

2008

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

JOURNALS OF THE SENATE

No. 14

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1 MEETING OF SENATE

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

2 TAX LAWS AMENDMENT (PERSONAL INCOME TAX REDUCTION) BILL 2008

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

In the committee

Bill taken as a whole by leave.

Senator Murray moved the following amendments together by leave:

- Schedule 1, item 3, page 3 (table item 2), omit "\$80,000", substitute "\$75,000".
- Schedule 1, item 3, page 3 (table item 3), omit "\$80,000", substitute "\$75,000".
- Schedule 1, item 3, page 3 (table item 3), omit "\$180,000", substitute "\$150,000".
- Schedule 1, item 3, page 3 (table item 4), omit "\$180,000", substitute "\$150,000".
- Schedule 1, item 4, page 3 (table item 2), omit "\$80,000", substitute "\$75,000".
- Schedule 1, item 4, page 3 (table item 3), omit "\$80,000", substitute "\$75,000".
- Schedule 1, item 4, page 3 (table item 3), omit "\$180,000", substitute "150,000".
- Schedule 1, item 4, page 4 (table item 4), omit "\$180,000", substitute "\$150,000".
- Schedule 1, item 13, page 5 (table item 3), omit "\$180,000", substitute "\$150,000".
- Schedule 1, item 13, page 5 (table item 3), omit "38%", substitute "40%".
- Schedule 1, item 13, page 5 (table item 4), omit "\$180,000", substitute "\$150,000".
- Schedule 1, item 14, page 5 (table item 3), omit "\$180,000", substitute "\$150,000".
- Schedule 1, item 14, page 5 (table item 3), omit "38%", substitute "40%".
- Schedule 1, item 14, page 5 (table item 4), omit "\$180,000", substitute "\$150,000".

Debate ensued.

Question—That the amendments be agreed to—put and negatived.

Senator Murray moved the following amendments together by leave:

- Schedule 1, item 3, page 3 (table item 2), omit "\$80,000", substitute "\$75,000".
- Schedule 1, item 3, page 3 (table item 3), omit "\$80,000", substitute "\$75,000".
- Schedule 1, item 3, page 3 (table item 3), omit "\$180,000", substitute "\$150,000".
- Schedule 1, item 3, page 3 (table item 4), omit "\$180,000", substitute "\$150,000".
- Schedule 1, item 4, page 3 (table item 2), omit "\$80,000", substitute "\$75,000".
- Schedule 1, item 4, page 3 (table item 3), omit "\$80,000", substitute "\$75,000".
- Schedule 1, item 4, page 3 (table item 3), omit "\$180,000", substitute "150,000".
- Schedule 1, item 4, page 4 (table item 4), omit "\$180,000", substitute "\$150,000".
- Schedule 1, item 13, page 5 (table item 3), omit "\$180,000", substitute "\$150,000".
- Schedule 1, item 13, page 5 (table item 3), omit "38%", substitute "40%".
- Schedule 1, item 13, page 5 (table item 4), omit "\$180,000", substitute "\$150,000".
- Schedule 1, item 14, page 5 (table item 3), omit "\$180,000", substitute "\$150,000".
- Schedule 1, item 14, page 5 (table item 3), omit "38%", substitute "40%".

Schedule 1, item 14, page 5 (table item 4), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 23, page 7 (table item 3), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 23, page 7 (table item 3), omit “37%”, substitute “40%”.

Schedule 1, item 23, page 7 (table item 4), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 24, page 7 (table item 3), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 24, page 7 (table item 3), omit “37%”, substitute “40%”.

Schedule 1, item 24, page 7 (table item 4), omit “\$180,000”, substitute “\$150,000”.

Debate ensued.

Question—That the amendments be agreed to—put and negatived. All Australian Greens senators, by leave, recorded their votes for the ayes.

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

Schedule 1, item 3, page 3 (table item 2), omit “\$80,000”, substitute “\$75,000”.

Schedule 1, item 3, page 3 (table item 3), omit “\$80,000”, substitute “\$75,000”.

Schedule 1, item 3, page 3 (table item 3), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 3, page 3 (table item 4), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 4, page 3 (table item 2), omit “\$80,000”, substitute “\$75,000”.

Schedule 1, item 4, page 3 (table item 3), omit “\$80,000”, substitute “\$75,000”.

Schedule 1, item 4, page 3 (table item 3), omit “\$180,000”, substitute “150,000”.

Schedule 1, item 4, page 4 (table item 4), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 13, page 5 (table item 2), omit “\$80,000”, substitute “\$75,000”.

Schedule 1, item 13, page 5 (table item 3), omit “\$80,000”, substitute “\$75,000”.

Schedule 1, item 13, page 5 (table item 3), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 13, page 5 (table item 3), omit “38%”, substitute “40%”.

Schedule 1, item 13, page 5 (table item 4), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 14, page 5 (table item 2), omit “\$80,000”, substitute “\$75,000”.

Schedule 1, item 14, page 5 (table item 3), omit “\$80,000”, substitute “\$75,000”.

Schedule 1, item 14, page 5 (table item 3), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 14, page 5 (table item 3), omit “38%”, substitute “40%”.

Schedule 1, item 14, page 5 (table item 4), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 23, page 7 (table item 2), omit “\$80,000”, substitute “\$75,000”.

Schedule 1, item 23, page 7 (table item 3), omit “\$80,000”, substitute “\$75,000”.

Schedule 1, item 23, page 7 (table item 3), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 23, page 7 (table item 3), omit “37%”, substitute “40%”.

Schedule 1, item 23, page 7 (table item 4), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 24, page 7 (table item 2), omit “\$80,000”, substitute “\$75,000”.

Schedule 1, item 24, page 7 (table item 3), omit “\$80,000”, substitute “\$75,000”.

Schedule 1, item 24, page 7 (table item 3), omit “\$180,000”, substitute “\$150,000”.

Schedule 1, item 24, page 7 (table item 3), omit “37%”, substitute “40%”.

Schedule 1, item 24, page 7 (table item 4), omit “\$180,000”, substitute “\$150,000”.

Debate ensued.

Question—That the amendments be agreed to—put.

The committee divided—

AYES, 7

Senators—

Allison	Brown, Bob	Murray	Siewert (Teller)
Bartlett	Milne	Nettle	

NOES, 42

Senators—

Barnett	Cormann	Lundy	Scullion
Bernardi	Crossin	Macdonald, Ian	Sherry
Birmingham	Ellison	Marshall	Stephens
Boyce	Fierravanti-Wells	McEwen	Sterle
Brown, Carol	Fisher	McLucas	Troeth
Bushby	Forshaw	Moore	Trood
Campbell	Hogg	O'Brien	Watson
Chapman	Humphries	Parry	Webber (Teller)
Colbeck	Hurley	Payne	Wortley
Collins	Hutchins	Polley	
Coonan	Kirk	Ronaldson	

Question negatived.

Bill agreed to.

Bill to be reported without amendment.

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

On the motion of the Minister for Superannuation and Corporate Law (Senator Sherry) the report from the committee was adopted and the bill read a third time.

3 WHEAT EXPORT MARKETING BILL 2008
WHEAT EXPORT MARKETING (REPEAL AND CONSEQUENTIAL AMENDMENTS)
BILL 2008

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

Message no. 76, dated 4 June 2008—A Bill for an Act relating to the export of wheat, and for other purposes.

Message no. 77, dated 4 June 2008—A Bill for an Act to deal with consequential matters arising from the repeal of the *Wheat Marketing Act 1989* and the enactment of the *Wheat Export Marketing Act 2008*, and for other purposes.

The Minister for Superannuation and Corporate Law (Senator Sherry) 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 Sherry moved—That these bills be now read a second time.

Debate ensued.

At 2 pm: Debate was interrupted while Senator Siewert was speaking.

4 MINISTERIAL ARRANGEMENTS—STATEMENT BY LEAVE

The Minister for Immigration and Citizenship (Senator Evans), by leave, informed the Senate that the Minister for Innovation, Industry, Science and Research (Senator Carr) and the Minister for Broadband, Communications and the Digital Economy (Senator Conroy) would be absent from the Senate on ministerial business from 16 June to 20 June 2008.

Statement by leave: The Leader of the Opposition in the Senate (Senator Minchin), by leave, made a statement relating to the arrangements.

5 QUESTIONS

Questions without notice were answered.

6 QUESTION ON NOTICE—ANSWER AND EXPLANATION

The Leader of the Australian Democrats (Senator Allison), pursuant to standing order 74, asked the Minister representing the Minister for the Environment, Heritage and the Arts (Senator Wong) for an explanation of an answer not being provided to question on notice no. 373 (notice given 17 March 2008) relating to water.

Senator Wong indicated that an explanation would be provided.

Senator Allison moved—That the Senate take note of the minister's response.

Question put and passed.

7 MOTIONS TO TAKE NOTE OF ANSWERS

Senator Abetz moved—That the Senate take note of the answers given by the Minister for Immigration and Citizenship (Senator Evans) to questions without notice asked by Opposition senators today relating to funding provided to Toyota for the production of hybrid cars.

Debate ensued.

Question put and passed.

Senator Murray moved—That the Senate take note of the answer given by the Minister for Immigration and Citizenship (Senator Evans) to a question without notice asked by Senator Murray today relating to Indigenous Australians and the stolen generation.

Question put and passed.

8 DEATH OF FORMER SENATOR MILIVOJ EMIL (MISHA) LAJOVIC

The President informed the Senate of the death, on 5 June 2008, of Milivoj Emil (Misha) Lajovic, a senator for the state of New South Wales from 1975 to 1985.

The Leader of the Government in the Senate (Senator Evans), by leave, moved—That the Senate records its deep regret at the death, on 5 June 2008, of Milivoj Emil (Misha) Lajovic, former senator for New South Wales, and places on record its appreciation of his long and meritorious public service and tenders its profound sympathy to his family in their bereavement.

The motion was supported and all senators present stood in silence—

Question passed.

9 DEATH OF FORMER MEMBER LEONARD THOMAS DEVINE

The President informed the Senate of the death, on 29 May 2008, of Leonard Thomas Devine, a member of the House of Representatives for the division of East Sydney from 1963 to 1969.

10 PETITIONS

The following 3 petitions, lodged with the Clerk by the senators indicated, were received:

Senator Fielding, from 50 petitioners, requesting that the Senate review procedures relating to political asylum seekers and remove all practices which are manifestly inhumane or contravene national obligations.

Senators Fifield and Kemp, from 8 and 73 petitioners, respectively, requesting that the Senate amend the *Marriage Act 1961* to invalidate present or future relationship registers.

11 NOTICES

Senator Hogg: To move on the next day of sitting—That the Joint Committee of Public Accounts and Audit be authorised to hold public meetings during the sittings of the Senate on Wednesday, 18 June 2008, and Wednesday, 25 June 2008, from 11 am to 1.30 pm, to take evidence for the committee's review of Auditor-General's reports. (*general business notice of motion no. 96*)

The Chair of the Environment, Communications and the Arts Committee (Senator McEwen): To move on the next day of sitting—That the report of the Environment, Communications and the Arts Committee on waste management in Australia and the Drink Container Recycling Bill 2008 be presented by 28 August 2008. (*general business notice of motion no. 97*)

Senator Bernardi: To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to amend the law relating to sexual offences against children, and for related purposes. ***Crimes Legislation Amendment (Enhanced Child Protection from Predatory Tourism Offences) Bill 2008***. (*general business notice of motion no. 98*)

Senator Bernardi: To move on the next day of sitting—That there be laid on the table, no later than 5 pm on 23 June 2008, a list of the commitments made by the Government during the election period to provide grants for sports and recreation facilities, which are being administered by the Department of Health and Ageing and the Department of Infrastructure, Transport, Regional Development and Local Government, showing the recipients, locations and amounts of the grants. (*general business notice of motion no. 99*)

The Minister for Human Services (Senator Ludwig): To move on the next day of sitting—That—

- (1) On Tuesday, 17 June 2008:
 - (a) the hours of meeting shall be 12.30 pm to adjournment; and
 - (b) the routine of business from 5 pm shall be:
 - (i) valedictory statements, and
 - (ii) after the conclusion of valedictory statements or at not later than midnight, whichever is the earlier, the Senate shall adjourn without any question being put.
- (2) On Wednesday, 18 June 2008:
 - (a) the hours of meeting shall be 9.30 am to adjournment; and
 - (b) the routine of business from 5.30 pm shall be:
 - (i) valedictory statements, and
 - (ii) the Senate shall adjourn without any question being put.

- (3) On Thursday, 19 June 2008:
 - (a) the hours of meeting shall be 9.30 am to 6.30 pm and 7 pm to 11.40 pm;
 - (b) the routine of business from 12.45 pm till not later than 2 pm, and from not later than 3.45 pm shall be government business only;
 - (c) consideration of general business and consideration of committee reports, government responses and Auditor-General's reports under standing order 62(1) and (2) not be proceeded with;
 - (d) divisions may take place after 4.30 pm; and
 - (e) the question for the adjournment of the Senate shall be proposed at 11 pm.
- (4) The Senate shall sit on Friday, 20 June 2008 and that:
 - (a) the hours of meeting shall be 9 am to 4.25 pm;
 - (b) the routine of business shall be:
 - (i) notices of motion, and
 - (ii) government business only; and
 - (c) the question for the adjournment of the Senate shall be proposed at 3.45 pm.
- (5) On Monday, 23 June 2008:
 - (a) the hours of meeting shall be 9.30 am to 6.30 pm and 7 pm to 11.40 pm;
 - (b) the routine of business from 7 pm shall be government business only; and
 - (c) the question for the adjournment of the Senate shall be proposed at 11 pm.
- (6) On Tuesday, 24 June 2008:
 - (a) the hours of meeting shall be 12.30 pm to 6.30 pm and 7 pm to adjournment;
 - (b) the routine of business from approximately 5.30 pm shall be:
 - (i) Senator Murray to make a valedictory statement, and
 - (ii) government business only; and
 - (c) the question for the adjournment of the Senate shall be proposed at 11 pm.
- (7) On Wednesday, 25 June 2008:
 - (a) the hours of meeting shall be 9 am to adjournment; and
 - (b) the routine of business from 6.50 pm shall be:
 - (i) valedictory statements, and
 - (ii) the Senate shall adjourn without any question being put.
- (8) On Thursday, 26 June 2008:
 - (a) the hours of meeting shall be 9.30 am to 6.30 pm and 7 pm to adjournment;
 - (b) consideration of general business and consideration of committee reports, government responses and Auditor-General's reports under standing order 62(1) and (2) shall not be proceeded with;
 - (c) the routine of business from not later than 3.45 pm shall be government business only;
 - (d) divisions may take place after 4.30 pm; and

(e) if the Senate is sitting at 11 pm, the sitting of the Senate shall be suspended till 9 am on Friday, 27 June 2008.

(9) In making valedictory statements in accordance with this order, a senator shall not speak for more than 20 minutes.

The Minister for Human Services (Senator Ludwig): To move on the next day of sitting—That the government business order of the day relating to the Telecommunications Legislation Amendment (Communications Fund) Bill 2008 be discharged from the *Notice Paper*.

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

- (a) notes that:
- (i) despite the relative improvement in the security situation in Iraq, the Iraqi people continue to live in an atmosphere of general chaos including lawlessness, unbridled terrorism, insecurity and the spread of organised crime, and
 - (ii) Iraqi women are subjected to various forms of discrimination, oppression and exploitation and face violence on a daily basis, they are facing mass killings because of widespread terrorism targeting them and that heinous murders are committed against them in broad daylight with impunity;
- (b) condemns the crimes of killing women in Iraq and denounces all forms of violations of their human rights; and
- (c) calls on the Government to promote an international fact-finding mission to Iraq, organised by the United Nations High Commission for Human Rights, with the participation of international human rights organisations, to investigate the crimes committed against women and to help the Iraqi authorities to identify the perpetrators and work to stop these crimes, and to:
- (i) expose the criminals and those who stand behind them, and bring them to justice,
 - (ii) disclose the outcome of the investigations,
 - (iii) take measures to safeguard personal freedoms that are constitutionally guaranteed,
 - (iv) take deterrent measures to ensure the safety of citizens and to protect their lives, and
 - (v) act firmly to improve the conditions of women and facilitate their involvement in the reconstruction process. (*general business notice of motion no. 100*)

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

- (a) notes that the statement by the Australian Industry Group, the Australian Council of Trade Unions, the Australian Education Union, Group Training Australia and the Dusseldorp Skills Forum 'Facing up to Australia's Skills Challenge', in which priorities are proposed for:
- (i) a focus on improving the quality and increasing the number of Australians with vocational education and training qualifications which meet future industry and workforce needs,
 - (ii) the centrality of industry,
 - (iii) improved youth engagement and attainment,

- (iv) the crucial role for student support and for intermediaries,
 - (v) national workforce development and existing worker strategies,
 - (vi) genuine competency-based progression and improved apprenticeship completions,
 - (vii) a review of traineeships,
 - (viii) a public and industry investment strategy for vocational education and training,
 - (ix) a clear vision for flexible and responsive vocational education providers, and for the future of technical and further education in particular, and
 - (x) a focus on the skills needed for a low carbon economy; and
- (b) calls on the Government to adopt these priorities and to seriously consider the strategies suggested in the statement as soon as possible. (*general business notice of motion no. 101*)

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

- (a) notes that on 11 June and 12 June 2008 citizens and scientists came together in Canberra for the 2008 Manning Clark House Conference ‘Imagining the Real Life on a Greenhouse Earth’, in honour of former federal Minister, the Honourable Dr Barry Jones, AO, and concluded that:
- (i) global warming is accelerating,
 - (ii) the Arctic summer sea ice is expected to melt entirely within the next 5 years, decades earlier than predicted in the Fourth Assessment Report of the Intergovernmental Panel on Climate Change (2007),
 - (iii) scientists judge the risks to humanity of dangerous global warming to be high,
 - (iv) the loss of the Great Barrier Reef now seems likely,
 - (v) extreme weather events, such as storm surges adding to rising sea levels and threatening coastal cities, will become more frequent,
 - (vi) there is a real danger that we have reached or will soon reach critical tipping points and the future will be taken out of our hands – the melting Arctic sea ice could be the first such tipping point,
 - (vii) beyond 2°C of warming seems inevitable, unless greenhouse gas reduction targets are tightened, and we risk huge human and societal costs, and perhaps even the effective end of industrial civilisation,
 - (viii) we need to cease our assault on our own life support system and that of millions of species, and that global warming is only one of many symptoms of that assault,
 - (ix) peak oil, global warming and long-term sustainability pressures all require that we reduce energy needs and switch to renewable energy sources and many credible studies show that Australia can quickly and cost-effectively reduce greenhouse gas emissions through dramatic improvements in energy efficiency and by increasing Australia’s investment in solar, wind and other renewable sources,
 - (x) the need for action is extremely urgent and the window of opportunity for avoiding severe impacts is rapidly closing, yet the obstacles to change are not technical or economic, they are political and social, and

- (xi) democratic societies have responded successfully to dire and immediate threats, as was demonstrated in World War II, and this is a last call for an effective response to global warming;
- (b) thanks the delegates of this conference, including Professor Barry Brook, Sir Hubert Wilkins, Dr Geoff Davies, Dr Andrew Glikson and Mr Sebastian Clark for their efforts in drawing this warning to the Senate's attention; and
- (c) urges the Government to act on these conclusions. (*general business notice of motion no. 102*)

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

- (1) That the Senate—
 - (a) notes the report by CHOICE on charities, published online in March 2008, that highlights the wide variability and inconsistency in the way that charities disclose information to the public; and
 - (b) acknowledges that the 27 recommendations from the inquiry into the definition of charities and related organisations, which reported in 2001, have not been implemented.
- (2) That the following matters be referred to the Economics Committee for inquiry and report by the last sitting day of November 2008:
 - (a) to investigate the relevance and appropriateness of current disclosure regimes for charities and all other not-for-profit organisations;
 - (b) to identify models of regulation and legal forms that would improve governance and management of charities and not-for-profit organisations and cater for emerging social enterprises; and
 - (c) to identify other measures that can be taken by government and the not-for-profit sector to assist the sector to improve governance, standards, accountability and transparency in its use of public and government funds.

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

- (a) notes that:
 - (i) United Nations (UN) efforts to accomplish the decolonisation process in Western Sahara have not been successful yet,
 - (ii) more than 165 000 Saharawis have been living in refugee camps in the south-west of Algeria for the past 33 years in dire conditions,
 - (iii) the UN Security Council adopted Resolutions 1754 and 1783 (2007) whereby it called on Morocco and the Polisario independence movement to enter into negotiations, in good faith and without preconditions, with a view to achieving a peaceful solution that provides a genuine opportunity for the Saharawi people to exercise their right to self-determination,
 - (iv) the Polisario has offered a reasonable and genuine proposal for a peaceful solution to the conflict which complies with international legality and was noted in Security Council Resolutions 1754 and 1783,
 - (v) a just, lasting and democratic solution to the question of Western Sahara can be achieved through the organisation of a free and fair referendum to allow the Saharawi people to exercise their right to self-determination, in accordance with the UN resolutions, and

- (vi) a UN failure in Western Sahara would compromise its credibility and lead to instability in north-west Africa;
- (b) calls on both parties in the conflict, Morocco and the Polisario, to cooperate fully with the UN in its efforts to find a speedy and peaceful resolution to the conflict in Western Sahara; and
- (c) urges the Government to make representations to:
 - (i) the UN, urging it to proceed in organising the long overdue referendum of self-determination without further delays, and
 - (ii) the Moroccan Government, asking it to respect human rights in the occupied territories of Western Sahara. (*general business notice of motion no. 103*)

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

- (a) notes that remote area nurses are the mainstay of health service provision in remote Indigenous communities, often providing the only local health service available;
- (b) recognises that remote area nurses provide an invaluable service to some of the most disadvantaged populations in Australia, while their work context and role put them at risk of emotional and physical burnout due to insufficient access to resources, limited professional support and social and cultural isolation; and
- (c) calls on the Government to recognise the primacy of remote area nurses in providing health care to remote Indigenous communities and to improve remote area nurse representation in government efforts to develop long-term plans of action to overturn existing inequalities in health services between Indigenous and non-Indigenous Australians. (*general business notice of motion no. 104*)

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

- (1) That the Passenger Movement Charge Amendment Bill 2008, together with the matter of the impact which the changes proposed by the bill will have on the tourism industry, be referred to the Legal and Constitutional Affairs Committee for inquiry and report on 24 June 2008.
- (2) That the committee hear evidence, inter alia, from the Australian Tourism Export Council, the Tourism Transport Forum, the Board of Airline Representatives of Australia and owners of major Australian airports.

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

- (1) That:
 - (a) the Same-Sex Relationships (Equal Treatment in Commonwealth Laws—Superannuation) Bill 2008 be referred to the Legal and Constitutional Affairs Committee for inquiry and report; and
 - (b) any related bill or bills that may be introduced to give effect to the recommendations of the Human Rights and Equal Opportunity Commission's report *Same Sex: Same Entitlements*, dated May 2007, also be referred to the Legal and Constitutional Affairs Committee for inquiry and report together with the following matters:
 - (i) the definition of 'couple relationship',
 - (ii) empirical evidence from the states concerning the existence, recognition and relative numbers of interdependent relationships, other than de facto (whether heterosexual or same-sex) and marital relationships,

- (iii) whether the definition of ‘couple relationship’ should be amended to incorporate other interdependent relationships and, if so, whether the definitions should be broadened to include those relationships or whether a separate definition is required,
 - (iv) the fiscal implications of the statutory recognition of other interdependent relationships for superannuation and taxation purposes,
 - (v) the definitions of ‘child’ and ‘child of a couple relationship’,
 - (vi) the legal and fiscal implications of the definitions referred to in (v), particularly as they relate to the rights, obligations and liabilities of co-parents (i.e., the parent in a couple relationship that does not have a biological connection to a child of that relationship), and
 - (vii) all other matters considered necessary by the committee.
- (2) That the committee is not to conclude its consideration of the matter contained in subparagraph (1)(a) until it has concluded its consideration of the matters in subparagraph (1)(b).
- (3) That the committee must hear evidence, inter alia, from:
- (a) the Attorney-General’s Department;
 - (b) the Department of Finance and Deregulation;
 - (c) the Relationship Registries of Tasmania, Victoria and the Australian Capital Territory;
 - (d) the Human Rights and Equal Opportunity Commission; and
 - (e) the Law Council of Australia (Family Law Section).

Senator Ellison: To move on the next day of sitting—That the Families, Housing, Community Services and Indigenous Affairs and Other Legislation Amendment (2008 Budget and Other Measures) Bill 2008 be referred to the Finance and Public Administration Committee for inquiry and report by 24 June 2008, together with the following matters:

- (a) the number of people that will be affected by:
 - (i) changes to Baby Bonus eligibility,
 - (ii) changes to the Family Tax Benefit (FTB) part B eligibility,
 - (iii) changes to the Commonwealth Seniors Health Card (CSHC) compliance regime, and
 - (iv) changes to the eligible age for the partner service pension;
- (b) the anticipated financial impact on individuals:
 - (i) should their eligibility for a CSHC be revoked, and
 - (ii) if they are affected by changes to the Partner Service Pension;
- (c) how measures contained in the bill will be administered; and
- (d) the empirical and financial modelling underpinning the introduction of these measures, particularly in relation to income testing for the Baby Bonus, FBT part B, changes to the Partner Service Pension age eligibility and CSHC.

Senator Ellison: To move on the next day of sitting—That the Tax Laws Amendment (Budget Measures) Bill 2008 be referred to the Economics Committee for inquiry and report on 24 June 2008, together with the following matters:

- (a) the impact of the changes to the fringe benefits tax (meal cards and eligible work-related items) on employees, employers and other businesses;

- (b) the impact of the changes to employee share schemes (election mechanism and removal of double taxation) on employees, employers and other businesses; and
- (c) the impact of the changes to the depreciation of computer software on employees, employers and other businesses.

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

- (1) That the Tax Laws Amendment (Medicare Levy Surcharge Thresholds) Bill 2008 be referred to the Economics Committee for inquiry and report not before 26 August 2008, together with the following matters:
 - (a) the impact of changes to the thresholds on the number of Australians with private health insurance (PHI), including an examination of how many will abandon their policies as a result and how many will not take up PHI in the future;
 - (b) the modelling underpinning the decision and the veracity of that modelling;
 - (c) the anticipated impact on PHI premiums and PHI products offered;
 - (d) the impact of the change on the cost of living and the consumer price index;
 - (e) the threshold, PHI rebate and lifetime health cover on increasing PHI membership; and
 - (f) the anticipated impact of changes to the threshold on:
 - (i) the public hospital system including waiting lists and the financial requirements of state governments,
 - (ii) the ongoing viability of PHI, and
 - (iii) private hospitals.
- (2) That the inquiry hear evidence in all capital cities and from, inter alia, the private health insurance sector about the impact of the measures in the bill on the industry and on the public hospital system.

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

- (1) That the National Health Amendment (Pharmaceutical and Other Benefits—Cost Recovery) Bill 2008 be referred to the Community Affairs Committee for inquiry and report not before 18 August 2008, together with the following matters:
 - (a) the impact of the Pharmaceutical Benefit Scheme (PBS) cost recovery on:
 - (i) patients' timely and affordable access to medicines,
 - (ii) the Australian pharmaceutical industry,
 - (iii) new products and innovation, and
 - (iv) the independence of the Pharmaceutical Benefits Advisory Committee;
 - (b) cost recovery mechanisms in other countries;
 - (c) how cost recovery will improve the timeliness and effectiveness of the current PBS process for listing new medicines; and
 - (d) the modelling and consultation underpinning the decision.
- (2) That, in conducting its inquiry, the committee hear evidence, inter alia, from the pharmaceutical industry, generic medicines industry, consumer and patient health groups, the Department of Health and Ageing, the PBS Evaluation Units and the Australian Medical Association and other medical bodies.

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

(1) That the following bills:

Tax Laws Amendment (Luxury Car Tax) Bill 2008
A New Tax System (Luxury Car Tax Imposition—General) Amendment Bill 2008
A New Tax System (Luxury Car Tax Imposition—Customs) Amendment Bill 2008 and
A New Tax System (Luxury Car Tax Imposition—Excise) Amendment Bill 2008,

be referred to the Economics Committee for inquiry and report not before 26 August 2008, together with the following matters:

- (a) the incidence of the luxury car tax (LCT) and the effect of the proposed increase in the LCT rate on rural and regional communities, small business families and tourism operators;
- (b) the effect of the LCT increase on the prices of vehicles, the affordability of motor vehicles, the cost of living, and the consumer price index (CPI);
- (c) the expected impact of the increase in the LCT rate on vehicle demand and the likely consequences for government revenues including from the LCT, goods and services tax (GST) and stamp duty;
- (d) the growing incidence of the LCT over time and the adequacy of current arrangements for indexation of the LCT threshold, in comparison with alternative measures including the CPI, average weekly earnings and the increase in the retail price of motor vehicles;
- (e) the rationale for taxing 'luxury' cars at a higher rate than other goods and services;
- (f) the effect of the LCT and the proposed increase in the LCT rate on Australian vehicle manufacturers and vehicle importers and distributors;
- (g) the overall taxation burden on ownership and operation of motor vehicles including customs duty, GST, LCT, stamp duty and excise on fuel;
- (h) the effect of the LCT and the proposed increase in the LCT rate on the adoption of vehicle safety features and environmental technologies; and
- (i) the extent to which the LCT is viewed as a non-tariff barrier by other car exporting countries.

(2) That:

- (a) as a minimum, the committee hold hearings in Melbourne and Adelaide and hear evidence, inter alia, from Australia's vehicle manufacturers, importers and distributors as well as from the Federal Chamber of Automotive Industries, the Australian Automobile Association, the Motor Trades Association of Australia, the Victorian Automobile Chamber of Commerce, the Motor Trades Association of Queensland and the tourism industry; and
- (b) the committee also take into account submissions to, and recommendations of, the Bracks' Review of Australia's Automotive Industry.

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

- (1) That the Excise Legislation Amendment (Condensate) Bill 2008 and the Excise Tariff Amendment (Condensate) Bill 2008 be referred to the Economics Committee for inquiry and report not before 26 August 2008, together with the following matters:
 - (a) the impact of the changes on retail prices of domestic gas and electricity in Western Australia, and any consequent effect on consumer prices;
 - (b) the impact of the decision on the industry generally and on the exploration for petroleum products in Australia; and
 - (c) the impact of the decision, and the decision-making process, on domestic and international investment confidence in Australia.
- (2) That the committee must conduct hearings in Western Australia and hear evidence from, inter alia, industry bodies and joint venture partners on the North West Shelf.

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

- (1) That the National Fuelwatch (Empowering Consumers) Bill 2008 and the National Fuelwatch (Empowering Consumers) (Consequential Amendments) Bill 2008 be referred to the Economics Committee for inquiry and report not before 29 September 2008, together with the following matters:
 - (a) the impact of the proposed Fuelwatch scheme on the price consumers will pay for motor fuel (including unleaded petrol, diesel and LPG) in metropolitan areas, regional centres and rural Australia;
 - (b) the economic benefits and costs of the proposed Fuelwatch scheme to consumers in metropolitan areas, regional centres and rural Australia;
 - (c) other economic costs of the proposed Fuelwatch scheme, including the compliance costs of the scheme for industry, particularly independent retailers;
 - (d) the impact of the proposed Fuelwatch scheme on competition between motor fuel retailers and the operation and viability of independent motor fuel retailers;
 - (e) intraday price volatility in the retail market, established price cycles in each state and territory, and consumer awareness of price cycles;
 - (f) the impact of Fuelwatch on discounting, as well as the amplitude and duration of price cycles, including any penalties that will apply to motor fuel retailers for not fixing prices for 24 hour periods;
 - (g) the potential use under the Fuelwatch scheme of sophisticated pricing strategies by motor fuel retailers who have more than one retail outlet, and how they may take advantage of the 24 hour rule;
 - (h) independent analysis of the overall economic benefits and costs of the proposed Fuelwatch scheme;
 - (i) independent analysis of the differences in motor fuel prices between Western Australia and other Australian states and territories, with particular reference to volumetric or consumption-weighted prices; and
 - (j) the legal basis for the legislation.
- (2) That, in conducting its inquiry, the committee:
 - (a) hear evidence in all capital cities and in such major rural and regional centres as may be determined by the committee; and

- (b) hear evidence, inter alia, from independent retailers, motoring bodies with knowledge of the retail motor fuel market, business organisations with an interest in motor fuel prices and independent think tanks and economists who have knowledge of retail pricing arrangements in the motor fuel industry.

Senator Ellison: To move on the next day of sitting—That the provisions of Schedules 1 and 2 of the Tax Laws Amendment (2008 Measures No. 3) Bill 2008 be referred to the Economics Committee for inquiry and report not before 18 August 2008.

Senator Johnston: To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to make provisions for the better operation of the solar rebate scheme. ***Save Our Solar (Solar Rebate Protection) Bill 2008***. (*general business notice of motion no. 105*)

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

- (a) notes the high level of support in the Australian community for the Government to take international legal action to stop ‘scientific whaling’ in Australia’s Antarctic territorial waters;
- (b) expresses its continuing deep concern at the killing of the whales in Australian waters; and
- (c) urges the Government to immediately commence international legal action to stop the killing of whales in Australian waters. (*general business notice of motion no. 106*)

The Leader of the Australian Greens (Senator Bob Brown): To move on the next day of sitting—That the Senate declares its opposition to the rates of excise and customs duties contained in the Excise Tariff Proposal (No. 1) 2008 and the Customs Tariff Proposal (No. 1) 2008 tabled in the House of Representatives on 13 May 2008 unless and until the Government tables in the Senate a comprehensive and costed plan of new action to address the \$10 billion per annum problem of alcohol abuse in Australia. (*general business notice of motion no. 107*)

12 POSTPONEMENTS

The following items of business were postponed:

Business of the Senate notice of motion no. 1 standing in the name of Senator Siewert for today, proposing a reference to the Environment, Communications and the Arts Committee, postponed till 17 June 2008.

Business of the Senate notice of motion no. 2 standing in the name of Senator Siewert for today, proposing a reference to the Community Affairs Committee, postponed till 17 June 2008.

General business notice of motion no. 94 standing in the name of the Leader of the Opposition in the Senate (Senator Minchin) for today, proposing an order for the production of documents relating to government appointments, postponed till 17 June 2008.

General business notice of motion no. 95 standing in the name of the Leader of the Opposition in the Senate (Senator Minchin) for today, proposing an order for the production of documents relating to grants approved in each portfolio or agency, postponed till 17 June 2008.

13 LEAVE OF ABSENCE

Senator O'Brien, by leave, moved—That leave of absence be granted to Senators Carr and Conroy from 16 June to 20 June 2008, on account of government business overseas.

Question put and passed.

14 FAMILY AND COMMUNITY SERVICES—SENIORS AND CARERS—MINISTERIAL STATEMENT—DOCUMENT

The Minister for Human Services (Senator Ludwig) tabled the following document:

Family and community services—Certainty and security for seniors and carers—Ministerial statement by the Minister for Families, Housing, Community Services and Indigenous Affairs (Ms Macklin), dated 15 May 2008.

Senator Coonan, by leave, moved—That the Senate take note of the document.

Debate ensued.

Question put and passed.

15 TRADE—WORLD INTELLECTUAL PROPERTY ORGANIZATION—MINISTERIAL STATEMENT—DOCUMENT

The Minister for Human Services (Senator Ludwig) tabled the following document:

Trade—World Intellectual Property Organization (WIPO)—Nomination of new Director-General—Ministerial statement by the Minister for Trade (Mr Crean), dated 15 May 2008.

Senator Brandis, by leave, moved—That the Senate take note of the document.

Question put and passed.

16 SOCIAL ISSUES—GREEN PAPER ON HOMELESSNESS—MINISTERIAL STATEMENT—DOCUMENT

The Minister for Human Services (Senator Ludwig) tabled the following document:

Social issues—Which way home? The Government's green paper on homelessness—Ministerial statement by the Minister for Housing (Ms Plibersek), dated 26 May 2008.

17 FAMILY AND COMMUNITY SERVICES—110TH BIRTHDAY OF MRS DOREEN WASHINGTON—MINISTERIAL STATEMENT—DOCUMENT

The Minister for Human Services (Senator Ludwig) tabled the following document:

Family and community services—110th birthday of Mrs Doreen Washington—Ministerial statement by the Minister for Ageing (Ms Elliot).

18 TRADE—AUSTRALIA-CHILE FREE TRADE AGREEMENT—MINISTERIAL STATEMENT—DOCUMENT

The Minister for Human Services (Senator Ludwig) tabled the following document:

Trade—Conclusion of negotiations on Australia-Chile free trade agreement—Ministerial statement by the Minister for Trade (Mr Crean), dated 27 May 2008.

19 FOREIGN AFFAIRS—60TH ANNIVERSARY OF UNITED NATIONS PEACEKEEPING OPERATIONS—MINISTERIAL STATEMENT—DOCUMENT

The Minister for Human Services (Senator Ludwig) tabled the following document:

Foreign affairs—60th anniversary of UN peacekeeping operations—Ministerial statement by the Minister for Foreign Affairs (Mr Smith), dated 28 May 2008.

20 DEFENCE—IRAQ—MINISTERIAL STATEMENT—DOCUMENT

The Minister for Human Services (Senator Ludwig) tabled the following document:

Defence—Cessation of Australian combat operations in Iraq—Ministerial statement by the Prime Minister (Mr Rudd), dated 2 June 2008.

21 FINANCE—FINANCIAL STABILITY—MINISTERIAL STATEMENT—DOCUMENT

The Minister for Human Services (Senator Ludwig) tabled the following document:

Finance—Financial stability—Ministerial statement by the Treasurer (Mr Swan), dated 2 June 2008.

22 FAMILY AND COMMUNITY SERVICES—THE CENTENARY OF THE AGE PENSION—MINISTERIAL STATEMENT—DOCUMENT

The Minister for Human Services (Senator Ludwig) tabled the following document:

Family and community services—The centenary of the age pension—Ministerial statement by the Minister for Families, Housing, Community Services and Indigenous Affairs (Ms Macklin), dated 3 June 2008.

23 TRANSPORT—WORLD ENVIRONMENT DAY—FUEL EFFICIENT CARS—MINISTERIAL STATEMENT—DOCUMENT

The Minister for Human Services (Senator Ludwig) tabled the following document:

Transport—World Environment Day—Towards a new car plan for Australia's future: More fuel efficient cars to help motorists and the environment—Ministerial statement by the Prime Minister (Mr Rudd), dated 5 June 2008.

24 TRADE—AUSTRALIA-NEW ZEALAND LEADERSHIP FORUM—MINISTERIAL STATEMENT—DOCUMENT

The Minister for Human Services (Senator Ludwig) tabled the following document:

Trade—Australia-New Zealand Leadership Forum—Ministerial statement by the Minister for Trade (Mr Crean), dated 16 June 2008.

25 INDUSTRY—WESTERN AUSTRALIAN GAS DISRUPTION—MINISTERIAL STATEMENT—DOCUMENT

The Minister for Human Services (Senator Ludwig) tabled the following document:

Industry—Western Australian gas disruption—Ministerial statement by the Minister for Resources, Energy and Tourism (Mr Ferguson).

26 ECONOMICS—STANDING COMMITTEE—REPORTS—RESERVE BANK AMENDMENT (ENHANCED INDEPENDENCE) BILL 2008

The Acting Deputy President (Senator Forshaw) tabled the following reports received on the dates indicated:

Economics—Standing Committee—Reserve Bank Amendment (Enhanced Independence) Bill 2008 [Provisions]—

Interim report, dated 30 May 2008. [*Received 30 May 2008*]

Report, dated June 2008, Hansard record of proceedings, documents presented to the committee and submissions. [*Received 11 June 2008*]

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

27 ECONOMICS—STANDING COMMITTEE—REPORT—NATIONAL MARKET DRIVEN ENERGY EFFICIENCY TARGET BILL 2007 [2008] AND RENEWABLE ENERGY LEGISLATION AMENDMENT (RENEWABLE POWER PERCENTAGE) BILL 2008

The Acting Deputy President (Senator Forshaw) tabled the following report and documents received on 30 May 2008:

Economics—Standing Committee—National Market Driven Energy Efficiency Target Bill 2007 [2008] and Renewable Energy Legislation Amendment (Renewable Power Percentage) Bill 2008—Report, dated May 2008, Hansard record of proceedings and submissions.

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

28 SCRUTINY OF BILLS—STANDING COMMITTEE—4TH REPORT AND ALERT DIGEST NO. 4 OF 2008

The Acting Deputy President (Senator Forshaw) tabled the following report and documents received on 5 June 2008:

Scrutiny of Bills—Standing Committee—

4th report of 2008, dated 4 June 2008.

Alert Digest No. 4 of 2008, dated 4 June 2008.

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

29 ENVIRONMENT, COMMUNICATIONS AND THE ARTS—STANDING COMMITTEE—INTERIM REPORT—EFFECTIVENESS OF THE BROADCASTING CODES OF PRACTICE

The Acting Deputy President (Senator Forshaw) tabled the following report received on 6 June 2008:

Environment, Communications and the Arts—Standing Committee—Effectiveness of the broadcasting codes of practice—Interim report, dated 6 June 2008.

Reporting date: Senator Wortley, by leave and at the request of the Chair of the Environment, Communications and the Arts Committee (Senator McEwen), moved—That the final report of the Environment, Communications and the Arts Committee on the effectiveness of the broadcasting codes of practice be presented by 19 June 2008.

Question put and passed.

30 GOVERNMENT DOCUMENTS

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

Airservices Australia—Corporate plan July 2007 to June 2012. [*Received 19 May 2008*]

Department of Education, Employment and Workplace Relations—Australian vocational education and training system—Report for 2006. [*Received 6 June 2008*]

Estimates of proposed expenditure for 2008-09—Portfolio budget statements—Portfolios and executive departments—

Defence portfolio—Correction. [*Received 21 May 2008*]

Education, Employment and Workplace Relations portfolio—Corrigendum. [*Received 30 May 2008*]

Estimates of proposed supplementary expenditure for 2007-08—Portfolio supplementary additional estimates statements—Portfolios and executive departments—Resources, Energy and Tourism portfolio. [*Received 16 May 2008*]

Petroleum (Submerged Lands) Act 1967—Review of the operational effectiveness of the National Offshore Petroleum Safety Authority, March 2008. [*Received 11 June 2008*]

Quarantine Act 1908—Commission of inquiry into the outbreak of equine influenza in Australia in 2007—Report by the Honourable Ian Callinan, AC, April 2008. [*Received 12 June 2008*]

Torres Strait Protected Zone Joint Authority—Report for 2005-06. [*Received 19 May 2008*]

Which way home? A new approach to homelessness—Green paper by the Prime Minister and Minister for Housing, May 2008. [*Received 22 May 2008*]

31 AUDITOR-GENERAL—AUDIT REPORTS NOS 34, 35 AND 40 OF 2007-08—DOCUMENTS

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

Auditor-General—Audit reports for 2007-08—

No. 34—Performance audit—Administration of the pathology quality and outlays memorandum of understanding—Department of Health and Ageing. [*Received 21 May 2008*]

No. 35—Performance audit—Building certification of residential aged care homes—Department of Health and Ageing. [*Received 22 May 2008*]

No. 40—Performance audit—Taxpayers' Charter: Follow-up audit—Australian Taxation Office. [*Received 11 June 2008*]

32 VACANCY IN THE REPRESENTATION OF VICTORIA—CHOICE OF JACINTA MARY ANN COLLINS—DOCUMENT

The Acting Deputy President (Senator Forshaw) tabled the original certificate of the choice by the Parliament of Victoria of Jacinta Mary Ann Collins to fill the vacancy caused by the resignation of Senator Ray (*see entry no. 3, 13 May 2008*).

33 AIRSERVICES AUSTRALIA—CORPORATE PLAN JULY 2007 TO JUNE 2012—CONSIDERATION

Senator Barnett, by leave, moved that the Senate take note of the document tabled earlier today (*see entry no. 30*).

Question put and passed.

34 AUDITOR-GENERAL—AUDIT REPORTS NOS 36 TO 39 OF 2007-08—DOCUMENTS

The Acting Deputy President (Senator Forshaw) tabled the following documents:

Auditor-General—Audit reports for 2007-08—

No. 36—Performance audit—The Australian Taxation Office's strategies to address tax haven compliance risks—Australian Taxation Office.

No. 37—Performance audit—Management of credit cards.

No. 38—Performance audit—Administration of Job Network service fees—Department of Education, Employment and Workplace Relations.

No. 39—Performance audit—Managing e-business applications: Follow-up audit—Department of Education, Employment and Workplace Relations.

35 NATIONAL SCHOOLS CONSTITUTIONAL CONVENTION 2008—DOCUMENT

The Acting Deputy President (Senator Forshaw) tabled the following document:

National Schools Constitutional Convention 2008, Old Parliament House, 29 April to 1 May 2008—Communiqué.

36 ESTIMATES OF PROPOSED EXPENDITURE FOR 2008-09—PORTFOLIO BUDGET STATEMENTS—PORTFOLIO AND EXECUTIVE DEPARTMENTS—DOCUMENTS

The Special Minister of State (Senator Faulkner) tabled the following documents:

Estimates of proposed expenditure for 2008-09—Portfolio budget statements—Portfolio and executive departments—Environment, Water, Heritage and the Arts portfolio—Corrections.

37 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT STANDING COMMITTEE—REPORT—REVIEW OF THE DEFENCE ANNUAL REPORT 2005-06

Senator Wortley, at the request of the Chair of the Joint Standing Committee on Foreign Affairs, Defence and Trade (Senator Forshaw), tabled the following report:

Foreign Affairs, Defence and Trade—Joint Standing Committee—Review of the Defence annual report 2005-06—Report, dated June 2008.

Senator Wortley, by leave, moved—That the Senate take note of the report.

Question put and passed.

38 DOCUMENTS

The following documents were tabled by the Clerk:

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

A New Tax System (Family Assistance) (Administration) Act—Family Assistance (Public Interest Certificate Guidelines) (FaHCSIA) Determination 2008 [F2008L01977]*.

Aboriginal and Torres Strait Islander Act—Select Legislative Instrument 2008 No. 78—Torres Strait Regional Authority (Election of Officeholders) Amendment Regulations 2008 (No. 1) [F2008L01523]*.

ACIS Administration Act—Revocation of permission to make an application for registration as a motor vehicle producer [F2008L02042]*.

Acts Interpretation Act—Acts Interpretation (Substituted References — Section 19B) Amendment Order 2008 (No. 2) [F2008L01843]*.

Airspace Act—Airspace Regulations—Instruments Nos CASA OAR—
68/08—Determination of airspace and controlled aerodromes etc [F2008L02020]*.

70/08—Determination of conditions for use of air routes [F2008L02021]*.

Anti-Money Laundering and Counter-Terrorism Financing Act—Anti-Money Laundering and Counter-Terrorism Financing Rules Amendment Instrument 2008 (No. 3) [F2008L01373]*.

Appropriation Act (No. 1) 2005-2006—Determination to reduce appropriation upon request—Determination No. 8 of 2007-2008 [F2008L01795]*.

Appropriation Act (No. 1) 2007-2008—Determination to reduce appropriation upon request—Determination No. 6 of 2007-2008 [F2008L01793]*.

Appropriation Act (No. 2) 2007-2008—Determination to reduce appropriation upon request—Determination No. 7 of 2007-2008 [F2008L01794]*.

Appropriation Act (No. 3) 2007-2008—Section 12 Determination 2008/01 – Flexible Funding Pool Receipts 2008 [F2008L01658]*.

AusLink (National Land Transport) Act—Variation of AusLink Roads to Recovery List Instrument No. 2008/3 [F2008L01998]*.

Australian Citizenship Act—Select Legislative Instrument 2008 No. 90—Australian Citizenship Amendment Regulations 2008 (No. 1) [F2008L01846]*.

Australian National University Act—

Information Infrastructure and Services Statute 2008 [F2008L02031]*.

Information Infrastructure and Services Statute 2008—Information Infrastructure and Services Rules 2008 [F2008L02032]*.

Programs and Awards Statute 2006—

Academic Progress Rules 2008 [F2008L02036]*.

Graduate Coursework Awards Rules 2008 [F2008L02033]*.

Higher Doctorates Rules 2008 [F2008L02034]*.

Research Awards Rules 2008 [F2008L02037]*.

Undergraduate Awards Rules 2008 [F2008L02039]*.

Australian Prudential Regulation Authority Act—

Australian Prudential Regulation Authority (Confidentiality) Determination No. 6 of 2008—Information provided by locally-incorporated banks and foreign ADIs under Reporting Standard ARS 320.0 (2005) [F2008L01675]*.

Australian Prudential Regulation Authority Instruments Fixing Charges Nos—

1 of 2008—Provision of statistical information about financial sector entities to the Reserve Bank of Australia and the Australian Bureau of Statistics during the 2007-08 financial year [F2008L02029]*.

2 of 2008—Models-based capital adequacy requirements for ADIs: 2007-2008 [F2008L02030]*.

Australian Research Council Act—Approval of Proposals—Determination No. 57—Linkage Projects Round 2 commencing in 2008.

Broadcasting Services Act—Variation to the Licence Area Plan for Bendigo Radio – No. 1 of 2008 [F2008L01951]*.

Child Support (Assessment) Act—Select Legislative Instrument 2008 No. 97—Child Support (Assessment) Amendment Regulations 2008 (No. 1) [F2008L01898]*.

Child Support Legislation Amendment (Reform of the Child Support Scheme — New Formula and Other Measures) Act—Select Legislative Instrument 2008 No. 98—Child Support Reform (New Formula and Other Measures) Amendment Regulations 2008 (No. 1) [F2008L01897]*.

Child Support (Registration and Collection) Act—Select Legislative Instrument 2008 No. 99—Child Support (Registration and Collection) Amendment Regulations 2008 (No. 1) [F2008L01899]*.

Civil Aviation Act—

Civil Aviation Regulations—

Civil Aviation Order 82.6 Amendment Order (No. 1) 2008 [F2008L01742]*.

Civil Aviation Order 100.66 Amendment Order (No. 1) 2008 [F2008L01197]*.

Instruments Nos CASA—

190/08—Permission and direction – helicopter special operations [F2008L01016]*.

239/08—Authorisation, permission and direction – helicopter special operations [F2008L01166]*.

249/08—Instructions – for approved use of P-RNAV procedures [F2008L01324]*.

251/08—Instructions – RNAV (RNP-AR) approaches and departures [F2008L01327]*.

273/08—Instructions – use of RNAV (GNSS) approaches by RNP-capable aircraft [F2008L01442]*.

EX26/08—Exemption – training and checking organisation, flight check system [F2008L01365]*.

EX29/08—Exemption – refuelling with passengers on board [F2008L01441]*.

EX30/08—Exemption – navigation and anti-collision lights [F2008L01555]*.

EX33/08—Exemption – requirements for emergency locator transmitters and portable distress beacons [F2008L01695]*.

EX35/08—Exemption – from take-off minima inside Australian territory [F2008L01657]*.

Civil Aviation Regulations and Civil Aviation Safety Regulations—Instrument No. CASA EX27/08—Exemption – CASR Part 137 for aerial baiting and dropping incendiaries; Exemption – CAR 5.01 (2)(a) agricultural pilot rating [F2008L01677]*.

Civil Aviation Safety Regulations—

Airworthiness Directives—Part—

105—

AD/A320/157 Amdt 2—Liquid Crystal Display Units [F2008L01650]*.

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AD/PA-28/49—Air Conditioning System – Modification [F2008L01880]*.
AD/PA-28/51—Aileron Centring Cable – Inspection [F2008L01881]*.
AD/PA-28/55—Fuel Valve – Replacement [F2008L01882]*.
AD/PA-28/67—Electric Pitch Trim Switch – Modification [F2008L01883]*.
AD/PA-28/69—Engine Cowling – Drain Hole Provision [F2008L01885]*.
AD/PA-28/71—Nose Landing Gear Down Lock – Modification or Replacement [F2008L01886]*.
AD/PA-28/73—Hose Assembly – Inspection and Modification [F2008L01888]*.
AD/PA-28/74—Fuel and Vapour Return Lines – Modification [F2008L01889]*.
AD/PA-28/81—Fuel Filter Drain Valve – Replacement [F2008L01890]*.
AD/PA-28/82—Rudder Torque Tube Attachment Fitting and Hardware – Inspection [F2008L01891]*.
AD/PA-28/85—Battery Strap Installation [F2008L01892]*.

- AD/PA-28/87—Stabilator Attach Fitting Corrosion [F2008L01893]*.
- AD/PA-28/88 Amdt 3—Aft Centre of Gravity Restriction [F2008L01894]*.
- AD/ROBIN/8 Amdt 3—Wing Structure and Fuselage Attachment [F2008L01637]*.
- AD/ROBIN/28 Amdt 2—Wing Attachment Bolts [F2008L01638]*.
- AD/ROBIN/32 Amdt 2—Wing Spars [F2008L01639]*.
- AD/SF340/106—Forward Engine Cowl Door [F2008L01642]*.
- AD/S-PUMA/75—Crash Position Indicator Water Activated Switch [F2008L01485]*.
- AD/S-PUMA/76—Seat Harness Belt Buckle Blanking Plugs [F2008L01640]*.
- AD/S-PUMA/77—CPI 503 Crash Position Indicator Components [F2008L01895]*.
- AD/TAYLORCRAFT/2—Wing Lift Strut Attach Fittings [F2008L01701]*.
- 106—
- AD/ROTAX/22 Amdt 1—Camshaft Hydraulic Tappet Wear [F2008L01943]*.
- AD/THIELERT/9—Engine – Clutch Assembly [F2008L01702]*.
- 107—
- AD/EMY/35—Life Vest Valise Zipper [F2008L01629]*.
- AD/EMY/36—Evacuation Systems – Corroded Shear-Pin Restraints [F2008L01632]*.
- AD/INST/56 Amdt 1—Avidyne Corporation Primary Flight Displays [F2008L01464]*.
- AD/PARA/18—VIGIL Parachute Automatic Activation Device [F2008L01676]*.
- Instruments Nos CASA—
- EX25/08—Exemption – Officer in Charge [F2008L01313]*.
- EX31/08—Exemption – runway end safety area non-compliance RWY 07 end [F2008L01550]*.
- Manual of Standards Part 60 Amendment (No. 1) 2008 [F2008L01328]*.
- Commissioner of Taxation—Public rulings—
- Class Rulings—CR 2008/35-CR 2008/40.
- Goods and Services Tax Determination GSTD 2008/1.
- Product Rulings—
- Addenda—PR 2007/70, PR 2007/102, PR 2008/13 and PR 2008/17.
- Notices of Withdrawal—PR 2007/11 and PR 2007/44.
PR 2008/44-PR 2008/55.
- Taxation Determinations—
- Addendum—TD 93/86.
- Erratum—TD 2008/9.
- Notices of Withdrawal—TD 93/159 and TD 94/69.
TD 2008/13 and TD 2008/14.
- Taxation Rulings—
- Notices of Withdrawal—TR 94/4-TR 94/6.
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- Addendum—IT 2484.
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TR 2008/2 and TR 2008/3.

Commonwealth Authorities and Companies Act—Investment Approval 2008/01—Dematerialised equivalents [F2008L02067]*.

Corporations Act—

ASIC Class Orders—

[CO 08/35] [F2008L01573]*.

[CO 08/171] [F2008L01574]*.

Select Legislative Instruments 2008 Nos—

93—Corporations Amendment Regulations 2008 (No. 1) [F2008L01830]*.

94—Corporations Amendment Regulations 2008 (No. 2) [F2008L01827]*.

Currency Act—Currency (Royal Australian Mint) Determinations 2008—

(No. 4) [F2008L01660]*.

(No. 5) [F2008L01661]*.

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Select Legislative Instrument 2008 No. 74—Customs (Prohibited Imports) Amendment Regulations 2008 (No. 3) [F2008L01400]*.

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0718565 [F2008L01567]*.

0718566 [F2008L01553]*.

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0802001 [F2008L01747]*.
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0802069 [F2008L02016]*.
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 0803405 [F2008L01979]*.
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 0803478 [F2008L01994]*.
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 40/2008 [F2008L01428]*.
 41/2008 [F2008L01431]*.
 42/2008 [F2008L01433]*.
 43/2008 [F2008L01435]*.
 44/2008 [F2008L01436]*.
 45/2008 [F2008L01437]*.
 46/2008 [F2008L02001]*.
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 48/2008 [F2008L02003]*.
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Defence Act—Determinations under section 58B—Defence Determinations—

2008/21—Additional remuneration for star rank officers, temporary accommodation allowance, education assistance and hardship post – amendments.

2008/22—Post indexes – price review.

Defence Force Discipline Act—Select Legislative Instrument 2008 No. 100—

Australian Military Court Amendment Rules 2008 (No. 1) [F2008L02026]*.

Environment Protection and Biodiversity Conservation Act—

Adoption of State or Territory Plans as Recovery Plans, dated—

27 March 2008 [F2008L02035]*.

25 May 2008 [F2008L02040]*.

Amendment of list of exempt native specimens—EPBC303DC/SFS/2008/17 [F2008L01685]*.

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Notice of proposed accreditation of the Statement of Management Arrangements, Coral Sea Fishery 2007, dated 16 November 2007.

Export Market Development Grants Act—Determination 1/2008—Determination of the Balance Distribution Date for Grant Year 2006-07.

Family Law Act—

Family Law (Part VII order application — Phase 2 date) Proclamation 2008 [F2008L01443]*.

Family Law (Part VII order application — Phase 3 date) Proclamation 2008 [F2008L01445]*.

Family Law (Superannuation) Regulations—Family Law (Superannuation) (Interest Rate for Adjustment Period) Determination 2008 [F2008L02028]*.

Farm Household Support Act—

Farm Help Advice and Training Scheme Amendment 2008 (No. 1) [F2008L01672]*.

Farm Help Re-establishment Grant Scheme Amendment 2008 (No. 1) [F2008L01674]*.

Select Legislative Instrument 2008 No. 77—Farm Household Support Amendment Regulations 2008 (No. 1) [F2008L01665]*.

Financial Management and Accountability Act—

Determinations—

2008/19—Section 32 (Transfer of Functions from the former DEST to DEEWR) [F2008L01667]*.

2008/20—Section 32 (Transfer of Functions from the former DEST to DIISR) [F2008L01668]*.

2008/21—Section 32 (Transfer of Functions from Environment to DRET) [F2008L01669]*.

2008/22—Section 32 (Transfer of Functions from the NWC to Environment) [F2008L01670]*.

2008/23—Section 32 (Transfer of Functions from the former DEST to ARC) [F2008L01787]*.

2008/24—Section 32 (Transfer of Functions from DIISR to ARC) [F2008L01788]*.

2008/25—Section 32 (Transfer of Functions from the former DCITA to DBCDE) [F2008L01884]*.

2008/26—Section 32 (Transfer of Functions from the former DCITA to DBCDE) [F2008L01965]*.

2008/27—Section 32 (Transfer of Functions from the former DEWR to DEEWR) [F2008L01966]*.

2008/28—Section 32 (Transfer of Functions from the former DEST to DRET) [F2008L02043]*.

2008/29—Section 32 (Transfer of Functions from the former DEST to ARC) [F2008L02046]*.

Financial Management and Accountability Orders 2008 [F2008L01582]*.

Fisheries Management Act—

Determination No. PT02A—Commonwealth Pelagic Fisheries Catch Disposal Record [F2008L01975]*.

Northern Prawn Fishery Management Plan 1995—

Gear Determination No. NPF GD 04 [F2008L01935]*.

NPF Directions Nos—

- 113—First Season Closures [F2008L01690]*.
- 114—Prohibition on Fishing (Prior to Seasons) [F2008L01692]*.
- 115—Prohibition on Fishing [F2008L01693]*.
- 116—Gear Trials [F2008L01694]*.

Food Standards Australia New Zealand Act—

Australia New Zealand Food Standards Code – Amendment No. 98 – 2008 [F2008L01488]*.

FSANZ Application Handbook – Amendment No. 1 – 2008 [F2008L01697]*.

Health Insurance Act—Health Insurance (Diagnostic Imaging Accreditation) Determination 2008 [F2008L01571]*.

Health Insurance Act and Health Insurance Amendment (Diagnostic Imaging Accreditation) Act—Health Insurance (Diagnostic Imaging Accreditation – Approved Accreditors) Determination 2008 [F2008L01572]*.

Higher Education Endowment Fund Act—Higher Education Endowment Fund Advisory Board Directions No. 1 of 2008 [F2008L02050]*.

Higher Education Support Act—

Funding Agreements under section 30-25, dated—

- 1 April 2008—The University of Notre Dame Australia.
- 2 April 2008—The University of New South Wales.
- 7 April 2008—Avondale College.
- 18 April 2008—The University of Melbourne.
- 24 April 2008—Tabor College Adelaide.
- 5 May 2008—The University of Western Australia.
- 9 May 2008—The University of Adelaide.

Other Grants Guidelines 2006—Amendment No. 10 [F2008L01643]*.

VET Administration Guidelines [F2008L01958]*.

VET FEE-HELP Guidelines [F2008L01952]*.

VET Provider Guidelines [F2008L01957]*.

Income Tax Assessment Act 1997—Select Legislative Instrument 2008 No. 81—Income Tax Assessment Amendment Regulations 2008 (No. 2) [F2008L01434]*.

Migration Act—

Migration Agents Regulations—MARA Notices—

MN21-08b of 2008—Migration Agents (Continuing Professional Development – Private Study of Audio, Video or Written Material) [F2008L01679]*.

MN21-08c of 2008—Migration Agents (Continuing Professional Development – Attendance at a Seminar, Workshop, Conference or Lecture) [F2008L01681]*.

MN21-08f of 2008—Migration Agents (Continuing Professional Development – Miscellaneous Activities) [F2008L01680]*.

Migration Regulations—Instruments IMMI—

08/013—Specification of countries [F2008L01978]*.

08/020—Regional certifying bodies and post codes defining regional Australia for certain visas [F2008L01641]*.

08/034—Migration occupations in demand [F2008L01524]*.

08/046—Working Holiday Visa – definitions of ‘Seasonal Work’ and ‘Regional Australia’ [F2008L01738]*.

Migration (United Nations Security Council Resolutions) Regulations—Instrument IMMI 08/024—Specification of United Nations Security Council Resolutions [F2008L02024]*.

Migration Act and Immigration (Education) Act—Select Legislative Instrument 2008 No. 91—Migration Legislation Amendment Regulations 2008 (No. 1) [F2008L01848]*.

Mutual Recognition Act—Declaration under section 32—Ministerial Declaration [F2008L02044]*.

National Film and Sound Archive Act—Select Legislative Instrument 2008 No. 88—National Film and Sound Archive Regulations 2008 [F2008L01870]*.

National Health Act—Instruments Nos PB—

60 of 2008—Amendment determination – pharmaceutical benefits [F2008L02049]*.

62 of 2008—Amendment – price determinations and special patient contributions [F2008L02052]*.

63 of 2008—Amendment – pharmaceutical benefits supplied by medical practitioners [F2008L02053]*.

64 of 2008—Amendment determination – conditions [F2008L02055]*.

65 of 2008—Amendment Special Arrangements – Highly Specialised Drugs Program [F2008L02057]*.

67 of 2008—Amendment Special Arrangements – Chemotherapy Pharmaceuticals Access Program [F2008L02058]*.

68 of 2008—Determination – drugs on F1 [F2008L02059]*.

69 of 2008—Amendment Determination – exempt items [F2008L02060]*.

Navigation Act—Marine Orders Nos—

1 of 2008—High-speed craft [F2008L01631]*.

2 of 2008—Ships surveys and certification [F2008L01766]*.

3 of 2008—Liquefied gas carriers and chemical tankers [F2008L01734]*.

4 of 2008—Equipment — Life-saving [F2008L01821]*.

5 of 2008—Construction — Fire protection, fire detection and fire extinction [F2008L01792]*.

Occupational Health and Safety Act—Occupational Health and Safety Code of Practice 2008 [F2008L02054]*.

Parliamentary Entitlements Act—Parliamentary Entitlements Regulations—Advice of decision to pay assistance under Part 3, dated 5 May 2008.

Primary Industries and Energy Research and Development Act—Select Legislative Instrument 2008 No. 83—Fisheries Research and Development Corporation Amendment Regulations 2008 (No. 1) [F2008L01554]*.

Primary Industries (Excise) Levies Act—Select Legislative Instruments 2008 Nos—

84—Primary Industries (Excise) Levies Amendment Regulations 2008 (No. 1) [F2008L01666]*.

85—Primary Industries (Excise) Levies Amendment Regulations 2008 (No. 2) [F2008L01662]*.

Primary Industries Levies and Charges Collection Act—Select Legislative Instrument 2008 No. 86—Primary Industries Levies and Charges Collection Amendment Regulations 2008 (No. 1) [F2008L01663]*.

Public Order (Protection of Persons and Property) Act—Select Legislative Instrument 2008 No. 92—Public Order (Protection of Persons and Property) Amendment Regulations 2008 (No. 1) [F2008L01776]*.

Radiocommunications Act—

Digital Radio Multiplex Transmitter Licences (Decision-Making Criteria) Determination 2008 [F2008L01686]*.

Digital Radio Multiplex Transmitter Licences Procedural Rules 2008 [F2008L01687]*.

Remuneration and Allowances Act—Select Legislative Instrument 2008 No. 76—Remuneration and Allowances Amendment Regulations 2008 (No. 1) [F2008L01416]*.

Research Involving Human Embryos Act—Select Legislative Instrument 2008 No. 80—Research Involving Human Embryos Amendment Regulations 2008 (No. 1) [F2008L00983]*.

Safety, Rehabilitation and Compensation Act—

Safety, Rehabilitation and Compensation (Definition of Employee) Notice 2008 (1) [F2008L01552]*.

Select Legislative Instrument 2008 No. 87—Safety, Rehabilitation and Compensation Amendment Regulations 2008 (No. 1) [F2008L01678]*.

Screen Australia Act—Select Legislative Instrument 2008 No. 89—Screen Australia Regulations 2008 [F2008L01867]*.

Social Security (Administration) Act—

Social Security (Administration) (Declared relevant Northern Territory areas — Various (No. 16)) Determination 2008 [F2008L01645]*.

Social Security (Administration) (Declared relevant Northern Territory areas — Various (No. 17)) Determination 2008 [F2008L01688]*.

Social Security (Administration) (Declared relevant Northern Territory areas — Various (No. 18)) Determination 2008 [F2008L01689]*.

Social Security (Administration) (Declared relevant Northern Territory areas — Various (No. 19)) Determination 2008 [F2008L01974]*.

Social Security (Administration) (Declared relevant Northern Territory areas — Various (No. 20)) Determination 2008 [F2008L02061]*.

Social Security (Administration) (Declared relevant Northern Territory areas — Various (No. 21)) Determination 2008 [F2008L02062]*.

Social Security (Public Interest Certificate Guidelines) (FaHCSIA) Determination 2008 [F2008L01976]*.

Student Assistance Act—Amendment No. 1 to Determination No. 2007/1 – Determination of Education Institutions and Courses under subsections 3(1) and 5D(1) of the *Student Assistance Act 1973* [F2008L02000]*.

Superannuation Act 1976—Select Legislative Instrument 2008 No. 79—Superannuation (CSS) Salary Amendment Regulations 2008 (No. 1) [F2008L01467]*.

Superannuation (Resolution of Complaints) Act—Select Legislative Instrument 2008 No. 95—Superannuation (Resolution of Complaints) Amendment Regulations 2008 (No. 1) [F2008L01741]*.

Sydney Airport Curfew Act—Dispensation Reports—

05/08 [3 dispensations].

06/08 [2 dispensations].

Taxation Administration Act—PAYG withholding—

Notice exempting entities from giving a duplicate copy of a payment summary to payees for any payment [F2008L01659]*.

Notice exempting entities from giving a payment summary for lump sum superannuation benefits to certain recipients with a terminal medical condition [F2008L01999]*.

Variation to the rate of withholding from lump sum superannuation member benefits for certain recipients with a terminal medical condition [F2008L01854]*.

Withholding Schedules 2008 [F2008L01698]*.

Telecommunications (Carrier Licence Charges) Act—

Telecommunications (Annual Carrier Licence Charge) Determination 2008 [F2008L01855]*.

Telecommunications (Costs Attributable to Telecommunications Functions and Powers) Determination 2008 [F2008L01871]*.

Telecommunications (Recovery of ITU Budget Contribution) Determination 2008 [F2008L01872]*.

Telecommunications (Consumer Protection and Service Standards) Act—

Australian Communications and Media Authority (Advice about Universal Service Subsidies) Direction (No. 1) 2008 [F2008L01566]*.

Telecommunications (Emergency Call Service) Amendment Determination 2008 (No. 1) Amendment Determination 2008 [F2008L01646]*.

Therapeutic Goods Act—

Medical Device Standards Order (Standards for Clinical Evidence) 2008 [F2008L01700]*.

Medical Device Standards Order (Standards for Risk Management) 2008 [F2008L01699]*.

Therapeutic Goods Order No. 69B—Amendment to Therapeutic Goods Order No. 69—General requirements for labels for medicines [F2008L02056]*.

Torres Strait Fisheries Act—Torres Strait Fisheries Management Notice No. 82—

Torres Strait Prawn Fishery—Requirement for use of bycatch reduction devices [F2008L01970]*.

Trade Practices Act—Select Legislative Instruments 2008 Nos—

82—Trade Practices (Consumer Product Information Standards) (Cosmetics) Amendment Regulations 2008 (No. 1) [F2008L01521]*.

96—Trade Practices Amendment Regulations 2008 (No. 2) [F2008L01956]*.

Veterans' Entitlements Act—

Instrument No. R7/2008—Veterans' Entitlements (Treatment Principles – Transfer of Veterans from Rozelle Hospital) Instrument 2008 [F2008L01271]*.

Select Legislative Instrument 2008 No. 75—Veterans' Entitlements Amendment Regulations 2008 (No. 1) [F2008L01260]*.

Veterans' Entitlements Income (Exempt Lump Sum – Climate Change Adjustment Program Re-establishment Grant) Determination No. R13/2008 [F2008L01973]*.

Veterans' Entitlements Income (Exempt Lump Sum – MBF and BUPA Australia Merger Payment) Determination No. R14 of 2008 [F2008L01716]*.

Workplace Relations Act—Select Legislative Instrument 2008 No. 73—Australian Industrial Relations Commission Amendment Rules 2008 (No. 1) [F2008L01394]*.

Governor-General's Proclamation—Commencement of provisions of an Act

Screen Australia Act 2008—Sections 3 to 45—1 July 2008 [F2008L01863].*

* Explanatory statement tabled with legislative instrument.

39 COMMITTEE MEMBERSHIP

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

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

Community Affairs—Standing Committee—

Appointed—Substitute member: Senator Murray to replace Senator Allison for the committee's inquiry into ready-to-drink alcohol beverages

National Capital and External Territories—Joint Standing Committee—

Discharged—Senator Stott Despoja.

Question put and passed.

40 NATIONAL HEALTH AMENDMENT (PHARMACEUTICAL BENEFITS SCHEME)

BILL 2008

FIRST HOME SAVER ACCOUNTS BILL 2008

INCOME TAX (FIRST HOME SAVER ACCOUNTS MISUSE TAX) BILL 2008

FIRST HOME SAVER ACCOUNTS (CONSEQUENTIAL AMENDMENTS) BILL 2008

TAX LAWS AMENDMENT (MEDICARE LEVY AND MEDICARE LEVY SURCHARGE)

BILL 2008

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

Message no. 90, dated 5 June 2008—A Bill for an Act to amend the law in relation to pharmaceutical benefits, and for related purposes.

Message no. 69, dated 3 June 2008—A Bill for an Act to provide for first home saver accounts, and for related purposes.

Message no. 71, dated 3 June 2008—A Bill for an Act to impose income tax in respect of certain payments from first home saver accounts.

Message no. 70, dated 3 June 2008—A Bill for an Act to amend the law relating to financial markets, taxation, superannuation, social security and veterans' entitlements, and for related purposes.

Message no. 60, dated 29 May 2008—A Bill for an Act to amend the law relating to taxation, and for related purposes.

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

On the motion of Senator Faulkner the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

Consideration of legislation: Senator Faulkner moved—That the First Home Saver Accounts Bill 2008, the Income Tax (First Home Saver Accounts Misuse Tax) Bill 2008 and the First Home Saver Accounts (Consequential Amendments) Bill 2008 be listed on the *Notice Paper* as one order of the day, and the remaining bills be listed as separate orders of the day.

Question put and passed.

- 41 **CIVIL AVIATION LEGISLATION AMENDMENT (1999 MONTREAL CONVENTION AND OTHER MEASURES) BILL 2008**
CUSTOMS AMENDMENT (STRENGTHENING BORDER CONTROLS) BILL 2008
CUSTOMS LEGISLATION AMENDMENT (MODERNISING) BILL 2008
CUSTOMS TARIFF AMENDMENT (TOBACCO CONTENT) BILL 2008
EXPORT MARKET DEVELOPMENT GRANTS AMENDMENT BILL 2008
FAMILIES, HOUSING, COMMUNITY SERVICES AND INDIGENOUS AFFAIRS AND OTHER LEGISLATION AMENDMENT (2008 BUDGET AND OTHER MEASURES) BILL 2008
FAMILY ASSISTANCE LEGISLATION AMENDMENT (CHILD CARE BUDGET AND OTHER MEASURES) BILL 2008
FARM HOUSEHOLD SUPPORT AMENDMENT (ADDITIONAL DROUGHT ASSISTANCE MEASURES) BILL 2008
FISHERIES LEGISLATION AMENDMENT (NEW GOVERNANCE ARRANGEMENTS FOR THE AUSTRALIAN FISHERIES MANAGEMENT AUTHORITY AND OTHER MATTERS) BILL 2008
HEALTH CARE (APPROPRIATION) AMENDMENT BILL 2008
HEALTH INSURANCE AMENDMENT (90 DAY PAY DOCTOR CHEQUE SCHEME) BILL 2008
HIGHER EDUCATION SUPPORT AMENDMENT (2008 BUDGET MEASURES) BILL 2008
INDIGENOUS AFFAIRS LEGISLATION AMENDMENT BILL 2008
INDIGENOUS EDUCATION (TARGETED ASSISTANCE) AMENDMENT (2008 BUDGET MEASURES) BILL 2008
LAW OFFICERS LEGISLATION AMENDMENT BILL 2008
NATIONAL HEALTH AMENDMENT (PHARMACEUTICAL AND OTHER BENEFITS—COST RECOVERY) BILL 2008
PASSENGER MOVEMENT CHARGE AMENDMENT BILL 2008
PRIVATE HEALTH INSURANCE LEGISLATION AMENDMENT BILL 2008
QUARANTINE AMENDMENT (NATIONAL HEALTH SECURITY) BILL 2008
RESERVE BANK AMENDMENT (ENHANCED INDEPENDENCE) BILL 2008
SAME-SEX RELATIONSHIPS (EQUAL TREATMENT IN COMMONWEALTH LAWS—SUPERANNUATION) BILL 2008
SOCIAL SECURITY AND OTHER LEGISLATION AMENDMENT (EMPLOYMENT ENTRY PAYMENT) BILL 2008
SYDNEY AIRPORT DEMAND MANAGEMENT AMENDMENT BILL 2008
TAX LAWS AMENDMENT (2008 MEASURES NO. 2) BILL 2008
TAX LAWS AMENDMENT (2008 MEASURES NO. 3) BILL 2008
TAX LAWS AMENDMENT (BUDGET MEASURES) BILL 2008
TAX LAWS AMENDMENT (MEDICARE LEVY SURCHARGE THRESHOLDS) BILL 2008
VETERANS' AFFAIRS LEGISLATION AMENDMENT (INTERNATIONAL AGREEMENTS AND OTHER MEASURES) BILL 2008
DEFENCE HOME OWNERSHIP ASSISTANCE SCHEME BILL 2008
DEFENCE HOME OWNERSHIP ASSISTANCE SCHEME (CONSEQUENTIAL AMENDMENTS) BILL 2008

EXCISE LEGISLATION AMENDMENT (CONDENSATE) BILL 2008
EXCISE TARIFF AMENDMENT (CONDENSATE) BILL 2008
NATIONAL FUELWATCH (EMPOWERING CONSUMERS) BILL 2008
NATIONAL FUELWATCH (EMPOWERING CONSUMERS) (CONSEQUENTIAL AMENDMENTS) BILL 2008
PROTECTION OF THE SEA (CIVIL LIABILITY FOR BUNKER OIL POLLUTION DAMAGE) BILL 2008
PROTECTION OF THE SEA (CIVIL LIABILITY FOR BUNKER OIL POLLUTION DAMAGE) (CONSEQUENTIAL AMENDMENTS) BILL 2008
TAX LAWS AMENDMENT (LUXURY CAR TAX) BILL 2008
A NEW TAX SYSTEM (LUXURY CAR TAX IMPOSITION—GENERAL) AMENDMENT BILL 2008
A NEW TAX SYSTEM (LUXURY CAR TAX IMPOSITION—CUSTOMS) AMENDMENT BILL 2008
A NEW TAX SYSTEM (LUXURY CAR TAX IMPOSITION—EXCISE) AMENDMENT BILL 2008

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

Message no. 62, dated 29 May 2008—A Bill for an Act to amend the law relating to aviation, and for related purposes.

Message no. 93, dated 5 June 2008—A Bill for an Act to amend the *Customs Act 1901*, and for related purposes.

Message no. 91, dated 5 June 2008—A Bill for an Act to amend the law relating to customs, and for related purposes.

Message no. 92, dated 5 June 2008—A Bill for an Act to amend the *Customs Tariff Act 1995*, and for related purposes.

Message no. 61, dated 29 May 2008—A Bill for an Act to amend the *Export Market Development Grants Act 1997*, and for other purposes.

Message no. 87, dated 5 June 2008—A Bill for an Act to amend the law relating to social security, veterans' affairs, family assistance, child support and taxation, and for related purposes.

Message no. 88, dated 5 June 2008—A Bill for an Act to amend the law in relation to family assistance, and for related purposes.

Message no. 75, dated 4 June 2008—A Bill for an Act to amend the *Farm Household Support Act 1992*, and for other purposes.

Message no. 94, dated 5 June 2008—A Bill for an Act to amend legislation about fisheries, and for related purposes.

Message no. 72, dated 4 June 2008—A Bill for an Act to amend the *Health Care (Appropriation) Act 1998*, and for related purposes.

Message no. 64, dated 29 May 2008—A Bill for an Act to amend the law in relation to health insurance, and for related purposes.

Message no. 83, dated 5 June 2008—A Bill for an Act to amend legislation relating to higher education, and for related purposes.

Message no. 86, dated 5 June 2008—A Bill for an Act to amend laws in relation to Aboriginal land in the Northern Territory, and for other purposes.

Message no. 81, dated 4 June 2008—A Bill for an Act to amend the *Indigenous Education (Targeted Assistance) Act 2000*, and for related purposes.

Message no. 74, dated 4 June 2008—A Bill for an Act relating to the Solicitor-General, and for related purposes.

Message no. 89, dated 5 June 2008—A Bill for an Act to amend the *National Health Act 1953*, and for related purposes.

Message no. 80, dated 4 June 2008—A Bill for an Act to amend the *Passenger Movement Charge Act 1978*, and for related purposes.

Message no. 73, dated 4 June 2008—A Bill for an Act to amend the law in relation to private health insurance, and for related purposes.

Message no. 66, dated 29 May 2008—A Bill for an Act to amend the *Quarantine Act 1908*, and for related purposes.

Message no. 52, dated 26 May 2008—A Bill for an Act to amend the *Reserve Bank Act 1959*, and for related purposes.

Message no. 82, dated 5 June 2008—A Bill for an Act to amend the law in relation to superannuation, and for related purposes.

Message no. 85, dated 5 June 2008—A Bill for an Act to amend the *Social Security Act 1991* and other legislation, and for related purposes.

Message no. 63, dated 29 May 2008—A Bill for an Act to amend the *Sydney Airport Demand Management Act 1997*, and for related purposes.

Message no. 49, dated 15 May 2008—A Bill for an Act to amend the law relating to taxation, and for related purposes.

Message no. 96, dated 16 June 2008—A Bill for an Act to amend the law relating to taxation, and for related purposes.

Message no. 55, dated 29 May 2008—A Bill for an Act to amend the law relating to taxation, and for related purposes.

Message no. 65, dated 29 May 2008—A Bill for an Act to amend the law relating to taxation, and for related purposes.

Message no. 95, dated 5 June 2008—A Bill for an Act to amend the law relating to veterans' affairs, and for other purposes.

Message no. 78, dated 4 June 2008—A Bill for an Act to establish a scheme to provide financial assistance to members of the Defence Force, and certain other persons, for the purchase, maintenance and development of their homes, and for related purposes.

Message no. 79, dated 4 June 2008—A Bill for an Act to deal with consequential matters in connection with the *Defence Home Ownership Assistance Scheme Act 2008*, and for related purposes.

Message no. 68, dated 3 June 2008—A Bill for an Act to amend the law relating to excise, and for related purposes.

Message no. 67, dated 3 June 2008—A Bill for an Act to amend the law relating to excise tariffs, and for related purposes.

Message no. 97, dated 16 June 2008—A Bill for an Act to empower consumers and encourage transparency in the fuel market, and for other purposes.

Message no. 98, dated 16 June 2008—A Bill for an Act to deal with consequential matters in connection with the *National Fuelwatch (Empowering Consumers) Act 2008*, and for other purposes.

Message no. 53, dated 26 May 2008—A Bill for an Act to give effect to the International Convention on Civil Liability for Bunker Oil Pollution Damage, and for related purposes.

Message no. 54, dated 26 May 2008—A Bill for an Act to make amendments consequential on the enactment of the *Protection of the Sea (Civil Liability for Bunker Oil Pollution Damage) Act 2008*, and for related purposes.

Message no. 56, dated 29 May 2008—A Bill for an Act to amend the law relating to taxation, and for related purposes.

Message no. 57, dated 29 May 2008—A Bill for an Act to amend the law relating to taxation, and for related purposes.

Message no. 58, dated 29 May 2008—A Bill for an Act to amend the law relating to taxation, and for related purposes.

Message no. 59, dated 29 May 2008—A Bill for an Act to amend the law relating to taxation, and for related purposes.

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

Explanatory memoranda: Senator Faulkner tabled the following documents:

Replacement explanatory memorandum relating to the Fisheries Legislation Amendment (New Governance Arrangements for the Australian Fisheries Management Authority and Other Matters) Bill 2008.

Revised explanatory memoranda relating to:

Excise Legislation Amendment (Condensate) Bill 2008 and the Excise Tariff Amendment (Condensate) Bill 2008.

Tax Laws Amendment (2008 Measures No. 2) Bill 2008.

Tax Laws Amendment (2008 Measures No. 3) Bill 2008.

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

Consideration of legislation: Senator Faulkner moved—That—

- (a) the Defence Home Ownership Assistance Scheme Bill 2008 and the Defence Home Ownership Assistance Scheme (Consequential Amendments) Bill 2008;
- (b) the Excise Legislation Amendment (Condensate) Bill 2008 and the Excise Tariff Amendment (Condensate) Bill 2008;
- (c) the National Fuelwatch (Empowering Consumers) Bill 2008 and the National Fuelwatch (Empowering Consumers) (Consequential Amendments) Bill 2008;
- (d) the Protection of the Sea (Civil Liability for Bunker Oil Pollution Damage) Bill 2008 and the Protection of the Sea (Civil Liability for Bunker Oil Pollution Damage) (Consequential Amendments) Bill 2008; and

(e) the Tax Laws Amendment (Luxury Car Tax) Bill 2008, A New Tax System (Luxury Car Tax Imposition—General) Amendment Bill 2008, A New Tax System (Luxury Car Tax Imposition—Customs) Amendment Bill 2008 and A New Tax System (Luxury Car Tax Imposition—Excise) Amendment Bill 2008, be listed on the *Notice Paper* as five orders of the day, and the remaining bills be listed as separate orders of the day.

Question put and passed.

42 TELECOMMUNICATIONS (INTERCEPTION AND ACCESS) AMENDMENT BILL 2008

A message from the House of Representatives was reported agreeing to the amendments made by the Senate to the following bill:

Message no. 50, dated 15 May 2008—Telecommunications (Interception and Access) Amendment Bill 2008.

43 SUPERANNUATION LEGISLATION AMENDMENT (TRUSTEE BOARD AND OTHER MEASURES) (CONSEQUENTIAL AMENDMENTS) BILL 2008

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

Message no. 84, dated 5 June 2008—Superannuation Legislation Amendment (Trustee Board and Other Measures) (Consequential Amendments) Bill 2008.

44 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:

26 May 2008—Message—

No. 9—

Social Security and Veterans' Entitlements Legislation Amendment (One-off Payments and Other Budget Measures) Act 2008 (Act No. 19, 2008)

Commonwealth Authorities and Companies Amendment Act 2008 (Act No. 20, 2008)

Offshore Petroleum Amendment (Miscellaneous Measures) Act 2008 (Act No. 21, 2008).

No. 10—*Telecommunications Legislation Amendment (National Broadband Network) Act 2008* (Act No. 22, 2008).

No. 11—*Telecommunications (Interception and Access) Amendment Act 2008* (Act No. 23, 2008).

No. 12—*Cross-Border Insolvency Act 2008* (Act No. 24, 2008).

No. 13—*Financial Sector Legislation Amendment (Review of Prudential Decisions) Act 2008* (Act No. 25, 2008).

45 HOUSING AFFORDABILITY IN AUSTRALIA—SELECT COMMITTEE—REPORT

Pursuant to order, the Chair of the Select Committee on Housing Affordability in Australia (Senator Payne) tabled the following report and documents:

Housing Affordability in Australia—Select Committee—A good house is hard to find: Housing affordability in Australia—Report, dated June 2008, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

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

Senator Payne, by leave, moved—That the Senate take note of the report.

Debate ensued.

Debate adjourned till the next day of sitting, Senator Siewert in continuation.

**46 LEGAL AND CONSTITUTIONAL AFFAIRS—STANDING COMMITTEE—REPORT—
STOLEN GENERATION COMPENSATION BILL 2008**

Pursuant to order, the Chair of the Legal and Constitutional Affairs Committee (Senator Crossin) tabled the following report and documents:

Legal and Constitutional Affairs—Standing Committee—Stolen Generation Compensation Bill 2008—Report, dated June 2008, Hansard record of proceedings, additional information and submissions.

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

Senator Crossin, by leave, moved—That the Senate take note of the report.

Debate ensued.

Debate adjourned till the next day of sitting, Senator Bartlett in continuation.

**47 WHEAT EXPORT MARKETING BILL 2008
WHEAT EXPORT MARKETING (REPEAL AND CONSEQUENTIAL AMENDMENTS)
BILL 2008**

Order of the day read for the adjourned debate on the motion of the Minister for Superannuation and Corporate Law (Senator Sherry)—That these bills be now read a second time.

Debate resumed.

On the motion of the Minister for Climate Change and Water (Senator Wong) the debate was adjourned till the next day of sitting.

48 ADJOURNMENT

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

The Senate adjourned at 9.45 pm till Tuesday, 17 June 2008 at 12.30 pm.

49 ATTENDANCE

Present, all senators except Senators Carr*, Conroy*, Fielding*, Nash* and Stott Despoja (* on leave).

HARRY EVANS
Clerk of the Senate