑ Criminal Code Amendment (Suicide Related Material Offences) Bill 2004–Legal and Constitutional Legislation Committee–to report by 6 September 2004

### Meeting

The Senate agreed that the following public meeting may be held while the Senate is sitting:

- ❑ Community Affairs Legislation Committee–12 August 2004 from 4pm–Commonwealth Electoral Amendment (Preventing Smoking Related Deaths) Bill 2004; Tobacco Advertising Prohibition (Film, Internet and Misleading Promotion) Amendment Bill 2004 exposure draft; and the adequacy of the ACCC response to date on issues concerning tobacco

### Reporting dates

The Senate agreed to the following extensions of time for committees to report:

- ❑ Administration of AusSAR in relation to the search for the *Margaret J*–Rural and Regional Affairs and Transport Legislation Committee–to report by 12 August 2004
- ❑ Anti-terrorism Bill (No. 2) 2004–Legal and Constitutional Legislation Committee–to report by 6 August 2004
- ❑ Current health preparation arrangements for the deployment of Australian Defence Forces overseas–Foreign Affairs, Defence and Trade References Committee–to report by 12 August 2004

### **Notices of motion given**

*To refer a bill to a committee*

- National Animal Welfare Bill 2003 and related matters–Rural and Regional Affairs and Transport Legislation Committee–to report by 30 November 2004

*To appoint a select committee*

- [Select Committee](#) on the Commercial ‘Rape’ of Small Business by Telstra to inquire into the effect of the activities of Telstra and other wholly owned subsidiaries on small business and related matters–to report by 25 November 2004

### **Motion agreed to**

The Senate agreed to a motion about [World Breastfeeding Week](#)–moved by Senator Stott Despoja

### **Motion debated**

The Senate debated a motion moved by [Senator Lundy](#) about local content quotas for free-to-air television, pay television and radio

### **Motions defeated**

[A motion](#) moved by Senator Allison about the proposed memorandum of understanding between Australia and the United States of America on missile defence was defeated

### **Questions on notice–failure to provide answers**

Senator Allison asked the Minister representing the Minister for Health and Ageing for an explanation of answers not being provided to questions on notice nos 3015, 3016 and 3027. [The Minister](#) representing the Minister for Health and Ageing indicated that an explanation would be sought from the relevant minister.

### **Notices of motion**

For other notices of motion not mentioned elsewhere [click here](#)

### **Orders for the production of documents**

*Motion agreed to*

The Senate [ordered](#) the Minister representing the Prime Minister to table the COAG report on bushfire mitigation and management (no later than 5pm on 9 August 2004)–moved by Senator Brown

*Statement by Minister*

The Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry made a statement relating to the order of the Senate [agreed to on [4 August 2004](#)] requiring the tabling of the Memorandum of Understanding between the Governments of Australia and the United States of America, signed in Washington in July 2004, concerning the program of cooperation on missile defence (no later than 4pm on 5 August 2004). [The Parliamentary Secretary](#) indicated that the government would not comply with the order. [Senator Brown](#) made a statement relating to the matter.

## Documents

The following documents were tabled:

- ❑ Auditor-General–Audit report no. 6 of 2004-05–Performance audit–Performance management in the Australian Public Service
- ❑ [Clerk’s documents](#) [disallowable instruments and other documents required by statute to be tabled]
- ❑ [2 petitions](#) were received

No government documents were tabled

## Also in the Senate yesterday

- ❑ Questions without notice and debate on issues arising in Question Time
- ❑ Government documents, committee reports, government responses and Auditor-General’s reports were discussed
- ❑ Adjournment debate

\* \* \* \* \*

The *Senate Daily Summary* is available on the Internet at [www.aph.gov.au/senate](http://www.aph.gov.au/senate)  
Enquiries, comments and suggestions: phone 6277 3209  
e-mail: [sue.blunden@aph.gov.au](mailto:sue.blunden@aph.gov.au)

This publication is issued by the Senate Procedure Office as a convenient summary of each day’s proceedings in the Senate. For a complete account see the official record, the *Journals of the Senate*, copies of which may be obtained from the Senate Table Office (phone: 6277 3010) or on the Internet at <http://www.aph.gov.au/senate/pubs/index.htm>.