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THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

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1 **MEETING OF SENATE**

The Senate met at 12.30 pm. The President (Senator the Honourable Paul Calvert) took the chair and read prayers.

2 **GOVERNMENT DOCUMENTS**

The following government documents were tabled:

Department of Immigration and Multicultural and Indigenous Affairs—Access and equity report for 2003.

Native Title Act 1993—Native title representative bodies—Central Land Council—Report for 2002-03—Addendum.

Tobacco Advertising Prohibition Act 1992—Report for 2003 pursuant to section 34A of the Act.

Trade 2004—Statement by the Minister for Trade (Mr Vaile).

3 **VACANCY IN THE REPRESENTATION OF VICTORIA—CHOICE OF MITCHELL PETER FIFIELD—DOCUMENT**

The President tabled the original certificate of the choice by the Parliament of Victoria of Mitchell Peter Fifield to fill the vacancy caused by the resignation of Senator Alston (*see entry no. 40, 1 April 2004*).

4 **TRADE PRACTICES AMENDMENT (PERSONAL INJURIES AND DEATH) BILL (NO. 2) 2004**

Order of the day read for the adjourned debate on the motion of the Special Minister of State (Senator Abetz)—That this bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

The Senate resolved itself into committee for the consideration of the bill.

In the committee

Bill, taken as a whole by leave, debated.

On the motion of Senator Ludwig the following amendment was debated and agreed to:

Schedule 1, item 9, page 6 (line 9), before “1A”, insert “1”.

On the motion of Senator Ludwig the following amendments, taken together by leave, were debated and agreed to:

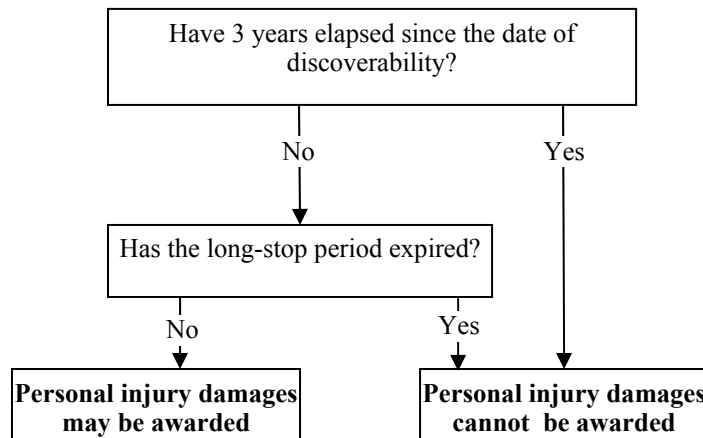
Schedule 1, item 9, page 6 (line 14) to page 7 (line 2), omit section 87F, substitute:

87F Basic rule

(1) Subject to subsection (3), a court must not award personal injury damages in a proceeding to which this Part applies if the proceeding was commenced:

(a) after the end of the period of 3 years after the date of discoverability for the death or injury to which the personal injury damages would relate; or

- (b) after the end of the long-stop period for that death or injury.
- (2) Subject to subsection (3), this diagram shows when this Division prevents an award of personal injury damages.



- (3) In a proceeding in respect of the death of or personal injury to a person resulting from smoking or other use of tobacco products to which this Part applies:
- (a) a court must not award personal injury damages if the proceeding was commenced after the end of the period of 3 years after the date of discoverability for the death or injury to which the personal injury damages would relate; and
- (b) subsections (1) and (2) do not apply.

Schedule 1, item 9, page 10 (after line 19), before section 87L, insert:

87KA Application

This Division does not apply to any proceeding in respect of the death of or a personal injury to a person resulting from smoking or other use of tobacco products.

Schedule 1, item 9, page 14 (after line 2), before section 87U, insert:

87TA Application

This Division does not apply to any proceeding in respect of the death of or a personal injury to a person resulting from smoking or other use of tobacco products.

Schedule 1, item 9, page 15 (after line 9), before section 87W, insert:

87VA Application

This Division does not apply to any proceeding in respect of the death of or a personal injury to a person resulting from smoking or other use of tobacco products.

Schedule 1, item 9, page 17 (after line 32), before section 87Y, insert:

87XA Application

This Division does not apply to any proceeding in respect of the death of or a personal injury to a person resulting from smoking or other use of tobacco products.

Bill, as amended, further debated.

At 2 pm: The President resumed the chair and the Temporary Chair of Committees (Senator McLucas) reported progress.

5 QUESTIONS

Questions without notice were answered.

6 DEFENCE—IRAQ—HUMAN RIGHTS ABUSES—ANSWERS TO QUESTIONS

The Leader of the Opposition in the Senate (Senator Faulkner) moved—That the Senate take note of the answers given by the Minister for Defence (Senator Hill) to questions without notice asked today relating to abuses of the human rights of Iraqi prisoners.

Debate ensued.

Question put and passed.

7 PRIVILEGES—STANDING COMMITTEE—STATEMENT BY PRESIDENT—PROPOSED REFERENCE

The President made a statement relating to a matter of privilege raised by Senators Knowles and Humphries concerning the unauthorised disclosure of a draft report of the Community Affairs References Committee. The President indicated that the committee had investigated the matter in accordance with the order of the Senate of 20 June 1996, determined that the disclosure had not substantially harmed its proceedings, and therefore decided not to raise the matter in the Senate. The President reminded the Senate however, that the order does not prevent other senators raising the issue as a matter of privilege.

The President informed the Senate that, pursuant to the procedures provided by standing order 81 and resolutions of the Senate of 25 February 1988, he had determined that a motion relating to the matter may have precedence of all other business on the day for which the notice is given.

Document: The President tabled the following document:

Privileges—Standing Committee—Proposed reference—Letter from Senators Knowles and Humphries to the President, dated 29 March 2004 and attachments.

Notice of motion: Senator Ferris, at the request of Senators Knowles and Humphries, gave a notice of motion as follows: To move on the next day of sitting—That the following matter be referred to the Committee of Privileges:

Whether there was an unauthorised disclosure of the draft report of the Community Affairs References Committee in relation to poverty and financial hardship and whether any contempt was committed in that regard.

8 PETITIONS

The following 9 petitions, lodged with the Clerk by the senators indicated, were received:

Senator Bartlett, from 60 petitioners, requesting that the Senate take action to release all children from immigration detention centres into the community, and to provide them with psychological counselling, education and medical services.

Senator Bartlett, from 60 petitioners, requesting that the Senate ensure the powers and responsibilities of the Senate are protected in the interests of ensuring good governance on behalf of the Australian people.

Senator Bartlett, from 24 petitioners, requesting that the Senate take action to end the live animal export trade and develop a chilled and frozen carcass trade using humane slaughtering practices.

Senator Bartlett, from 561 petitioners, requesting that the Senate support the Defence Amendment (Parliamentary approval for Australian involvement in overseas conflicts) Bill 2003.

The President, from 1 petitioner, requesting that the Senate take action to protect the rights of vulnerable children and their mothers.

Senator Patterson, from 33 petitioners, requesting that the Senate take action to review procedures relating to political asylum seekers and remove all practices which are manifestly inhumane or in contravention of national obligations.

Senator Stott Despoja, from 17 791 petitioners, requesting that the Senate take action to extend the Educational Textbook Subsidy Scheme indefinitely.

Senator Stott Despoja, from 40 petitioners, requesting that the Senate pass legislation to provide a national system of Government-funded paid maternity leave which provides at least a 14-week payment for working women, with minimal exclusions.

Senator Wong, from 1 763 petitioners, requesting that the Senate oppose discriminatory changes to the system of fringe benefits tax relating to community based organisations.

9 NOTICES

The Chair of the Rural and Regional Affairs and Transport Legislation Committee (Senator Heffernan): To move on the next day of sitting—That the Rural and Regional Affairs and Transport Legislation Committee be authorised to hold a public meeting during the sitting of the Senate on Wednesday, 12 May 2004, from 4 pm, to take evidence for the committee's inquiry into the provisions of the Civil Aviation Legislation Amendment (Mutual Recognition with New Zealand and Other Matters) Bill 2003. (*general business notice of motion no. 855*)

The Chair of the Rural and Regional Affairs and Transport Legislation Committee (Senator Heffernan): To move on the next day of sitting—That the Rural and Regional Affairs and Transport Legislation Committee be authorised to hold a public meeting during the sitting of the Senate on Thursday, 13 May 2004, from 4 pm to 6 pm, to take evidence for the committee's inquiry into the administration of Biosecurity Australia concerning the revised draft import risk analysis for bananas. (*general business notice of motion no. 856*)

The Chair of the Rural and Regional Affairs and Transport Legislation Committee (Senator Heffernan): To move on the next day of sitting—That the time for the presentation of the report of the Rural and Regional Affairs and Transport Legislation Committee on the administration of AusSAR in relation to the search for the *Margaret J* be extended to 5 August 2004. (*general business notice of motion no. 857*)

The Chair of the Legal and Constitutional Legislation Committee (Senator Payne): To move on the next day of sitting—That the Legal and Constitutional Legislation Committee be authorised to hold a public meeting during the sitting of the Senate on Wednesday, 12 May 2004, from 4.30 pm, to take evidence for the committee's inquiry into the provisions of the Migration Amendment (Judicial Review) Bill 2004. (*general business notice of motion no. 858*)

The Chair of the Finance and Public Administration Legislation Committee (Senator Mason): To move on the next day of sitting—That the Finance and Public Administration Legislation Committee be authorised to hold a public meeting during the sitting of the Senate on Thursday, 13 May 2004, from 3.30 pm to 6 pm, to take evidence for the committee's inquiry into the Occupational Health and Safety (Commonwealth Employment) Amendment (Employee Involvement and Compliance) Bill 2002. (*general business notice of motion no. 859*)

The Chair of the Rural and Regional Affairs and Transport References Committee (Senator Ridgeway): To move on the next day of sitting—That the time for the presentation of reports of the Rural and Regional Affairs and Transport References Committee be extended as follows:

- (a) forestry plantations—to 24 June 2004; and
- (b) rural water resource usage—to 12 August 2004. (*general business notice of motion no. 860*)

Senator Stott Despoja: To move on the next day of sitting—That the Senate—

- (a) notes that on 12 May 2004 there will be national action by university students, who will be protesting against the Government's 'Backing Australia's future: Our universities' policy and, specifically, against higher education contribution scheme (HECS) increases;
- (b) supports students in their non-violent attempts to prevent the remaining universities from increasing HECS; and
- (c) condemns the Government for under-funding universities for the past 7 years to such an extent that universities are now turning to students to provide a short-term increase in funding. (*general business notice of motion no. 861*)

Senator Lees: To move on the next day of sitting—That the Senate—

- (a) notes:
 - (i) the excellent work of the Centre for Sustainable Energy Systems in relation to renewable energy, and
 - (ii) the \$4.5 million of commercial commitment and the \$5.5 million universities commitment that the centre has acquired;
- (b) condemns the Government for not funding the centre; and
- (c) calls on the Government to rethink its opposition to and to re-fund research into renewable energy. (*general business notice of motion no. 862*)

The Minister for Local Government, Territories and Roads (Senator Ian Campbell): To move on the next day of sitting—That consideration of the business before the Senate on Wednesday, 12 May 2004 be interrupted at approximately 5 pm, but not so as to interrupt a senator speaking, to enable Senator Fifield to make his first speech without any question before the chair.

Senator Marshall: To move on the next day of sitting—That the Senate—

- (a) notes that 2004 is the 150th anniversary of the Eureka rebellion, which took place in Ballarat, Victoria, on 3 December 1854;
- (b) recognises the importance of commemorating this important occasion; and

- (c) accordingly invites and authorises the President to make arrangements for the Eureka flag to be flown from two of the four flag masts at the Senate entrance for the period Monday, 29 November to and including Friday, 3 December 2004. (*general business notice of motion no. 863*)

Senator Brown: To move on the next day of sitting—That the following matter be referred to the Foreign Affairs, Defence and Trade References Committee for inquiry and report by 23 June 2004:

The Australian Government's knowledge of the mistreatment of prisoners detained under the control of the United States of America or its coalition partners in Iraq, Afghanistan and at Guantanamo Bay, with particular reference to:

- (a) when the Government or its agencies first received information about the abuse;
- (b) when and how this information first came to the notice of the Prime Minister (Mr Howard), the Minister for Foreign Affairs (Mr Downer), or other members of the Government;
- (c) what action has been taken to ensure that there has been and will be no Australian involvement, or Australian acquiescence, in this matter;
- (d) how and when the Prime Minister conveyed Australia's rebuke to Washington and London;
- (e) the extent of government knowledge about abuse of prisoners in prisons in Afghanistan, including at Bagram Air Base; and
- (f) what disapprovals Australia has conveyed to the White House about the practice of placing hoods and manacles on prisoners, including Australians, at Guantanamo Bay and what other information the Government has about mistreatment of prisoners there.

Senator Brown: To move on the next day of sitting—That the Senate—

- (a) congratulates the German Government on its initiative in proposing to host the International Conference for Renewable Energies in Bonn from 1 June to 4 June 2004, as a follow-up to the Johannesburg Earth Summit; and
- (b) calls on the Australian Government to be represented at the conference by a delegation headed by a minister. (*general business notice of motion no. 864*)

Senator Brown: To move on the next day of sitting—That the Senate—

- (a) notes the German Government initiative to establish an International Renewable Energy Agency (IRENA) as an international governmental organisation in order to support and advance the active utilisation of renewable energies on a global scale; and
- (b) calls on the Australian Government to support IRENA strongly and to establish a complementary organisation in Australia. (*general business notice of motion no. 865*)

10 HOURS OF MEETING AND ROUTINE OF BUSINESS—VARIATION

The Minister for Local Government, Territories and Roads (Senator Ian Campbell), by leave, moved—That the hours of meeting for Tuesday, 11 May 2004 be from 12.30 pm to 6.30 pm and 8 pm to adjournment, and for Thursday, 13 May 2004 be from 9.30 am to 6 pm and 7.30 pm to adjournment, and that:

- (a) the routine of business from 8 pm on Tuesday, 11 May 2004 shall be:
 - (i) Budget statement and documents 2004-05, and
 - (ii) adjournment; and
- (b) the routine of business from 7.30 pm on Thursday, 13 May 2004 shall be:

- (i) Budget statement and documents—party leaders and independent senators to make responses to the statement and documents for not more than 30 minutes each, and
- (ii) adjournment.

Question put and passed.

11 ELECTORAL MATTERS—JOINT STANDING COMMITTEE—LEAVE TO MEET DURING SITTING

Senator Ferris, by leave and at the request of Senator Mason, moved—That the Joint Standing Committee on Electoral Matters be authorised to hold a public meeting during the sitting of the Senate today, from 4 pm to 6 pm, to take evidence for the committee's inquiry into electoral funding and disclosure and any amendments to the Commonwealth Electoral Act necessary in relation to political donations.

Question put and passed.

12 LEAVE OF ABSENCE

Senator Mackay, by leave, moved—That leave of absence be granted to Senator Denman for the period 11 May to 24 June 2004, on account of ill health.

Question put and passed.

13 NOTICE OF MOTION WITHDRAWN

Senator Ridgeway withdrew general business notice of motion no. 844 standing in his name for today, relating to World Health Day and road safety.

14 LEGAL AND CONSTITUTIONAL REFERENCES COMMITTEE—EXTENSION OF TIME TO REPORT

Senator Mackay, by leave and at the request of the Chair of the Legal and Constitutional References Committee (Senator Bolkus), moved—That the time for the presentation of the report of the committee on the capacity of current legal aid and access to justice arrangements to meet the community need for legal assistance be extended to 26 May 2004.

Question put and passed.

15 POSTPONEMENTS

Items of business were postponed as follows:

Business of the Senate notice of motion no. 1 standing in the name of Senator Allison for today, proposing the reference of a matter to the Employment, Workplace Relations and Education References Committee, postponed till 12 May 2004.

General business notice of motion no. 850 standing in the name of Senator Allison for today, proposing the establishment of a select committee on tobacco, postponed till 12 May 2004.

16 UNITED NATIONS SECURITY COUNCIL—NUCLEAR NON-PROLIFERATION

Senator Allison, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 849—That the Senate notes that:

- (a) on 24 March 2004, the United States of America presented a draft resolution on non-proliferation to the United Nations (UN) Security Council, which required all states to enact criminal and other laws and measures to prevent terrorists and other non-state actors trafficking in and acquiring nuclear, biological and chemical weapons, related materials, and missiles and other unmanned systems of delivery;

- (b) some states and non-government organisations (NGOs) are concerned that the approaches proposed in the draft resolution are discriminatory and inflammatory, and will exacerbate proliferation and security issues rather than alleviate them; and
- (c) Abolition 2000, a global network of over 2 000 NGOs working for nuclear non-proliferation and disarmament, wrote to all UN members stating that the draft resolution:
 - (i) refers only to the prevention of proliferation and is silent, rhetorically or substantively, on ending the deployment of existing weapons and on the obligations for disarmament,
 - (ii) requires all states to adopt national implementation measures, thus assuming a role for the Security Council of a global legislative body, something normally achieved through treaty negotiations requiring consensus by states, and
 - (iii) is being presented as a Chapter VII resolution to the Charter of the United Nations, which could open the door for the unilateral use of force by certain states to enforce the resolution in specific situations without having to return to the Security Council for any additional authorisation.

Question put and passed.

**17 EMPLOYMENT, WORKPLACE RELATIONS AND EDUCATION REFERENCES
COMMITTEE—REFERENCE**

Senator Brown, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 2—That the following matters be referred to the Employment, Workplace Relations and Education References Committee for inquiry and report by 24 June 2004:

- (a) the functioning of the Office of the Chief Scientist; and
- (b) potential conflicts of interest arising from the dual role of the Chief Scientist.

Senator Stott Despoja, by leave, moved the following amendment:

At the end of the motion, add:

- ; and (c) the development of criteria for the appointment of the Chief Scientist through legislation.

Question—That the amendment be agreed to—put and passed.

Main question, as amended, put and passed.

18 URGENCY MOTION—DEFENCE—IRAQ—HUMAN RIGHTS ABUSES

The Deputy President (Senator Hogg) informed the Senate that the President had received a letter from the Leader of the Australian Democrats (Senator Bartlett) and Senator Stott Despoja advising that today they intended to move—That, in the opinion of the Senate, the following is a matter of urgency:

The need for the Senate to:

- (a) express its unequivocal opposition to the abuse of persons, including those classified as enemy combatants, in United States (US) detention in Iraq;
- (b) express the view that, given Australia's military participation in the invasion of Iraq, Australia has a legal and moral obligation to ensure that individuals detained by the occupying forces in Iraq are treated with

- respect for their persons, their honour, their family rights, their religious convictions and practices, their manners and customs;
- (c) call upon the US to at all times treat detainees humanely and provide them with protection, especially against all acts of violence or threats thereof and against insults and public curiosity;
 - (d) call upon the US to bring to immediate justice any member of the armed forces who has violated the rights of persons in US detention in Iraq; and
 - (e) call upon the Australian Government to immediately cease negotiations with the US for an 'Article 98 Agreement' under the Rome Statute requiring Australia not to surrender US citizens, suspected of committing crimes against humanity, to the International Criminal Court for prosecution.

The proposal was supported by 4 senators.

Senator Bartlett moved the motion.

Debate ensued.

Question put and passed.

**19 LEGAL AND CONSTITUTIONAL LEGISLATION COMMITTEE—INTERIM REPORT—
DISABILITY DISCRIMINATION AMENDMENT BILL 2003**

The Acting Deputy President (Senator Chapman) tabled the following report received on 7 April 2004:

Legal and Constitutional Legislation Committee—Provisions of the Disability Discrimination Amendment Bill 2003—Interim report, dated April 2004.

**20 LEGAL AND CONSTITUTIONAL LEGISLATION COMMITTEE—REPORT—DISABILITY
DISCRIMINATION AMENDMENT BILL 2003**

The Acting Deputy President (Senator Chapman) tabled the following report and documents received on 15 April 2004:

Legal and Constitutional Legislation Committee—Provisions of the Disability Discrimination Amendment Bill 2003—Report, dated April 2004, *Hansard* record of proceedings [2 vols], document presented to the committee, additional information and submissions [118].

Report ordered to be printed on the motion of Senator McGauran.

**21 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT STANDING COMMITTEE—
REPORT—PARLIAMENTARY DELEGATION TO THE SOLOMON ISLANDS**

The Acting Deputy President (Senator Chapman) tabled the following report received on 6 May 2004:

Foreign Affairs, Defence and Trade—Joint Standing Committee—Parliamentary delegation to the Solomon Islands, 17 and 18 December 2003—Report, dated March 2004.

22 PUBLIC ACCOUNTS AND AUDIT—JOINT STATUTORY COMMITTEE—EXECUTIVE MINUTE—390TH REPORT

The Acting Deputy President (Senator Chapman) tabled the following document received on 11 May 2004:

Public Accounts and Audit—Joint Statutory Committee—390th report—Review of Auditor-General's reports 2001-02: First, second and third quarters—Executive minute to recommendations 1 and 2, dated 4 May 2004.

23 GOVERNMENT DOCUMENT

The Acting Deputy President (Senator Chapman) tabled the following document received on 6 May 2004:

Gene Technology Regulator—Quarterly report for the period 1 October to 31 December 2003.

24 AUDITOR-GENERAL—AUDIT REPORTS NOS 39 TO 45 OF 2003-04—DOCUMENTS

The Acting Deputy President (Senator Chapman) tabled the following documents received on the dates indicated:

Auditor-General—Audit reports for 2003-04—

No. 39—Performance audit—Integrity of the electoral roll: Follow-up audit: Australian Electoral Commission. [*Received 6 April 2004*]

No. 40—Performance audit—Department of Health and Ageing's management of the Multipurpose Services Program and the Regional Health Services Program. [*Received 13 April 2004*]

No. 41—Performance audit—Management of repatriation health cards: Department of Veterans' Affairs. [*Received 15 April 2004*]

No. 42—Business support process audit—Financial delegations for the expenditure of public monies in FMA agencies. [*Received 16 April 2004*]

No. 43—Performance audit—Defence Force preparedness management systems: Department of Defence. [*Received 23 April 2004*]

No. 44—Performance audit—National Aboriginal Health Strategy delivery of housing and infrastructure to Aboriginal and Torres Strait Islander communities: Follow-up audit: Aboriginal and Torres Strait Islander Services. [*Received 27 April 2004*]

No. 45—Performance audit—Army individual readiness notice: Follow-up audit: Department of Defence. [*Received 29 April 2004*]

25 DEPARTMENTAL AND AGENCY CONTRACTS—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENT

Pursuant to the order of the Senate of 20 June 2001, as amended, the Acting Deputy President (Senator Chapman) tabled the following document received on 4 May 2004:

Departmental and agency contracts for 2003—Letters of advice—Transport and Regional Services portfolio agencies.

26 INDEXED LISTS OF DEPARTMENTAL AND AGENCY FILES—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENT

Pursuant to the order of the Senate of 30 May 1996, as amended, the Acting Deputy President (Senator Chapman) tabled the following document received on 15 April 2004:

Indexed lists of departmental and agency files for the period 1 July to 31 December 2003—Statements of compliance—Australian Taxation Office.

27 ECONOMICS LEGISLATION COMMITTEE—REPORT—GREATER SUNRISE UNITISATION AGREEMENT IMPLEMENTATION BILL 2004 AND CUSTOMS TARIFF AMENDMENT (GREATER SUNRISE) BILL 2004—DOCUMENT

Senator McGauran, at the request of the Chair of the Economics Legislation Committee (Senator Brandis), tabled the following document:

Economics Legislation Committee—Provisions of the Greater Sunrise Unitisation Agreement Implementation Bill 2004 and Customs Tariff Amendment (Greater Sunrise) Bill 2004—Further additional information.

28 DOCUMENTS

The following documents were tabled by the Clerk:

Aboriginal and Torres Strait Islander Commission Act—Review panel convened by the Minister under section 141—Final boundary recommendations.

Aged Care Act—Determinations under section 52-1—ACA Ch. 3 No. 2/2004-ACA Ch. 3 No. 4/2004.

Australian Bureau of Statistics Act—Proposal No. 3 of 2004.

Australian Postal Corporation Act—Regulations—Statutory Rules 2004 No. 58.

Christmas Island Act—Regulations 2004 No. 1 (*Water Agencies (Powers) Act 1984* (WA) (CI)).

Civil Aviation Act—

Civil Aviation Regulations—

Exemption No. CASA EX19/2004.

Instruments Nos CASA 113/04, CASA 131/04, CASA 138/04, CASA 161/04, CASA 169/04, CASA 190/04 and CASA 195/04.

Civil Aviation Safety Regulations—Airworthiness Directives—Part—

105, dated 22 and 25 March; and 1 [13], and 2 [26] April 2004.

107, dated 1 [3] April 2004.

Class Rulings CR 2004/30-CR 2004/44.

Cocos (Keeling) Islands Act—Regulations 2004 No. 1 (*Water Agencies (Powers) Act 1984* (WA) (CKI)).

Crimes (Overseas) Act—Regulations—Statutory Rules 2004 No. 61.

Crimes (Traffic in Narcotic Drugs and Psychotropic Substances) Act—Regulations—Statutory Rules 2004 No. 62.

Criminal Code Act—Regulations—Statutory Rules 2004 No. 83.

Customs Act—Regulations—Statutory Rules 2004 No. 72.

Defence Act—Determination under section—

58B—Defence Determinations 2004/9-2004/17.

- 58H—Defence Force Remuneration Tribunal—Determinations Nos 2 and 3 of 2004.
- Defence Force (Home Loans Assistance) Act—Declaration of Warlike Service (Operation Tanager), dated 1 April 2004.
- Diplomatic Privileges and Immunities Act—Diplomatic Privileges and Immunities Regulations—Certificates under regulation 5A, dated 30 March 2004 [2].
- Disability Services Act—
- Disability Services (Eligibility — Wage Phase-in Services and Targeted Support Services) Standards 2004.
 - Disability Services (Eligible Services) Approval 2004.
- Environment Protection and Biodiversity Conservation Act—
- Instrument amending list of—
 - Exempt native specimens under section 303DB, dated 24 March 2004.
 - Specimens suitable for live import under section 303EB, dated 18, 24 and 31 March 2004.
 - Pulu Keeling National Park—
 - Comments on representations on the draft management plan.
 - Management Plan [second].
- Federal Magistrates Act—Rules of Court—Statutory Rules 2004 No. 54.
- Financial Management and Accountability Act—Regulations—Statutory Rules 2004 No. 57.
- Fisheries Management Act—
- Heard Island and McDonald Islands Fishery Management Plan 2002—
 - Directions Nos HIMIFD 5-HIMIFD 8.
 - Regulations—Statutory Rules 2004 No. 70.
- Fisheries Management Act and Fishing Levy Act—Regulations—Statutory Rules 2004 No. 71.
- Foreign Evidence Act—Regulations—Statutory Rules 2004 No. 63.
- Goods and Services Tax Determination GSTD 2004/2.
- Goods and Services Tax Rulings GSTR 2004/2 and GSTR 2004/3.
- Great Barrier Reef Marine Park Act—Regulations—Statutory Rules 2004 No. 60.
- Hazardous Waste (Regulation of Exports and Imports) Act—Regulations—Statutory Rules 2004 No. 73.
- Health Insurance Act—
- Health Insurance (Amendment) Determination HS/04/2004.
 - Health Insurance (Eligible Collection Centres) Approval Principles 2004.
 - Health Insurance (Indium-labelled Octreotide Study) Determination HS/03/2004.
 - Health Insurance (LeukoScan) Determination HS/02/2004.
 - Regulations—Statutory Rules 2004 Nos 64-67 and 75-77.
- Higher Education Funding Act—Determination under section 15—Determination No. T12-2004.
- Income Tax Assessment Act 1936*—Regulations—Statutory Rules 2004 No. 80.
- Lands Acquisition Act—Regulations—Statutory Rules 2004 No. 82.

Medical Indemnity (Prudential Supervision and Product Standards) Act—Regulations—Statutory Rules 2004 No. 81.

Migration Act—

Direction under section 499—Direction No. 34.

Statement for period—

1 July to 31 December 2003 under section 91L, dated 24 February 2004 [2].

1 January to 30 June 2004 under section 33, dated 24 March 2004.

Miscellaneous Taxation Ruling MT 2004/D1 (Draft).

Motor Vehicle Standards Act—Motor Vehicle Standards (Approval to Place Used Import Plates) Determination 2004.

National Health Act—

Declarations Nos PB 5-PB 7 of 2004.

Determination—

AOS5/2004.

No. PB 8 of 2004.

PHB 2/2004, PHB 4/2004 and PHB 5/2004.

Petroleum Excise (Prices) Act—Regulations—Statutory Rules 2004 No. 69.

Product Ruling—

PR 2002/140 (Notice of Withdrawal).

PR 2003/67 (Addendum).

PR 2004/35-PR 2004/53.

Product Stewardship (Oil) Act—Regulations—Statutory Rules 2004 No. 74.

Remuneration Tribunal Act—Determination—

2004/3: Official Travel by Office Holders.

2004/4: Official Travel by Office Holders.

2004/5: Members of Parliament – Travelling Allowance.

2004/6: Remuneration and Allowances for Holders of Public Offices.

2004/7: Parliamentary Office Holders – Additional Salary.

2004/8: Remuneration and Allowances for Holders of Public Offices.

2004/9: Specified Statutory Officers – Remuneration and Allowances.

2004/10: Members of Parliament – Entitlements.

Report No. 1 of 2004—Ministers of State – Salaries Additional to the Basic Parliamentary Salary.

Social Security Act—Social Security (Attribution of Income — Ineligible Deductions) Determination 2004.

Space Activities Act—Regulations—Statutory Rules 2004 No. 79.

Spam Act—Regulations—Statutory Rules 2004 No. 56.

Taxation Determination—

TD 92/124 (Addendum) and TD 92/161 (Notice of Withdrawal).

TD 2004/4-TD 2004/13.

Taxation Ruling TR 2004/3.

Telecommunications Act—Regulations—Statutory Rules 2004 No. 59.

Telecommunications (Numbering Charges) Act—Telecommunications (Amounts of Annual Charge) Determination 2004.

Therapeutic Goods Act—

Regulations—Statutory Rules 2004 No. 78.

Therapeutic Goods Orders Nos 61A and 72.

Trans-Tasman Mutual Recognition Act—Regulations—Statutory Rules 2004 No. 68.

Veterans' Entitlements Act—Instrument under section 90—Veterans' Entitlements (Treatment Principles – Community Nursing Guidelines Repeal) Instrument 3/2004.

29 GOVERNOR-GENERAL'S PROCLAMATIONS—COMMENCEMENT OF PROVISIONS OF ACTS

Proclamations by His Excellency the Governor-General were tabled, notifying that he had proclaimed the following provisions of Acts to come into operation on the dates specified:

Health Legislation Amendment (Private Health Insurance Reform) Act 2004—

(a) item 58 and items 67 to 69 of Schedule 1—23 April 2004; and

(b) items 1 to 24 and items 25 to 27 of Schedule 1—1 July 2004.

(*Gazette* No. S 125, 22 April 2004).

*Navigation Act 1912—*Division 12C of Part IV—27 May 2004 (*Gazette* No. GN 17, 28 April 2004).

*Protection of the Sea (Prevention of Pollution from Ships) Act 1983—*Division 2 of Part IIIB—27 May 2004 (*Gazette* No. GN 17, 28 April 2004).

*Workplace Relations Amendment (Improved Remedies for Unprotected Action) Act 2004—*Schedule 1—30 April 2004 (*Gazette* No. GN 17, 28 April 2004).

*Workplace Relations Amendment (Transmission of Business) Act 2004—*Schedule 1—30 April 2004 (*Gazette* No. GN 17, 28 April 2004).

30 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT STANDING COMMITTEE—REPORT—PARLIAMENTARY DELEGATION TO THE SOLOMON ISLANDS—CONSIDERATION

Senator Sandy Macdonald, by leave, moved—That the Senate take note of the report tabled earlier today (*see entry no. 21*).

Question put and passed.

31 COMMITTEES—CHANGES IN MEMBERSHIP

The Acting Deputy President (Senator Chapman) informed the Senate that the President had received letters requesting changes in the membership of various committees.

The Minister for Fisheries, Forestry and Conservation (Senator Ian Macdonald), by leave, moved—That senators be discharged from and appointed to committees as follows:

Economics Legislation and References Committees—

Appointed—Participating member: Senator Fifield

Employment, Workplace Relations and Education Legislation and References Committees—

Appointed—Participating member: Senator Fifield

**Environment, Communications, Information Technology and the Arts
Legislation Committee—**

Appointed—

Senator Allison

Substitute members:

Senator Greig to replace Senator Allison for matters relating to the
Information Technology portfolio

Senator Ridgeway to replace Senator Allison for matters relating to the
Arts portfolio

Senator Cherry to replace Senator Allison for matters relating to the
Communications portfolio

Discharged—Senator Bartlett

Finance and Public Administration Legislation and References Committees—

Appointed—Participating member: Senator Fifield

Foreign Affairs, Defence and Trade Legislation and References Committees—

Appointed—Participating member: Senator Fifield.

Question put and passed.

**32 SUPERANNUATION LEGISLATION AMENDMENT (FAMILY LAW) BILL 2002
TELECOMMUNICATIONS (INTERCEPTION) AMENDMENT BILL 2004**

Messages from the House of Representatives were reported agreeing to the
amendments made by the Senate to the following bills:

Message no. 565, dated 1 April 2004—Superannuation Legislation Amendment
(Family Law) Bill 2002.

Message no. 569, dated 1 April 2004—Telecommunications (Interception)
Amendment Bill 2004.

**33 AGRICULTURE, FISHERIES AND FORESTRY LEGISLATION AMENDMENT BILL (NO. 2)
2003**

A message from the House of Representatives was reported as follows:

Message no. 568, dated 1 April 2004—Agriculture, Fisheries and Forestry
Legislation Amendment Bill (No. 2) 2003, agreeing to the amendments made by
the Senate to House of Representatives amendments nos 6, 7 and 8.

34 HEALTH AND AGEING LEGISLATION AMENDMENT BILL 2003 [2004]

A message from the House of Representatives was reported agreeing to the following
bill without amendment:

Message no. 566, dated 1 April 2004—Health and Ageing Legislation Amendment
Bill 2003 [2004].

**35 CLASSIFICATION (PUBLICATIONS, FILMS AND COMPUTER GAMES) AMENDMENT
BILL 2004**

SURVEILLANCE DEVICES BILL 2004

WORKPLACE RELATIONS AMENDMENT (AWARD SIMPLIFICATION) BILL 2002

Messages from the House of Representatives were reported transmitting for the concurrence of the Senate the following bills:

Message no. 562, dated 1 April 2004—A Bill for an Act to amend the *Classification (Publications, Films and Computer Games) Act 1995*, and for related purposes.

Message no. 563, dated 1 April 2004—A Bill for an Act to set out the powers of Commonwealth law enforcement agencies with respect to surveillance devices, and for related purposes.

Message no. 564, dated 1 April 2004—A Bill for an Act to amend the *Workplace Relations Act 1996*, and for related purposes.

The Minister for Fisheries, Forestry and Conservation (Senator Ian Macdonald) moved—That these bills may proceed without formalities, may be taken together and be now read a first time.

Question put and passed.

Bills read a first time.

Senator Ian Macdonald moved—That these bills be now read a second time.

On the motion of Senator Crossin the debate was adjourned till the next day of sitting.

Consideration of legislation: Senator Ian Macdonald moved—That the bills be listed on the *Notice Paper* as separate orders of the day.

Question put and passed.

36 GOVERNOR-GENERAL'S MESSAGES—ASSENT TO LAWS

Messages from His Excellency the Governor-General were reported, informing the Senate that he had assented to the following laws:

1 April 2004—Message No. 12—*Fisheries Legislation Amendment (Compliance and Deterrence Measures and Other Matters) Act 2004* (Act No. 28, 2004).

2 April 2004—Message No. 13—

Fisheries Legislation Amendment (High Seas Fishing Activities and Other Matters) Act 2004 (Act No. 29, 2004)

Australian Crime Commission Amendment Act 2004 (Act No. 30, 2004).

5 April 2004—Message No. 14—*Migration Agents Registration Application Charge Amendment Act 2004* (Act No. 31, 2004).

20 April 2004—Message—

No. 15—

Dairy Produce Amendment Act 2004 (Act No. 32, 2004)

Family Assistance Legislation Amendment (Extension of Time Limits) Act 2004 (Act No. 33, 2004)

Commonwealth Electoral Amendment (Representation in the House of Representatives) Act 2004 (Act No. 34, 2004).

No. 16—

Communications Legislation Amendment Act (No. 1) 2004 (Act No. 35, 2004)

Textile, Clothing and Footwear Strategic Investment Program Amendment Act 2004 (Act No. 36, 2004).

No. 17—

Appropriation Act (No. 3) 2003-2004 (Act No. 37, 2004)

Appropriation Act (No. 4) 2003-2004 (Act No. 38, 2004)

Appropriation (Parliamentary Departments) Act (No. 2) 2003-2004 (Act No. 39, 2004).

21 April 2004—Message—

No. 18—

Age Discrimination (Consequential Provisions) Act 2004 (Act No. 40, 2004)

Energy Grants (Cleaner Fuels) Scheme Act 2004 (Act No. 41, 2004)

Energy Grants (Cleaner Fuels) Scheme (Consequential Amendments) Act 2004 (Act No. 42, 2004).

No. 19—

Customs Tariff Amendment Act (No. 1) 2004 (Act No. 43, 2004)

Excise Tariff Amendment Act (No. 1) 2004 (Act No. 44, 2004)

Higher Education Legislation Amendment Act 2004 (Act No. 45, 2004).

No. 20—

Customs Tariff Amendment (Greater Sunrise) Act 2004 (Act No. 46, 2004).

Greater Sunrise Unitisation Agreement Implementation Act 2004 (Act No. 47, 2004).

No. 21—

Migration Legislation Amendment (Migration Agents Integrity Measures) Act 2004 (Act No. 48, 2004)

Privacy Amendment Act 2004 (Act No. 49, 2004).

No. 22—*Health and Ageing Legislation Amendment Act 2004* (Act No. 50, 2004).

27 April 2004—Message No. 23—

Military Rehabilitation and Compensation Act 2004 (Act No. 51, 2004)

Military Rehabilitation and Compensation (Consequential and Transitional Provisions) Act 2004 (Act No. 52, 2004)

Superannuation Safety Amendment Act 2004 (Act No. 53, 2004)

Agriculture, Fisheries and Forestry Legislation Amendment Act (No. 1) 2004 (Act No. 54, 2004)

Telecommunications (Interception) Amendment Act 2004 (Act No. 55, 2004)

Taxation Laws (Clearing and Settlement Facility Support) Act 2004 (Act No. 56, 2004)

Intelligence Services Amendment Act 2004 (Act No. 57, 2004).

4 May 2004—Message No. 24—*Superannuation Legislation Amendment (Family Law and Other Matters) Act 2004* (Act No. 58, 2004).

**37 PROCEDURE—STANDING COMMITTEE—THIRD REPORT OF 2003—
CONSIDERATION**

Order of the day read for the consideration of the Procedure Committee's third report of 2003.

The Minister for Fisheries, Forestry and Conservation (Senator Ian Macdonald) moved—That the recommendations of the Procedure Committee in its third report of 2003 be adopted, as follows:

- (1) That the Senate considers that any future parliamentary addresses by visiting foreign heads of state should be received by a meeting of the House of Representatives in the House chamber, to which all senators are invited as guests.
- (2) That the annual Tax Expenditures Statement stands referred to legislation committees for consideration by the committees during their examination of the estimates of government expenditure under standing order 26.

Senator Brown moved the following amendment to paragraph (1):

Omit “should be received by a meeting of the House of Representatives in the House chamber, to which all senators are invited as guests”, substitute “be received by a meeting of senators and members held in the Great Hall of Parliament House, Canberra”.

Debate ensued.

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 7

Senators—

Allison (Teller)	Greig	Nettle	Stott Despoja
Brown	Murray	Ridgeway	

NOES, 43

Senators—

Barnett	Coonan	Johnston	Ray
Bishop	Crossin	Kirk	Santoro
Buckland	Eggleston	Knowles	Scullion
Calvert	Evans	Lightfoot	Sherry
Campbell, George	Ferris	Lundy	Stephens
Campbell, Ian	Fifield	Mackay	Tchen
Carr	Forshaw	Marshall	Troeth
Chapman	Heffernan	McGauran (Teller)	Watson
Colbeck	Hogg	McLucas	Webber
Collins	Humphries	Moore	Wong
Cook	Hutchins	Payne	

Question negatived.

Main question put and passed. Senators Brown and Nettle, by leave, recorded their votes for the noes.

38 LEGAL AND CONSTITUTIONAL LEGISLATION COMMITTEE—REPORT—SEX DISCRIMINATION AMENDMENT (TEACHING PROFESSION) BILL 2004

Pursuant to order, Senator McGauran, at the request of the Chair of the Legal and Constitutional Legislation Committee (Senator Payne), tabled the following report and documents:

Legal and Constitutional Legislation Committee—Provisions of the Sex Discrimination Amendment (Teaching Profession) Bill 2004—Report, dated May 2004, *Hansard* record of proceedings, additional information and submissions [17].

Report ordered to be printed on the motion of Senator McGauran.

39 PROCEDURE—STANDING COMMITTEE—FIRST REPORT OF 2004—CONSIDERATION

Order of the day read for the consideration of the Procedure Committee's first report of 2004.

The Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry (Senator Troeth) moved—That the recommendations of the Procedure Committee in its first report of 2004 be adopted, as follows:

- (1) That standing order 61, relating to the consideration of government documents, be amended as set out in the report with immediate effect.
- (2) That the following orders operate as temporary orders until the conclusion of the 2004 June sittings:
 - (a) if a division is called for on Thursday after 4.30 pm, the matter before the Senate shall be adjourned until the next day of sitting at a time fixed by the Senate; and
 - (b) if objection is made to a motion being taken as a formal motion, a proposal to suspend standing orders to allow the motion to be moved shall not be received by the President and put to the Senate unless 5 senators, including the mover of the motion, rise in their places to indicate support for the suspension motion.

Debate ensued.

The question was divided—

Question—That paragraph (1) be agreed to—put and passed.

Accordingly standing order 61 was amended, as follows:

61 Consideration of government documents

At the end of paragraph (1), add:

- (c) Documents presented on Monday may be considered on Tuesday after the documents presented on that day, and documents presented on Monday and Tuesday and not called on on Tuesday may be considered on Wednesday after documents presented on that day.

Question—That paragraph (2)(a) be agreed to—put and passed. All Australian Democrats senators, by leave, recorded their votes for the noes.

Question—That paragraph (2)(b) be agreed to—put and passed. All Australian Democrats senators, by leave, recorded their votes for the noes.

40 LEGAL AND CONSTITUTIONAL LEGISLATION COMMITTEE—REPORT—ANTI-TERRORISM BILL 2004

Pursuant to order, Senator Eggleston, at the request of the Chair of the Legal and Constitutional Legislation Committee (Senator Payne), tabled the following report and documents:

Legal and Constitutional Legislation Committee—Provisions of the Anti-terrorism Bill 2004—Report, dated May 2004, *Hansard* record of proceedings, documents presented to the committee and submissions [28].

Report ordered to be printed on the motion of Senator Eggleston.

41 TRADE PRACTICES AMENDMENT (PERSONAL INJURIES AND DEATH) BILL (NO. 2) 2004

Order read for the further consideration of the bill in committee of the whole.

In the committee

Consideration resumed of the bill, as amended.

Bill, as amended, further debated and agreed to.

Bill to be reported with amendments.

The Acting Deputy President (Senator Chapman) resumed the chair and the Temporary Chair of Committees reported accordingly.

On the motion of the Minister for Revenue and Assistant Treasurer (Senator Coonan) the report from the committee was adopted.

Senator Coonan moved—That this bill be now read a third time.

Question put.

The Senate divided—

AYES, 43

Senators—

Abetz	Crossin	Kirk	Payne
Barnett	Eggleston (Teller)	Knowles	Ray
Bishop	Evans	Lundy	Santoro
Brandis	Faulkner	Mackay	Scullion
Buckland	Ferris	Marshall	Stephens
Campbell, George	Fifield	Mason	Tchen
Chapman	Forshaw	McGauran	Troeth
Colbeck	Hogg	McLucas	Watson
Collins	Humphries	Moore	Webber
Cook	Hutchins	O'Brien	Wong
Coonan	Johnston	Patterson	

NOES, 9

Senators—

Allison (Teller)	Greig	Murray	Ridgeway
Brown	Harradine	Nettle	Stott Despoja
Cherry			

Question agreed to.

Bill read a third time.

At 8 pm—

42 BUDGET STATEMENT AND DOCUMENTS 2004-05

The Minister for Finance and Administration (Senator Minchin) tabled the following documents:

The Budget 2004-05—Statement by the Minister for Finance and Administration (Senator Minchin), dated 11 May 2004.

Budget papers—

- No. 1—Budget strategy and outlook 2004-05.
- No. 2—Budget measures 2004-05.
- No. 3—Federal financial relations 2004-05.
- No. 4—Agency resourcing 2004-05.

Ministerial statements—

- A sustainability strategy for the Australian continent—Statement by the Minister for the Environment and Heritage (Dr Kemp), dated 11 May 2004.
- Australia's international development cooperation—Statement by the Minister for Foreign Affairs (Mr Downer), dated 11 May 2004.
- Regional partnerships for growth and security—Statement by the Minister for Transport and Regional Services (Mr Anderson), the Minister for Local Government, Territories and Roads (Senator Ian Campbell) and the Parliamentary Secretary to the Minister for Transport and Regional Services and the Minister for Trade (Mrs DM Kelly), dated 11 May 2004.
- Rural and regional Australia: Sustaining the nation—Statement by the Minister for Agriculture, Fisheries and Forestry (Mr Truss), the Minister for Fisheries, Forestry and Conservation (Senator Ian Macdonald) and the Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry (Senator Troeth), dated 11 May 2004.

Senator Minchin, by leave, moved—That the Senate take note of the statement and documents.

On the motion of Senator Buckland the debate was adjourned till the next day of sitting.

**43 PARTICULARS OF PROPOSED EXPENDITURE FOR 2004-05—DOCUMENTS—
REFERENCE OF ESTIMATES TO LEGISLATION COMMITTEES**

The Minister for Finance and Administration (Senator Minchin) tabled the following documents:

- Particulars of proposed expenditure in respect of the year ending on 30 June 2005.
- Particulars of certain proposed expenditure in respect of the year ending on 30 June 2005.
- Particulars of proposed expenditure in relation to the parliamentary departments in respect of the year ending on 30 June 2005.

Senator Minchin, by leave, moved—That—

- (1) The particulars documents be referred to legislation committees for examination and report in accordance with the order of the Senate of 3 December 2003 relating to estimates hearings.
- (2) Legislation committees consider the proposed expenditure in accordance with the allocation of departments to committees agreed to on 11 November 1998, as varied on 13 February 2002.

Question put and passed.

**44 ESTIMATES OF PROPOSED EXPENDITURE FOR 2004-05—PORTFOLIO BUDGET
STATEMENTS—PARLIAMENTARY DEPARTMENTS—DOCUMENTS**

The President tabled the following documents:

- Estimates of proposed expenditure for 2004-05—Portfolio budget statements—Parliamentary departments—
 - Senate.
 - Parliamentary Services.

45 ESTIMATES OF PROPOSED EXPENDITURE FOR 2004-05—PORTFOLIO BUDGET STATEMENTS—PORTFOLIOS AND EXECUTIVE DEPARTMENTS—DOCUMENTS

The Minister for Finance and Administration (Senator Minchin) tabled the following documents:

Estimates of proposed expenditure for 2004-05—Portfolio budget statements—Portfolios and executive departments—

- Agriculture, Fisheries and Forestry portfolio.
- Attorney-General's portfolio.
- Communications, Information Technology and the Arts portfolio.
- Defence and Defence Housing Authority.
- Education, Science and Training portfolio.
- Employment and Workplace Relations portfolio.
- Environment and Heritage portfolio.
- Family and Community Services portfolio.
- Finance and Administration portfolio.
- Foreign Affairs and Trade portfolio.
- Health and Ageing portfolio.
- Immigration and Multicultural and Indigenous Affairs portfolio.
- Industry, Tourism and Resources portfolio.
- Prime Minister and Cabinet portfolio.
- Transport and Regional Services portfolio.
- Treasury portfolio.
- Veterans' Affairs.

46 PARTICULARS OF PROPOSED SUPPLEMENTARY EXPENDITURE FOR 2003-04—DOCUMENTS—REFERENCE OF ESTIMATES TO LEGISLATION COMMITTEES

The Minister for Finance and Administration (Senator Minchin) tabled the following documents:

Particulars of certain proposed supplementary expenditure in respect of the year ending on 30 June 2004.

Particulars of proposed supplementary expenditure in respect of the year ending on 30 June 2004.

Senator Minchin, by leave, moved—That the particulars documents be referred to legislation committees for examination and report, together with the particulars referred earlier today (*see entry no. 43*).

47 ESTIMATES OF PROPOSED SUPPLEMENTARY EXPENDITURE FOR 2003-04—PORTFOLIO SUPPLEMENTARY ADDITIONAL ESTIMATES STATEMENTS—PORTFOLIOS AND EXECUTIVE DEPARTMENTS—DOCUMENTS

The Minister for Finance and Administration (Senator Minchin) tabled the following documents:

Estimates of proposed supplementary expenditure for 2003-04—Portfolio supplementary additional estimates statements—Portfolios and executive departments—

- Communications, Information Technology and the Arts portfolio.
- Employment and Workplace Relations portfolio.
- Environment and Heritage portfolio.
- Health and Ageing portfolio.

Immigration and Multicultural and Indigenous Affairs portfolio.
Prime Minister and Cabinet portfolio.
Transport and Regional Services portfolio.
Treasury portfolio.

48 ADJOURNMENT

The President proposed the question—That the Senate do now adjourn.

Debate ensued.

The Senate adjourned at 8.35 pm till Wednesday, 12 May 2004 at 9.30 am.

49 ATTENDANCE

Present, all senators except Senators Denman*, Ferguson and Harris* (* on leave).

HARRY EVANS
Clerk of the Senate