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THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

**JOURNALS OF THE SENATE**

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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:

Australian Competition and Consumer Commission—Competition in the corporate customer segment of the telecommunications industry—Report for 2005.

Australian Government Solicitor—Statement of corporate intent 2006-07.

Australian Greenhouse Office—Energy use in the Australian Government's operations—Report for 2004-05.

Australian Postal Corporation (Australia Post)—Statement of corporate intent 2006-07 to 2008-09.

Treaties—

*Bilateral*—Text, together with national interest analysis and annexures—

Agreement between the Government of Australia and the Government of India relating to Air Services, done at New Delhi on 6 March 2006.

Agreement between the Government of Australia and the Government of the People's Republic of China relating to Air Services, done at Canberra on 23 March 2004.

Amendments, agreed in Shanghai on 25 May 2006, to the Annex to the Agreement between the Government of Australia and the Government of Japan for the Protection of Migratory Birds and Birds in Danger of Extinction and their Environment, done at Tokyo on 6 February 1974.

Amendments, agreed in Shanghai on 26 May 2006, to the Annex to the Agreement between the Government of Australia and the Government of the People's Republic of China for the Protection of Migratory Birds and their Environment, done at Canberra on 20 October 1986.

Convention between the Government of Australia and the Government of the French Republic for the Avoidance of Double Taxation with respect to Taxes on Income and the Prevention of Fiscal Evasion, and Protocol, done at Paris on 20 June 2006.

Convention between the Government of Australia and the Government of the Kingdom of Norway for the Avoidance of Double Taxation with respect to Taxes on Income and the Prevention of Fiscal Evasion, done at Canberra on 8 August 2006.

Treaty between Australia and the People's Republic of China on Mutual Legal Assistance in Criminal Matters (Canberra, 3 April 2006).

*Multilateral*—Text, together with national interest analysis and annexures—

Protocol V on Explosive Remnants of War, to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons which may be deemed to be Excessively Injurious or to have Indiscriminate Effects (Geneva, 28 November 2003).

**3 MIGRATION AMENDMENT (EMPLOYER SANCTIONS) BILL 2006**

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

Debate resumed.

*At 2 pm:* Debate was interrupted.

4 **QUESTIONS**

Questions without notice were answered.

5 **ANSWERS TO QUESTIONS**

Senator Conroy moved—That the Senate take note of the answers given by ministers to questions without notice asked today.

Debate ensued.

Question put and passed.

6 **ENVIRONMENT—WESTERN AUSTRALIA—BURRUP PENINSULA—ROCK ART SITE—ANSWER TO QUESTION**

Senator Siewert moved—That the Senate take note of the answer given by the Minister for the Environment and Heritage (Senator Ian Campbell) to a question without notice asked by Senator Siewert today relating to the rock art site on the Burrup Peninsula, Western Australia.

Question put and passed.

7 **PETITIONS**

The following 3 petitions, lodged with the Clerk by Senator Allison, were received:

From 1 582 petitioners, requesting that the Senate take action to implement a totally new approach to aged care, mental health, hospitals, aboriginal health and preventative medicine.

From 90 petitioners, requesting that the Senate take action to prevent hospital staff and patients suffering and becoming demoralised as a result of the health system being disabled.

From 1 503 petitioners, requesting that the Senate institute a special award for integrity and moral bravery.

8 **NOTICES**

*Notices of motion:*

Senator Ray: To move on the next day of sitting—

- (1) That there be laid on the table, no later than Thursday, 19 October 2006, documents held by Telstra Corporation relating to shareholder attitude surveys conducted for the corporation by Crosby/Textor, including contracts between Telstra Corporation and Crosby/Textor and the results of such surveys, in regard to the impact on the performance of the corporation and its share price of telecommunications regulations and the Government's intention to sell part or all of its Telstra shareholding.
- (2) That the contracts referred to in paragraph (1) may be provided to the Senate with any genuinely commercially-sensitive information deleted. (*general business notice of motion no. 515*)

The Minister for the Arts and Sport (Senator Kemp): To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to amend the *Archives Act 1983*, and for related purposes. ***Archives Amendment Bill 2006***.

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

- (a) congratulates Australian Professor Terence Tao for being the first Australian to be awarded the world's most prestigious mathematics honour, the Fields Medal, which is considered to be the mathematics equivalent of a Nobel Prize;
- (b) notes the contribution of Professor Tao's work to progressing understanding of partial differential equations, combinatorics, harmonic analysis and additive number theory;
- (c) trusts that the awarding of the prize will increase the profile of mathematics in Australia;
- (d) notes the remarks of the Minister for Education, Science and Training (Ms Bishop) that the lesson to be learnt from Professor Tao's experience is the need for an effective early childhood learning environment; and
- (e) calls on the Government to remove the higher burden of the higher education contribution scheme debt applied to teachers of science and mathematics and work with the states to ensure:
  - (i) public funding is available for high quality maths and science infrastructure in primary and secondary schools, and
  - (ii) that teachers of mathematics and science have degree qualifications in these disciplines. (*general business notice of motion no. 516*)

The Leader of the Australian Democrats (Senator Allison): To move on 7 September 2006—That the Senate—

- (a) notes that:
  - (i) 9 September 2006 is International Foetal Alcohol Spectrum Disorders Awareness Day, and
  - (ii) there is no cure for foetal alcohol spectrum disorders (FASD) but they are 100 per cent preventable;
- (b) recognises that:
  - (i) those born with FASD have mild to profound, lifelong disabilities, usually intellectual developmental disorders, and
  - (ii) early diagnosis can lead to better outcomes if services and programs are available to support children and families; and
- (c) calls on the Government to:
  - (i) promote awareness of the effects of prenatal exposure to alcohol through warning labels on all alcohol products,
  - (ii) reconsider recommendations in the document, *National clinical guidelines for the management of drug use during pregnancy, birth and the early development years of the newborn*, in relation to alcohol consumption during pregnancy given the compelling international evidence that mothers who drink even small amounts of alcohol during pregnancy could unwittingly harm their unborn children, and
  - (iii) provide specific resources to help identify and support children who have FASD. (*general business notice of motion no. 517*)

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

- (a) calls on the Government to act on calls by Amnesty International, with respect to the 34 day war between Israel and the Lebanese-based Hezbollah militia, for:

- (i) the United Nations (UN) Security Council to immediately establish a comprehensive, independent and impartial inquiry into violations of international humanitarian law by both sides in the conflict, including violations which may amount to war crimes,
- (ii) justice proceedings in line with international standards of fair trial for any person against whom there is evidence of war crimes, and
- (iii) Israel to disclose maps of the areas of Lebanon into which it fired cluster bombs to enable the clearance of what the UN Mine Action Coordination Centre estimates to be 100 000 unexploded bomblets thereby preventing further civilian casualties;
- (b) notes that no map has yet been provided for the land mines planted by Israel in southern Lebanon in 1988 resulting in recent death and injury to Israeli military personnel;
- (c) urges the Government to also request that maps for the abovementioned land mines are disclosed;
- (d) requests the Government to provide Lebanon with a small team of Australian munitions experts to assist in the removal of unexploded munitions;
- (e) notes that the current ceasefire agreement between Israel and the Lebanese-based Hezbollah includes no reference to the necessity to uphold requirements under international humanitarian law, namely the need to establish accountability for violations by both sides in the conflict;
- (f) urges the Government to remind the parties to the ceasefire agreement of the need to uphold international humanitarian law; and
- (g) calls on the Government to appeal to Israel to remove its blockade on Lebanon. (*general business notice of motion no. 518*)

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

- (a) recognises that:
  - (i) a report from the United Nations Population Fund, *State of the World Population 2006: A Passage to Hope*, in relation to women and international migration, was released on 6 September 2006,
  - (ii) women constitute almost half of all international migrants worldwide, that is, 95 million or 49.6 per cent,
  - (iii) in 2005, roughly half the world's 12.7 million refugees were women,
  - (iv) for many women, migration opens doors to a new world of greater equality and relief from oppression and discrimination that limit freedom and stunt potential,
  - (v) in 2005 remittances by migrants to their country of origin were an estimated \$US232 billion, larger than official development assistance and the second largest source of funding for developing countries after foreign direct investment,
  - (vi) migrant women send a higher proportion of their earnings than men to families back home,
  - (vii) migrant women often contribute to their home communities on their return, for instance through improved child health and lower mortality rates,

- (viii) the massive outflow of nurses, midwives and doctors from poorer to wealthier countries is creating health care crises in many of the poorer countries, exacerbated by massive health care needs such as very high rates of infectious disease,
  - (ix) the intention to emigrate is especially high among health workers living in regions hardest hit by HIV/AIDS,
  - (x) the rising demand for health care workers in richer countries because of their ageing populations will continue to pull such workers away from poorer countries,
  - (xi) millions of female migrants face hazards ranging from enslavement or trafficking to exploitation as domestic workers,
  - (xii) the International Labour Organization estimates that 2.45 million trafficking victims are toiling in exploitative conditions worldwide,
  - (xiii) policies often discriminate against women and bar them from migrating legally, forcing them to work in sectors which render them more vulnerable to exploitation and abuse,
  - (xiv) domestic workers, because of the private nature of their work, may be put in gross jeopardy through being assaulted, raped, overworked, denied pay, rest days, privacy and access to medical services, verbally or psychologically abused, or having their passports withheld,
  - (xv) when armed conflict erupts, armed militias often target women and girls for rape, leaving many to contend with unwanted pregnancies, HIV infection, reproductive illnesses and injury,
  - (xvi) at any given time, 25 per cent of refugee women of child-bearing age are pregnant,
  - (xvii) for refugees fleeing conflict, certain groups of women such as those who head households, ex-combatants, the elderly, disabled, widows, young mothers and unaccompanied adolescent girls, are more vulnerable and require special protection and support,
  - (xviii) people should not be compelled to migrate because of inequality, insecurity, exclusion and limited opportunities in their home countries, and
  - (xix) human rights of all migrants, including women, must be respected; and
- (b) encourages:
- (i) governments and multilateral institutions to establish, implement and enforce policies and measures that will protect migrant women from exploitation and abuse, and
  - (ii) all efforts that help reduce poverty, bring about gender equality and enhance development, thereby reducing the 'push' factors that compel many migrants, particularly women, to leave their own countries, and at the same time helping achieve a more orderly migration program.
- (general business notice of motion no. 519)*

Senator Stott Despoja and the Minister for the Arts and Sport (Senator Kemp): To move on the next day of sitting—That the Senate—

- (a) notes the death of Mr Colin Thiele, a children's writer from South Australia;
- (b) recognises that Mr Thiele helped form children's respect and love for the Australian landscape as well as telling good stories; and

- (c) notes that Mr Thiele loved writing for children and did a great deal to continue a very fine tradition of Australian writing for the young. (*general business notice of motion no. 520*)

The Chair of the Legal and Constitutional Legislation Committee (Senator Payne): To move on the next day of sitting—That the time for the presentation of the report of the Legal and Constitutional Legislation Committee on the examination of annual reports tabled by 30 April 2006 be extended to 7 September 2006. (*general business notice of motion no. 521*)

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

(a) notes:

- (i) that according to the Australian Bureau of Meteorology, August 2006 was the driest month in 106 years,
  - (ii) the comments of the head of the Bureau of Meteorology's National Climate Centre, Dr Michael Coughlan, on 4 September 2006, about the downward trend in rainfall and the upward trend in temperatures that 'it's very hard to find some other reason other than global warming for what is causing this',
  - (iii) the comment of eminent scientist, winner of the Prime Minister's 2001 Environmentalist of the Year prize and member of the National Water Commission, Professor Peter Cullen, on 4 September 2006, that climate change is affecting Australia faster than he anticipated, and
  - (iv) the comments by the Prime Minister (Mr Howard) on 28 August 2006 that 'I accept the broad theory about global warming. I am sceptical about a lot of the more gloomy predictions'; and
- (b) calls on the Prime Minister to acknowledge the urgency of action to address climate change and to start by setting national greenhouse gas emission targets. (*general business notice of motion no. 522*)

*Notice of motion withdrawn:* Senator George Campbell, at the request of Senator Murray and the Leader of the Opposition in the Senate (Senator Evans) and pursuant to notice of intention given on 4 September 2006, withdrew business of the Senate notice of motion no. 3 standing in the names of Senators Murray and Evans for today for the disallowance of Schedule 1 to the Parliamentary Entitlements Amendment Regulations 2006 (No. 1), as contained in Select Legislative Instrument 2006 No. 211 and made under the *Parliamentary Entitlements Act 1990*.

## 9 FOREIGN AFFAIRS—LEBANON—CLUSTER BOMBS

The Leader of the Australian Greens (Senator Bob Brown), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 512—That the Senate deplores the manufacture, sale and use of cluster bombs like those now deployed in Lebanon.

Question put.

The Senate divided—

AYES, 29

Senators—

Allison	Forshaw	McEwen	Stephens
Bartlett	Hogg	McLucas	Sterle
Bishop	Hurley	Milne	Stott Despoja
Brown, Bob	Hutchins	Moore	Webber
Campbell, G (Teller)	Kirk	Nettle	Wortley
Carr	Ludwig	O'Brien	
Conroy	Lundy	Ray	
Crossin	Marshall	Siewert	

NOES, 33

Senators—

Abetz	Coonan	Lightfoot	Ronaldson
Adams	Eggleston	Macdonald, Ian	Santoro
Bernardi	Ellison	Macdonald, Sandy	Scullion
Boswell	Ferris (Teller)	McGauran	Trood
Brandis	Fierravanti-Wells	Minchin	Vanstone
Calvert	Fifield	Nash	Watson
Campbell, Ian	Humphries	Parry	
Chapman	Johnston	Patterson	
Colbeck	Kemp	Payne	

Question negatived.

10 ENVIRONMENT—GLOBAL WARMING

Senator Milne, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 513—That the Senate—

(a) notes with alarm that:

- (i) the 0.6°C of global warming that has already occurred is impacting Australia with worsening droughts and changing seasons,
- (ii) the European Union (EU) has stated that once global temperature increase exceeds 2°C, adverse impacts on ecosystems, food production and water supply are projected to increase significantly, and an unexpected response of the climate becomes more likely, with irreversible catastrophic events like the melting of the Greenland ice sheet increasingly possible, and
- (iii) in 1996 the EU set a goal of limiting the global temperature rise to 2°C compared to pre-industrial levels; and

(b) calls on the Government to identify what degree of warming it regards as constituting dangerous climate change and the reduction in greenhouse gas emissions necessary to avoid this.

Question put.



The Senate divided—

AYES, 29

Senators—

Allison	Forshaw	McEwen	Stephens
Bartlett	Hogg	McLucas	Sterle
Bishop	Hurley	Milne	Stott Despoja
Brown, Bob	Hutchins	Moore	Webber
Campbell, G (Teller)	Kirk	Nettle	Wortley
Carr	Ludwig	O'Brien	
Conroy	Lundy	Ray	
Crossin	Marshall	Siewert	

NOES, 33

Senators—

Abetz	Coonan	Lightfoot	Ronaldson
Adams	Eggleston	Macdonald, Ian	Santoro
Bernardi	Ellison	Macdonald, Sandy	Scullion
Boswell	Ferris (Teller)	McGauran	Trood
Brandis	Fierravanti-Wells	Minchin	Vanstone
Calvert	Fifield	Nash	Watson
Campbell, Ian	Humphries	Parry	
Chapman	Johnston	Patterson	
Colbeck	Kemp	Payne	

Question negatived.

11 ENVIRONMENT—TASMANIA—FORESTRY INDUSTRY

Senator Watson, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 514—That the Senate—

- (a) deplores that green groups continue to harass customers of Gunns Limited in Japan, and their customers, over Tasmanian forestry issues;
- (b) condemns the misrepresentation of Gunns Limited by the Rainforest Action Network, who in a recent letter to a Japanese customer of Gunns Limited claimed that: ‘Gunns’... logging practices are listed amongst the worst in the developed world according to the World Conservation Union’, whereas this in fact refers to a paper sent to the World Conservation Union (IUCN) by green groups, for which they falsely claim the IUCN’s imprimatur; and
- (c) notes the vital role in the Tasmanian economy played by the forestry industry, and the need to support this industry and the building of a pulp mill in Tasmania.

The Leader of the Australian Greens (Senator Bob Brown), by leave, moved the following amendment:

Omit all words after “That”, substitute “the Senate—

- (a) deplores Gunns’ destruction of Tasmania’s ancient forests and wildlife, including nationally endangered species; and
- (b) backs the Greens job-rich forestry transition policy for Tasmania instead”.

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 4

Senators—

Brown, Bob	Milne	Nettle	Siewert (Teller)
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## NOES, 55

Senators—			
Abetz	Eggleston	Lightfoot	Patterson
Adams	Ellison	Ludwig	Payne
Bernardi	Ferris	Lundy	Ray
Bishop	Fielding	Macdonald, Ian	Ronaldson
Boswell	Fierravanti-Wells	Macdonald, Sandy	Santoro
Brandis	Fifield	Marshall	Scullion
Calvert	Forshaw	McEwen	Stephens
Campbell, G (Teller)	Hogg	McGauran	Sterle
Campbell, Ian	Humphries	McLucas	Trood
Chapman	Hurley	Minchin	Vanstone
Colbeck	Hutchins	Moore	Watson
Conroy	Johnston	Nash	Webber
Coonan	Kemp	O'Brien	Wortley
Crossin	Kirk	Parry	

Question negatived.

Main question put.

The Senate divided—

## AYES, 33

Senators—			
Abetz	Eggleston	Lightfoot	Ronaldson
Adams	Ellison	Macdonald, Ian	Santoro
Bernardi	Ferris (Teller)	Macdonald, Sandy	Scullion
Boswell	Fielding	McGauran	Trood
Brandis	Fierravanti-Wells	Minchin	Vanstone
Calvert	Fifield	Nash	Watson
Chapman	Humphries	Parry	
Colbeck	Johnston	Patterson	
Coonan	Kemp	Payne	

## NOES, 27

Senators—			
Bishop	Hurley	McLucas	Siewert
Brown, Bob	Hutchins	Milne	Stephens
Campbell, G (Teller)	Kirk	Moore	Sterle
Conroy	Ludwig	Murray	Webber
Crossin	Lundy	Nettle	Wong
Forshaw	Marshall	O'Brien	Wortley
Hogg	McEwen	Ray	

Question agreed to.

## 12 URGENCY MOTION—IMMIGRATION—MULTICULTURALISM

The Acting Deputy President (Senator Watson) informed the Senate that the President had received a letter from Senator Nettle advising that today she intended to move—That, in the opinion of the Senate, the following is a matter of urgency:

The need for the Senate to:

- (a) note the Prime Minister's recent comments about the Muslim community needing to learn English and respect women; and
- (b) call on all political parties and leaders to promote the values of multiculturalism in the Australian community and the need for all members of the community to respect women.

The proposal was supported by 4 senators.

Senator Nettle moved the motion.

Debate ensued.

Question put.

The Senate divided—

#### AYES, 32

Senators—

Allison	Evans	Marshall	Ray
Bartlett	Forshaw	McEwen	Siewert
Bishop	Hogg	McLucas	Stephens
Brown, Bob	Hurley	Milne	Sterle
Campbell, George	Hutchins	Moore	Stott Despoja
Carr	Kirk	Murray	Webber (Teller)
Conroy	Ludwig	Nettle	Wong
Crossin	Lundy	O'Brien	Wortley

#### NOES, 36

Senators—

Abetz	Eggleston	Joyce	Patterson
Adams	Ferguson	Lightfoot	Payne
Barnett	Ferris	Macdonald, Ian	Ronaldson
Bernardi	Fielding	Macdonald, Sandy	Santoro
Boswell	Fierravanti-Wells	Mason	Scullion (Teller)
Brandis	Fifield	McGauran	Troeth
Calvert	Heffernan	Minchin	Trood
Chapman	Humphries	Nash	Vanstone
Colbeck	Johnston	Parry	Watson

Question negatived.

### 13 DOCUMENTS

The following documents were tabled by the Clerk:

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

Australian Bureau of Statistics Act—Proposal No. 5 of 2006—New topics in the Monthly Population Survey.

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

AD/BEECH 1900/48—Wing Rear Spar Lower Cap Inspection [F2006L02963]\*.

AD/ECUREUIL/121—Oxygen Cylinders [F2006L02896]\*.

AD/SA 315/1—Oxygen Cylinders [F2006L02897]\*.

Class Rulings—

CR 2006/81-CR 2006/85.

Erratum—CR 2006/78.

Notice of Withdrawal—CR 2005/101.

Financial Management and Accountability Act—Financial Management and Accountability Determinations—

2006/41 – Australian International Education Foundation International Marketing Account Variation and Abolition 2006 [F2006L02891]\*.

2006/43 – Aboriginal Tutorial Assistance Superannuation Special Account Variation 2006 [F2006L02894]\*.

2006/44 – National Youth Affairs Research Scheme Account Variation and Abolition 2006 [F2006L02895]\*.

2006/46 – Supported Accommodation Assistance Program Data and Program Evaluation Fund Special Account Variation 2006 [F2006L02899]\*.

2006/47 – Centrelink Special Account Variation and Abolition 2006 [F2006L02901]\*.

2006/49 – Australian Valuation Office Account Variation and Abolition 2006 [F2006L02900]\*.

2006/51 – Excise Security Deposits Special Account Variation 2006 [F2006L02904]\*.

2006/52 – Australian Council for Safety and Quality in Health Care Account Variation and Abolition 2006 [F2006L02905]\*.

2006/55 – Intergovernmental Nutrition Special Account Establishment 2006 [F2006L02908]\*.

2006/57 – Australian Childhood Immunisation Register Special Account Establishment 2006 [F2006L02910]\*.

2006/58 – Australian Archives Projects and Sponsored Activities Account Variation and Abolition 2006 [F2006L02914]\*.

Product Rulings—

PR 2006/124.

Notices of Withdrawal—PR 2006/48, PR 2006/77 and PR 2006/108.

Superannuation Guarantee Determination—Notice of Withdrawal—SGD 95/1.

Taxation Determinations—

Notices of Withdrawal—

TD 93/15.

TD 2004/52.

TD 2006/50.

\* Explanatory statement tabled with legislative instrument.

**14 INDEXED LISTS OF DEPARTMENTAL AND AGENCY FILES—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS**

The following documents were tabled pursuant to the order of the Senate of 30 May 1996, as amended:

Indexed lists of departmental and agency files for the period 1 January to 30 June 2006—Statements of compliance—

Australian Taxation Office.

Department of Prime Minister and Cabinet.

Industry, Tourism and Resources portfolio agencies.

**15 ENVIRONMENT, COMMUNICATIONS, INFORMATION TECHNOLOGY AND THE ARTS  
LEGISLATION COMMITTEE—CHANGE IN MEMBERSHIP**

The Acting Deputy President (Senator Kirk) informed the Senate that the President had received a letter requesting a change in the membership of a committee.

The Minister for Immigration and Multicultural Affairs (Senator Vanstone), by leave, moved—That Senator Crossin replace Senator Lundy on the Environment, Communications, Information Technology and the Arts Legislation Committee for the committee's inquiry into Australia's Indigenous visual arts and craft sector.

Question put and passed.

**16 INDIGENOUS EDUCATION (TARGETED ASSISTANCE) AMENDMENT BILL 2006**

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

Message no. 380, dated 4 September 2006—A Bill for an Act to amend the *Indigenous Education (Targeted Assistance) Act 2000*, and for related purposes.

The Minister for Immigration and Multicultural Affairs (Senator Vanstone) 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 Vanstone moved—That this bill be now read a second time.

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

**17 REMUNERATION AND ALLOWANCES FOR HOLDERS OF PUBLIC OFFICE AND  
MEMBERS OF PARLIAMENT—PROPOSED DISAPPROVAL**

The Leader of the Australian Greens (Senator Bob Brown), pursuant to notice, moved business of the Senate notice of motion no. 1—That clause 2.2 of Determination 2006/11: Remuneration and Allowances for Holders of Public Office and Members of Parliament, made pursuant to subsections 5(2A), 7(1), 7(3), 7(3D) and 7(4) of the *Remuneration Tribunal Act 1973*, be disapproved.

Debate ensued.

Question put.

The Senate divided—

AYES, 5

Senators—

Brown, Bob  
Fielding

Milne  
Nettle

Siewert (Teller)

## NOES, 52

## Senators—

Abetz	Eggleston (Teller)	Ludwig	Payne
Adams	Evans	Lundy	Ray
Allison	Ferris	Macdonald, Sandy	Ronaldson
Barnett	Fierravanti-Wells	Marshall	Scullion
Bartlett	Fifield	McEwen	Sherry
Bernardi	Forshaw	McGauran	Stephens
Bishop	Hogg	McLucas	Sterle
Campbell, George	Humphries	Moore	Stott Despoja
Carr	Hurley	Murray	Troeth
Chapman	Hutchins	Nash	Trood
Colbeck	Johnston	O'Brien	Watson
Conroy	Joyce	Parry	Webber
Crossin	Kirk	Patterson	Wortley

Question negatived.

## 18 NOTICE

Senator Murray, by leave, gave a notice of motion as follows: To move on the next day of sitting—That the Senate requests that, in an appropriate examination or review that is undertaken of the remuneration and entitlements of members and senators, the Remuneration Tribunal take a holistic view with respect to members' and senators' salary packages and allowances, what they need to do their jobs, and their superannuation entitlements. (*general business notice of motion no. 523*)

## 19 PARLIAMENTARY ENTITLEMENTS AMENDMENT REGULATIONS—PROPOSED DISALLOWANCE

The Leader of the Australian Greens (Senator Bob Brown), also on behalf of Senator Murray and the Leader of the Opposition in the Senate (Senator Evans), pursuant to notice, moved business of the Senate notice of motion no. 2—That Schedules 1 and 3 to the Parliamentary Entitlements Amendment Regulations 2006 (No. 1), as contained in Select Legislative Instrument 2006 No. 211 and made under the *Parliamentary Entitlements Act 1990*, be disallowed.

Debate ensued.

*At 6.50 pm:* Debate was interrupted while Senator Murray was speaking.

## 20 NOTICE

The Chair of the Employment, Workplace Relations and Education References Committee (Senator Marshall) gave a notice of motion as follows: To move on the next day of sitting—That the following matter be referred to the Employment, Workplace Relations and Education References Committee for inquiry and report by the last sitting day in June 2007:

Workforce challenges in the Australian transport sector, with particular reference to the following:

- (a) current and future employment trends in the industry;
- (b) industry needs and the skills profile of the current workforce;
- (c) current and future skill and labour supply issues;
- (d) strategies for enhanced recruitment, training and retention; and
- (e) strategies to meet employer demand in regional and remote areas.

**21 GOVERNMENT DOCUMENTS—CONSIDERATION**

The following government documents tabled earlier today (*see entry no. 2*) were considered:

Bilateral treaty—Text, together with national interest analysis and annexures—Treaty between the Government of Australia and the People's Republic of China on Mutual Legal Assistance in Criminal Matters (Canberra, 3 April 2006). Motion to take note of document moved by Senator Bartlett and agreed to.

Multilateral treaty—Text, together with national interest analysis and annexures—Protocol V on Explosive Remnants of War, to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons which may be deemed to be Excessively Injurious or to have Indiscriminate Effects (Geneva, 28 November 2003). Motion to take note of document moved by Senator Bartlett and agreed to.

General business order of the day no. 56 relating to government documents was called on but no motion was moved.

**22 ADJOURNMENT**

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

Debate ensued.

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*Notice of motion:* Senator O'Brien, by leave, gave a notice of motion as follows: To move on the next day of sitting—That the Senate—

- (a) notes the vital role played by the forestry industry in the Tasmanian economy, and the need to support this industry and the building of a pulp mill in Tasmania;
- (b) condemns the misrepresentation of Gunns Limited by the Rainforest Action Network which has been actively campaigning against Tasmania's forest industry in its overseas markets, notably Japan, and which has been:
  - (i) portraying to Gunns' Japanese customers that a Tasmanian pulp mill will be a competitor for Japanese industry and actively lobbying to keep Japanese pulp mills producing at the expense of Australian investment, Australian jobs and import replacement to offset the \$2 billion trade deficit in the forest and forest products sector,
  - (ii) falsely claiming that Gunns' logging practices are listed amongst the worst in the developed world according to the World Conservation Union (IUCN), when in fact this is the claim made by environmental non-government organisations (NGOs) in a submission to the IUCN, and
  - (iii) implicitly threatening Gunns' Japanese customers if they do not engage in constructive dialogue with the Rainforest Action Network about their serious concerns about Gunns as a woodchips supplier;
- (c) calls on the Government to take urgent measures to address the dishonest campaigns and secondary boycott practices of environmental NGOs being used against the Tasmanian and the Australian forest and forest products industries in their Australian and international markets; and

- (d) condemns the Government for failing to move quickly enough to provide a fair and level playing field for Tasmanian and Australian forest products in both their Australian and international markets and for failing to take action against illegal timber imports into Australia. (*general business notice of motion no. 524*)
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Debate continued.

The Senate adjourned at 8.30 pm till Wednesday, 6 September 2006 at 9.30 am.

23 **ATTENDANCE**

Present, all senators except Senators Carol Brown\* and Polley\* (\* on leave).

**HARRY EVANS**  
Clerk of the Senate