

2004-05

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

**JOURNALS OF THE SENATE**

No. 26

TUESDAY, 14 JUNE 2005

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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:

Aboriginal Land Commissioner—Report and explanatory statement by the Minister for Immigration and Multicultural and Indigenous Affairs—No. 68—Upper Roper River land claims comprising Mataranka Area (NT portion 916) land claim (Claim no. 129); Western Roper River (Bed and Banks) land claim (Claim no. 141); Roper Valley Area land claim (Claim no. 164) and Elsey Region land claim (Claim no. 245).

Australian Broadcasting Authority—Online content co-regulatory scheme—Report for the period 1 July to 31 December 2004.

Australian Competition and Consumer Commission—Telecommunications reports for 2003-04—Report 1: Telecommunications competitive safeguards; Report 2: Changes in the prices paid for telecommunications services in Australia 1997-98 to 2003-04.

Australian River Co. Limited—Report for 1 December 2003 to 30 November 2004.

*Fuel Quality Standards Act 2000*—Independent statutory review of the operation of the Act—Final report prepared by Fuel Quality Standards Act Review Panel with assistance from Economic Associates (Australia) Pty Ltd and SWB Consulting Pty Ltd, April 2005.

Human Rights and Equal Opportunity Commission—Report—No. 28—Inquiry into complaints by immigration detainees concerning their detention at the Curtin Immigration Reception and Processing Centre.

Judge Advocate General—Report for 2004.

*Local Government (Financial Assistance) Act 1995*—Report for 2003-04 on the operation of the Act.

Pharmaceutical Benefits Pricing Authority—Supplementary report for 2003-04 on the operations of the Authority in relation to the Pharmaceutical Industry Investment Program.

*Regional Forest Agreements Act 2002*—Review of the Forest and Wood Products Council—Prepared by Jaakko Pöyry Consulting, February 2005.

Treaty—*Bilateral*—Singapore-Australia Free Trade Agreement Amendments—Section C: Documentary evidence. [*Text of other amendments and an earlier version of this amendment tabled on 15 March 2005, together with national interest analysis and annexures*].

Western Australian Fisheries Joint Authority—Report for 2001-02.

Workplace relations—Ministerial statement by the Prime Minister (Mr Howard).

**3 VACANCY IN THE REPRESENTATION OF NEW SOUTH WALES—CHOICE OF CONCETTA ANNA FIERRAVANTI-WELLS—DOCUMENT**

The President tabled the original certificate of the choice by the Parliament of New South Wales of Concetta Anna Fierravanti-Wells to fill the vacancy caused by the resignation of Senator Tierney (*see entry no. 3, 10 May 2005*).

**4 PARLIAMENT HOUSE—MAIL SCREENING PROCEDURES—STATEMENT BY PRESIDENT**

The President made a statement relating to mail screening procedures within Parliament House.

**5 TAX LAWS AMENDMENT (PERSONAL INCOME TAX REDUCTION) BILL 2005**

A message from the House of Representatives was reported transmitting for the concurrence of the Senate the following bill:

Message no. 132, dated 26 May 2005—A Bill for an Act to reduce personal income tax, and for other purposes.

The Minister for Justice and Customs (Senator Ellison) moved—That this bill may proceed without formalities and be now read a first time.

Question put and passed.

Bill read a first time.

Senator Ellison moved—That this bill be now read a second time.

Debate ensued.

*At 2 pm:* Debate was interrupted while Senator Nettle was speaking.

**6 QUESTIONS**

Questions without notice were answered.

**7 IMMIGRATION—ANSWERS TO QUESTIONS**

The Leader of the Opposition in the Senate (Senator Evans) moved—That the Senate take note of the answers given by the Minister for Immigration and Multicultural and Indigenous Affairs (Senator Vanstone) to questions without notice asked today relating to immigration.

Debate ensued.

Question put and passed.

**8 PETITIONS**

The following 4 petitions, lodged with the Clerk by the senators indicated, were received:

Senator Bartlett, from 7 petitioners, requesting that the Senate call on the Government to initiate a Royal Commission into sexual assault and the abuse of children.

Senator Bartlett, from 17 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 9 petitioners, requesting that the Senate support the Defence Amendment (Parliamentary approval for Australian involvement in overseas conflicts) Bill 2003 [2004].

Senator Carr, from 25 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.

## 9 NOTICES

### *Notices of motion:*

The Chair of the Foreign Affairs, Defence and Trade References Committee (Senator Hutchins): To move on the next day of sitting—That the Foreign Affairs, Defence and Trade References Committee be authorised to hold public meetings during the sittings of the Senate on 16 June, 20 June, 21 June and 22 June 2005 from 4.30 pm, to take evidence for the committee's inquiry into Australia's relationship with China. (*general business notice of motion no. 141*)

The Chair of the Parliamentary Joint Committee on the Australian Crime Commission (Senator Santoro): To move on the next day of sitting—That the Parliamentary Joint Committee on the Australian Crime Commission be authorised to hold a public meeting during the sitting of the Senate on Thursday, 23 June 2005, from 9.30 am to 11 am, to take evidence for the committee's inquiry into the trafficking of women for sexual servitude. (*general business notice of motion no. 142*)

The Chair of the Economics Legislation Committee (Senator Brandis): To move on the next day of sitting—That the time for the presentation of the report of the Economics Legislation Committee on the Tax Laws Amendment (2005 Measures No. 1) Bill 2005 be extended to 21 June 2005. (*general business notice of motion no. 143*)

The Chair of the Environment, Communications, Information Technology and the Arts References Committee (Senator Cherry): To move on the next day of sitting—That the Environment, Communications, Information Technology and the Arts References Committee be authorised to hold a public meeting during the sitting of the Senate on Monday, 20 June 2005, from 6.30 pm, to take evidence for the committee's inquiry into the performance of the Australian telecommunications regulatory regime. (*general business notice of motion no. 144*)

Senator Bartlett: To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to promote humane, responsible and accountable care, protection and use of domestic animals, livestock, wildlife and animals kept for scientific purposes, and the standards required to achieve this end, and for related purposes. ***National Animal Welfare Bill 2005***. (*general business notice of motion no. 145*)

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, 15 June 2005, from 5.30 pm, to take evidence for the committee's inquiry into the Crimes Legislation Amendment (Telecommunications Interception and Other Measures) Bill 2005. (*general business notice of motion no. 146*)

The Chair of the Employment, Workplace Relations and Education References Committee (Senator Crossin): To move on the next day of sitting—That the time for the presentation of reports of the Employment, Workplace Relations and Education References Committee be extended as follows:

- (a) Indigenous education—to 21 June 2005; and
- (b) student income support—to 22 June 2005. (*general business notice of motion no. 147*)

Senator Carr: To move on 16 June 2005—That the Public Service Amendment Regulations 2004 (No. 2), as contained in Statutory Rules 2004 No. 396 and made under the *Public Service Act 1999*, be disallowed.

The Leader of the Australian Democrats (Senator Allison): To move on the next day of sitting—That there be laid on the table by the Minister representing the Minister for Health and Ageing, no later than 4.30 pm on Tuesday, 21 June 2005, copies of all reports provided by the Australian Episcopal Conference of the Roman Catholic Church to the Department of Health and Ageing for the past 5 years as part of their reporting requirements, including financial statements. (*general business notice of motion no. 148*)

The Leader of the Australian Democrats (Senator Allison): To move on the next day of sitting—That the Senate—

- (a) congratulates the Royal Australasian College of Physicians and the Royal Australian and New Zealand College of Psychiatrists on the release of their comprehensive tobacco policy;
- (b) notes that:
  - (i) the policy highlights the importance of smoke-free environments in reducing the harm caused by exposure to environmental tobacco smoke,
  - (ii) research shows that exposure to second-hand smoke in a vehicle is 23 times more toxic than in the home, and
  - (iii) the Western Australian branch of the Australian Medical Association has called on the Western Australian Government to protect children from passive smoking by introducing a ban on smoking in cars, particularly when there are children under the age of 18 in the vehicle; and
- (c) calls on the Federal Government and governments in all Australian states and territories to:
  - (i) introduce a ban on smoking in cars when there are any passengers in the vehicle, and
  - (ii) provide funding for public education campaigns on the importance of support for smoke-free homes and cars. (*general business notice of motion no. 149*)

The Leader of the Australian Democrats (Senator Allison): To move on the next day of sitting—That there be laid on the table by the Minister for Justice and Customs, no later than 10.30 am on Wednesday, 15 June 2005, copies of all reports prepared by the Australian Customs Service since 1 January 2004 which refer to issues of airport security, including the report completed in September 2004, referred to on page 1 of *The Australian* on 31 May 2005 ('Airport staff "smuggling drugs"'). (*general business notice of motion no. 150*)

Senator Nettle: To move on 16 June 2005—That the Senate—

- (a) notes that:
- (i) 20 June 2005 is World Refugee Day of which the theme for 2005 is ‘celebration of courage’ – a salute to the courage of the world’s refugees, not just in enduring persecution, but also in the courage they show in rebuilding their lives and contributing to society in difficult or unfamiliar circumstances,
  - (ii) Australia has failed many of the courageous asylum seekers who have sought protection here, and
  - (iii) thousands of Australians will mark World Refugee Day by protesting against mandatory detention and for a compassionate approach to asylum seekers;
- (b) condemns the Government’s treatment of asylum seekers in areas including:
- (i) the indefinite detention of asylum seekers in conditions so harsh and without hope that it causes mental illness in many long-term detainees,
  - (ii) the official discrimination and denial of services and rights to those asylum seekers found to be refugees but granted only Temporary Protection Visas,
  - (iii) the continuation of the ‘Pacific Solution’, where asylum seekers have languished on Nauru for almost 4 years, and
  - (iv) the forced deportation of asylum seekers, often to danger, in the country they have fled or an inappropriate third country; and
- (c) calls on the Government to:
- (i) end mandatory, non-reviewable detention of asylum seekers in Australia and on Nauru,
  - (ii) initiate a royal commission into the conditions in immigration detention and the wrongful detention of Australians and lawful visa holders, and
  - (iii) sack the Minister for Immigration and Multicultural and Indigenous Affairs (Senator Vanstone) and the Secretary of the Department of Immigration and Multicultural and Indigenous Affairs for the serious and chronic failures of that department. (*general business notice of motion no. 151*)

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

- (a) notes that:
- (i) 20 June 2005 is World Refugee Day,
  - (ii) according to the International Federation of Red Cross and Red Crescent Societies in their *World Disasters Report 2001*, more people are now forced to leave their homes because of environmental disaster than because of war,
  - (iii) there are approximately 25 million people who could currently be classified as being environmental refugees, some 58 per cent of the world’s total refugee population, many of whom are victims of climate change,
  - (iv) according to Dr Norman Myers of Oxford University, climate change could increase the number of environmental refugees six-fold to 150 million over the next 50 years, and

- (v) Australia has an unequivocal obligation to provide a humanitarian response both to addressing climate change and accepting environmental refugees, especially from our region; and
- (b) calls on the Government to:
  - (i) ratify the Kyoto Protocol,
  - (ii) set the Mandatory Renewable Energy Target to at least 20 per cent by 2020, and
  - (iii) agree to accept Tuvaluan refugees in the event that rising sea levels force an evacuation of Tuvalu. (*general business notice of motion no. 152*)

Senator Brown: To move on 16 June 2005—That the following matters be referred to the Foreign Affairs, Defence and Trade References Committee for inquiry and report by 9 August 2005:

The Australian Government's response to the defection of Chinese diplomat Chen Yonglin, including:

- (a) any information, advice, assistance or protection, or lack thereof, given to Mr Chen from any Australian Government official including advice that may have endangered Mr Chen's wellbeing;
- (b) the response of the Minister for Foreign Affairs (Mr Downer) and his department to Mr Chen's application for asylum and whether the Minister gave proper consideration to the request;
- (c) the response of the Minister for Immigration and Multicultural and Indigenous Affairs (Senator Vanstone) and her department to Mr Chen's application for asylum and whether the Minister gave proper consideration to the request;
- (d) the response of Australia's agencies, including security agencies, to the defection;
- (e) any contact between the Australian and Chinese Governments in relation to the defection;
- (f) the Australian Government's response to other requests from Chinese asylum seekers including Yuan Hongbing, Zhao Jing and Hao Fengjun; and
- (g) any related matters.

Senator Brown: To move on 20 June 2005—That the Senate commends Mr Mark Felt for his public service in helping to expose, through *The Washington Post*, the involvement of the Nixon White House in the criminal conspiracy of Watergate. (*general business notice of motion no. 153*)

Senator Nettle: To move on the next day of sitting—That the Senate opposes the development of nuclear power in Australia. (*general business notice of motion no. 154*)

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

- (a) notes the opposition to a nuclear waste dump in the Northern Territory by both the Australian Labor Party and the Country Liberal Party; and
- (b) calls on the Government to guarantee that a nuclear waste dump will not be placed in the Northern Territory. (*general business notice of motion no. 155*)

Senator Stott Despoja: To move on 16 June 2005—That the Senate—

- (a) notes that:
  - (i) 19 June 2005 is Daw Aung San Suu Kyi's 60th birthday and that she will once again spend her birthday under house arrest, and

- (ii) at the time of her birthday, Aung San Suu Kyi will have spent approximately 10 of the past 16 years, or a total of 2 523 days, in detention;
- (b) expresses its deep concern at recent reports that the Burmese military is forcibly displacing civilians in the Shan state by burning down entire villages and executing, torturing and raping civilians;
- (c) strongly condemns the Burmese military's recruitment of up to 70 000 child soldiers, which is more than any other nation in the world; and
- (d) calls on the Government to:
  - (i) repeat its calls for the release of Aung San Suu Kyi, her deputy U Tin Oo, and all remaining political prisoners,
  - (ii) make representations to members of the United Nations Security Council, calling on the council to pass a strong resolution addressing the need for urgent democratic reform and greater protection for human rights in Burma, and
  - (iii) make representations to members of the Association of Southeast Asian Nations, calling on them to revoke Burma's chairmanship of the association in 2006, in the absence of immediate democratic reforms and the unconditional release of Aung San Suu Kyi and other political prisoners. (*general business notice of motion no. 156*)

*Intention to withdraw:* The Chairman of the Standing Committee on Regulations and Ordinances (Senator Tchen), pursuant to standing order 78, gave notice of his intention, at the giving of notices on the next day of sitting, to withdraw notices of motion standing in his name as follows:

Business of the Senate notice of motion no. 1 for 4 sitting days after today for the disallowance of the Administrative Guidelines, made under section 238-10 of the *Higher Education Support Act 2003*.

Business of the Senate notice of motion no. 2 for 5 sitting days after today for the disallowance of the Guidelines in relation to the exercise of Compliance Powers in the Building and Construction Industry, made under section 88AGA of the *Workplace Relations Act 1996*.

Senator Tchen, by leave, made a statement relating to the notice of intention.

#### 10 EMPLOYMENT, WORKPLACE RELATIONS AND EDUCATION REFERENCES COMMITTEE—EXTENSION OF TIME TO REPORT

Senator George Campbell, by leave and at the request of the Chair of the Employment, Workplace Relations and Education References Committee (Senator Crossin), moved—That the time for the presentation of the report of the committee on unfair dismissal laws and the provisions of the Workplace Relations Amendment (Fair Dismissal Reform) Bill 2004 be extended to 21 June 2005.

Question put and passed.

#### 11 ROUTINE OF BUSINESS—VARIATION

The Minister for Justice and Customs (Senator Ellison), by leave, moved—That consideration of the business before the Senate today be interrupted at approximately 5 pm, but not so as to interrupt a senator speaking, to enable Senator Fierravanti-Wells to make her first speech without any question before the chair.

Question put and passed.

**12 LEGAL AND CONSTITUTIONAL LEGISLATION COMMITTEE—EXTENSION OF TIME TO REPORT**

Senator Ferris, by leave and at the request of the Chair of the Legal and Constitutional Legislation Committee (Senator Payne), moved—That the time for the presentation of the report of the committee on the Crimes Legislation Amendment (Telecommunications Interception and Other Measures) Bill 2005 be extended to 17 June 2005.

Question put and passed.

**13 ECONOMICS LEGISLATION COMMITTEE—LEAVE TO MEET DURING SITTING**

Senator Ferris, by leave and at the request of the Chair of the Economics Legislation Committee (Senator Brandis), moved—That the Economics Legislation Committee be authorised to hold a public meeting during the sitting of the Senate today, from 4.30 pm, to take evidence for the committee's inquiry into the provisions of the Tax Laws Amendment (Improvements to Self Assessment) Bill (No. 1) 2005 and a related bill.

Question put and passed.

**14 RURAL AND REGIONAL AFFAIRS AND TRANSPORT LEGISLATION COMMITTEE—LEAVE TO MEET DURING SITTING**

Senator Ferris, by leave and at the request of the Chair of the Rural and Regional Affairs and Transport Legislation Committee (Senator Heffernan), moved—That the Rural and Regional Affairs and Transport Legislation Committee be authorised to hold a public meeting during the sitting of the Senate on 15 June 2005, from 3 pm to 7.30 pm, to take evidence for the committee's inquiry under standing order 25(2)(b) into the administration by the Department of Agriculture, Fisheries and Forestry of the citrus canker outbreak.

Question put and passed.

**15 FOREIGN AFFAIRS, DEFENCE AND TRADE REFERENCES COMMITTEE—LEAVE TO MEET DURING SITTING**

Senator George Campbell, by leave and at the request of the Chair of the Foreign Affairs, Defence and Trade References Committee (Senator Hutchins), moved—That the Foreign Affairs, Defence and Trade References Committee be authorised to hold a public meeting during the sitting of the Senate today, from 4.30 pm, to take evidence for the committee's inquiry into Australia's relationship with China.

Question put and passed.

**16 LEAVE OF ABSENCE**

Senator Ferris, by leave, moved—That leave of absence be granted to Senator Ian Campbell for the period 20 June 2005 to the end of the 2005 winter sittings, on account of government business overseas.

Question put and passed.

Senator George Campbell, by leave, moved—That leave of absence be granted to Senator Mackay for the period 14 June to 23 June 2005, on account of ill health.

Question put and passed.

**17 POSTPONEMENTS**

The following items of business were postponed:

Business of the Senate notice of motion no. 2 standing in the name of Senator Bartlett for today, proposing the reference of a matter to the Legal and Constitutional References Committee, postponed till 15 June 2005.

General business notice of motion no. 123 standing in the name of the Leader of the Australian Democrats (Senator Allison) for today, relating to reproductive health, postponed till 15 June 2005.

General business notice of motion no. 133 standing in the name of the Leader of the Australian Democrats (Senator Allison) for today, relating to nuclear weapons technology, postponed till 15 June 2005.

**18 EDUCATION—MELBOURNE UNIVERSITY STUDENT UNION—ORDER FOR PRODUCTION OF DOCUMENTS**

Senator Carr amended general business notice of motion no. 130 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That there be laid on the table, no later than 5 pm on Wednesday, 15 June 2005, the following documents:

- (a) all correspondence between the Minister for Education, Science and Training (Dr Nelson) and all office-holders and members of the Board, Council or Executive of the former Melbourne University Student Union (MUSU) in 2002 and 2003, including all correspondence between the Minister and Mr Nathan Barker, elected in late 2002 as the incoming MUSU House and Services Officer; and
- (b) all correspondence between the Minister and others who may not have been office-holders and members of the Board, Council or Executive of the former MUSU in 2002 or 2003 but who subsequently became office-holders of MUSU.

Question put and passed.

**19 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT STANDING COMMITTEE—REFERENCE**

Senator George Campbell, at the request of Senator Bishop and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 140—That the following matters be referred to the Joint Standing Committee on Foreign Affairs, Defence and Trade for inquiry and report:

- (a) the ability of the Australian Defence Force to maintain air superiority in our region to 2020, given current planning; and
- (b) any measures required to ensure air superiority in our region to 2020.

Question put.

The Senate divided—

AYES, 36

Senators—

Allison	Collins	Hogg	Murray
Bartlett	Conroy	Hutchins	Nettle
Bishop	Cook	Kirk	O'Brien
Bolkus	Crossin	Lees	Ridgeway
Brown	Denman	Ludwig	Sherry
Buckland	Faulkner	Lundy	Stephens
Campbell, G (Teller)	Forshaw	McLucas	Stott Despoja
Carr	Greig	Moore	Webber
Cherry	Harradine	Murphy	Wong

NOES, 31

Senators—

Abetz	Eggleston	Kemp	Payne
Barnett	Ellison	Knowles	Santoro
Brandis	Ferguson	Lightfoot	Scullion
Calvert	Ferris (Teller)	Macdonald, Ian	Tchen
Campbell, Ian	Fifield	Mason	Troeth
Chapman	Harris	McGauran	Vanstone
Colbeck	Heffernan	Minchin	Watson
Coonan	Johnston	Patterson	

Question agreed to.

**20 ENVIRONMENT—TASMANIA—PROPOSED PULP MILL—ORDER FOR PRODUCTION OF DOCUMENTS**

Senator Brown, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 139—That there be laid on the table by the Minister representing the Prime Minister, no later than 3.30 pm on 22 June 2005, all correspondence from January 2002 to the present between the Prime Minister, his staff and department and Gunns Pty Ltd relating to the proposed pulp mill in Tasmania.

Question put and passed.

**21 EMPLOYMENT, WORKPLACE RELATIONS AND EDUCATION LEGISLATION COMMITTEE—ADDITIONAL INFORMATION—ADDITIONAL ESTIMATES 2004-05**

The Deputy President (Senator Hogg) tabled the following documents received on 16 May 2005:

Employment, Workplace Relations and Education Legislation Committee—Additional information received by the committee (Additional estimates 2004-05—vols 1 to 6).

**22 ENVIRONMENT, COMMUNICATIONS, INFORMATION TECHNOLOGY AND THE ARTS REFERENCES COMMITTEE—REPORT—BUDGETARY AND ENVIRONMENTAL IMPLICATIONS OF THE GOVERNMENT’S ENERGY WHITE PAPER**

The Deputy President (Senator Hogg) tabled the following report and documents received on 16 May 2005:

Environment, Communications, Information Technology and the Arts References Committee—Lurching forward, looking back: Budgetary and environmental implications of the Government’s energy white paper—Report, dated May 2005, Hansard record of proceedings [4 vols], documents presented to the committee and submissions [17].

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

**23 SCRUTINY OF BILLS—STANDING COMMITTEE—ALERT DIGEST NO. 5 OF 2005**

The Deputy President (Senator Hogg) tabled the following document received on 1 June 2005:

Scrutiny of Bills—Standing Committee—Alert Digest No. 5 of 2005, dated 1 June 2005.

**24 GOVERNMENT DOCUMENTS**

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

Estimates of proposed supplementary expenditure for 2004-05—Portfolio supplementary additional estimates statements no. 2—Department of Human Services—Corrections. [*Received 20 May 2005*]

Gene Technology Regulator—Quarterly report for the period 1 October to 31 December 2004. [*Received 10 June 2005*]

*Superannuation (Government Co-contribution for Low Income Earners) Act 2003*—Quarterly report on the Government co-contribution scheme for the period 1 January to 31 March 2005. [*Received 16 May 2005*]

**25 AUDITOR-GENERAL—AUDIT REPORTS NOS 43 AND 45 OF 2004-05—DOCUMENTS**

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

Auditor-General—Audit reports for 2004-05—

No. 43—Performance audit—Veterans’ home care: Department of Veterans’ Affairs. [*Received 17 May 2005*]

No. 45—Performance audit—Management of selected Defence system program offices: Department of Defence. [*Received 27 May 2005*]

**26 DEPARTMENTAL AND AGENCY CONTRACTS—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENT**

Pursuant to the order of the Senate of 20 June 2001, as amended, the Deputy President (Senator Hogg) tabled the following document received on 24 May 2005:

Departmental and agency contracts for 2004—Letter of advice—Attorney-General’s portfolio—Correction.

**27 HEALTH—PREGNANCY SUPPORT SERVICES—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS**

Pursuant to the order of the Senate of 12 May 2005, the Deputy President (Senator Hogg) tabled the following documents received on 24 May 2005:

Health—Pregnancy Support Services—Australian Federation of Pregnancy Support Services—Reports provided to the Department of Health and Ageing—  
Part A—Progress reports covering period from June 1999 to December 2004.  
Part B—Business and project plans 2000 to 2007.

**28 HEALTH—TOBACCO—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENT**

Pursuant to the order of the Senate of 27 June 2002, the Deputy President (Senator Hogg) tabled the following document received on 25 May 2005:

Health—Tobacco—Australian Competition and Consumer Commission—Report to the Australian Senate—Tobacco issues.

**29 EMPLOYMENT—BUILDING ON SUCCESS COMMUNITY DEVELOPMENT EMPLOYMENT PROJECT—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS**

Pursuant to the order of the Senate of 11 May 2005, the Deputy President (Senator Hogg) tabled the following documents received on 30 May and 31 May 2005:

Employment—Building on Success Community Development Employment Project—Department of Employment and Workplace Relations—Community Development Employment Projects [CDEP]—Discussion paper—Building on success—Submissions in response to discussion paper [72].

**30 FOREIGN AFFAIRS—NUCLEAR NON-PROLIFERATION TREATY REVIEW—DOCUMENT**

The Deputy President (Senator Hogg) tabled the following document:

Foreign Affairs—Nuclear Non-Proliferation Treaty Review—Letter to the President of the Senate from the High Commissioner of India (His Excellency PP Shukla) responding to the resolution of the Senate of 10 March 2005, dated 25 May 2005.

**31 DEFENCE—HELICOPTER ACCIDENT—INDONESIA—DOCUMENT**

The Deputy President (Senator Hogg) tabled the following document:

Defence—Helicopter accident—Indonesia—Letter to the President of the Senate from the Chief of the Defence Force (General PJ Cosgrove, AC, MC) responding to the resolution of the Senate of 11 May 2005, dated 24 May 2005.

**32 AUDITOR-GENERAL—AUDIT REPORTS NOS 44 AND 46 TO 50 OF 2004-05—DOCUMENTS**

The Deputy President (Senator Hogg) tabled the following documents:

Auditor-General—Audit reports for 2004-05—  
No. 44—Performance audit—Defence's management of long-term property leases.  
No. 46—Business support process audit—Management of trust monies in CAC Act entities.

No. 47—Performance audit—Australian Taxation Office tax file number integrity.

No. 48—Performance audit—Internationalisation of Australian education and training: Department of Education, Science and Training.

No. 49—Business support process audit—Administration of fringe benefits tax.

No. 50—Performance audit—Drought assistance.

**33 DEPARTMENT OF THE SENATE—SURVEY OF SENATORS’ SATISFACTION—DOCUMENT**

The Deputy President (Senator Hogg) tabled the following document:

Department of the Senate—Senators’ satisfaction with departmental services—Report prepared by Eureka Strategic Research, dated May 2005.

**34 PARLIAMENTARY PRIVILEGE—AUDITOR-GENERAL—DOCUMENT**

The Deputy President (Senator Hogg) tabled the following document:

Parliamentary privilege—Auditor-General—Letter to the President of the Senate from the Clerk of the Senate relating to the proposal of the Australian National Audit Office to claim parliamentary privilege over certain documents, dated 17 May 2005.

**35 ESTIMATES—QUESTIONS ON NOTICE SUMMARY—DOCUMENT**

The Deputy President (Senator Hogg) tabled the following document:

Estimates—Questions on notice summary—Letter to the Leader of the Government in the Senate (Senator Hill) from the President of the Senate relating to statistics on answers to estimates questions on notice, dated 26 May 2005 and statistics.

**36 ESTIMATES OF PROPOSED EXPENDITURE FOR 2005-06—PORTFOLIO BUDGET STATEMENT—DOCUMENT**

The Minister for Justice and Customs (Senator Ellison) tabled the following document:

Estimates of proposed expenditure for 2005-06—Portfolio budget statement—Immigration and Multicultural and Indigenous Affairs portfolio—Corrections.

**37 COMMUNITY AFFAIRS REFERENCES COMMITTEE—ADDITIONAL INFORMATION—CHILDREN IN INSTITUTIONAL CARE**

Senator George Campbell, at the request of the Chair of the Community Affairs References Committee (Senator Marshall), tabled the following documents:

Community Affairs References Committee—Report—Inquiry into children in institutional or out-of-home care—Further submissions [2] and additional information.

**38 COMMUNITY AFFAIRS LEGISLATION COMMITTEE—ADDITIONAL INFORMATION—ADDITIONAL ESTIMATES 2004-05**

Senator McGauran, at the request of the Chair of the Community Affairs Legislation Committee (Senator Knowles), tabled additional information received by the committee (Additional estimates 2004-05—vols 1 to 4).

**39 PUBLIC WORKS—JOINT STATUTORY COMMITTEE—2ND, 3RD, 4TH AND 5TH REPORTS FOR 2005**

Senator McGauran, on behalf of the Parliamentary Standing Committee on Public Works, tabled the following reports:

Public Works—Joint Statutory Committee—

2nd report of 2005—Proposed new housing for Defence Housing Authority at McDowell, Brisbane, Queensland, dated May 2005.

3rd report of 2005—Proposed provision of facilities for Maribyrnong Immigration Detention Centre additional accommodation and related works, Maribyrnong, Victoria, dated March 2005.

4th report of 2005—Proposed development of on-base housing for Defence at Puckapunyal, Victoria, dated June 2005.

5th report of 2005—Proposed Defence Science and Technology Organisation ordnance breakdown facility, Port Wakefield, South Australia, dated March 2005.

Senator McGauran, by leave, moved—That the Senate take note of the reports.

Debate ensued.

Question put and passed.

**40 ASIO, ASIS AND DSD—JOINT STATUTORY COMMITTEE—REPORTS—ANNUAL REPORT OF COMMITTEE ACTIVITIES 2004-05 AND REVIEW OF LISTING OF TANZIN QA'IDAT AL-JIHAD FI BILAD AL-RAFIDAYN**

Senator McGauran, on behalf of the Parliamentary Joint Committee on ASIO, ASIS and DSD, tabled the following reports:

ASIO, ASIS and DSD—Joint Statutory Committee—Reports, dated May 2005—

Annual report of committee activities 2004-05.

Review of listing of Tanzin Qa'idat al-jihad fi Bilad al-Rafidayn (the al-Zarqawi network) as a terrorist organisation.

Senator McGauran, by leave, moved—That the Senate take note of the reports.

Question put and passed.

**41 DOCUMENTS**

The following documents were tabled by the Clerk:

*[Legislative instruments are identified by a Federal Register of Legislative Instruments (FRLI) number]*

Air Services Act—Air Services Regulations—Instruments Nos—

AERU-05-11—Flight Information Regions [F2005L01155]\*.

AERU-05-12—Class A Airspace [F2005L01154]\*.

AERU-05-13—Class C Airspace [F2005L01156]\*.

AERU-05-14—Class C Control Zones [F2005L01163]\*.

AERU-05-15—Class D Airspace [F2005L01164]\*.

AERU-05-16—Class D Control Zones [F2005L01165]\*.

AERU-05-17—Class E Airspace [F2005L01166]\*.

AERU-05-18—Class G Airspace [F2005L01168]\*.

AERU-05-19—General Aviation Aerodrome Procedures (GAAP) Control Zones [F2005L01169]\*.

AERU-05-22—Controlled Aerodromes [F2005L01170]\*.

Airports Act—Select Legislative Instrument 2005 No. 101—Airports (Control of On-Airport Activities) Amendment Regulations 2005 (No. 1) [F2005L01220]\*.

Australian Capital Territory (Planning and Land Management) Act—National Capital Plan—Amendment 39: Deakin/Forrest Residential Area [F2005L01290]\*.

Australian Prudential Regulation Authority Act—

Instrument fixing charges to be paid to APRA No. 1 of 2005—Provision of statistical information to RBA and ABS in 2004-05 [F2005L01128]\*.

Non-Confidentiality Determination No. 5 of 2005—Information provided by locally-incorporated banks and foreign ADIs under Reporting Standard ARS 320.0 (2003) [F2005L01185]\*.

Australian Research Council Act—Determination No. 26—Approval of expenditure on research programs under section 51—Special Research Initiatives, dated 15 April 2005; and Linkage International: Anglo-Australian Observatory Fellowship, dated 7 May 2005.

Broadcasting Services Act—Variations to Licence Area Plans for—

Brisbane Analog Television – No. 1 of 2005 [F2005L01184]\*.

Remote Central and Eastern Australia (Radio) – No. 1 of 2005 [F2005L01183]\*.

Charter of the United Nations Act—

Select Legislative Instruments 2005 Nos—

97—Charter of the United Nations (Sanctions – Cote d'Ivoire) Regulations 2005 [F2005L01236]\*.

98—Charter of the United Nations (Sanctions – Democratic Republic of the Congo) Regulations 2005 [F2005L01233]\*.

99—Charter of the United Nations (Sanctions – Sudan) Regulations 2005 [F2005L01235]\*.

Christmas Island Act—*Lotteries Commission Act 1990* (WA) (CI)—

Determination of player loss, dated 4 May 2005 [F2005L01232]\*.

Lotteries Commission Amendment Ordinance 2005 (No. 1) [F2005L01222]\*.

Lotteries Commission (Designated Authorities) Amendment Regulations 2005 (No. 1) [F2005L01224]\*.

Civil Aviation Act—

Civil Aviation Regulations—

Civil Aviation Amendment Order (No. 5) 2005—Aircraft endorsements – Helicopters [F2005L01139]\*.

Civil Aviation Amendment Order (No. 6) 2005—Aircraft endorsements – Aeroplanes [F2005L01140]\*.

Instruments Nos—

CASA 167/05—Direction – Use of mobile telephones and hand held personal data assistants during refuelling [F2005L01198]\*.

CASA 193/05—Direction – Carriage of cabin attendant in hot air balloon [F2005L01386]\*.

CASA 194/05—Direction – Carriage of cabin attendant in hot air balloon [F2005L01387]\*.

CASA 198/05—Approval – Use of Class A airspace by gliders [F2005L01427]\*.

CASA 204/05—Direction – Carriage of cabin attendants in hot air balloons [F2005L01281]\*.

CASA 205/05—Direction – Carriage of cabin attendants in hot air balloons [F2005L01282]\*.

CASA 214/05—Direction – Carriage of cabin attendants in hot air balloons [F2005L01406]\*.

CASA VTA 147/05—Approval – Operations without an approved cockpit voice recorder [F2005L01394]\*.

Civil Aviation Safety Regulations—Airworthiness Directives—Part—  
105—

AD/750XL/4—Fuselage Frame at Station 384.62 [F2005L01331]\*.

AD/750XL/5—Outer Wing Attachments [F2005L01332]\*.

AD/A320/176—Centre Fuel Tank Bonding [F2005L01333]\*.

AD/A320/177—Left and Right Wing Fuel Tank Bonding [F2005L01334]\*.

AD/A320/178—Trimmable Horizontal Stabilizer Actuator [F2005L01335]\*.

AD/A330/13 Amdt 3—Life Limits/Monitored Parts [F2005L01336]\*.

AD/A330/30 Amdt 3—Argo-Tech/Intertechnique Vent Float Valves [F2005L01337]\*.

AD/A330/45 Amdt 1—Wing Rib 6 [F2005L01338]\*.

AD/AMD 50/33—Central Engine Mast Rivets [F2005L01340]\*.

AD/AS 355/87—Untimely Firing of Squibs [F2005L01380]\*.

AD/B717/1 Amdt 2—Horizontal Stabiliser Jackscrew [F2005L01342]\*.

AD/B717/4 Amdt 2—Rudder Trim Control [F2005L01343]\*.

AD/B717/5 Amdt 1—Spoiler Hold-Down Actuator Supports [F2005L01344]\*.

AD/B717/9 Amdt 1—Wing Rear Spar [F2005L01345]\*.

AD/B717/13 Amdt 1—Horizontal Stabilizer Outer Skin Panels [F2005L01346]\*.

AD/B727/149—Elevator Rear Spar – 2 [F2005L01347]\*.

AD/B737/238 Amdt 1—Digital Transient Suppression Units [F2005L01349]\*.

AD/B737/244—Engine Strut Seal [F2005L01350]\*.

AD/B747/281 Amdt 1—Upper Deck Floor Beam Upper Chord and Web [F2005L01351]\*.

AD/B747/323 Amdt 1—Nose Wheel Well Top and Side Panel Webs and Stiffeners [F2005L01378]\*.

AD/B767/146 Amdt 1—Horizontal Stabiliser Pivot Bulkhead [F2005L01354]\*.

AD/BAe 146/35 Amdt 2—MLG Door Hinge Bracket [F2005L01355]\*.

AD/BELL 206/154 Amdt 1—Freewheel Aft Bearing Cap [F2005L01356]\*.

AD/BELL 407/28 Amdt 1—Freewheel Aft Bearing Cap [F2005L01357]\*.

AD/CESSNA 208/17—Flight into Icing Conditions [F2005L01358]\*.

AD/CESSNA 208/18—Emergency Power Lever Shear Wire [F2005L01360]\*.

AD/CESSNA 750/2—Chafing of APU Fuel Tube Assembly [F2005L01211]\*.

- AD/DAUPHIN/68 Amdt 1—Main Gearbox Base Plate [F2005L01363]\*.
- AD/DAUPHIN/79—Life Raft Installation [F2005L01267]\*.
- AD/DHC-8/101—Fire Bottle Electrical Connectors [F2005L01364]\*.
- AD/EC 120/14—Tail Rotor Driveshaft – Rear Driveshaft Friction Ring [F2005L01146]\*.
- AD/ECUREUIL/111—Untimely Firing of Squibs [F2005L01381]\*.
- AD/EMB-120/29 Amdt 3—Elevator Trim System [F2005L01365]\*.
- AD/F27/158—Main Landing Gear Drag Stay Units [F2005L01416]\*.
- AD/F28/89—APU Enclosure Drains and Wiring [F2005L01370]\*.
- AD/F100/65—Fuselage ELT System Antenna [F2005L01366]\*.
- AD/F100/66—Wing Rear Spar Lower Girder [F2005L01367]\*.
- AD/F100/68—Passenger Service Unit, Speaker, Oxygen and Blind Panels Attachments [F2005L01369]\*.
- AD/F406/12—Rudder Pulley Bracket [F2005L01371]\*.
- AD/F406/14—Rudder Hinge Brackets and Bearings [F2005L01299]\*.
- AD/HS 125/175—Emergency Radio Wiring [F2005L01188]\*.
- AD/HU 269/111—Lateral Control Trim Actuator Assembly [F2005L01315]\*.
- AD/JETSTREAM/96 Amdt 1—Landing Gear Rod Spherical Bearing [F2005L01302]\*.
- AD/JETSTREAM/100—Landing Gear Radius Rod Cylinder Cracking [F2005L01301]\*.
- AD/S-PUMA/59—Ice and Rain Protection – Electrical Multi-Purpose Air Intakes [F2005L01322]\*.
- AD/SWSA226/86 Amdt 2—Wing Spar Centre Web Cutout [F2005L01323]\*.
- 106—
- AD/ARRIUS/8—Free Turbine Overspeed Protection System [F2005L01148]\*.
- AD/ASTAZOU/5—Return to Service for Civil Use [F2005L01341]\*.
- AD/CFM56/7 Amdt 4—Fan Disk Inspection [F2005L01362]\*.
- AD/JT8D/12 Amdt 2—High Pressure Compressor Disc Tie Rod Hole [F2005L01303]\*.
- AD/JT8D/18 Amdt 2—Second Stage Turbine Disc [F2005L01304]\*.
- AD/JT8D/21 Amdt 1—High Pressure Compressor Spacers [F2005L01305]\*.
- AD/JT8D/22 Amdt 5—Combustion Chamber Outer Case [F2005L01306]\*.
- AD/JT8D/31 Amdt 1—No. 7 Fuel Nozzle and Support Assembly [F2005L01311]\*.
- AD/JT8D/34 Amdt 1—4th Stage LPT Hub Inspection [F2005L01313]\*.
- AD/JT8D/38 Amdt 1—Critical Life-limited Rotating Engine Components [F2005L01314]\*.
- AD/RB211/32 Amdt 2—Stage 5 Compressor Disc – Inspection [F2005L01320]\*.
- AD/TURMO/6—Return to Service for Civil Use [F2005L01324]\*.
- 107—
- AD/PHOF/2 Amdt 3—Propeller Hub [F2005L01318]\*.

## Classification (Publications, Films and Computer Games) Act—

Classification (Markings for Films and Computer Games) Determination 2005 [F2005L01276]\*.

Guidelines for the Classification of Films and Computer Games [F2005L01286]\*.

Guidelines for the Classification of Publications [F2005L01285]\*.

National Classification Code [F2005L01284]\*.

## Corporations Act—

Accounting Standard AASB 2005-1—Amendments to Australian Accounting Standard [F2005L01283]\*.

## ASIC Class Orders—

[CO 05/308] [F2005L01187]\*.

[CO 05/508] [F2005L01206]\*.

Variation of Financial Stability Standard for Securities Settlement Facilities FSS 2005.1 [F2005L01377]\*.

## Crimes Act—Select Legislative Instrument 2005 No. 81—Crimes Amendment Regulations 2005 (No. 1) [F2005L01124]\*.

## Criminal Code Act—Select Legislative Instruments 2005 Nos—

36—Criminal Code Amendment Regulations 2005 (No. 2) [F2005L00699]\*

57—Criminal Code Amendment Regulations 2005 (No. 3) [F2005L00703]\*.

58—Criminal Code Amendment Regulations 2005 (No. 4) [F2005L00702]\*.

59—Criminal Code Amendment Regulations 2005 (No. 5) [F2005L00707]\*

60—Criminal Code Amendment Regulations 2005 (No. 6) [F2005L00701]\*.

61—Criminal Code Amendment Regulations 2005 (No. 7) [F2005L00706]\*.

62—Criminal Code Amendment Regulations 2005 (No. 8) [F2005L00850]\*.

85—Criminal Code Amendment Regulations 2005 (No. 9) [F2005L01201]\*.

86—Criminal Code Amendment Regulations 2005 (No. 10) [F2005L01202]\*.

87—Criminal Code Amendment Regulations 2005 (No. 11) [F2005L01203]\*.

88—Criminal Code Amendment Regulations 2005 (No. 12) [F2005L01204]\*.

## Customs Act—

## Select Legislative Instruments 2005 Nos—

77—Customs Amendment Regulations 2005 (No. 2) [F2005L01006]\*.

80—Customs Amendment Regulations 2005 (No. 3) [F2005L01086]\*.

95—Customs (Prohibited Exports) Amendment Regulations 2005 (No. 2) [F2005L01003]\*.

## Tariff Concession Orders—

0403927 [F2005L01312]\*.

0413698 [F2005L01251]\*.

0501207 [F2005L01262]\*.

0501211 [F2005L01422]\*.

0502565 [F2005L01177]\*.

0502567 [F2005L01252]\*.

0502568 [F2005L01253]\*.

0502713 [F2005L01325]\*.

0502855 [F2005L01254]\*.

0502885 [F2005L01255]\*.

0502990 [F2005L01256]\*.

0502991 [F2005L01257]\*.

0503015 [F2005L01258]\*.  
 0503065 [F2005L01259]\*.  
 0503077 [F2005L01260]\*.  
 0503095 [F2005L01261]\*.  
 0503390 [F2005L01421]\*.  
 0503523 [F2005L01327]\*.  
 0503563 [F2005L01328]\*.  
 0503596 [F2005L01423]\*.  
 0503635 [F2005L01424]\*.  
 0503662 [F2005L01425]\*.

Tariff Concession Revocation Instruments—  
 7/2005 [F2005L01189]\*.  
 8/2005 [F2005L01249]\*.  
 9/2005 [F2005L01250]\*.

Defence Act—

Determination of Prohibited Substances, dated 23 May 2005 [F2005L01272]\*.  
 Determinations under section 58B—Defence Determinations—  
 2005/12—Overseas conditions of service – amendment.  
 2005/13—Education costs for child.  
 2005/14—Conditions of service – repeal, savings and transitional.  
 2005/15—General.  
 2005/16—Navy engineer officer retention allowance.

Diplomatic Privileges and Immunities Act—Diplomatic Privileges and Immunities Regulations—Certificates under regulation 5A, dated 10 May 2005 [2].

Environment Protection and Biodiversity Conservation Act—

Adoption of State Plans as Recovery Plans [F2005L01289]\*.  
 Amendments of lists of—  
 Exempt native specimens, dated 23 May 2005 [F2005L01248]\*.  
 Threatened ecological communities, dated 29 April 2005 [F2005L01134]\*.  
 Threatened species, dated—  
 13 May 2005 [F2005L01385]\*.  
 19 May 2005 [F2005L01388]\*.  
 24 May 2005 [F2005L01389]\*.

Great Australian Bight Marine Park (Commonwealth Waters) Management Plan 2005-2012 [F2005L01162]\*.

National Recovery Plans for—

Abbott's Booby (*Papasula abbotti*) [F2005L01295]\*.  
*Tectaria devexa* [F2005L01296]\*.

Export Control Act—Export Control (Orders) Regulations—Livestock Export (Merino) Orders (Amendment) No. 1 of 2005 [F2005L01402]\*.

Family Law Act—

Family Law (Superannuation) Regulations—

Family Law (Superannuation) (Methods and Factors for Valuing Particular Superannuation Interests) Amendment Approval 2005 (No. 4) [F2005L01178]\*.

Family Law (Superannuation) (Provision of Information – Commonwealth Superannuation Scheme) Amendment Determination 2005 (No. 1) [F2005L01179]\*.

Family Law (Superannuation) (Provision of Information – Defence Force Schemes) Amendment Determination 2005 (No. 1) [F2005L01181]\*.

Family Law (Superannuation) (Provision of Information – Military Superannuation and Benefits Scheme) Amendment Determination 2005 (No. 1) [F2005L01182]\*.

Family Law (Superannuation) (Provision of Information – Public Sector Superannuation Scheme) Amendment Determination 2005 (No. 1) [F2005L01180]\*.

Select Legislative Instrument 2005 No. 89—Family Law (Superannuation) Amendment Regulations 2005 (No. 2) [F2005L01197]\*.

Federal Court of Australia Act—Select Legislative Instrument 2005 No. 84—Federal Court (Corporations) Amendment Rules 2005 (No. 1) [F2005L01219]\*.

Financial Management and Accountability Act—

Financial Management and Accountability Determinations—

2005/07 – Military Death Claim Compensation Special Account Establishment 2005 [F2005L01247]\*.

2005/08 – Energy Special Account Establishment 2005 [F2005L01474]\*.

2005/09 – Defence Materiel Special Account Establishment 2005 [F2005L01437]\*.

2005/10 – Other Trust Moneys – Defence Materiel Organisation Special Account Establishment 2005 [F2005L01438]\*.

2005/11 – Other Trust Moneys – Commonwealth Grants Commission Special Account Establishment 2005 [F2005L01439]\*.

2005/12 – Other Trust Moneys – Department of Human Services Special Account Establishment 2005 [F2005L01443]\*.

2005/13 – Other Trust Moneys – National Water Commission Special Account Establishment 2005 [F2005L01447]\*.

2005/14 – Human Pituitary Hormones Special Account Variation and Abolition 2005 [F2005L01465]\*.

2005/15 – Human Pituitary Hormones Special Account Establishment 2005 [F2005L01466]\*.

Net Appropriation Agreements for—

AusAID (Administered) [F2005L01158]\*.

AusAID (Departmental) [F2005L01157]\*.

Australian Radiation Protection and Nuclear Safety Agency [F2005L01193]\*.

National Blood Authority [F2005L01161]\*.

National Water Commission [F2005L01245]\*.

Office of the Renewable Energy Regulator [F2005L01353]\*.

Fisheries Administration Act—Select Legislative Instrument 2005 No. 79—Fisheries (Administration) Amendment Regulations 2005 (No. 1) [F2005L01104]\*.

Fisheries Management Act—Select Legislative Instrument 2005 No. 91—Fisheries Management (Heard Island and McDonald Islands Fishery) Amendment Regulations 2005 (No. 1) [F2005L01149]\*.

Food Standards Australia New Zealand Act—Australia New Zealand Food Standards Code – Amendment No. 78 – 2005 [F2005L01246]\*.

Goods and Services Tax Ruling—Addendum—GSTR 2000/16.

## Health Insurance Act—

- Declaration of quality assurance activity—QAA No. 1/2005 [F2005L01173]\*.
- Health Insurance (Eligible Collection Centres) Approval Principles 2005 [F2005L01412]\*.
- Select Legislative Instrument 2005 No. 100—Health Insurance (Pathology Services) Amendment Regulations 2005 (No. 1) [F2005L01221]\*.

## Higher Education Funding Act—

- Determination No. T66-2004—Grants for Expenditure for Operating Purposes (Marginal Funding Estimates (Over Enrolments)) [F2005L01207]\*.
- Factor to index an accumulated HEC debt [F2005L01176]\*.

## Higher Education Support Act—

- Administration Guidelines, dated 15 April 2005 [F2005L01196]\*.
- Funding agreements, dated—
  - 11 April 2004—Christian Heritage College Limited.
  - 6 December 2004—Tabor College Incorporated (SA).
  - 25 May 2005—Queensland University of Technology.
- Higher Education Provider Approval (No. 6 of 2005)—International College of Hotel Management Incorporated [F2005L01138]\*.
- Tax File Number Guidelines for Higher Education Providers and Open Universities Australia [F2005L01383]\*.

*Income Tax Assessment Act 1997*—Select Legislative Instrument 2005 No. 102—Income Tax Assessment Amendment Regulations 2005 (No. 3) [F2005L01200]\*.

*Lands Acquisition Act*—Statements describing property acquired by agreement for specified public purposes under sections—

- 40.
- 125.

## Migration Act—

- Migration Agents Regulations—MARA Notice MN20-05 of 2005—
  - Migration Agents (Continuing Professional Development – Attendance at a Seminar, Workshop, Conference or Lecture) [F2005L01145]\*.
  - Migration Agents (Continuing Professional Development – Preparation of Material for Presentation) [F2005L01143]\*.
  - Migration Agents (Continuing Professional Development – Private Study of Audio, Video or Written Material) [F2005L01144]\*.

## Migration Regulations—

- Determinations of maximum numbers of—
  - Aged Parent (Residence) (Class BP) Visas that may be granted in the 2004/2005 financial year [F2005L01287]\*.
  - Parent (Migrant) (Class AX) Visas that may be granted in the 2004/2005 financial year [F2005L01288]\*.

## Specifications of—

- Organisations for the purposes of paragraph 459.214(c) [F2005L01223]\*.
- Passports for the purposes of paragraph 417.211(3)(a) [F2005L01122]\*.
- Select Legislative Instrument 2005 No. 76—Migration Amendment Regulations 2005 (No. 2) [F2005L00858]\*.

*Motor Vehicle Standards Act*—Select Legislative Instrument 2005 No. 78—Motor Vehicle Standards Amendment Regulations 2005 (No. 1) [F2005L01125]\*.

National Health Act—

Arrangements Nos—

PB 12 of 2005—Highly Specialised Drugs Program [F2005L01265]\*.

PB 13 of 2005—Chemotherapy Pharmaceuticals Access Program [F2005L01274]\*.

Declaration No. PB 10 of 2005 [F2005L01263]\*.

Determinations Nos—

HIB 10/2005 [F2005L01153]\*.

PB 11 of 2005 [F2005L01264]\*.

Navigation Act—Marine Orders No. 3 of 2005—Cargo and Cargo Handling – Grain [F2005L01209]\*.

Ozone Protection and Synthetic Greenhouse Gas Management Act—Select Legislative Instrument 2005 No. 90—Ozone Protection and Synthetic Greenhouse Gas Management Amendment Regulations 2005 (No. 2) [F2005L01205]\*.

Primary Industries (Customs) Charges Act—Select Legislative Instrument 2005 No. 92—Primary Industries (Customs) Charges Amendment Regulations 2005 (No. 1) [F2005L01226]\*.

Primary Industries (Excise) Levies Act—Select Legislative Instrument 2005 No. 93—Primary Industries (Excise) Levies Amendment Regulations 2005 (No. 2) [F2005L01218]\*.

Primary Industries Levies and Charges Collection Act—Select Legislative Instrument 2005 No. 94—Primary Industries Levies and Charges Collection Amendment Regulations 2005 (No. 1) [F2005L01227]\*.

Product Rulings—

Addenda—PR 2004/28 and PR 2004/33.

PR 2005/74-PR 2005/89.

Quarantine Act—Quarantine Amendment Proclamation 2005 (No. 2) [F2005L01228]\*.

Radiocommunications Act—

Radiocommunications (406 MHz Satellite Distress Beacons) Standard 2005 [F2005L01403]\*.

Radiocommunications (Analogue Speech (Angle Modulated) Equipment) Standard 2005 [F2005L01401]\*.

Radiocommunications Devices (Compliance Labelling) Amendment Notice 2005 (No. 1) [F2005L01404]\*.

Radiocommunications (Spectrum Designation) Notice No. 1 of 2005 [F2005L01373]\*.

Remuneration Tribunal Act—Determinations—

2005/05: Remuneration and Allowances for Holders of Part-time Public Office [F2005L01141]\*.

2005/06: Remuneration and Allowances for Holders of Full-time Public Office [F2005L01142]\*.

2005/07: Principal Executive Office (PEO) Classification Structure and Terms and Conditions [F2005L01130]\*.

2005/08: Members of Parliament – Travelling Allowance [F2005L01131]\*.

2005/09: Members of Parliament – Entitlements [F2005L01132]\*.

2005/10: Remuneration and Allowances for Holders of Public Office [F2005L01137]\*.

Social Security Act—

Social Security (Class of Visas — Newly Arrived Resident’s Waiting Period for Special Benefit) Determination 2005 (No. 2) [F2005L01171]\*.

Social Security (Means Test Treatment of Private Trusts – Excluded Trusts) Declaration 2005 [Department of Education, Science and Training] [F2005L01195]\*.

Social Security (Means Test Treatment of Private Trusts – Excluded Trusts) Declaration 2005 [Department of Employment and Workplace Relations] [F2005L01191]\*.

Social Security (Means Test Treatment of Private Trusts – Excluded Trusts) Declaration 2005 [Department of Family and Community Services] [F2005L01190]\*.

Student Assistance Act—Factor to index Financial Supplement debts and accumulated Financial Supplement debts [F2005L01174]\*.

Superannuation (Financial Assistance Funding) Levy Act and Financial Institutions Supervisory Levies Collection Act—Select Legislative Instrument 2005 No. 82—Superannuation (Financial Assistance Funding) Levy and Collection Regulations 2005 [F2005L01103]\*.

Superannuation Guarantee Ruling—Notice of Withdrawal—SGR 93/2.

Superannuation Industry (Supervision) Act—Request from Minister to APRA under section 230A, dated 27 October 2003.

Sydney Airport Curfew Act—Curfew Dispensation Report—Dispensation No. 3/05 [5 dispensations].

Taxation Administration Act—

Notices of Variation—Variation of amounts to be withheld from certain payments made by—

External administrators, dated 13 May 2005 [F2005L01215]\*.

Trustees of bankrupt estates, dated 13 May 2005 [F2005L01216]\*.

Select Legislative Instrument 2005 No. 103—Taxation Administration Amendment Regulations 2005 (No. 1) [F2005L01199]\*.

Taxation Administration Act Withholding Schedules 2005 (2004 Budget Changes) [F2005L01270]\*.

Taxation Administration Act Withholding Schedules 2005 (2005 Budget Changes) [F2005L01271]\*.

Taxation Determinations—

Addendum—TD 94/25.

Notices of Withdrawal—

TD 92/199.

TD 93/229.

TD 94/98.

TD 96/34.

TD 2005/14-TD 2005/20.

Taxation Rulings—

Notices of Withdrawal—

TR 96/25.

TR 1999/3 and TR 1999/D21.

TR 2005/6-TR 2005/8.

Telecommunications Act—

Telecommunications Labelling (Customer Equipment and Customer Cabling) Amendment Notice 2005 (No. 1) [F2005L01292]\*.

Telecommunications Technical Standard (Customer Access Equipment for Connection to a Telecommunications Network – AS/ACIF S003:2005) 2005 [F2005L01231]\*.

Telecommunications Technical Standard (Requirements for Customer Equipment for Connection to a metallic local loop interface of a Telecommunications Network – Part 2: Broadband – AS/ACIF S043.2:2005) 2005 [F2005L01229]\*.

Telecommunications (Carrier Licence Charges) Act—

Telecommunications (Costs Attributable to Telecommunications Functions and Powers) Determination 2005 [F2005L01398]\*.

Telecommunications (Recovery of ITU Budget Contribution) Determination 2005 [F2005L01400]\*.

Therapeutic Goods Act—Order—Definition of British Pharmacopoeia, dated 19 May 2005 [F2005L01237]\*.

Trade Practices Act—Select Legislative Instrument 2005 No. 83—Trade Practices (Consumer Product Safety Standard) (Baby Bath Aids) Regulations 2005 [F2005L01129]\*.

Water Efficiency Labelling and Standards Act—Select Legislative Instrument 2005 No. 96—Water Efficiency Labelling and Standards Regulations 2005 [F2005L01243]\*.

Workplace Relations Act—Revocation of Directions and Directions to Inspectors, dated 16 May 2005 [F2005L01213]\*.

*Governor-General's Proclamations—Commencement of Provisions of Acts*

*Administrative Appeals Tribunal Amendment Act 2005*—Items 1 to 110, 112 to 180 and 182 to 236 of Schedule 1—16 May 2005 [F2005L01029]\*.

*Customs Legislation Amendment and Repeal (International Trade Modernisation) Act 2001*—Item 43 of Schedule 3—18 May 2005 [F2005L01087]\*.

*Trade Practices Amendment (Australian Energy Market) Act 2004*—Schedules 1 and 2—23 May 2005 [F2005L01121]\*.

\* Explanatory statement tabled with legislative instrument.

**42 DEPARTMENTAL AND AGENCY CONTRACTS—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENT**

The following document was tabled pursuant to the order of the Senate of 20 June 2001, as amended:

Departmental and agency contracts for 2004—Letter of advice—Immigration and Multicultural and Indigenous Affairs portfolio agencies.

43 **COMMITTEES—CHANGES IN MEMBERSHIP**

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

The Special Minister of State (Senator Abetz), by leave, moved—That senators be discharged from and appointed to committees as follows:

**Finance and Public Administration References Committee—**

Appointed—Substitute members: Senators Fierravanti-Wells and Bartlett to replace Senators Heffernan and Ridgeway, respectively, for the committee's inquiry into the Gallipoli Peninsula

**Legal and Constitutional Legislation Committee—**

Appointed—Participating member: Senator Ludwig.

Question put and passed.

44 **ASBESTOS-RELATED CLAIMS (MANAGEMENT OF COMMONWEALTH LIABILITIES) (CONSEQUENTIAL AND TRANSITIONAL PROVISIONS) BILL 2005**

**ASBESTOS-RELATED CLAIMS (MANAGEMENT OF COMMONWEALTH LIABILITIES) BILL 2005**

**IMPORT PROCESSING CHARGES AMENDMENT BILL 2005**

**CUSTOMS LEGISLATION AMENDMENT (IMPORT PROCESSING CHARGES) BILL 2005**

**SUPERANNUATION BILL 2005**

**SUPERANNUATION (CONSEQUENTIAL AMENDMENTS) BILL 2005**

**SUPERANNUATION LAWS AMENDMENT (ABOLITION OF SURCHARGE) BILL 2005**

**TAX LAWS AMENDMENT (MEDICARE LEVY AND MEDICARE LEVY SURCHARGE) BILL 2005**

**AGED CARE AMENDMENT (EXTRA SERVICE) BILL 2005**

**CIVIL AVIATION AMENDMENT BILL 2005**

**CRIMES AMENDMENT BILL 2005**

**HEALTH LEGISLATION AMENDMENT (AUSTRALIAN COMMUNITY PHARMACY AUTHORITY) BILL 2005**

**HIGHER EDUCATION LEGISLATION AMENDMENT (2005 MEASURES NO. 2) BILL 2005**

**INDIGENOUS EDUCATION (TARGETED ASSISTANCE) AMENDMENT BILL 2005**

**MARITIME TRANSPORT SECURITY AMENDMENT BILL 2005**

**PAYMENT SYSTEMS (REGULATION) AMENDMENT BILL 2005**

**PRIMARY INDUSTRIES (EXCISE) LEVIES AMENDMENT (RICE) BILL 2005**

**SEX DISCRIMINATION AMENDMENT (TEACHING PROFESSION) BILL 2004**

**SUPERANNUATION LEGISLATION AMENDMENT (CHOICE OF SUPERANNUATION FUNDS) BILL 2005**

**TAX LAWS AMENDMENT (2005 MEASURES NO. 3) BILL 2005**

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

Message no. 140, dated 1 June 2005—A Bill for an Act to provide for consequential and transitional matters relating to the enactment of the *Asbestos-related Claims (Management of Commonwealth Liabilities) Act 2005* and the repeal of certain stevedoring legislation, and for related purposes.

Message no. 141, dated 1 June 2005—A Bill for an Act to assign responsibility for the management of certain liabilities relating to asbestos-related claims, and for related purposes.

Message no. 142, dated 1 June 2005—A Bill for an Act to amend the *Import Processing Charges Act 2001*, and for related purposes.

Message no. 143, dated 1 June 2005—A Bill for an Act to amend the *Customs Act 1901*, and for related purposes.

Message no. 134, dated 31 May 2005—A Bill for an Act about the Public Sector Superannuation Accumulation Plan (PSSAP), and for related purposes.

Message no. 135, dated 31 May 2005—A Bill for an Act to deal with consequential matters arising from the enactment of the *Superannuation Act 2005*, and for other purposes.

Message no. 138, dated 31 May 2005—A Bill for an Act to abolish superannuation contributions surcharge and termination payments surcharge, and for related purposes.

Message no. 137, dated 31 May 2005—A Bill for an Act to amend the law relating to taxation, and for related purposes.

Message no. 145, dated 1 June 2005—A Bill for an Act to amend the *Aged Care Act 1997*, and for related purposes.

Message no. 129, dated 12 May 2005—A Bill for an Act to amend the *Civil Aviation Act 1988*, and for related purposes.

Message no. 144, dated 1 June 2005—A Bill for an Act to amend the *Crimes Act 1914*, and for related purposes.

Message no. 131, dated 25 May 2005—A Bill for an Act to amend legislation relating to health, and for related purposes.

Message no. 127, dated 12 May 2005—A Bill for an Act to amend legislation relating to higher education, and for other purposes.

Message no. 147, dated 2 June 2005—A Bill for an Act to amend the *Indigenous Education (Targeted Assistance) Act 2000*, and for related purposes.

Message no. 146, dated 2 June 2005—A Bill for an Act to amend the law relating to the security of maritime transport and offshore facilities, and for related purposes.

Message no. 126, dated 12 May 2005—A Bill for an Act to amend the *Payment Systems (Regulation) Act 1998*, and for related purposes.

Message no. 130, dated 25 May 2005—A Bill for an Act to amend the *Primary Industries (Excise) Levies Act 1999*, and for related purposes.

Message no. 128, dated 12 May 2005—A Bill for an Act to amend the *Sex Discrimination Act 1984*, and for related purposes.

Message no. 139, dated 1 June 2005—A Bill for an Act to amend the law relating to superannuation, and for related purposes.

Message no. 136, dated 31 May 2005—A Bill for an Act to amend the law relating to taxation, and for related purposes.

The Special Minister of State (Senator Abetz) 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 Abetz moved—That these bills be now read a second time.

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*Explanatory memorandum:* Senator Abetz tabled a correction to the explanatory memorandum relating to the Asbestos-related Claims (Management of Commonwealth Liabilities) Bill 2005.

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On the motion of Senator Abetz the debate on the Superannuation Laws Amendment (Abolition of Surcharge) Bill 2005 and the Tax Laws Amendment (Medicare Levy and Medicare Levy Surcharge) Bill 2005 was adjourned and the resumption of the debate made an order of the day for a later hour.

On the motion of Senator Abetz the debate on the remaining bills was adjourned till the next day of sitting.

*Consideration of legislation:* Senator Abetz moved—That the bills be listed on the *Notice Paper* as 17 orders of the day, as follows:

- (a) Asbestos-related Claims (Management of Commonwealth Liabilities) (Consequential and Transitional Provisions) Bill 2005 and Asbestos-related Claims (Management of Commonwealth Liabilities) Bill 2005;
- (b) Import Processing Charges Amendment Bill 2005 and Customs Legislation Amendment (Import Processing Charges) Bill 2005;
- (c) Superannuation Bill 2005 and Superannuation (Consequential Amendments) Bill 2005;
- (d) Superannuation Laws Amendment (Abolition of Surcharge) Bill 2005;
- (e) Tax Laws Amendment (Medicare Levy and Medicare Levy Surcharge) Bill 2005;
- (f) Aged Care Amendment (Extra Service) Bill 2005;
- (g) Civil Aviation Amendment Bill 2005;
- (h) Crimes Amendment Bill 2005;
- (i) Health Legislation Amendment (Australian Community Pharmacy Authority) Bill 2005;
- (j) Higher Education Legislation Amendment (2005 Measures No. 2) Bill 2005;
- (k) Indigenous Education (Targeted Assistance) Amendment Bill 2005;
- (l) Maritime Transport Security Amendment Bill 2005;
- (m) Payment Systems (Regulation) Amendment Bill 2005;
- (n) Primary Industries (Excise) Levies Amendment (Rice) Bill 2005;
- (o) Sex Discrimination Amendment (Teaching Profession) Bill 2004;
- (p) Superannuation Legislation Amendment (Choice of Superannuation Funds) Bill 2005; and
- (q) Tax Laws Amendment (2005 Measures No. 3) Bill 2005.

Question put and passed.

#### 45 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT STANDING COMMITTEE— CHANGE IN MEMBERSHIP

A message from the House of Representatives was reported informing the Senate of a change in the membership of the Joint Standing Committee on Foreign Affairs, Defence and Trade, as follows:

Message no. 133, dated 26 May 2005—Mr CP Thompson in place of Mr Baldwin.

**46 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:

18 March 2005—Message No. 6—*Bankruptcy and Family Law Legislation Amendment Act 2005* (Act No. 20, 2005).

21 March 2005—Message—

No. 7—

*New International Tax Arrangements (Managed Funds and Other Measures) Act 2005* (Act No. 21, 2005)

*Aged Care Amendment (Transition Care and Assets Testing) Act 2005* (Act No. 22, 2005)

*Tax Laws Amendment (2004 Measures No. 6) Act 2005* (Act No. 23, 2005)

*Telecommunications (Consumer Protection and Service Standards) Amendment (National Relay Service) Act 2005* (Act No. 24, 2005).

No. 8—*Medical Indemnity Legislation Amendment Act 2005* (Act No. 25, 2005).

No. 9—

*Defence Amendment Act 2005* (Act No. 26, 2005)

*National Security Information (Criminal Proceedings) Amendment (Application) Act 2005* (Act No. 27, 2005)

*Navigation Amendment Act 2005* (Act No. 28, 2005).

No. 10—

*Family and Community Services and Veterans' Affairs Legislation Amendment (Further 2004 Election Commitments and Other Measures) Act 2005* (Act No. 29, 2005)

*Farm Household Support Amendment Act 2005* (Act No. 30, 2005)

*National Health Amendment (Prostheses) Act 2005* (Act No. 31, 2005).

22 March 2005—Message—

No. 11—*Aboriginal and Torres Strait Islander Commission Amendment Act 2005* (Act No. 32, 2005).

No. 12—

*Appropriation (Tsunami Financial Assistance) Act 2004-2005* (Act No. 33, 2005)

*Appropriation (Tsunami Financial Assistance and Australia-Indonesia Partnership) Act 2004-2005* (Act No. 34, 2005).

1 April 2005—Message—

No. 13—

*Appropriation Act (No. 3) 2004-2005* (Act No. 35, 2005)

*Appropriation Act (No. 4) 2004-2005* (Act No. 36, 2005)

*Appropriation (Parliamentary Departments) Act (No. 2) 2004-2005* (Act No. 37, 2005).

No. 14—

*Administrative Appeals Tribunal Amendment Act 2005* (Act No. 38, 2005)

*Parliamentary Service Amendment Act 2005* (Act No. 39, 2005)

*Australian Sports Commission Amendment Act 2005* (Act No. 40, 2005).

No. 15—

*Tax Laws Amendment (2004 Measures No. 7) Act 2005* (Act No. 41, 2005)

*Agricultural and Veterinary Chemicals Legislation Amendment (Levy and Fees) Act 2005* (Act No. 42, 2005)

*Broadcasting Services Amendment (Anti-Siphoning) Act 2005* (Act No. 43, 2005).

No. 16—

*Australian Communications and Media Authority Act 2005* (Act No. 44, 2005)

*Australian Communications and Media Authority (Consequential and Transitional Provisions) Act 2005* (Act No. 45, 2005)

*Telecommunications (Carrier Licence Charges) Amendment Act 2005* (Act No. 46, 2005)

*Telecommunications (Numbering Charges) Amendment Act 2005* (Act No. 47, 2005)

*Television Licence Fees Amendment Act 2005* (Act No. 48, 2005).

No. 17—

*Datacasting Charge (Imposition) Amendment Act 2005* (Act No. 49, 2005)

*Radiocommunications (Receiver Licence Tax) Amendment Act 2005* (Act No. 50, 2005)

*Radiocommunications (Spectrum Licence Tax) Amendment Act 2005* (Act No. 51, 2005)

*Radiocommunications (Transmitter Licence Tax) Amendment Act 2005* (Act No. 52, 2005)

*Radio Licence Fees Amendment Act 2005* (Act No. 53, 2005).

25 May 2005—Message No. 18—

*Australian Institute of Marine Science Amendment Act 2005* (Act No. 54, 2005)

*Social Security Legislation Amendment (One-off Payments for Carers) Act 2005* (Act No. 55, 2005)

*Higher Education Legislation Amendment (2005 Measures No. 1) Act 2005* (Act No. 56, 2005).

#### 47 SOUTHERN BLUEFIN TUNA FISHERIES MANAGEMENT PLAN—PROPOSED OPPOSITION

Senator Greig, pursuant to notice, moved business of the Senate notice of motion no. 1—That the proposed accreditation of the Southern Bluefin Tuna Fisheries Management Plan (as amended), dated 10 November 2004 and made under subsection 33(3) of the *Environment Protection and Biodiversity Conservation Act 1999*, be opposed.

Question put and negatived.

#### 48 TAX LAWS AMENDMENT (PERSONAL INCOME TAX REDUCTION) BILL 2005

Order of the day read for the adjourned debate on the motion of the Minister for Justice and Customs (Senator Ellison)—That this bill be now read a second time.

Debate resumed.

Senator Nettle moved the following amendment:

Omit all words after “That”, substitute:

- “(a) the Senate is of the opinion that it should not consider the bill further and that the revenue otherwise foregone from the tax cuts contained in the bill should be instead invested in Australia’s future in the areas of health, education and the environment; and
- (b) this resolution be communicated by message to the House of Representatives”.

Debate ensued.

*After 5 pm:* Debate was interrupted.

**49 FIRST SPEECH**

Pursuant to order (*see entry no. 11*), Senator Fierravanti-Wells made her first speech.

**50 TAX LAWS AMENDMENT (PERSONAL INCOME TAX REDUCTION) BILL 2005**

Order of the day read for the adjourned debate on the motion of the Minister for Justice and Customs (Senator Ellison)—That this bill be now read a second time—and on the amendment moved by Senator Nettle (*see entry no. 48*).

Debate resumed.

On the motion of Senator Faulkner the debate was adjourned till a later hour.

**51 NOTICE**

The Chair of the Standing Committee of Privileges (Senator Faulkner), by leave, gave a notice of motion as follows: To move on the next day of sitting—That the time for the presentation of the report of the Standing Committee of Privileges on whether, and if so what, acts of unauthorised disclosure of parliamentary committee proceedings, evidence or draft reports should continue to be included among prohibited acts which may be treated by the Senate as contempts, be extended to 21 June 2005. (*general business notice of motion no. 157*)

**52 TAX LAWS AMENDMENT (PERSONAL INCOME TAX REDUCTION) BILL 2005**

Order of the day read for the adjourned debate on the motion of the Minister for Justice and Customs (Senator Ellison)—That this bill be now read a second time—and on the amendment moved by Senator Nettle (*see entry no. 48*).

Debate resumed.

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 2

Senators—

Brown	Nettle (Teller)
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NOES, 48

Senators—

Barnett	Crossin	Kirk	Murray
Bishop	Denman	Knowles	O'Brien
Boswell	Eggleston (Teller)	Lees	Ray
Brandis	Ferguson	Lightfoot	Ridgeway
Buckland	Ferris	Ludwig	Santoro
Campbell, George	Fifield	Lundy	Scullion
Carr	Forshaw	Marshall	Sherry
Chapman	Greig	Mason	Stephens
Cherry	Harris	McGauran	Tchen
Colbeck	Humphries	McLucas	Troeth
Collins	Johnston	Minchin	Watson
Conroy	Kemp	Moore	Webber

Question negatived.

Main question put and passed.

Bill read a second time.

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

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*In the committee*

Bill taken as a whole by leave.

Senator Murray moved the following amendment:

Schedule 1, item 1, page 3 (lines 5 to before line 8), omit the item, substitute:

**1 Clause 1 of Part I of Schedule 7 (table)**

Repeal table item 1, substitute:

1 exceeds \$10,000 but does not exceed \$21,600 17%

Debate ensued.

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*At 6.50 pm:* The Acting Deputy President (Senator Cherry) resumed the chair and the Temporary Chair of Committees reported progress.

**53 GOVERNMENT DOCUMENTS—CONSIDERATION**

The following document tabled earlier today (*see entry no. 2*) was considered:

Human Rights and Equal Opportunity Commission—Report—No. 28—Inquiry into complaints by immigration detainees concerning their detention at the Curtin Immigration Reception and Processing Centre. Motion to take note of document moved by Senator Bartlett. Debate adjourned till Thursday at general business, Senator Bartlett in continuation.

**54 ADJOURNMENT**

The Acting Deputy President (Senator Cherry) proposed the question—That the Senate do now adjourn.

Debate ensued.

The Senate adjourned at 7.59 pm till Wednesday, 15 June 2005 at 9.30 am.

**55 ATTENDANCE**

Present, all senators except Senator Mackay (on leave).

**HARRY EVANS**  
Clerk of the Senate