

2008

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

JOURNALS OF THE SENATE

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1 MEETING OF SENATE

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

2 TAX LAWS AMENDMENT (MEDICARE LEVY SURCHARGE THRESHOLDS) BILL 2008

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

Debate resumed.

At 2 pm: Debate was interrupted.

3 MINISTRY AND MINISTERIAL ARRANGEMENTS

The Leader of the Government in the Senate (Senator Evans), by leave, informed the Senate of changes to the representational arrangements of the Rudd Ministry.

Document: Senator Evans tabled a document showing all members of the Rudd Ministry and ministerial representation, dated 15 September 2008.

4 QUESTIONS

Questions without notice were answered.

5 MOTIONS TO TAKE NOTE OF ANSWERS

Senator Coonan moved—That the Senate take note of the answers given by the Minister for Immigration and Citizenship (Senator Evans) and the Minister for Broadband, Communications and the Digital Economy (Senator Conroy) to questions without notice asked by Senators Bernardi and Coonan today relating to Indigenous affairs in the Northern Territory and to the proposed increase in the luxury car tax.

Debate ensued.

Question put and passed.

Senator Hanson-Young moved—That the Senate take note of the answer given by the Special Minister of State (Senator Faulkner) to a question without notice asked by Senator Hanson-Young today relating to the Murray-Darling Basin system.

Question put and passed.

**6 INDUSTRY—ALTERNATIVE FORMULA—EMISSIONS-INTENSIVE COMPANIES—
ORDER FOR PRODUCTION OF DOCUMENTS—STATEMENT BY LEAVE**

The Minister for Innovation, Industry, Science and Research (Senator Carr), by leave, made a statement relating to the order of the Senate of 3 September 2008 for the production of documents concerning emissions-intensive companies (*see entry no. 17, 3 September 2008*).

Senator Milne, by leave, moved—That the Senate take note of the statement.

Debate ensued.

Question put and passed.

7 ENVIRONMENT—STRATEGIC REVIEW OF CLIMATE CHANGE POLICIES—ORDER FOR PRODUCTION OF DOCUMENT—STATEMENT BY LEAVE

The Minister for Superannuation and Corporate Law (Senator Sherry), by leave, made a statement relating to the order of the Senate of 3 September 2008 for the production of a document concerning the report of the Strategic Review of Climate Change Policies (*see entry no. 18, 3 September 2008*).

Senator Milne, by leave, moved—That the Senate take note of the statement.

Question put and passed.

8 PETITIONS

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

Senators Boyce, Cameron, Macdonald and Mason, from 83, 31, 17 and 21 petitioners, respectively, requesting that the Senate amend the *Marriage Act 1961* to invalidate present or future relationship registers.

9 NOTICES

Senator Ellison: To move on 16 October 2008—That the Senate—

(a) notes that:

- (i) in 2008, Deepavali will be celebrated on 28 October,
- (ii) Deepavali is of great significance to the Hindu, Sikh, Jain and Buddhist community,
- (iii) ‘Diwali’ is a shortened version of the Sanskrit term ‘Deepavali’, which means ‘a row of lamps’,
- (iv) Diwali is celebrated by lighting small oil lamps called Diyas, which symbolises the lifting of spiritual darkness and the renewal of life, a time to pray for health, knowledge and peace,
- (v) Diwali is an annual celebration, falling on the last day of the month in the lunar calendar and is celebrated as a day of thanksgiving and the beginning of a new year for many Hindus, and for Hindus is a celebration of the victory of good over evil,
- (vi) for Sikhs, Diwali is feted as the day that the sixth founding Sikh Guru, or revered teacher, Guru Hargobind ji, was released by the ruling Mughal Emperor, and
- (vii) for Jains, Diwali marks the anniversary of the attainment of moksha or liberation by Mahavira, the last of the Tirthankaras, who were the great teachers of Jain dharma, at the end of his life in 527 BC,
- (viii) in 2008, Deepavali will be celebrated by many Australians including members of Australia’s over 600 000 strong Hindu, Sikh, Jain and Buddhist community,
- (ix) the Hindu, Sikh, Jain and Buddhist communities have a long and strong heritage in Australia, beginning in the 19th century, and
- (x) today the Hindu, Sikh, Jain and Buddhist communities are strong and vibrant communities that continue to make a significant contribution to Australia’s economic and social prosperity; and

- (b) sends its best wishes to all members of our Hindu, Sikh, Jain and Buddhist communities celebrating Deepavali in 2008. (*general business notice of motion no. 184*)

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

- (a) congratulates Dr Megan Clark on her appointment as the next Chief Executive Officer (CEO) of the Commonwealth Scientific and Industrial Research Organisation (CSIRO);
- (b) notes:
 - (i) that the current CEO, Dr Geoff Garrett, will leave his position at the end of 2008 and expresses its appreciation to Dr Garrett for his selfless service over that time, and
 - (ii) the importance of the CSIRO to Australia's innovation future; and
- (c) condemns the Rudd Labor Government for cutting \$63 million out of the CSIRO's budget over the forward estimates. (*general business notice of motion no. 185*)

The Minister for Human Services (Senator Ludwig): To move on the next day of sitting—That, for the purposes of paragraph 48(1)(a) of the *Legislative Instruments Act 2003*, the Senate rescinds its resolution of 19 June 2008 disallowing the Health Insurance (Dental Services) Amendment and Repeal Determination 2008, made under subsection 3C(1) of the *Health Insurance Act 1973*.

The Leader of the Australian Greens (Senator Bob Brown): To move on the next day of sitting—That the Senate—

- (a) gives considered support to legislation for an increase in pensions, in particular an immediate rise of \$30 per week for single age pensions; and
- (b) calls on the Government to act on this immediately. (*general business notice of motion no. 186*)

The Leader of the Australian Greens (Senator Bob Brown): To move on the next day of sitting—That the Senate calls on the Prime Minister (Mr Rudd), the Deputy Prime Minister (Ms Gillard), the Treasurer (Mr Swan), the Minister for Health and Ageing (Ms Roxon) and the Minister for Finance and Deregulation (Mr Tanner), who have all publicly stated that they could not live on the single age pension, to explain why they will not immediately increase the single age pension by \$30 per week. (*general business notice of motion no. 187*)

The Manager of Opposition Business (Senator Ellison) and the Manager of Government Business (Senator Ludwig): To move on the next day of sitting—

- (1) That the subject of the motion for disallowance of item 16525 in Part 3 of Schedule 1 to the Health Insurance (General Medical Services Table) Regulations 2007 be referred to the Finance and Public Administration Committee for inquiry and report on and not before 13 November 2008.
- (2) That the committee in particular report on:
 - (a) the terms of item 16525 in Part 3 of Schedule 1 to the Health Insurance (General Medical Services Table) Regulations 2007;
 - (b) the number of services receiving payments under this item and the cost of these payments;
 - (c) the basis upon which payments of benefits are made under this item; and
 - (d) the effects of disallowing this item.

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

- (a) recognises that 13 September 2008 was the first anniversary of the United Nations Declaration on the Rights of Indigenous Peoples;
- (b) notes the promise from the Australian Labor Party that it would sign the declaration; and
- (c) calls on the Rudd Government to immediately sign the declaration. (*general business notice of motion no. 188*)

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

- (a) notes the threat to the communities and the environments of the Murray-Darling Basin posed by the combined pressures of climate change, extended drought and over-allocation of our limited shared water resources;
- (b) welcomes recent measures by some governments and communities of the basin to reduce their dependence on the system or recover and set aside water for environmental needs;
- (c) notes the concerns expressed by the Victorian Auditor-General in his analysis of the water savings claimed by the Victorian Government's Food Bowl Modernisation Project;
- (d) condemns the decision by the Minister for the Environment, Heritage and the Arts (Mr Garrett) to give approval to the Sugarloaf Pipeline under the provisions of the *Environment Protection and Biodiversity Conservation Act 1999*; and
- (e) calls on all governments to commit that no new projects or schemes that increase the level of dependence on and the amount of water extracted from the system will be countenanced or approved. (*general business notice of motion no. 189*)

The Chair of the Economics Committee (Senator Hurley): To move on the next day of sitting—That the Economics Committee be authorised to hold public meetings during the sittings of the Senate, to take evidence for the committee's inquiry into Australia's mandatory Last Resort Home Warranty Insurance scheme, as follows:

- (a) Wednesday, 17 September 2008, from 4 pm to 5.30 pm;
- (b) Tuesday, 23 September 2008, from 5 pm to 6 pm; and
- (c) Wednesday, 24 September 2008, from 5 pm to 6 pm. (*general business notice of motion no. 190*)

The Chairman of the Standing Committee on Regulations and Ordinances (Senator Wortley): To move 15 sitting days after today—

No. 1—That the Family Assistance (Public Interest Certificate Guidelines) (FaHCSIA) Determination 2008, made under subparagraph 169(1)(a)(i) and paragraph 169(1)(b) of the *A New Tax System (Family Assistance) (Administration) Act 1999*, be disallowed.

No. 2—That the Social Security (Public Interest Certificate Guidelines) (FaHCSIA) Determination 2008, made under subparagraph 209(a)(i) and paragraph 209(b) of the *Social Security (Administration) Act 1999*, be disallowed.

Senator Wortley, by leave, made a statement relating to the notices of motion.

**10 HEALTH INSURANCE (GENERAL MEDICAL SERVICES TABLE) REGULATIONS 2007—
PROPOSED DISALLOWANCE—CONSIDERATION**

Leave was granted for business of the Senate notice of motion no. 1 standing in the name of Senator Barnett for 17 September 2008, proposing the disallowance of item 16525 in Part 3 of Schedule 1 to the Health Insurance (General Medical Services Table) Regulations 2007, to be called on immediately after the question of a proposed reference to the Finance and Public Administration Committee is determined on 16 September 2008.

11 POSTPONEMENTS

The following items of business were postponed:

Business of the Senate notice of motion no. 1 standing in the name of the Chair of the Community Affairs Committee (Senator Moore) for today, proposing a reference to the Community Affairs Committee, postponed till 18 September 2008.

General business notice of motion no. 183 standing in the name of Senator Milne for today, proposing the introduction of the Energy Efficiency Opportunities Amendment (Mandatory Implementation) Bill 2008, postponed till 25 September 2008.

12 LEAVE OF ABSENCE

Senator McEwen, by leave, moved—That leave of absence be granted to Senator Wong from 15 September to 18 September 2008, on account of parliamentary business overseas.

Question put and passed.

13 COMMUNITY AFFAIRS—STANDING COMMITTEE—REFERENCE

Senator Nash, at the request of the Leader of The Nationals in the Senate (Senator Scullion) and pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 2—That the following matter be referred to the Community Affairs Committee for inquiry and report by 4 December 2008:

The levels of Federal and Northern Territory Government expenditure on Indigenous affairs and social services in the Northern Territory, including expenditure on services for families, children and people with disabilities in the Northern Territory, with particular reference to:

- (a) the level of service delivery and of outcomes achieved in Indigenous communities in the Northern Territory in relation to the expenditure of both Federal and Northern Territory monies; and
- (b) whether the Northern Territory Government's expenditure of goods and services tax receipts accurately reflects the Commonwealth Grants Commission's funding formula for the expenditure of such receipts by program, by location, and by intended service recipient for meeting disadvantage and regional need.

Statement by leave: Senator Siewert, by leave, made a statement relating to the motion.

Question put and passed.

**14 COMMUNITY AFFAIRS—STANDING COMMITTEE—GOVERNMENT RESPONSE—
COST OF LIVING PRESSURES ON OLDER AUSTRALIANS**

The Deputy President (Senator Ferguson) tabled the following document received on 5 September 2008:

Community Affairs—Standing Committee—Report—A decent quality of life: Inquiry into the cost of living pressures on older Australians—Government response, dated September 2008.

15 GOVERNMENT DOCUMENT

The Deputy President (Senator Ferguson) tabled the following document received on 9 September 2008:

Medibank Private Limited—Statement of corporate intent 2009 to 2011.

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

Pursuant to the order of the Senate of 30 May 1996, as amended, the Deputy President (Senator Ferguson) tabled the following documents received on the dates indicated:

Indexed lists of departmental and agency files for the period 1 January to 30 June 2008—Statements of compliance—

Department of Families, Housing, Community Services and Indigenous Affairs. [Received 5 September 2008]

Finance and Deregulation portfolio agencies. [Received 5 September 2008]

National Archives of Australia. [Received 8 September 2008]

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

Pursuant to the order of the Senate of 20 June 2001, as amended, the Deputy President (Senator Ferguson) tabled the following document received on 5 September 2008:

Departmental and agency contracts for 2008—Letter of advice—Veterans' Affairs portfolio.

18 DOCUMENTS

The following documents were tabled by the Clerk:

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

Civil Aviation Act—

Civil Aviation Regulations—

Civil Aviation Order 40.0 Amendment Order (No. 2) 2008 [F2008L03194]*.

Instruments Nos CASA—

EX56/08—Exemption – refuelling with passengers on board [F2008L03050]*.

EX58/08—Exemption – use of radiocommunication systems in firefighting operations [F2008L03085]*.

EX60/08—Exemption – refuelling with passengers on board [F2008L03104]*.

EX61/08—Exemption – from take-off and landing minima outside Australian territory [F2008L03142]*.

EX63/08—Exemption – refuelling with passengers on board [F2008L03236]*.

EX64/08—Exemption – powered weight shift controlled aircraft [F2008L03235]*.

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

AD/A330/90—Time Limits/Maintenance Checks – ALS Part 3 [F2008L03331]*.

AD/A330/91—Wings – Movable Flap Track Fairing No. 3 [F2008L03330]*.

AD/AC-112/17—Aileron Hinges and Elevator Trim Tab Hinges [F2008L03329]*.

AD/AC-CLA/6 Amdt 1—Wing Struts Carry-Through Tube [F2008L03328]*.

AD/B737/338 Amdt 1—Auxiliary Fuel Tanks [F2008L03409]*.

AD/B737/339—Elevator Tab Pushrod Ends [F2008L03408]*.

AD/B737/340—Outboard Trailing Edge Flap Carriage Spindles [F2008L03327]*.

AD/BAe 146/42 Amdt 1—Wing Centre Section Top Skin [F2008L03429]*.

AD/BAe 146/133—Airworthiness Limitations [F2008L03407]*.

AD/BEECH 33/47—Circuit Breaker Toggle Switches [F2008L03404]*.

AD/BEECH 35/73—Circuit Breaker Toggle Switches [F2008L03403]*.

AD/BEECH 36/52—Circuit Breaker Toggle Switches [F2008L03402]*.

AD/BEECH 200/20 Amdt 3—Cabin Door Pins – Fatigue Life Limitation [F2008L03326]*.

AD/CASA/29—Pitot Static Tubes [F2008L03450]*.

AD/CESSNA 170/84—Engine Mounting Brackets [F2008L03325]*.

AD/CESSNA 177/15—Vertical Fin Forward Attachment Bulkhead [F2008L03324]*.

AD/CESSNA 180/4 Amdt 1—Engine Mount [F2008L03413]*.

AD/CESSNA 190/1 Amdt 1—Landing Gear Bulkhead Assembly [F2008L03323]*.

AD/CESSNA 205/2—Aft Seat Belt Attachment [F2008L03322]*.

AD/CESSNA 205/8 Amdt 1—Aileron Mass Balance Weight Attachment Rivets [F2008L03319]*.

AD/CESSNA 205/11—Nose Landing Gear [F2008L03317]*.

AD/CESSNA 206/37—Isolator Mounts P/N 700-2500-1 [F2008L03316]*.

AD/CESSNA 206/43 Amdt 1—Battery Vent System [F2008L03390]*.

AD/CESSNA 206/45—Passenger Seat Belt Fitting Spacer [F2008L03315]*.

AD/CESSNA 207/3—Auxiliary Fuel Pump Electrical System [F2008L03389]*.

AD/CESSNA 207/6—Alternator Earth Lead [F2008L03388]*.

AD/CESSNA 207/8—Right Hand Wing Rear Spar [F2008L03314]*.

AD/CESSNA 207/18—Ammeter Type and Position [F2008L03387]*.

AD/CESSNA 208/3—Fuel Reservoir Tank and Flapper Valve [F2008L03313]*.

AD/CESSNA 208/4—Wing Fuel Tanks External Sump [F2008L03312]*.

AD/CESSNA 208/5—Door Lock Pin [F2008L03311]*.
AD/CESSNA 208/6—Fuel System Roll Pin Security [F2008L03386]*.
AD/CESSNA 208/9—Circuit Breaker Inspection/Replacement [F2008L03385]*.
AD/CESSNA 400/16—Elevator Control Bob Weight Arm – Inspection [F2008L03384]*.
AD/CESSNA 400/57 Amdt 2—Elevator Trim Tab Actuator Mounting Bracket – Inspection [F2008L03310]*.
AD/CESSNA 400/60 Amdt 1—Main Landing Gear Trunnion – Inspection [F2008L03309]*.
AD/CESSNA 400/62 Amdt 1—Main Landing Gear Tyre Clearance – Inspection and Modification [F2008L03308]*.
AD/CESSNA 400/63—Emergency Exit Door – Modification [F2008L03307]*.
AD/CESSNA 400/64—Hydraulic Lines – Inspection [F2008L03383]*.
AD/CESSNA 400/72—Induction Elbow – Replacement [F2008L03382]*.
AD/CESSNA 400/73—Main Landing Gear Tyre Clearance Inspection [F2008L03306]*.
AD/CESSNA 400/74—Fuel Pressure Switch Line – Inspection and Modification [F2008L03381]*.
AD/CESSNA 400/77—Aft Auxiliary Wing Spar Attachment – Modification [F2008L03305]*.
AD/CESSNA 400/78—Elevator Quadrant Cable Guard Screw – Inspection [F2008L03304]*.
AD/CESSNA 400/79—Cabin Overhead Bulkhead – Inspection [F2008L03303]*.
AD/CESSNA 400/80—Elevator Trim Tab Actuator Chain Guard Attachment – Inspection [F2008L03302]*.
AD/CESSNA 400/82—Elevator Quadrant/Cable Guard Screw – Inspection [F2008L03301]*.
AD/CESSNA 400/83—Up Elevator Stop Bolt – Inspection and Replacement [F2008L03419]*.
AD/CESSNA 400/84—Fuel Filter – Inspection and Modification [F2008L03380]*.
AD/CESSNA 400/91—Elevator Bellcrank Bracket Integrity [F2008L03299]*.
AD/CESSNA 400/94—Aileron Hinge Assembly [F2008L03298]*.
AD/CESSNA 400/95—Pilots Instruments Air System [F2008L03379]*.
AD/CESSNA 400/104—Elevator Bellcrank Support Structure [F2008L03297]*.
AD/CESSNA 400/106—Passenger Seat Installations [F2008L03296]*.
AD/CESSNA 500/1—Wing Cover Plate Screws – Replacement [F2008L03292]*.
AD/CESSNA 500/2—Centre Flap Aft Bearing – Modification [F2008L03291]*.
AD/CESSNA 500/3—Elevator Torque Tube Assembly – Inspection and Replacement [F2008L03290]*.
AD/CESSNA 500/5 Amdt 1—Landing Gear – Structural Life Limitation [F2008L03289]*.

AD/CESSNA 500/6—Oxygen Mask Door Actuating Piston – Replacement [F2008L03378]*.

AD/CESSNA 500/9 Amdt 1—Static Port – Modification [F2008L03375]*.

AD/CESSNA 500/10—Throttle Control Lock – Modification [F2008L03374]*.

AD/CESSNA 500/11—Aft Facing Seat – Inspection [F2008L03288]*.

AD/CESSNA 500/12—Glideslope Interlock – Modification [F2008L03373]*.

AD/CESSNA 500/13—Pre-Certification Requirements – Modifications [F2008L03372]*.

AD/CESSNA 500/16 Amdt 1—Cabin Door Frame – Inspection, Modification and Replacement [F2008L03287]*.

AD/CESSNA 500/17—Elevator Sector Bracket Attach Rivets – Inspection [F2008L03286]*.

AD/CESSNA 500/18—Main Gear Actuator to Strut Attach Stud – Inspection [F2008L03285]*.

AD/CESSNA 500/19—Elevator and Rudder Trim System – Inspection [F2008L03284]*.

AD/CESSNA 500/20 Amdt 2—Tailcone Skin and Vertical Fin Spar Interference [F2008L03283]*.

AD/CESSNA 500/22—Brake Shuttle Valve [F2008L03369]*.

AD/CESSNA 500/24—Drag Chute [F2008L03368]*.

AD/DA42/7—Rear Engine Support Bracket [F2008L03281]*.

AD/DAUPHIN/86 Amdt 3—Starflex Star Arm End Bushes [F2008L03343]*.

AD/DHC-1/1—Tailplane Bracket Bolt – Locking [F2008L03280]*.

AD/DHC-1/11—Elevator Trim Tab Cable – Inspection [F2008L03278]*.

AD/DHC-1/13—Flap Return Spring/Flap Check Cable [F2008L03277]*.

AD/DHC-1/15—Tail Landing Gear and Lower Surface of Tailplane – Inspection and Modification [F2008L03276]*.

AD/F2000/32—Fuselage – LH Stringer 13 at Frame 8 [F2008L03274]*.

AD/P68/19 Amdt 3—Control Wheel Shaft Universal Joint [F2008L03273]*.

AD/PA-22/12—Tailplane Actuating Jack – Inspection [F2008L03272]*.

AD/PA-22/15 Amdt 1—Brake Master Cylinder Diaphragm – Replacement [F2008L03271]*.

AD/PA-22/23—Brake Cable – Inspection [F2008L03270]*.

AD/PA-22/29—Fuselage Structure, Upper Cabin – Inspection [F2008L03269]*.

AD/PA-22/32 Amdt 2—Fuselage Door Frame Tube Corrosion [F2008L03268]*.

AD/PA-28/61—Lower Cowl Drain – Inspection and Modification [F2008L03364]*.

AD/PA-32/2—Rudder Trim Installation – Modification [F2008L03267]*.

AD/PA-32/3—Windshield Collar – Replacement [F2008L03275]*.

AD/PA-32/4 Amdt 1—Fuel Tanks – Inspection [F2008L03363]*.

AD/PA-32/5 Amdt 3—Aileron and Stabilator Balance Weight Assembly and Rudder Horn Assembly – Inspection [F2008L03266]*.
AD/PA-32/9 Amdt 1—Aileron Spar [F2008L03265]*.
AD/PA-32/11—Wing Rear Spar Attach Bolts – Inspection [F2008L03264]*.
AD/PA-32/16—Control Wheel Retaining Pin – Modification [F2008L03260]*.
AD/PA-32/18—Fuel Selector Valve – Modification [F2008L03360]*.
AD/PA-32/22—Pitch Trim Switch – Modification [F2008L03359]*.
AD/PA-32/26—Stabilator – Inspection and Drilling of Drain Holes [F2008L03259]*.
AD/PA-32/28—Air Induction Hose System – Modification [F2008L03357]*.
AD/PA-32/29—Rudder Bar Assembly – Inspection and Modification [F2008L03258]*.
AD/PA-32/31—Automatic Pilot Servo Roll Shear Pin – Installation [F2008L03356]*.
AD/PA-32/32—Outer Wing Spar – Inspection [F2008L03257]*.
AD/PA-32/33—Air Conditioning System – Modification [F2008L03256]*.
AD/PA-32/34 Amdt 1—Main Landing Gear Cylinder Cracking [F2008L03255]*.
AD/PA-32/36—Fuel Valve – Replacement [F2008L03341]*.
AD/PA-32/51—Fuel Line – Modification [F2008L03338]*.
AD/PA-32/52—Electric Pitch Trim Switch – Modification [F2008L03337]*.
AD/PA-32/53—Engine Control Rod End Bearings – Inspection and Replacement [F2008L03336]*.
AD/PA-32/55—Engine Cowling – Drain Hole Provision [F2008L03335]*.
AD/PA-32/57—Nose Landing Gear Retraction System – Modification [F2008L03254]*.
AD/PA-32/58—Glove Compartment – Modification [F2008L03253]*.
AD/PA-32/61—Stabilator Skin – Inspection [F2008L03252]*.
AD/PA-32/62—Nose Gear Actuator Rod End Bearing – Replacement [F2008L03251]*.
AD/PA-32/65—Fuselage Firewall – Modification [F2008L03250]*.
AD/PA-32/66—Window Curtain Rod Support Area – Inspection [F2008L03249]*.
AD/PA-32/69—Rudder/Aileron Interconnect Bracket – Interference Inspection [F2008L03248]*.
AD/PA-32/71—Aileron Balance Weight Attachment – Inspection and Modification [F2008L03246]*.
AD/PA-32/73—Battery Strap Installation [F2008L03333]*.
AD/PA-32/75—Stabilator Attach Fitting Corrosion [F2008L03245]*.
AD/PC-12/53—Pitch Trim Actuator Attachment Parts [F2008L03344]*.
AD/ROCK-114/6—Fuel Selector Valve – Replacement [F2008L03354]*.
AD/ROCK-114/8—Pilot and Front Passenger Seats – Modification [F2008L03244]*.
AD/S-PUMA/79—Main Rotor – Main Rotor Head [F2008L03454]*.

- AD/SF340/107 Amdt 1—Fuel System – Refuel/Defuel Illuminated Placard [F2008L03332]*.
- AD/SWSA226/96 Amdt 1—Inboard Wing Leading Edge Electrical Wires [F2008L03417]*.
- 106—
- AD/ARRIUS/15—Engine Fuel and Control – Balancing Piston Life Limit [F2008L03411]*.
- AD/ARRIUS/16—Engine Fuel and Control – P3 Air Pipe [F2008L03410]*.
- 107—
- AD/RAD/51 Amdt 1—Rockwell International/Collins Aviation Division TDR-94D Transponder [F2008L03355]*.
- AD/SEATS/3—Sicma Passenger Seats [F2008L03412]*.
- AD/SUPP/21—Helicopter External Rescue Systems [F2008L03243]*.
- Commissioner of Taxation—Public rulings—
- Class Rulings—
- Addenda—CR 2006/123 and CR 2007/9.
CR 2008/56 and CR 2008/57.
- Goods and Services Tax Ruling—Addendum—GSTR 2003/5.
- Product Rulings—
- Addenda—PR 2008/4, PR 2008/23, PR 2008/25, PR 2008/38, PR 2008/39 and PR 2008/45.
- Notice of Withdrawal—PR 2007/77.
PR 2008/62 and PR 2008/63.
- Taxation Determinations—
- Erratum—TD 2008/23.
Notice of Withdrawal—TD 94/85.
- Taxation Ruling—Erratum—TR 2008/6.
- Currency Act—Currency (Royal Australian Mint) Determination 2008 (No. 6) [F2008L02949]—Explanatory Statement [*in substitution for explanatory statement tabled with instrument on 26 August 2008*].
- Customs Tariff Act—Customs Tariff (Safeguard Goods) Notice (No. 2) 2008 [F2008L03452]*.
- Defence Act—Determinations under section 58B—Defence Determinations—
- 2008/39—Pharmaceutical costs – amendment.
- 2008/40—Leave, tied residences and retention bonus forms – amendments.
- 2008/41—Air Force – Airfield Engineering Trades retention bonus scheme.
- 2008/42—Overseas conditions of service – amendment.
- Defence Force Discipline Act—Select Legislative Instrument 2008 No. 180—Defence Force Discipline (Consequences of Punishment) Amendment Rules 2008 (No. 1) [F2008L03238]*.
- Dental Benefits Act—Dental Benefits Amendment Rules 2008 (No. 1) [F2008L03453]*.
- Environment Protection and Biodiversity Conservation Act—Amendment of list of threatened species, dated 1 September 2008 [F2008L03420]*.
- Health Insurance Act—
- Health Insurance (Intracytoplasmic Sperm Injection) Determination 2008 [F2008L03424]*.

Health Insurance (Sacral Nerve Stimulation) Determination 2008 [F2008L03425]*.

Industry Research and Development Act—Re-tooling for Climate Change Program Ministerial Direction No. 1 of 2008 [F2008L03440]*.

Judiciary Act—High Court of Australia—Rules of Court, dated—
27 August 2008 [F2008L03427]*.

4 September 2008 [F2008L03438]*.

Maritime Transport and Offshore Facilities Security Act—Notice about how incident reports are to be made (No. 3) [F2008L03423]*.

Migration Act—Migration Regulations—Instruments IMMI—

08/064—Travel Agents for PRC citizens applying for Tourist Visas [F2008L03431]*.

08/075—Working Holiday Visa – post office box addresses [F2008L03432]*.

National Health Act—Instruments Nos PB—

92 of 2008—Amendment declaration and determination – drugs and medicinal preparations [F2008L03433]*.

93 of 2008—Amendment determination – pharmaceutical benefits [F2008L03434]*.

94 of 2008—Amendment determination – responsible persons [F2008L03435]*.

95 of 2008—Amendment Special Arrangements – Highly Specialised Drugs Program [F2008L03436]*.

96 of 2008—Amendment Special Arrangements – Chemotherapy Pharmaceuticals Access Program [F2008L03437]*.

Social Security (Administration) Act—

Social Security (Administration) (Declared relevant Northern Territory areas — Various (No. 29)) Determination 2008 [F2008L03430]*.

Social Security (Administration) (Income Management — Crediting of Accounts) Rules 2008 [F2008L03444]*.

Social Security (Administration) — Queensland Commission (Family Responsibilities Commission) Specification 2008 [F2008L03441]*.

Therapeutic Goods Act—Therapeutic Goods Order No. 80—Child-resistant packaging requirements for medicines [F2008L03428]*.

Trade Practices Act—Class Exemption Determinations Nos—

1 of 2008 [F2008L03426]*.

2 of 2008 [F2008L03445]*.

* Explanatory statement tabled with legislative instrument.

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

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

Indexed lists of departmental and agency files for the period 1 January to 30 June 2008—Statements of compliance—

Attorney-General's portfolio agencies.

Commonwealth Ombudsman.

**20 SOCIAL SECURITY AND VETERANS' ENTITLEMENTS LEGISLATION AMENDMENT
(SCHOOLING REQUIREMENTS) BILL 2008
INTERNATIONAL TAX AGREEMENTS AMENDMENT BILL (NO. 1) 2008**

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

Message no. 145, dated 4 September 2008—A Bill for an Act to amend the law relating to social security and veterans' entitlements, and for related purposes.

Message no. 146, dated 15 September 2008—A Bill for an Act to amend the *International Tax Agreements Act 1953*, and for related purposes.

The Parliamentary Secretary to the Minister for Health and Ageing (Senator McLucas) 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 McLucas moved—That these bills be now read a second time.

Consideration of legislation: Pursuant to order, the debate was adjourned and the resumption of the debate made an order of the day for the first day in the next period of sittings.

Senator McLucas moved—That the bills be listed on the *Notice Paper* as separate orders of the day.

Question put and passed.

21 ORDER OF BUSINESS—REARRANGEMENT

The Chair of the Environment, Communications and the Arts Committee (Senator McEwen), by leave, moved—That business of the Senate order of the day no. 1, relating to the presentation of the report of the Environment, Communications and the Arts Committee on the Great Barrier Reef Marine Park and Other Legislation Amendment Bill 2008, be postponed till a later hour.

Question put and passed.

22 TAX LAWS AMENDMENT (MEDICARE LEVY SURCHARGE THRESHOLDS) BILL 2008

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

Debate resumed.

After 5 pm: Debate was interrupted.

23 FIRST SPEECHES

Pursuant to order (*see entry no. 3, 27 August 2008*), Senators Williams and Kroger made their first speeches.

24 TAX LAWS AMENDMENT (MEDICARE LEVY SURCHARGE THRESHOLDS) BILL 2008

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

Debate resumed.

On the motion of the Minister for Superannuation and Corporate Law (Senator Sherry) the debate was adjourned till the next day of sitting.

Suspension of sitting: On the motion of Senator Sherry the sitting of the Senate was suspended at 6.26 pm till 7.30 pm.

—————
At 7.30 pm—

**25 ENVIRONMENT, COMMUNICATIONS AND THE ARTS—STANDING COMMITTEE—
REPORT—GREAT BARRIER REEF MARINE PARK AND OTHER LEGISLATION
AMENDMENT BILL 2008**

Pursuant to order, Senator Collins, at the request of the Chair of the Environment, Communications and the Arts Committee (Senator McEwen), tabled the following report and documents:

Environment, Communications and the Arts—Standing Committee—Great Barrier Reef Marine Park and Other Legislation Amendment Bill 2008—Report, dated September 2008, Hansard record of proceedings, documents presented to the committee and submissions.

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

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

Debate ensued.

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

26 ORDER OF BUSINESS—REARRANGEMENT

The Minister for Superannuation and Corporate Law (Senator Sherry) moved—That intervening business be postponed till after consideration of government business orders of the day no. 8 (Governor-General's opening speech) and no. 3 (Trade Practices Legislation Amendment Bill 2008).

Question put and passed.

27 GOVERNOR-GENERAL'S OPENING SPEECH—ADDRESS-IN-REPLY

Order of the day read for the adjourned debate on the motion of Senator Wortley—That the address-in-reply be agreed to (*see entry no. 4, 13 February 2008*).

Question put and passed.

28 TRADE PRACTICES LEGISLATION AMENDMENT BILL 2008

Order of the day read for the adjourned debate on the motion of the Minister for Innovation, Industry, Science and Research (Senator Carr)—That this bill be now read a second time.

Debate resumed.

At 9.50 pm: Debate was interrupted while Senator Pratt was speaking.

29 ADJOURNMENT

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

Debate ensued.

The Senate adjourned at 10.14 pm till Tuesday, 16 September 2008 at 12.30 pm.

30 **ATTENDANCE**

Present, all senators except Senators Bilyk*, Crossin*, O'Brien* and Wong* (* on leave).

HARRY EVANS
Clerk of the Senate