

2002

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

THE SENATE

## NOTICE PAPER

No. 33

MONDAY, 23 SEPTEMBER 2002

*The Senate meets at 12.30 pm*

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*Notifications prefixed by an (\*) appear for the first time.*

## GOVERNMENT BUSINESS

### Orders of the Day

**1 Marriage Amendment Bill 2002**

In committee (*19 September 2002*).

**2 Proceeds of Crime Bill 2002**

**Proceeds of Crime (Consequential Amendments and Transitional Provisions) Bill 2002**

Adjourned debate on the motion of the Minister for Revenue and Assistant Treasurer (Senator Coonan)—That these bills be now read a second time.

*And on the amendment moved by Senator Ludwig in respect of the Proceeds of Crime Bill 2002*—At the end of the motion, add:

“but the Senate:

- (a) notes that the courts have recently affirmed the principle that a drug dealer may be allowed a tax deduction where the proceeds from illegal drug dealing are stolen;
- (b) further notes that this treatment effectively frees from tax the proceeds of illegal drug dealing;
- (c) confirms that this grave matter was brought to the attention of the Parliament more than 2 years ago by Labor;
- (d) condemns the Treasurer for his inaction in attacking drug dealing by allowing this anomaly to stand for years; and
- (e) calls on the Government to amend the taxation law to ensure criminals and drug dealers are no longer able to claim a tax deduction where the proceeds of drug deals are stolen” (*Senator Harris, in continuation, 19 September 2002*).

**3 Workplace Relations Amendment (Genuine Bargaining) Bill 2002**—(*Minister for Revenue and Assistant Treasurer, Senator Coonan*)

Second reading—Adjourned debate (*adjourned, Senator Mackay, 20 August 2002*).

**4 Workplace Relations Amendment (Secret Ballots for Protected Action) Bill 2002**—(*Minister for Justice and Customs, Senator Ellison*)

Second reading—Adjourned debate (*adjourned, Senator Crossin, 24 June 2002*).

**5 Criminal Code Amendment (Espionage and Related Matters) Bill 2002**—(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*adjourned, Senator Buckland, 16 September 2002*).

**6 Torres Strait Fisheries Amendment Bill 2002**—(*Senate bill*)—(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*19 June 2002*).

**7 Petroleum (Submerged Lands) Amendment Bill 2002**—(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*adjourned, Senator Ludwig, 19 June 2002*).

- 8 **Space Activities Amendment Bill 2002**—(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)  
Second reading—Adjourned debate (*adjourned, Minister for Forestry and Conservation (Senator Ian Macdonald), 29 August 2002*).
- 9 **Plant Breeder’s Rights Amendment Bill 2002**—(*Senate bill*)—(*Minister for Health and Ageing, Senator Patterson*)  
Second reading—Adjourned debate (*adjourned, Minister for Forestry and Conservation (Senator Ian Macdonald), 29 August 2002*).
- 10 **Research Agencies Legislation Amendment Bill 2002**—(*Minister for Health and Ageing, Senator Patterson*)  
Second reading—Adjourned debate (*adjourned, Senator Buckland, 19 August 2002*).
- 11 **Bankruptcy Legislation Amendment Bill 2002**—(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)  
Second reading—Adjourned debate (*adjourned, Senator Ludwig, 19 June 2002*).
- 12 **Superannuation Legislation (Commonwealth Employment) Repeal and Amendment Bill 2002**—(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)  
Second reading—Adjourned debate (*adjourned, Senator Ludwig, 19 June 2002*).
- 13 **Trade Practices Amendment (Liability for Recreational Services) Bill 2002**—(*Minister for Communications, Information Technology and the Arts, Senator Alston*)  
Second reading—Adjourned debate (*adjourned, Senator Buckland, 28 August 2002*).
- 14 **Family and Community Services Legislation Amendment (Further Simplification of International Payments) Bill 2002**—(*Minister for Forestry and Conservation, Senator Ian Macdonald*)  
Second reading—Adjourned debate (*adjourned, Senator Mackay, 13 March 2002*).
- 15 **Budget statement and documents 2002-03**  
Adjourned debate on the motion of the Minister for Finance and Administration (Senator Minchin)—That the Senate take note of the statement and documents (*adjourned, Special Minister of State (Senator Abetz), 16 May 2002*).

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**ORDERS OF THE DAY RELATING TO COMMITTEE REPORTS  
AND GOVERNMENT RESPONSES AND  
AUDITOR-GENERAL’S REPORTS**

**Orders of the Day relating to Committee Reports and Government Responses**

- \*1 **Foreign Affairs, Defence and Trade—Joint Standing Committee—Report entitled: Australia’s relations with the Middle East—Government response**

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of the document (*Senator Ludwig, in continuation, 19 September 2002*).

**\*2 Public Accounts and Audit—Joint Statutory Committee—386th report entitled: Review of the Auditor-General Act 1997—Government response**

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of the document (*Senator Ludwig, in continuation, 19 September 2002*).

**\*3 Public Accounts and Audit—Joint Statutory Committee—384th report entitled: Review of Coastwatch—Government response**

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of the document (*Senator Ludwig, in continuation, 19 September 2002*).

**\*4 Legal and Constitutional References Committee—Report entitled: Order in the law: Management arrangements and adequacy of funding of the Australian Federal Police and the National Crime Authority—Government response**

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of the document (*Senator Ludwig, in continuation, 19 September 2002*).

**\*5 Treaties—Joint Standing Committee—Report entitled: Privileges and immunities of the International Tribunal on the Law of the Sea; and the treaties tabled on 27 February and 6 March 2001—Government response**

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of the document (*Senator Ludwig, in continuation, 19 September 2002*).

**6 Treaties—Joint Standing Committee—Report entitled: Who's afraid of the WTO? Australia and the World Trade Organization—Government response**

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of the document (*adjourned, Senator Buckland, 19 September 2002*).

**7 Environment, Communications, Information Technology and the Arts References Committee—Report entitled: Above board? Methods of appointment to the ABC Board—Government response**

Adjourned debate on the motion of Senator Cherry—That the Senate take note of the document (*adjourned, Senator Mackay, 19 September 2002*).

### **Orders of the Day relating to Auditor-General's reports**

**1 Auditor-General—Audit report no. 6 of 2002-03—Performance audit—Fraud control arrangements in the Department of Veterans' Affairs**

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of the document (*adjourned, Senator Mackay, 19 September 2002*).

**2 Auditor-General—Audit report no. 7 of 2002-03—Performance audit—Client service in the Child Support Agency follow-up audit: Department of Family and Community Services**

Adjourned debate on the motion of Senator Mackay—That the Senate take note of the document (*Senator Mackay, in continuation, 19 September 2002*).

**3 Auditor-General—Audit report no. 8 of 2002-03—Business support process audit—The Senate order for department and agency contracts (September 2002)**

Adjourned debate on the motion of Senator Mackay—That the Senate take note of the document (*Senator Mackay, in continuation, 19 September 2002*).

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## GENERAL BUSINESS

### Notices of Motion

*Notice given 14 February 2002*

17 **Senator Tierney:** To move—That the Senate—

- (a) notes the serious problem of overcrowding in New South Wales public schools, especially when compared with other states across the country;
- (b) acknowledges the shameful results of a New South Wales Teachers Federation survey showing 20 per cent of all classes in each of the first 3 years of primary school being over the Carr Government's own limit, and 32 per cent of all kindergarten classes exceeding suggested class sizes during 2001;
- (c) condemns the Carr Government for putting New South Wales children's education at risk by increasing class numbers and not reducing them as other states are now doing;
- (d) congratulates the Howard Government for increasing funding to New South Wales government schools by 5.2 per cent in 2001, as opposed to Premier Carr's paltry 2.6 per cent; and
- (e) recognises the low priority given to education by the Carr Government, as evidenced by the fact that the amount spent on education as a percentage of total state budget has dropped from 25.5 per cent to 22 per cent in the 7 years since Labor came to power in New South Wales.

*Notice given 11 March 2002*

23 **Senator McGauran:** To move—That the Senate—

- (a) notes that:
  - (i) it is the 100th anniversary of the execution of Harry 'Breaker' Morant and Peter Handcock, killed by firing squad during the Boer War for following the orders, take no prisoners,
  - (ii) the court case held for Morant and Handcock was a sham, set up by Lord Kitchener, the giver of the orders Morant and Handcock followed,
  - (iii) the injustice to Breaker and Handcock has plagued Australia's conscience since their execution on 27 February 1902,
  - (iv) in 1902 the then Federal Parliamentarian and later first Governor-General of Australia, Issac Issacs, raised the matter of the execution in Parliament stating that this issue was agitating the minds of the people of this country in an almost unprecedented degree, and questioned the validity of the decision,
  - (v) the reason we need to go back 100 years to now right this wrong, is because Breaker Morant is one of the fathers of our ANZAC tradition; a friend of Banjo Patterson and an inspiration for much of his poetry and described as a man of great courage who would never

betray a mate; and a man of whom many of the young ANZACs in World War I had heard and on whom they modelled themselves, and

- (vi) Lord Kitchener was the Commander-in-Chief of the British Military who made the decision to commit troops to Gallipoli and is responsible for that disastrous campaign;
- (b) calls on the Government to petition directly the British Government for a review of the case, with the aim to quash the harsh sentence of death for Harry 'Breaker' Morant and Peter Handcock; and
- (c) take action to include the names of these two Australians on the Roll of Honour at the Australian War Memorial.

**30 Senator Brown:** To move—That the Senate—

- (a) notes that the Ministerial Code in the United Kingdom includes a system which deals with acceptance of appointments for ministers after leaving office; and
- (b) calls on the Government to:
  - (i) implement an advisory committee on business appointments, from which a minister would be required to seek advice before accepting business appointments within 5 years from the date from which he or she ceased to be a minister, and
  - (ii) ban any minister from taking an appointment that is directly related to his or her portfolio for 5 years from the date of resignation.

*Notice given 16 May 2002*

**78 Senator Tierney:** To move—That the Senate—

- (a) notes that south-eastern Australia is the most fire prone region in the world;
- (b) commends the support provided by the Howard Government to New South Wales in January 2002, in particular, the provision of aerial fire fighting equipment;
- (c) expresses its concern that the state government is whitewashing the causes of the bushfire catastrophe of Christmas 2001 by just blaming pyromaniacs during the current bushfires inquiry;
- (d) calls on the New South Wales Government to give serious consideration to the evidence of State Forests of NSW, which believes that inadequate back-burning was the primary cause of the devastating fires;
- (e) rejects calls from the Nature Conservation Council to restrict hazard reduction;
- (f) calls on the Carr Government to allow non-government committee members to receive witnesses' submissions without having to first request them;
- (g) encourages the inquiry to reach a conclusion based on evidence and not party politics resulting from pressure from extreme green groups; and
- (h) hopes that the lessons learned from the bushfire inquiry will be shared to other state governments so all Australians can avoid such an unnecessary disaster.

*Notice given 26 June 2002*

- 108 **Senator Sherry:** To move—That there be laid on the table, on the next day of sitting, the advice by the Australian Prudential Regulation Authority to the Assistant Treasurer under section 230A of the *Superannuation Industry (Supervision) Act 1993*, in relation to applications for financial assistance for superannuation funds where Commercial Nominees of Australia was trustee.
- 110 **Senator Stott Despoja:** To move—That the Senate calls upon the Government to rule out Australia's involvement in any pre-emptive military action, or first strike, against Iraq or any other country without evidence that an attack by that country is imminent.
- 112 **Senator Ridgeway:** To move—That the Senate—
- (a) notes that:
    - (i) the week beginning 24 June 2002 is Drug Action Week, aimed at generating community awareness about drug and alcohol abuse and the solutions being used to tackle these issues,
    - (ii) each day of Drug Action Week highlights a different theme and the theme on 27 June 2002 is Indigenous issues,
    - (iii) the misuse of alcohol and other drugs has long been linked to the deep levels of emotional and physical harm suffered by Indigenous communities since the colonisation of Australia,
    - (iv) alcohol and tobacco consumption rates continue to remain high in the Indigenous population, against declining rates in the general population, and the increasing use of heroin in urban, regional and rural Indigenous communities is also of particular concern,
    - (v) substance misuse is probably the biggest challenge facing Indigenous communities today, as it affects almost everybody either directly or indirectly and is now the cause as well as the symptom of much grief and loss experienced by Indigenous communities, and
    - (vi) the demand for the services of existing Indigenous-controlled drug and alcohol rehabilitation centres far exceeds the current level of supply;
  - (b) acknowledges the essential role of Indigenous community-controlled health services in providing long-term, culturally-appropriate solutions for substance abuse; and
  - (c) calls on the Government to:
    - (i) fund the national substance misuse strategy, developed by the National Aboriginal Community Controlled Health Organisation, which is designed to build the necessary capacity within the Indigenous health sector so communities can address their health and well-being needs in a holistic and culturally-appropriate manner, and
    - (ii) improve coordination between Commonwealth, state, territory and local governments on these issues and ensure this facilitates greater Indigenous control over the development and implementation of all health programs.

*Notice given 19 August 2002*

- 120 **Senator Ray:** To move—That the Senate—
- (a) notes:
    - (i) the claims in the *Age* newspaper of 15 August 2002 that the McGauran family is financially supporting the Democratic Labour

- Party of Australia (DLP) in its attempt to retain registration under the provisions of the Electoral Act,
- (ii) that two of the three Victorian National Party representatives in the Federal Parliament are from the McGauran family and have, on occasions, relied on DLP preferences,
  - (iii) the comments of the DLP Secretary, Mr John Mulholland, when he said, 'It would be in Senator Julian McGauran's interests for the DLP to survive this de-registration moved by the Electoral Commission', and
  - (iv) the immense amount of money made by the McGauran family from its poker machine interests in Altona, some of which is apparently going to fund the DLP's legal expenses; and
- (b) calls on Senator McGauran and the Minister for Science (Mr McGauran), to explain their knowledge of their family's involvement in funding the DLP's legal bills.

*Notice given 22 August 2002*

139 **Senator Mackay:** To move—That the Senate—

- (a) congratulates the Australian Capital Territory Legislative Assembly:
  - (i) on becoming the first state or territory legislature to remove abortion from the criminal code, and
  - (ii) for repealing the appalling law which required women seeking abortions to first look at pictures of foetuses;
- (b) notes that this landmark legislation should serve to encourage all remaining states and territories to enact similar legislative changes; and
- (c) notes that the Australian Capital Territory legislation recognises that abortion is a decision for women and is not something that should carry the threat of a jail term.

*Notice given 16 September 2002*

156 **Senator Allison:** To move—That the Senate—

- (a) notes that:
  - (i) the Deaflympic Games will be held in Melbourne in 2005; and
  - (ii) Deaf Sports Recreation Victoria has set up a Games Organising Committee to begin planning and organising this international event which will see the participation of 4 000 deaf athletes and officials from over 90 countries; and
- (b) urges the Prime Minister (Mr Howard) to respond to the correspondence from Deaf Sports Recreation Victoria and to offer support for the Deaflympic Games.

*Notice given 18 September 2002*

162 **Senator Stott Despoja:** To move—That the Senate—

- (a) notes that:
  - (i) the second Commonwealth leaders' troika on Zimbabwe will meet in Nigeria on 23 September 2002,
  - (ii) there has been a worsening of conditions for millions of Zimbabweans since the troika first met 6 months ago to discuss steps to restore democracy in Zimbabwe, and



- (iii) the Prime Minister (Mr Howard), as Chairman of the Commonwealth leaders' troika on Zimbabwe, has acknowledged it is a matter for regret that little substantive progress has been made in implementing the troika's steps to restore democracy in Zimbabwe; and
- (b) urges the Prime Minister, as Chairman of the Commonwealth leaders' troika, to use his influence to expel Zimbabwe from the Commonwealth and impose targeted sanctions on Zimbabwe, including an arms embargo, a travel ban to any Commonwealth countries for President Mugabe and his close associates, and a freeze on any assets he or his associates hold in Commonwealth countries.

164 **Senator Allison:** To move—That the Senate—

- (a) notes:
  - (i) the efforts by Philip Morris Ltd to sponsor so-called drug education programs in Asia and, most recently, in the Lao People's Democratic Republic (Lao PDR),
  - (ii) previous moves in Australia by Philip Morris to sponsor school-based programs, such as the 'I've got the power' program, received such strong criticism from health and educational professionals that most school education authorities rejected or abandoned the programs,
  - (iii) the cynicism of the major tobacco companies in sponsoring education 'events', when around 370 million cigarettes are illegally sold to children in Australia each year; and
- (b) urges the Federal Government to:
  - (i) advise the Lao PDR that tobacco companies in Australia have consistently opposed genuine measures to reduce youth smoking rates and that their offers to sponsor education activities should not be countenanced, and
  - (ii) assist countries in the region by supporting a strong framework convention for tobacco control to reduce the global tobacco epidemic and to help reduce the estimated 40 000 to 50 000 Asian teenagers taking up smoking every day.

*Notice given 19 September 2002*

- \*170 **Senator Brown:** To move—That the Senate calls on the Government of Indonesia to ensure the swift release and, if necessary, repatriation of Lesley McCulloch and her party, now detained in Aceh.
- \*171 **Senator Allison:** To move—That there be laid on the table by the Minister representing the Minister for the Environment and Heritage, no later than 5 pm on Wednesday, 25 September 2002, the following:
  - (a) the further studies, ordered by Senator Hill on 1 February 2001 to be conducted by the proponent of the Honeymoon trial mine, on ground water and waste disposal issues;
  - (b) the independent reviews of these further studies ordered by Environment Australia;
  - (c) the Honeymoon trial mine reports for 1998 to 2000, as reported to the South Australian Government by the proponent;

- (d) the evidence of ground water monitoring and waste disposal records from the trial mine; and
- (e) any South Australian Government reporting to the Federal Government on the trial mine.

\*172 **Senator Conroy:** To move—That the following bill be introduced: A Bill for an Act to amend the *Trade Practices Act 1974* to give the Australian Competition and Consumer Commission power to deal with any price exploitation arising from changes in the law in relation to public liability, and for related purposes. ***Trade Practices Amendment (Public Liability Insurance) Bill 2002.***

\*173 **Senator Conroy:** To move—That the following bill be introduced: A Bill for an Act to amend the *Corporations Act 2001* to improve corporate governance, and for related purposes. ***Corporations Amendment (Improving Corporate Governance) Bill 2002.***

\*174 **Senator Conroy:** To move—That the following bill be introduced: A Bill for an Act to amend the *Trade Practices Act 1974* to give the Australian Competition and Consumer Commission power to deal with any price exploitation arising from changes in the regulation of credit card fees, and for related purposes. ***Trade Practices Amendment (Credit Card Reform) Bill 2002.***

\*175 **Senator Tierney:** To move—That the Senate—

- (a) deplores comments made in the New South Wales Parliament on Tuesday, 17 September 2002, by the State Minister for Education and Training (Mr Watkins), which misrepresented the future direction of universities in Australia, in particular the role of rural and regional universities;
- (b) notes that the Minister for Education, Science and Training (Dr Nelson) has put on the record that regional universities will not be disadvantaged by the current reform process;
- (c) further notes that the Federal Minister told all state education ministers, including Mr Watkins, in July 2002 that Australia would not be returning to second tier, teaching-only, higher education institutions; and
- (d) congratulates the Federal Minister for his comprehensive and inclusive review of higher education in Australia.

### Orders of the Day relating to Government Documents

1 ***Workplace Relations Act 1996—Report for 2000 and 2001 on agreement making under the Act***

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of the document (*Senator Ludwig, in continuation, 19 September 2002*).

2 ***Productivity Commission—Report no. 17—Review of the National Access Regime, 28 September 2001***

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of the document (*Senator Ludwig, in continuation, 19 September 2002*).

### Orders of the Day

1 ***ABC Amendment (Online and Multichannelling Services) Bill 2001 [2002]—(Senate bill)***

Second reading—Adjourned debate (*adjourned, Senator Calvert, 3 April 2001*)—(*restored pursuant to resolution of 13 February 2002*).

**2 Air Navigation Amendment (Extension of Curfew and Limitation of Aircraft Movements) Bill 1995 [2002]—(Senate bill)**

Second reading—Adjourned debate (*27 March 1995*)—(*restored pursuant to resolution of 13 February 2002*).

**3 Anti-Genocide Bill 1999 [2002]—(Senate bill)—(Acting Leader of the Australian Democrats, Senator Greig)**

Second reading—Adjourned debate (*5 April 2001*)—(*restored pursuant to resolution of 13 February 2002*).

**4 Australian Broadcasting Corporation Amendment Bill 1999 [2002]—(Senate bill)**

Second reading—Adjourned debate (*adjourned, Senator O'Brien, 25 March 1999*)—(*restored pursuant to resolution of 13 February 2002*).

**5 Electoral Amendment (Political Honesty) Bill 2000 [2002]**

**Charter of Political Honesty Bill 2000 [2002]—(Senate bills)—(Senator Murray)**

Second reading—Adjourned debate (*adjourned, Senator Calvert, 10 October 2000*)—(*restored pursuant to resolution of 13 February 2002*).

**6 Constitution Alteration (Appropriations for the Ordinary Annual Services of the Government) 2001 [2002]—(Senate bill)—(Senators Murray and Stott Despoja)**

Second reading—Adjourned debate (*adjourned, Senator Calvert, 26 June 2001*)—(*restored pursuant to resolution of 13 February 2002*).

**7 Constitution Alteration (Electors' Initiative, Fixed Term Parliaments and Qualification of Members) 2000 [2002]—(Senate bill)—(Senator Murray)**

Second reading—Adjourned debate (*adjourned, Senator Calvert, 4 April 2000*)—(*restored pursuant to resolution of 13 February 2002*).

**8 Corporate Code of Conduct Bill 2000 [2002]—(Senate bill)**

Second reading—Adjourned debate (*adjourned, Senator Calvert, 6 September 2000*)—(*restored pursuant to resolution of 13 February 2002*).

**9 Freedom of Information Amendment (Open Government) Bill 2000 [2002]—(Senate bill)—(Senator Murray)**

Second reading—Adjourned debate (*adjourned, Senator Calvert, 5 September 2000*)—(*restored pursuant to resolution of 13 February 2002*).

**10 Parliamentary Approval of Treaties Bill 1995 [2002]—(Senate bill)**

Second reading—Adjourned debate (*31 May 1995*)—(*restored pursuant to resolution of 23 November 1998*)—(*restored pursuant to resolution of 13 February 2002*).

**12 Reconciliation Bill 2001 [2002]—(Senate bill)—(Senator Ridgeway)**

Second reading—Adjourned debate (*adjourned, Senator Calvert, 5 April 2001*)—(*restored pursuant to resolution of 13 February 2002*).

**13 State Elections (One Vote, One Value) Bill 2001 [2002]—(Senate bill)—(Senator Murray)**

Second reading—Adjourned debate (*adjourned, Senator Calvert, 7 August 2001*)—(*restored pursuant to resolution of 13 February 2002*).

**14 Public liability insurance premiums**

Adjourned debate on the motion of Senator Conroy—That the Senate—

- (a) expresses its concern about the significant increase in public liability insurance premiums and the effect it is having on the viability of many small businesses and community and sporting organisations;
- (b) condemns the Government for its inaction; and
- (c) urges the Minister to propose a solution to this pressing issue, as quickly as possible, not just look at the problem (*Senator Ferguson, in continuation, 14 February 2002*).

**15 Ministers of State (Post-Retirement Employment Restrictions) Bill 2002—(Senate bill)—(Senator Stott Despoja)**

Second reading—Adjourned debate (*Senator Stott Despoja, in continuation, 13 March 2002*).

**16 Lucas Heights reactor—Order for production of documents—Statement by Minister**

Adjourned debate on the motion of Senator Carr—That the Senate take note of the statement (*Senator Carr, in continuation, 19 March 2002*).

**17 Great Barrier Reef Marine Park (Boundary Extension) Amendment Bill 2002—(Senate bill)—(Senator Bartlett)**

Second reading—Adjourned debate (*Senator Calvert, in continuation, 16 May 2002*).

**18 Genetic Privacy and Non-discrimination Bill 1998 [2002]—(Senate bill)—(Senator Stott Despoja)**

Second reading—Adjourned debate (*Senator Coonan, in continuation, 5 October 2000*)—(*restored pursuant to resolution of 14 May 2002*).

**19 Patents Amendment Bill 1996 [2002]—(Senate bill)—(Senator Stott Despoja)**

Second reading—Adjourned debate (*27 June 1996*)—(*restored pursuant to resolution of 14 May 2002*).

**20 Republic (Consultation of the People) Bill 2001 [2002]—(Senate bill)—(Senator Stott Despoja)**

Second reading—Adjourned debate (*Senator Stott Despoja, in continuation, 26 September 2001*)—(*restored pursuant to resolution of 14 May 2002*).

**21 Australian Broadcasting Corporation (Scrutiny of Board Appointments) Amendment Bill 2002—(Senate bill)**

Second reading—Adjourned debate (*15 May 2002*).

**22 Workplace Relations Amendment (Paid Maternity Leave) Bill 2002—(Senate bill)—(Senator Stott Despoja)**

Second reading—Adjourned debate (*Senator Stott Despoja, in continuation, 16 May 2002*).

**23 Constitution Alteration (Right to Stand for Parliament—Qualification of Members and Candidates) 1998 (No. 2) [2002]—(Senate bill)—(Senator Brown)**

Second reading—Adjourned debate (*Special Minister of State (Senator Abetz), in continuation, 3 December 1998*)—(*restored pursuant to resolution of 16 May 2002*).

**24 Parliamentary Commission of Inquiry (Forest Practices) Bill 2002—(Senate bill)—(Senator Brown)**

Second reading—Adjourned debate (*Senator Brown, in continuation, 20 June 2002*).

**25 Family Law Amendment (Joint Residency) Bill 2002—(Senate bill)—(Senator Harris)**

Second reading—Adjourned debate (*Senator Harris, in continuation, 20 June 2002*).

**26 ASEAN Inter-Parliamentary Organisation (AIPO)—Report of the Australian parliamentary delegation to the 22nd AIPO General Assembly, Thailand, 2 to 5 September 2001; Visits and briefings, Bangkok, 6 to 8 September 2001; and Bi-lateral visit to Singapore, 9 to 13 September 2001**

Adjourned debate on the motion of Senator Calvert—That the Senate take note of the document (*Senator Calvert, in continuation, 27 June 2002*).

**27 Family and Community Services—Family tax benefits**

Adjourned debate on the motion of Senator Ludwig—That the Senate—

- (a) condemns the Howard Government's decision to strip, without warning, the tax returns of Australian families who have been overpaid family payments as callous and unfair to parents trying to survive under increasing financial pressures;
- (b) notes that this is not consistent with the statement of the Minister for Family and Community Services (Senator Vanstone) in July 2001 in which she assured families that, 'The Government has also decided that it would be easier for any family who still had an excess payment to have it recovered by adjusting their future payments, rather than taking it from their tax refund. This is because people may have earmarked their refund for use for specific things';
- (c) considers that the Government's 2-year-old family payments system is deeply flawed, given that it delivered average debts of \$850 to 650 000 Australian families in the 2001-02 financial year and continues to punish families who play by the rules; and
- (d) condemns the Howard Government and its contemptible attack on Australian families (*Senator Tierney, in continuation, 22 August 2002*).

**28 Health—Medicare—Bulk billing**

Adjourned debate on the motion of Senator Evans—That the Senate—

- (a) notes that:
  - (i) since the election of the Howard Government, the rate of bulk billing by general practitioners (GPs) has dropped from 80.6 per cent to 74.5 per cent, and that the average patient cost to see a GP who does not bulk bill has gone up 41.8 per cent to nearly \$12, and
  - (ii) in every year from the commencement of Medicare in 1984 through to 1996, bulk billing rates for GPs increased, but that, in every year since the election of the Howard Government, bulk billing rates have decreased;

- (b) recognises that the unavailability of bulk billing hurts those Australians who are least able to afford the rising costs of health care and those who are at greatest risk of preventable illness and disease;
- (c) condemns the Howard Government's failure to take responsibility for declining rates of bulk billing; and
- (d) calls on the Minister for Health and Ageing (Senator Patterson) to release publicly the June 2002 quarter bulk billing figures so that the true extent of the problem is made known (*Senator Moore, in continuation, 29 August 2002*).

**29 Australian Radiation Protection and Nuclear Safety (Licence Charges) Amendment Bill 2002—Document**

Adjourned debate on the motion of Senator Ludwig—That the Senate take note of the document (*Senator Ludwig, in continuation, 16 September 2002*).

**\*30 Kyoto Protocol (Ratification) Bill 2002—(Senate bill)—(Senator Brown)**

Second reading—Adjourned debate (*Senator Brown, in continuation, 19 September 2002*).

**\*31 Communications—Regional telecommunication services—Inquiry**

Adjourned debate on the motion of Senator Mackay—That the Senate—

- (a) condemns the Howard Government for establishing an inquiry into regional telecommunications services, the Estens inquiry, which is chaired by a member of the National Party and friend of the Deputy Prime Minister, and has a former National Party MP as one of its members;
- (b) condemns the Government's decisions that the inquiry will hold no public hearings and must report within little more than 2 months of its commencement; and
- (c) calls on the Government to address all issues associated with Telstra's performance, including rising prices, deteriorating service standards and inadequate broadband provision (*Senator Tierney in continuation, 19 September 2002*).

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## BUSINESS FOR FUTURE CONSIDERATION

### Next day of sitting (24 September 2002)

#### General Business—Notice of Motion

*Notice given 17 September 2002*

- 161 **Senator Brown:** To move—That the Senate calls on the Government to reconsider its approval of Basslink to ensure that the cable is placed underground in Gippsland instead of using pylons and overhead powerlines.

### On 25 September 2002

#### Business of the Senate—Notices of Motion

*Notice given 21 March 2002*

1 **Senator Murray:** To move—

- (1) That the following matters be referred to the Community Affairs References Committee for inquiry and report by the second sitting day of 2003:
- (a) in relation to any government or non-government institutions, and fostering practices, established or licensed under relevant legislation to provide care and/or education for children:
    - (i) whether any unsafe, improper or unlawful care or treatment of children occurred in these institutions or places,
    - (ii) whether any serious breach of any relevant statutory obligation occurred at any time when children were in care or under protection, and
    - (iii) an estimate of the scale of any unsafe, improper or unlawful care or treatment of children in such institutions or places;
  - (b) the extent and impact of the long-term social and economic consequences of child abuse and neglect on individuals, families and Australian society as a whole, and the adequacy of existing remedies and support mechanisms;
  - (c) the nature and cause of major changes to professional practices employed in the administration and delivery of care compared with past practice;
  - (d) whether there is a need for a formal acknowledgement by Australian governments of the human anguish arising from any abuse and neglect suffered by children while in care;
  - (e) in cases where unsafe, improper or unlawful care or treatment of children has occurred, what measures of reparation are required;
  - (f) whether statutory or administrative limitations or barriers adversely affect those who wish to pursue claims against perpetrators of abuse previously involved in the care of children; and
  - (g) the need for public, social and legal policy to be reviewed to ensure an effective and responsive framework to deal with child abuse matters in relation to:
    - (i) any systemic factors contributing to the occurrences of abuse and/or neglect,
    - (ii) any failure to detect or prevent these occurrences in government and non-government institutions and fostering practices, and
    - (iii) any necessary changes required in current policies, practices and reporting mechanisms.
- (2) In undertaking this reference, the committee is to direct its inquiries primarily to those affected children who were not covered by the 2001 report *Lost Innocents: Righting the Record*, inquiring into child migrants, and the 1997 report, *Bringing them Home*, inquiring into Aboriginal children.

*Notice given 27 June 2002*

- 2 **Senator Murray:** To move—That the following matters be referred to the Economics References Committee for inquiry and report by 29 May 2003, and that, in its recommendations, the committee take into account a preference to maintain overall budget neutrality within the alcohol taxation sector:

- (1) The efficiency, equity and complexity of the existing structure (and relevant history) of Commonwealth, state and territory alcohol taxation (excluding goods and services tax) and related rebates, subsidies and grants being applied to each category of alcohol product, including:
  - (a) beer (low-, mid- and full-strength beer, in packaged and draught form);
  - (b) ready to drink alcohol products (below 10% alcohol by volume (abv)) currently taxed as 'other excisable beverages' under the *Excise Tariff Act 1921*);
  - (c) wine, wine products and cider (currently subject to the wine equalisation tax (WET));
  - (d) spirits (including brandy) and 'other excisable beverages exceeding 10% abv'; and
  - (e) any other alcohol products.
- (2) Identification of the amount of Commonwealth taxation revenue collected in the 2001-02 financial year (and forecast to be collected over the next 10 years) on each category of alcohol product, including:
  - (a) the quantity of customs duty, excise duty and WET collected;
  - (b) the amounts of rebates, subsidies and grants paid; and
  - (c) the amounts of drawback of customs and excise duty paid on re-exports and exports.
- (3) The effectiveness of the existing alcohol administration arrangements relating to taxation collection, including whether or not the collection should be administered by a single administration agency.
- (4) For the purpose of implementing alcohol taxation policy, the extent to which there is substitution between the various categories of alcoholic beverages, including (but not restricted to) issues such as whether substitution between alcoholic beverages is the same for each category of alcoholic beverage.
- (5) The impact of the existing alcohol taxation arrangements for:
  - (a) the economy, employment, the environment and industry;
  - (b) beverage pricing and cost structures;
  - (c) the patterns of consumption, including the abuse, of the various categories of alcohol product;
  - (d) the health and welfare of regional, rural and remote communities (including the funding of alcohol rehabilitation and education); and
  - (e) the flexibility and sustainability of government revenue.
- (6) An examination of selected international alcohol taxation regimes (and recent overseas tax reviews) in order to identify the best options for alcohol taxation policy, legislation and administration in Australia.

## Business of the Senate—Orders of the Day

### 1 A Certain Maritime Incident—Select Committee

Report to be presented.

### 2 Community Affairs References Committee

Report to be presented on the Family and Community Services Legislation Amendment (Australians Working Together and other 2001 Budget Measures) Bill 2002 and related issues.



Government Business—Order of the Day

- 1 **Family and Community Services Legislation Amendment (Australians Working Together and other 2001 Budget Measures) Bill 2002—**  
(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*adjourned, Senator Ludwig, 19 June 2002*).

General Business—Notice of Motion

*Notice given 17 September 2002*

- 160 **Chair of the Rural and Regional Affairs and Transport References Committee (Senator Ridgeway):** To move—That the time for the presentation of the report of the Rural and Regional Affairs and Transport References Committee on forestry plantations be extended to the last sitting day in June 2003.

**On 26 September 2002**

Business of the Senate—Orders of the Day

- 1 **Finance and Public Administration Legislation Committee**

Report to be presented on the Public Interest Disclosure Bill 2001 [2002].  
(*Referred pursuant to Selection of Bills Committee report.*)

- 2 **Superannuation—Select Committee**

Report to be presented on the provisions of the Superannuation (Government Co-contribution for Low Income Earners) Bill 2002 and the Superannuation Legislation Amendment Bill 2002. (*Referred pursuant to Selection of Bills Committee report.*)

- 3 **Environment, Communications, Information Technology and the Arts References Committee**

Report to be presented on urban water management.

- 4 **Legal and Constitutional References Committee**

Report to be presented on the Migration Legislation Amendment (Further Border Protection Measures) Bill 2002 and related issues.

Government Business—Order of the Day

- 1 **Migration Legislation Amendment (Further Border Protection Measures) Bill 2002—**  
(*Minister for Justice and Customs, Senator Ellison*)

Second reading—Adjourned debate (*24 June 2002*).

General Business—Order of the Day

- 11 **Public Interest Disclosure Bill 2001 [2002]—**  
(*Senate bill*)—(*Senator Murray*)

Second reading—Adjourned debate (*adjourned, Senator O'Brien, 27 June 2001*)—(*restored pursuant to resolution of 13 February 2002*).

**On 15 October 2002**

Business of the Senate—Order of the Day

- 1 **Economics Legislation Committee**

Report to be presented on the provisions of the Excise Tariff Amendment Bill (No. 1) 2002 and the Customs Tariff Amendment Bill (No. 2) 2002. (*Referred pursuant to Selection of Bills Committee report.*)

## General Business—Notice of Motion

*Notice given 16 May 2002*

80 **Senator Bartlett:** To move—

- (1) That there be laid on the table, by the Minister representing the Minister for the Environment and Heritage (Senator Hill), at the end of each quarter after the commencement of this order, copies of all permit applications, permit decisions and permits issued, together with any conditions imposed, made in accordance with regulation 18 of the Great Barrier Reef Marine Park Regulations 1983, made in accordance with the *Great Barrier Reef Marine Park Act 1975*.
- (2) That for the purposes of this order, a quarter means a period of 3 months ending on 31 March, 30 June, 30 September and 31 December.

## On 16 October 2002

### Business of the Senate—Order of the Day

#### 1 Superannuation—Select Committee

Report to be presented on the provisions of the Superannuation Legislation Amendment (Choice of Superannuation Funds) Bill 2002. (*Referred pursuant to Selection of Bills Committee report.*)

### Seven sitting days after today (17 October 2002)

### Business of the Senate—Notices of Motion

*Notice given 26 August 2002*

- 1 **Senator Harris:** To move—That the Great Barrier Reef Marine Park Amendment Regulations 2002 (No. 1) and the Great Barrier Reef Marine Park Amendment Regulations 2002 (No. 2), as contained in Statutory Rules 2002 Nos 72 and 73, respectively, and made under the *Great Barrier Reef Marine Park Act 1975*, be disallowed.

Eight sitting days remain for resolving.\*\*

\*\* *Indicates sitting days remaining, including today, within which the motion must be disposed of or the Regulations will be deemed to have been disallowed.*

- 2 **Chairman of the Standing Committee on Regulations and Ordinances (Senator Tchen):** To move—That the Public Employment (Consequential and Transitional) Amendment Regulations 2002 (No. 1), as contained in Statutory Rules 2002 No. 87 and made under the *Public Employment (Consequential and Transitional) Amendment Act 1999*, be disallowed.

Eight sitting days remain for resolving.\*\*

\*\* *Indicates sitting days remaining, including today, within which the motion must be disposed of or the Regulations will be deemed to have been disallowed.*

## On 22 October 2002

## Business of the Senate—Notice of Motion

*Notice given 12 February 2002*

- 1 **Senator Bartlett:** To move—That the following matters be referred to the Legal and Constitutional References Committee for inquiry and report by 19 June 2002:

Aspects of the Government's current policy in relation to asylum seekers and refugees, including, but not limited to:

- (a) the impact on the operations of Navy and other Defence forces due to their use in turning around, detaining and transporting boat people;
- (b) the processes and criteria being used to assess the asylum seekers who have been transferred to Papua New Guinea (PNG) and Nauru;
- (c) the level of access to legal advice for people on PNG and Nauru;
- (d) the nature of the facilities which asylum seekers are detained in;
- (e) the placement options for those people on PNG and Nauru who are found to be refugees;
- (f) whether any asylum seekers who are not found to be refugees will be unable to return to their country of origin and what will be done in such an event;
- (g) the extent and nature of Australia's international involvement in facilitating an orderly worldwide system for movement and settlement of refugees;
- (h) likely future worldwide trends on the movement of refugees;
- (i) the impact and operation of the seven bills amending the *Migration Act 1958* which were passed by the Senate on 26 September 2001; and
- (j) reviewing all reports, proposals and recommendations in relation to activities and facilities at the Woomera Immigration Detention Centre, including whether or not the centre should be closed down or its operations scaled back.

## Business of the Senate—Orders of the Day

### 1 **Economics Legislation Committee**

Report to be presented on the New Business Tax System (Consolidation, Value Shifting, Demergers and Other Measures) Bill 2002. (*Referred pursuant to Selection of Bills Committee report.*)

### 2 **Rural and Regional Affairs and Transport Legislation Committee**

Report to be presented on the provisions of the Egg Industry Service Provision Bill 2002 and the Egg Industry Service Provision (Transitional and Consequential Provisions) Bill 2002. (*Referred pursuant to Selection of Bills Committee report.*)

### 3 **Economics References Committee**

Report to be presented on public liability and professional indemnity insurance.

## Government Business—Order of the Day

- 1 **New Business Tax System (Consolidation, Value Shifting, Demergers and Other Measures) Bill 2002**—(*Parliamentary Secretary to the Treasurer, Senator Ian Campbell*)

Second reading—Adjourned debate (*adjourned, Senator Buckland, 16 September 2002*).

### On 24 October 2002

#### Business of the Senate—Orders of the Day

##### 1 **Community Affairs Legislation Committee**

Report to be presented on the provisions of the Research Involving Embryos and Prohibition of Human Cloning Bill 2002. (*Referred pursuant to Selection of Bills Committee report.*)

##### 2 **Rural and Regional Affairs and Transport Legislation Committee**

Report to be presented on the provisions of the Agriculture, Fisheries and Forestry Legislation Amendment Bill (No. 1) 2002. (*Referred pursuant to Selection of Bills Committee report.*)

##### 3 **Legal and Constitutional Legislation Committee**

Report to be presented on statutory powers and functions of the Australian Law Reform Commission.

#### Government Business—Order of the Day

##### 1 **Prohibition of Human Cloning Bill 2002**—(*Minister for Communications, Information Technology and the Arts, Senator Alston*)

Second reading—Adjourned debate (*adjourned, Senator Buckland, 18 September 2002*).

### On the last sitting day in October 2002 (24 October 2002)

#### Business of the Senate—Order of the Day

##### 1 **Employment, Workplace Relations and Education References Committee**

Report to be presented on the education of students with disabilities.

### On 31 October 2002

#### Business of the Senate—Order of the Day

##### 1 **Rural and Regional Affairs and Transport Legislation Committee**

Report to be presented on the Australian meat industry and export quotas.

### On 12 November 2002

#### General Business—Notice of Motion

*Notice given 20 March 2002*

- 53 **Acting Leader of the Australian Democrats (Senator Greig):** To move—That the following bill be introduced: A Bill for an Act to prohibit certain conduct involving the vilification and incitement to hatred of people on the ground of sexuality, and for related purposes. *Sexuality Anti-Vilification Bill 2002.*

### On 14 November 2002

Business of the Senate—Order of the Day

1 **Superannuation—Select Committee**

Report to be presented on tax arrangements for superannuation and related policy.

**On 19 November 2002**

Business of the Senate—Order of the Day

1 **Employment, Workplace Relations and Education References Committee**

Report to be presented on small business employment.

**On 2 December 2002**

Business of the Senate—Orders of the Day

1 **Foreign Affairs, Defence and Trade References Committee**

Report to be presented on materiel acquisition and management in Defence.

2 **Foreign Affairs, Defence and Trade References Committee**

Report to be presented on Australia's relationship with Papua New Guinea and other Pacific island countries.

**On 5 December 2002**

Business of the Senate—Order of the Day

1 **Environment, Communications, Information Technology and the Arts References Committee**

Report to be presented on environmental performance at the Ranger, Jabiluka, Beverley and Honeymoon uranium operations.

Committee Reports and Government Responses and Auditor-General's Reports—Notice of Motion

*Notice given 26 June 2002*

- 1 **Chair of the Standing Committee of Senators' Interests (Senator Denman):**  
To move—That the following amendments to the resolutions relating to senators' interests and declaration of gifts to the Senate and the Parliament be agreed to:

**Resolution 1—Registration of senators' interests**

Paragraph (1), omit—

“Within 14 sitting days after the adoption of this resolution by the Senate and 28 days of making and subscribing an oath or affirmation of allegiance as a senator”,

substitute—

“Within:

- (a) 28 days after the first meeting of the Senate after 1 July first occurring after a general election; and

- (b) 28 days after the first meeting of the Senate after a simultaneous dissolution of the Senate and the House of Representatives; and
- (c) 28 days after making and subscribing an oath or affirmation of allegiance as a senator for a Territory or appointed or chosen to fill a vacancy in the Senate”.

**Resolution 3—Registrable interests**

Paragraph (i), omit “\$5,000”, substitute “\$10,000”.

Paragraphs (k), (l) and (m), omit “\$500” wherever occurring, substitute “\$1,000”; omit “\$200” wherever occurring, substitute “\$500”.

**Resolution 4—Register and Registrar of Senators’ Interests**

Paragraph (3), omit “the commencement of each Parliament”, substitute “receipt of statement of registrable interests in accordance with resolution 1(1)”.

[Consequential on amendment to paragraph 1(1)]

**Resolution 5—Declaration of interest in debate and other proceedings**

To be omitted.

**Resolution relating to declaration of gifts to the Senate and the Parliament**

Paragraph (1)(a), omit “practical”, substitute “practicable”.

Sub-paragraph (ba), omit “\$500”, substitute “\$1,000”; omit “\$200” substitute “\$500”.

Sub-paragraph (d), line 2, omit “is to”, substitute “may”.

After sub-paragraph (h), insert—

- “(i) When a senator who is using or displaying a gift ceases to be a senator, the senator may retain the gift:
  - (i) if its value does not exceed the stated valuation limits of \$1,000 for a gift received from an official government source, or \$500 from a private person or non-government body; or
  - (ii) if the senator elects to pay the difference between the stated valuation limit and the value of the gift, as obtained from an accredited valuer selected from the list issued by the Committee for Taxation Incentives for the Arts. The Department of the Senate will be responsible for any costs incurred in obtaining the valuation.
- (j) If the senator does not retain the gift in accordance with paragraph (i), the senator must return the gift to the registrar, who shall:
  - (i) dispose of it in accordance with instructions from the Committee of Senators’ Interests, as set out in paragraph 1(d) of this resolution; or
  - (ii) arrange its donation to a nominated non-profit organisation or charity, at the discretion of the senator who has returned the gift and the Committee of Senators’ Interests.
- (k) Any senator subject to paragraph (j) must formally acknowledge relinquishment of the senator’s claim to ownership of any surrendered gifts.”.

**On 12 December 2002**

Business of the Senate—Orders of the Day

1 **Finance and Public Administration References Committee**

Report to be presented on recruitment and training in the Australian Public Service.

2 **Rural and Regional Affairs and Transport References Committee**

Report to be presented on forestry plantations.

**By the last sitting day in 2002**

Business of the Senate—Orders of the Day

1 **Rural and Regional Affairs and Transport Legislation Committee**

Report to be presented on the administration of the Civil Aviation Safety Authority.

2 **Rural and Regional Affairs and Transport Legislation Committee**

Report to be presented on the import risk assessment on New Zealand apples.

3 **Rural and Regional Affairs and Transport Legislation Committee**

Report to be presented on the administration of AusSAR in relation to the search for the *Margaret J.*

**On the first day in the next period of sittings**

Government Business—Orders of the Day

\*1 **Australian Capital Territory Legislation Amendment Bill 2002**—(*Minister for the Arts and Sport, Senator Kemp*)

Second reading—Adjourned debate (19 September 2002).

\*2 **Customs Tariff Amendment Bill (No. 2) 2002**

**Excise Tariff Amendment Bill (No. 1) 2002**—(*Minister for the Arts and Sport, Senator Kemp*)

Second reading—Adjourned debate (19 September 2002).

**By the fifth sitting day in February 2003**

Business of the Senate—Order of the Day

1 **Employment, Workplace Relations and Education References Committee**

Report to be presented on the refusal of the Government to respond to the order of the Senate of 21 August 2002 for the production of documents relating to financial information concerning higher education institutions.

**On 21 February 2003**

Business of the Senate—Order of the Day

1 **Environment, Communications, Information Technology and the Arts References Committee**

Report to be presented on the Australian telecommunications network.

**By March 2003**

## Business of the Senate—Order of the Day

**1 Legal and Constitutional References Committee**

Report to be presented on progress towards national reconciliation.

**On the tenth sitting day of 2003**

## Business of the Senate—Order of the Day

**1 Legislation Committees**

Reports to be presented on annual reports tabled by 31 October 2002.

**By the last sitting day in March 2003**

## Business of the Senate—Order of the Day

**1 Environment, Communications, Information Technology and the Arts References Committee**

Report to be presented on the role of libraries as providers of public information in the online environment.

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**BILLS REFERRED TO COMMITTEES**
**Bills currently referred†****Family and Community Services Legislation Amendment (Australians Working Together and other 2001 Budget Measures) Bill 2002**

Referred to the Community Affairs References Committee (*referred 19 June 2002; reporting date varied 13 September 2002; reporting date: 25 September 2002*).

**Migration Legislation Amendment (Further Border Protection Measures) Bill 2002**

Referred to the Legal and Constitutional References Committee (*referred 25 June 2002; reporting date varied 27 August 2002; reporting date: 26 September 2002*).

**New Business Tax System (Consolidation, Value Shifting, Demergers and Other Measures) Bill 2002‡**

Referred to the Economics Legislation Committee (*referred 18 September 2002; reporting date: 22 October 2002*).

**Public Interest Disclosure Bill 2001 [2002]‡**

Referred to the Finance and Public Administration Legislation Committee (*referred 8 August 2001; readopted 21 March 2002; reporting date varied 25 June 2002; reporting date: 26 September 2002*).

**Provisions of bills currently referred†****Agriculture, Fisheries and Forestry Legislation Amendment Bill (No. 1) 2002‡**

Referred to the Rural and Regional Affairs and Transport Legislation Committee (*referred 18 September 2002; reporting date: 24 October 2002*).



**Egg Industry Service Provision Bill 2002**‡

**Egg Industry Service Provision (Transitional and Consequential Provisions) Bill 2002**‡

Referred to the Rural and Regional Affairs and Transport Legislation Committee (*referred 18 September 2002; reporting date: 22 October 2002*).

**Excise Tariff Amendment Bill (No. 1) 2002**‡

**Customs Tariff Amendment Bill (No. 2) 2002**‡

Referred to the Economics Legislation Committee (*referred 18 September 2002; reporting date: 15 October 2002*).

**Research Involving Embryos and Prohibition of Human Cloning Bill 2002**‡

Referred to the Community Affairs Legislation Committee (*referred 21 August 2002; reporting date: 24 October 2002*).

**Superannuation (Government Co-contribution for Low Income Earners) Bill 2002**‡

**Superannuation Legislation Amendment Bill 2002**‡

Referred to the Select Committee on Superannuation (*referred 21 August 2002; reporting date: 26 September 2002*).

**Superannuation Legislation Amendment (Choice of Superannuation Funds) Bill 2002**‡

Referred to the Select Committee on Superannuation (*referred 21 August 2002; reporting date varied 19 September 2002; reporting date: 16 October 2002*).

‡Further information about the progress of these bills may be found in the Department of the Senate's Bills to Committees Update.

‡Pursuant to adoption of report of Selection of Bills Committee.

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**BILLS NEGATIVED**

**Government Bills**

**National Health Amendment (Pharmaceutical Benefits—Budget Measures) Bill 2002**

Second reading negatived, 20 June 2002.

**Trade Practices Amendment (Small Business Protection) Bill 2002**

Third reading negatived, 19 August 2002.

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**QUESTIONS ON NOTICE**

*Questions remaining unanswered*

Question Nos, as shown, from 49 to 576 remain unanswered for 30 or more days (see standing order 74(5)).

*Notice given 12 February 2002*

49 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) Further to the answer provided to question on notice no. 3531 (Senate *Hansard*, 20 August 2001, pp 26019-22), what funding has been allocated to specific projects on each of the roads identified in answers (4)(a) to (d).
- (2) (a) What is the nature of each of the above projects; (b) what is the level of funding allocated to each of the above projects; (c) over what period has funding been allocated to each of the above projects; and (d) in what category of funding does each of the above projects appear.
- (3) Is the above information relating to specific projects for all roads identified in answers (4)(a) to (d) provided to each state government or state transport department; if so: (a) how often is this information provided to each state; and (b) when is the above information provided to each state.

55 **Senator Allison:** To ask the Minister for Revenue and Assistant Treasurer—

- (1) Is it the case that the Melbourne office of the Australian Prudential Regulation Authority (APRA) failed to notify trustees of pre-existing pooled superannuation trusts (PSTs) that, under new regulations, they were required to notify APRA in writing that they wished their trusts to continue to be treated as PSTs by 31 October 2000.
- (2) Is it the case that trusts that have failed to so notify APRA will become non-complying superannuation funds, attracting a tax rate of 48.5 per cent on fund earnings instead of the concessional 15 per cent.
- (3) How long has APRA been aware of the failure to notify outlined in (1).
- (4) How long has the Minister or the department been aware of the failure to notify.
- (5) Has APRA or the Government taken any action to resolve this matter.
- (6) What action will the Government and APRA be taking to resolve this matter.

**Senator Allison:** To ask the Ministers listed below (Question Nos 61-76)—

- (1) (a) When did the department last conduct an audit of heritage values in its properties; and (b) can that report be made available.
- (2) Does the department have policies, protocols and/or guidelines for the protection of heritage values in its properties; if not, why not.
- (3) (a) What is the budget for maintenance and conservation works in the department for the 2001-02 financial year; and (b) how does this compare with each of the previous four financial years.
- (4) Which properties has the department sold over the past five years that have heritage values.
- (5) Which of these are listed on the Register of the National Estate.
- (6) Which of these have state government and local government protection.
- (7) What are the department's policy, protocol and/or guidelines for archiving documents.
- (8) (a) Does the department have a collection of artworks and/or artefacts, including documents, of heritage value; (b) are these documented; and (c) is there a budget for acquisition or conservation of such work.

- (9) Does the department use the National Culture-Leisure Industry Statistical Framework prepared by the Cultural Ministers' Council in compiling data; if not, why not.
- (10) For those services contracted out, what arrangements, guidelines and requirements are in place to safeguard records for archiving.
- (11) (a) What, if any, historical guides and publications on heritage were prepared by the department in the 2000-01 financial year; and (b) what is the budget for this purpose in the 2001-02 financial year.

61 Minister representing the Minister for the Environment and Heritage  
62 Minister representing the Minister for the Environment and Heritage  
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76 Minister representing the Minister for the Environment and Heritage

*Notice given 18 February 2002*

- 108 **Senator Brown:** To ask the Minister representing the Prime Minister—With reference to whistleblower Alwyn Johnson, and the Minister's commitment, on 12 August 2000, to undertake an inquiry to look at compensation for Mr Johnson, even if the Tasmanian Government refused to take part:
- (1) Why has no inquiry been instituted.
  - (2) (a) When will the inquiry begin; and (b) who will arbitrate.

*Notice given 15 March 2002*

- 196 **Senator Allison:** To ask the Minister representing the Minister for Foreign Affairs—Did Mr Ron Walker attend the recent Commonwealth Heads of Government Meeting; if so, in what capacity.

*Notice given 8 April 2002*

- 222 **Senator Faulkner:** To ask the Special Minister of State—With reference to travel undertaken to Melbourne between 1 October 2001 and 18 November 2001, by all staff employed under the *Members of Parliament (Staff) Act 1984*, in each instance can the following details be provided:
- (1) The name of each staff member, and the name of the member or senator for whom that staff member worked.

- (2) The dates for which travel allowance (TA) was claimed, including whether the claim was for consecutive nights.
- (3) The rate of TA paid and the total amount of TA paid to each staff member relating to that period.
- (4) The dates of airline flights taken to and from Melbourne by that staff member during that period.
- (5) Whether the staff member claimed for commercial or non-commercial accommodation, and the name of hotels stayed at by the staff member (if known).
- (6) The cost of any Cabcharge and/or other hire car charges, including Comcar.
- (7) The name and position of the person who certified the TA claim form and/or acquittal submitted to the Department of Finance and Administration.

*Notice given 9 April 2002*

**Senator Brown:** To ask the Ministers listed below (Question Nos 230-231)—With reference to the proposed Meander Dam in Tasmania:

- (1) (a) How much federal funding has been provided, or is proposed, for the Meander Dam; (b) under which programs is it provided; (c) what is its purpose; and (d) what is the breakdown of how it will be spent or has been spent.
- (2) (a) Who authorised the funding; (b) when; and (c) what information was provided to justify the expenditure.
- (3) Is it true that on-farm dams are a cheaper option for irrigation than construction of the dam.
- (4) (a) What analysis supports the economic viability of the dam; and (b) does it involve subsidies to the irrigators; if so, how much.
- (5) Which federal ministers have visited the dam site and when.

230 Minister representing the Minister for Agriculture, Fisheries and Forestry

*Notice given 18 April 2002*

**Senator O'Brien:** To ask the Ministers listed below (Question Nos 247-273)—

- (1) What programs and/or grants administered by the department provide assistance to people living in the federal electorate of Kennedy.
- (2) What was the level of funding provided through these programs and/or grants for the 2000-01 and 2001-02 financial years.
- (3) Where specific projects were funded: (a) what was the location of each project; (b) what was the nature of each project; and (c) what was the level of funding for each project.

264 Minister for the Arts and Sport

271 Minister for Revenue and Assistant Treasurer

*Notice given 14 May 2002*

304 **Senator Sherry:** To ask the Minister for Revenue and Assistant Treasurer—

- (1) How many people are expected to benefit from the Government's election promise to allow voluntary contributions to superannuation beyond 70 to age 75 in the first year of its operation and for the 3 years beyond.

- (2) How many people are expected to benefit from the Government's election promise to reduce the tax rate on excessive Eligible Termination Payments in the first year of its operation and for the 3 years beyond.
- (3) (a) How many people are expected to benefit from the Government's election promise to increase the deduction limit for the self-employed in the first year of its operation and for the 3 years beyond; and (b) how many of these people fall into the income ranges of: (i) \$0-\$9,999, (ii) \$10,000-\$19,999, (iii) \$20,000-\$29,999 (iv) \$30,000-\$39,999, (v) \$40,000-\$49,999, (vi) \$50,000-\$59,999, (vii) \$60,000-\$69,999, and (viii) \$70,000 plus.
- (4) (a) How many people are expected to benefit from the Government's election promise to allow splitting of superannuation contributions in the first year of its operation and for the 3 years beyond; and (b) how many of these people fall into the income ranges of: (i) \$0-\$9,999, (ii) \$10,000-\$19,999, (iii) \$20,000-\$29,999, (iv) \$30,000-\$39,999, (v) \$40,000-\$49,999, (vi) \$50,000-\$59,999, (vii) \$60,000-\$69,999, and (viii) \$70,000 plus.
- (5) (a) How many people are expected to benefit from the Government's election promise to reduce the rate of the surcharge contributions tax in the first year of its operation and for the 3 years beyond; and (b) how many of these people fall into the income ranges of: (i) \$80,000-\$89,999, (ii) \$90,000-\$99,999 (iii) \$100,000-\$109,999, (iv) \$110,000-\$149,999, (v) \$150,000-\$249,999, (vi) \$250,000-\$499,999, (vii) \$500,000-\$999,999, and (viii) \$1 million plus.
- (6) (a) How many people (in terms of those who are making the contributions and those who receive them) are expected to benefit from the Government's election promise to allow superannuation contributions for children in the first year of its operation and for the 3 years beyond; and (b) how many of these people fall into the income ranges of: (i) \$0-\$9,999, (ii) \$10,000-\$19,999, (iii) \$20,000-\$29,999, (iv) \$30,000-\$39,999, (v) \$40,000-\$49,999, (vi) \$50,000-\$59,999, (vii) \$60,000-\$69,999, (viii) \$70,000-\$79,999, (ix) \$80,000-\$89,999, (x) \$90,000-\$99,000, (xi) \$100,000-\$109,999, (xii) \$110,000-\$149,999, (xiii) \$150,000-\$249,000, (xiv) \$250,000-\$499,999, (xv) \$500,000-\$999,999, and (xvi) \$1 million plus.

*Notice given 21 May 2002*

338 **Senator Evans:** To ask the Minister for Defence—With reference to the Defence White Paper (page 122), which includes a graph setting out Defence funding by the five capability groups:

- (1) Can the table of figures used for this graph be provided, that is, the funding for each capability group in each of the 10 years.
- (2) Can the Minister confirm that the funding figures used are minus the capital use charge, that is, appropriation and equity injection funding minus the capital use charge component.
- (3) Can the Minister confirm that funding for the strike capability group appears to remain approximately constant over the 10 years.
- (4) Given the acknowledged increasing cost of flying ageing aircraft, how was it proposed that this capability group could maintain its fleet of aircraft over the 10 year period without any significant increase in funding.

*Notice given 13 June 2002*

374 **Senator Brown:** To ask the Minister representing the Minister for Immigration and Multicultural and Indigenous Affairs—

- (1) Is the Minister aware that members of the Hazara faith have been subject to persecution and human rights abuses in Afghanistan prior to, as well as during, the rule of the Taliban regime.
- (2) What steps is the Minister taking to guarantee the safety of members of the Hazara faith who are being repatriated to Afghanistan from Australia.

*Notice given 18 June 2002*

380 **Senator Allison:** To ask the Minister representing the Minister for Immigration and Multicultural and Indigenous Affairs—With reference to the Maribyrnong detention centre:

- (1) Given the high level of monitoring, the security cameras and the control room, which is manned 24 hours a day and has surveillance over every corridor and every area other than inside the bedrooms and toilets: (a) why is it necessary for 2-hourly headcounts; and (b) how are these headcounts conducted.
- (2) Are records kept of headcounts; if so, can copies of these records be provided for the past 6 months; if not, why not.
- (3) Can a schedule of the medication currently being taken by detainees and the doses of that medication together with medical records be provided.
- (4) Are detainees forced to take sleeping pills or any other medication.
- (5) What arrangements are in place to supervise the taking of medication.
- (6) (a) What records of self harm are kept; and (b) can they be provided for the past year.
- (7) Is it the case that only one blanket and no more than two on request is provided to each detainee.
- (8) Why is it that visitors are not permitted to take blankets into the centre on request.
- (9) Is it the case that heating at the centre was not turned on for 3 weeks after requests had been made.
- (10) (a) Is the heating now fully operational; and (b) for what period of the day and night and in what areas is it turned on.
- (11) Is it the case that none of the bedrooms, toilets and bathrooms have doors.
- (12) Is it the case that detention guidelines call for privacy considerations; if so, how is this provided.
- (13) Is it the case that detention officers who were previously employed as prison officers receive the full 6-week training course.
- (14) What measures and processes are in place to ensure that complaints against officers can be made without any repercussions from, or retribution by, those officers towards the detainees.
- (15) What are the current arrangements with regard to access to the external grassed area, including the size of groups allowed, times of access, number of detention officers present, etc.
- (16) Is the mother of the three children aged 5 years, 3 years and 8 months permitted to accompany her child or children to kindergarten; if not, why not.

- (17) Can the medical report on the detainee diagnosed with tuberculosis be provided.
- (18) Where is that detainee presently.
- (19) Why were detainees in the centre at the same time as this detainee not inoculated against the disease.
- (20) Have the exposed detainees been subsequently tested for the disease; if not, why not.
- (21) Is it the case that cut flowers are not permitted at the centre.
- (22) Is it the case that visitors are not permitted to bring in notebooks and pencils; if so, when was this rule introduced.
- (23) Can a copy of the rules that apply for visitors to Maribyrnong with regard to what may be brought to detainees by visitors be provided.
- (24) What measures are in place to ensure that the rules are not interpreted differently or changed arbitrarily by various officers.
- (25) Given that the department in its submission to the Human Rights and Equal Opportunity Commission indicated that cricket, badminton, treadmill, basketball, billiards, jewellery-making, Egyptian dancing, computing, music classes for children and sewing classes were being provided at the Maribyrnong detention centre, can a schedule be provided showing the times when these facilities are available to detainees.
- (26) What are the rules with regard to birthing mothers.
- (27) What arrangements were in place for the two children of the mother who gave birth most recently.
- (28) Why is it that a burns victim who required skin grafts, was not provided with that medical attention.
- (29) (a) How often are fire drills conducted at the centre; and (b) can records be provided of fire drills so far in 2002 and their duration.
- (30) Can a copy of the so-called log of claims developed by detainees at a recent hunger strike be provided.
- (31) (a) What is the status of each claim; (b) which of these claims have been implemented; and (c) which were not implemented and why.
- (32) Was a representative of the department present at the meeting at which the log of claims was discussed.
- (33) With reference to a booklet produced by the Australasian Correctional Management there is a warning about injuries that can be caused by strap wire: can details be provided of (a) this device; and (b) what that advice is.
- (34) What is the routine or the requirement with regard to informing detainees about the circumstances in which the accommodation charge will be made of them, that is, detainees being told that they will incur a debt and not being given advice that if, for instance, they are granted refugee status there is no debt.
- (35) Can a copy of that advice be provided.
- (36) What revenue was raised by accommodation charges at the Maribyrnong detention centre in the 2000-01 financial year.
- (37) Are there any circumstances in which the accommodation debt is not waived where a detainee is given a residential visa.

388 **Senator Harris:** To ask the Minister representing the Treasurer—

- (1) Can the Treasurer confirm whether minutes were kept by the Australian Taxation Office Part IVA Panel of the meeting in which a recommendation was made against the first cooperative investment project considered by the panel in late 1997; if so, can a copy of those minutes be provided.
- (2) How do the loans in the cooperative investment projects differ from those in Lau's case.

*Notice given 24 June 2002*

392 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) What was the total cost in Australian dollars to the Australian wool industry of flystrike for each of the past 5 financial years.
- (2) Is the Minister aware of a document entitled, *An innovative product for the prevention of flystrike in sheep*, by Mr John Norris.
- (3) What do the document and its author seek of the Commonwealth.
- (4) What process was undertaken to assess the document and the suitability of Mr Norris' proposal for Commonwealth-funded assistance.
- (5) What other federally-funded assistance programs might Mr Norris approach.
- (6) On what basis pertaining to Mr Norris' proposal does the Minister suggest each of these federally-funded assistance programs.
- (7) What research is the department doing (either directly or by way of funding support) into methods to reduce the incidence and cost of flystrike to the Australian wool industry.
- (8) What is the quantum of Commonwealth government expenditure on this research for each of the past 5 financial years.
- (9) What is the estimated quantum of Commonwealth government expenditure on this research for each of the next 5 financial years.
- (10) Are there any other current federally-funded programs that are directly conducting research into the reduction of flystrike incidence and cost of flystrike to the Australian wool industry.
- (11) What is the quantum of Commonwealth government expenditure on this research for each of the past 5 financial years.
- (12) What is the estimated quantum of Commonwealth government expenditure on this research for each of the next 5 financial years.
- (13) Are there any other current federally-funded programs that are supporting (by way of funding) research into the reduction of incidence and cost of flystrike in the Australian wool industry.
- (14) What is the quantum of Commonwealth government expenditure on this research for each of the past 5 financial years.
- (15) What is the estimated quantum of Commonwealth government expenditure on this research for each of the next 5 financial years.

393 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) What was the total amount, in Australian dollars, spent by the Australian agricultural sector on all fertilisers for domestic use for each of the past 5 financial years.



- (2) For each of the past 5 financial years, what percentage of all fertilisers used by the Australian agricultural sector for domestic use were imported, both in terms of metric tonnage and value in Australian dollars.
- (3) For each of the past 5 financial years, including the current year, how many shipments have been received where the importation documentation describes the cargo as being at least in part fertiliser from China.
- (4) For each year of the period specified in (3) what has been the total amount in metric tonnes of shipments where the importation documentation describes the cargo as being at least in part fertiliser from China.
- (5) Which Australian agricultural industries are users of fertilisers imported from China.
- (6) Is it the case that in late April or early May 2002, Australian Quarantine Inspection Service (AQIS) officials impounded two containers of material imported from China and found that it was hazardous waste.
- (7) Where and when did this impoundment occur.
- (8) Specifically what type of fertiliser did the documentation that accompanied the shipment describe it as.
- (9) From where else does Australia import fertiliser so described.
- (10) Which Australian agricultural industries are users of imported fertilisers so described.
- (11) Since May 2002, what meetings has the Minister had with state ministers on the issue of hazardous waste being imported to Australia under documentation describing it as a type of fertiliser.
- (12) When and where were these meetings held.
- (13) Who attended each meeting.
- (14) What was discussed at these meetings.
- (15) When is the next round of scheduled meetings with state ministers on the issue of hazardous waste being imported to Australia under documentation describing it as a type of fertiliser.
- (16) What are the next planned steps, including target dates, for the department in relation to addressing the issue of hazardous waste being imported to Australia under documentation describing it as a type of fertiliser.
- (17) For each of the past 5 financial years, including the current year, what has been the detection rate of such shipments by AQIS, in terms of metric tonnes intercepted by AQIS as against the total amount of such shipments in metric tonnes AQIS estimates has been shipped to Australia.
- (18) For each of the next 5 financial years what is the target rate for detection by AQIS of such imports, in terms of metric tonnes to be intercepted by AQIS as against the total amount in metric tonnes AQIS estimate will be shipped to Australia.

394 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—For each of the past 5 financial years:

- (1) How many collisions have occurred between ocean going vessels in Australian waters.
- (2) How many deaths have resulted from collisions which have occurred between ocean going vessels in Australian.
- (3) How many injuries have resulted from collisions which have occurred between ocean vessels in Australian.

- (4) On how many occasions has rescue of persons on ocean going vessels within Australian waters occurred as a result of the use of the very high frequency channel 16.

*Notice given 26 June 2002*

398 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) Since January 2000, how many reports have been lodged with the Civil Aviation Safety Authority (CASA) relating to air contamination in BAE 146 aircraft operated by National Jet Systems.
- (2) In each case: (a) when was the report lodged; (b) who lodged the report; and (c) what action was taken by CASA in response to each report.

400 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—Since January 2000, has the Civil Aviation Safety Authority received any reports relating to breaches of flight and duty times by crew operating BAE 146 aircraft for regular passenger transport services; if so: (a) how many reports have been received; (b) in each case when was the report lodged; and (c) what action was taken in response to each report.

404 **Senator Brown:** To ask the Minister for Forestry and Conservation—

- (1) Who gave permission for logging on the steppes to Interlaken Road in Tasmania to include the roadside reserve in several places.
- (2) In each case: (a) to whom did the reserve royalties go and who carried out the logging; (b) who carried out the environmental impact study and when; and (c) how was this logging deemed within the parameters of the Forest Practices Code.

405 **Senator Sherry:** To ask the Minister for Revenue and Assistant Treasurer—

- (1) (a) How many applications for assistance under section 229 of the *Superannuation Industry Supervision Act 1993* (the SIS Act) have been received by the Assistant Treasurer or her predecessor in relation to Commercial Nominees of Australia Limited (CNAL); and (b) when were these applications made.
- (2) When did the Assistant Treasurer make a formal request (or requests) for advice from the Australian Prudential Regulation Authority (APRA), under section 230A of the SIS Act, in relation to these applications.
- (3) How many funds did this request (or these requests) apply to.
- (4) In this request (or these requests), did the Minister specify, under section 230A(1), any particular matters that APRA was (or is) to provide advice about or a particular time by which APRA was (or is) to provide the advice.
- (5) When did APRA provide advice to the Assistant Treasurer pursuant to this request (or these requests).
- (6) What was APRA's advice under section 231(2) pursuant to this request (or these requests).
- (7) In relation to the 181 funds for which the Assistant Treasurer has made a section 231 determination, as announced on 14 June 2002: (a) what is the total eligible loss; (b) what is the average eligible loss; and (c) does this eligible loss include rectification and/or administration costs charged by Oak Breeze as replacement trustee.

- (8) In relation to the 181 funds for which the Assistant Treasurer has made a section 231 determination, as announced on 14 June 2002, what is the total assistance that will be paid under section 231.
- (9) In the period from 14 June 2002 to the provision of answers to these questions, will the Assistant Treasurer make any further determinations under section 231; if so: (a) to how many funds do these determinations relate; (b) what is the total eligible loss; (c) what is the average eligible loss; (d) does this eligible loss include rectification and/or administration costs charged by the replacement trustee Oak Breeze; and (e) what is the total assistance that will be paid under section 231.
- (10) (a) How many applications for assistance in relation to CNAL has the Assistant Treasurer received without making determinations under section 231; (b) when does the Minister expect to make determinations under section 231 in relation to these funds; and (c) what is the estimated total eligible loss for these funds.
- (11) Has the Assistant Treasurer determined not to provide assistance under section 231 to any funds for which CNAL was trustee.
- (12) Of the funds for which CNAL was trustee but the replacement trustee is yet to make an application, how many additional applications does the Assistant Treasurer expect to receive, and, of these, what does she expect the total eligible loss will be.
- (13) What is the total amount of assistance under Part 23 that the Assistant Treasurer expects will be paid.
- (14) (a) On how many occasions does the Assistant Treasurer expect to impose a levy under the *Superannuation (Financial Assistance Funding) Levy Act 1993*; (b) what will be the total amount of each of these levies; (c) what will be the applicable rate or rates for this levy or levies under section 8 of this Act; and (d) will this rate be different for different classes of fund.
- (15) When does the Assistant Treasurer intend to impose this levy or levies.
- (16) What steps did APRA take to ensure that rectification costs and administration fees charged by Oak Breeze, the replacement trustee of the 475 small funds for which CNAL was trustee, were kept to a minimum; in particular, what commitments in relation to costs did APRA seek from Oak Breeze before it was appointed as the replacement trustee.
- (17) Does APRA believe Oak Breeze is satisfying its disclosure obligations under the SIS Act and/or the Corporations Act to members of the small funds; in particular: (a) what are (or were) the start and finish dates for Oak Breeze's most recent reporting period and has Oak Breeze provided (or does it intend to provide) statements and annual reports to fund members within 6 months of the conclusion of that period; (b) did Oak Breeze provide details of how fees would be charged to fund members upon its appointment as trustee; (c) has Oak Breeze established a complaints procedure; (d) has Oak Breeze provided relevant and timely information to fund members when they have requested it to do so; and (e) if APRA is not satisfied that Oak Breeze has met its obligations, what enforcement action has it taken in relation to any or all of these issues.
- (18) With reference to the answer to a question placed on notice during additional estimates, in which APRA said that it chose PricewaterhouseCoopers (PWC) (the parent of Oak Breeze) as the replacement trustee of the three larger CNAL funds after seeking expressions of interest from PWC as well as KPMG, Ferrier Hodgson and

Sims Lockwood: (a) were expressions of interest sought from these same parties before APRA appointed Oak Breeze as replacement trustee of the small funds; and (b) did any of these parties, other than PWC, express an interest in the appointment; if so, were their costs, or likely costs, any different to those of Oak Breeze.

- (19) What opportunity, if any, was there for other parties to express an interest in being appointed as replacement trustee of the small funds.
- (20) Given that, in the answer referred to above, APRA said that it 'adhered to its policy for the appointment of replacement trustees' in appointing Oak Breeze: (a) in light of the significant fees charged by Oak Breeze and the difficulties it initially experienced in its administration functions, has APRA seen fit to revise its policy for the appointment of replacement trustees; and (b) has APRA, for example, considered the possibility of establishing a pool of appropriately resourced entities that would be ready to be appointed as replacement trustees, at minimal cost, in future cases.
- (21) In its report into CNAL the Select Committee on Superannuation and Financial Services, noted with concern that neither APRA nor the Australian Securities and Investment Commission (ASIC) had regulatory control over the so-called Enhanced Cash Management Trust (ECMT), the vehicle responsible for the losses incurred by CNAL funds and neither APRA nor ASIC were able to quantify the number of investment vehicles, like ECMT, that fall outside the current regulatory framework. In response to a question on this matter that was placed on notice during additional estimates, APRA stated that it 'does regulate these trusts' and has 'no records as to either their number or prevalence': (a) does APRA believe it is a cause for concern that investment vehicles, like ECMT, that receive superannuation monies, are not regulated by either itself or by ASIC; (b) does APRA agree that it is important for a prudential regulator to understand the extent of problems or loopholes in the regulator regime in order that it might recommend legislative changes to address any such deficiencies; and (c) should APRA therefore be concerned that APRA does not know how many investment vehicles like ECMT fall outside its regulatory jurisdiction.
- (22) (a) In light of the example of the TED Engineering superannuation fund raised during budget estimates, what regulatory sanctions are at APRA's disposal for dealing with non-arms length transactions and other breaches of trust that occurred before the commencement of the SIS Act; (b) if another case were to emerge in which a fund had suffered a loss as a result of a non-arms' length transaction or other breach of trust that occurred before the commencement of the SIS Act, how would APRA respond; and (c) how would this response differ if the trustee had breached the relevant provisions of the SIS Act following its commencement in 1994.
- (23) If APRA were presented with similar circumstances, and found it was unable to take effective remedial action under commonwealth legislation, would it take action against the trustee in the appropriate common law jurisdiction.
- (24) (a) What proportion of regulated superannuation funds does APRA believe are in breach of the equal representation rules contained in the SIS Act; and (b) what strategies does APRA have in place to ensure that the equal representation rules are adhered to.
- (25) With reference to the draft report of 4 March 2002 of the Superannuation Working Group, which noted concerns about the grandfathering provisions

that allow the in-house investment cap of 5 per cent (in section 82 and 83 of the SIS Act) to be exceeded: (a) can APRA provide an average proportion for in-house assets in superannuation funds; (b) can APRA provide any details of recent enforcement actions in respect of breaches of the in-house assets rule; (c) what is the maximum proportion of in-house assets that funds have held while still complying with the SIS Act; (d) does APRA believe that the grandfathering provisions in sections 71A to 71E need reform; and (e) does APRA believe that the 5 per cent cap in sections 82 and 83 is too high.

- (26) Given that the working group does not deal with investments in derivatives by superannuation funds in its draft report: (a) should this be interpreted as a sign that APRA is unconcerned about derivatives trading by super funds; (b) what proportion of superannuation funds are involved in derivatives trading; (c) what is the average 'derivative charge ratio', that funds are required to calculate and report to members if it exceeds 5 per cent, for superannuation funds; and (d) can APRA provide details of any recent problems it has encountered, and any enforcement action it has undertaken, in respect of derivatives.

*Notice given 27 June 2002*

408 **Senator Crossin:** To ask the Minister for Finance and Administration—

- (1) What is the amount of revenue generated from the sale of Commonwealth heritage properties over the past 3 years.
- (2) What is the Government's current position with respect to the disposal of heritage property.
- (3) Is it a fact that decisions about the disposal of heritage properties are made on an agency by agency basis; if so, how does the Government ensure that heritage values are not compromised under these arrangements.
- (4) Does the Government have any plans to establish a whole of government policy which balances considerations of financial return to the Government with environmental or heritage values to the community.
- (5) Does the department have any system for identifying heritage-listed properties when it is planning to dispose of property.
- (6) Did the department notify the Australian Heritage Commission (AHC) in relation to the proposed sale of two properties listed on the Register of the National Estate at Myilly Point in Darwin; if so, on what date did this notification occur.
- (7) Did the department seek advice about the proposed sale; if so, what advice was given.
- (8) In the case of a tendering or expression of interest process, does the department involve the AHC in selecting the successful bid when disposing of a property listed on the Register of the National Estate; if not: (a) how does the department use the advice of the AHC in relation to disposal of these properties; and (b) is there any system for weighing heritage considerations against the financial gain to be made.
- (9) Why is the disposal of the Myilly Point properties being done by an 'expressions of interest' process while the heritage-listed property in Hartley Street Alice Springs was granted in freehold title to the National Trust in 1998.

409 **Senator Brown:** To ask the Minister for Finance and Administration—

- (1) What is the value of frequent flyer points owing for official travel, but lost as a result of the demise of Ansett, by: (a) members of parliament; (b) government employees; and (c) the Commonwealth judiciary.
- (2) If no precise figures are available (for privacy or other reasons) in each case, what are the government estimates of the losses.

*Notice given 2 July 2002*

411 **Senator Evans:** To ask the Minister for Defence—With reference to all forms of end product report by the Defence Signals Directorate (DSD reports) which summarise raw intelligence product:

- (1) Which ministers received any of the DSD reports that were found by the Inspector-General to be in breach of the Rules on Sigint and Australian Persons.
- (2) On what precise dates did this occur.
- (3) Which minister's offices, that is personal staff members or departmental liaison officers, received the DSD reports that were in breach of the Rules on Sigint and Australian Persons.
- (4) On what precise dates did this occur.
- (5) Did any departments receive any of the DSD reports that were in breach of the Rules on Sigint and Australian Persons; if so, which ones and on what dates.
- (6) For both (1) and (3), were all four DSD reports that the Inspector-General found breached the rules received by any minister or minister's office; if not, how many of the four reports were received by each of the ministers and/or minister's office.
- (7) Of those reports that were made in breach of the rules and were received by a minister and/or minister's office, did they include either of the two reports containing intelligence information on communications by an Australian lawyer with a foreign client.

(In this question, the phrase 'DSD reports' refers to all forms of end product by the DSD which summarise raw intelligence product. Such reports are variously referred to in the summary of the Inspector-General for Security and Intelligence's *MV Tampa* investigation as 'reports summarising the results of collection activity', 'end product reports' and 'situation updates'.)

*Notice given 10 July 2002*

421 **Senator Evans:** To ask the Minister for Defence—With reference to question 26 from the 2000-01 additional estimates hearings of the Foreign Affairs, Defence and Trade Legislation Committee (*Additional Information Received—Additional Estimates 2000-01, Defence Portfolio*, Volume 1, May 2001, pp 55-57): Can an updated response be provided to this question, that is, a table showing the projects subject to delays or cost overruns to date.

422 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—Further to question on notice no. 355:

- (1) Did the Manager, Workplace Relations in the Civil Aviation Safety Authority (CASA) write to Phillips Fox on 9 May 2002 seeking legal advice about a disciplinary process in relation to a CASA officer employed in CASA's Sydney Airline Office.

- (2) Did Phillips Fox respond to that letter on 20 May 2002; if so, did that letter advise that the author was concerned that one officer only was being singled out under CASA's disciplinary policy in relation to an incident or series of incidents that occurred on or following 13 July 2001.
- (3) In that letter, did the author advise that if charges were to be laid against this officer then the conduct of others involved in the incident, or incidents, may also warrant the laying of charges.
- (4) In that letter, did the author advise CASA that, in his view, an external authority would conclude that CASA had used its discipline policy unfairly in not properly considering or indeed charging any other officer.
- (5) In that letter, did the author advise that if charges proposed against this CASA officer were in fact made out they would not warrant his dismissal from CASA and that, in the view of the author, the Australian Industrial Relations Commission would uphold such a dismissal as unfair.
- (6) In that letter, did the author advise that external scrutiny would not look favourably upon the timeframe in which the matter had been handled by CASA setting aside the merits and process that had been followed.
- (7) In that letter, did the author express concern that the officer, who was the subject of the advice, had been suspended since 24 October 2001 but that no charges were laid against him.
- (8) In that letter, did the author advise CASA that the outcome of the matter may be unfavourable comment by a tribunal or increased compensation for the officer if his employment was terminated.
- (9) In that letter, did the author advise that he would not lay charges against the officer in relation to alleged negligence or carelessness in the discharge of his duties.
- (10) Did the author also advise that in relation to alleged improper conduct he considered the officer's actions inappropriate but trivial.
- (11) Did the author of the letter advise CASA that he considered there were grounds for charges in relation to allegations by the officer about another officer and the officer's alleged failure to act with honesty in relation to an investigation of the incident of 13 July 2001 and subsequent events.
- (12) Did the author of the letter further advise that if these charges were found to be warranted they would still not justify the summary dismissal of this officer.
- (13) Did the author of the letter advise that lesser sanctions, such as admonition or a reduction in salary, would be more appropriate.
- (14) (a) Who received the advice from Phillips Fox other than the Manager, Workplace Relations; and (b) in each case: (i) when was that advice provided, and (ii) what action followed consideration of that advice by each person who received a copy of the advice other than the Manager Workplace Relations.
- (15) Has the board of CASA, or any committee of the board, considered this matter generally and the external legal advice from Phillips Fox dated 20 May in particular; if so: (a) on how many occasions has the board, or any of its committees, considered this matter, or this legal advice; (b) when was the matter considered; and (c) on each occasion, what action did the board or the committee recommend and require.

**Senator O'Brien:** To ask the Ministers listed below (Question Nos 423-449)—

- (1) What programs and/or grants administered by the department provide assistance to people living in the federal electorate of Wide Bay.
- (2) What was the level of funding provided through these programs and/or grants for the 1999-2000, 2000-01 and 2001-02 financial years.
- (3) Where specific projects were funded: (a) what was the location of each project; (b) what was the nature of each project; and (c) what was the level of funding for each project.

428 Minister for Communications, Information Technology and the Arts

431 Minister representing the Minister for the Environment and Heritage

433 Minister representing the Minister for Agriculture, Fisheries and Forestry

439 Minister for Forestry and Conservation

440 Minister for the Arts and Sport

*Notice given 11 July 2002*

450 **Senator Harris:** To ask the Minister for Revenue and Assistant Treasurer—

- (1) Is it a fact that loans to investors in the Active Cattle project were found by the Federal Court never to have been made.
- (2) Is the Australian Taxation Office (ATO) now a shareholder in Active Cattle on the basis that tax has nevertheless been levied on the loan amounts as income in the hands of the project manager, and could not be paid.
- (3) Is the ATO still the largest creditor of the Australian Tea Tree Oil Research Institute, even though the Federal Court found in the *Phai See* case that the Australian Research and Development Board had wrongly decided that the institute did not qualify as a research institute, and hence it was actually entitled to tax exempt status.

451 **Senator Harris:** To ask the Minister for Revenue and Assistant Treasurer—

- (1) Is it the case that it was possible up until 30 June 2002 to invest in an existing infrastructure bond, relinquished by another investor, through the Commonwealth Bank of Australia (CBA) or Westpac.
- (2) Did that investment, by offering a large loan, potentially allow an upfront tax deduction such that the cash amount contributed was exceeded by the tax refund and hence would confer a tax benefit.
- (3) Was that loan non-recourse, and for a term of as little as one year.
- (4) Did the loan which could be taken out actually include an amount to be paid tax free to the investor as interest on the loan at the end of 12 months.
- (5) Is it the case that the Economics References Committee inquiry into mass-marketed tax effective schemes was told by First Assistant Commissioner, Mr Peter Smith, that some of these infrastructure borrowings could fall under Part IVA of the Income Tax Assessment Act.
- (6) Has any action been taken by the Australian Taxation Office to investigate whether Part IVA applies to the infrastructure bonds offered in 2002 to investors by the CBA and Westpac.

452 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—Can the following information be provided:

- (1) The level of funding provided by the Commonwealth for each of the past 10 financial years for research and development specifically aimed at increasing efficiency or profitability in Australian agricultural sectors.



- (2) The level of funding provided by the Commonwealth to each state and territory government for each of the past 10 financial years for research and development specifically aimed at increasing efficiency or profitability in Australian agricultural sectors.
- (3) The level of funding provided by the Commonwealth to private or listed companies for each of the past 10 financial years for research and development specifically aimed at increasing efficiency or profitability in Australian agricultural sectors.
- (4) The names of the five companies that have received the most Commonwealth funding over the past 10 financial years, and the quantum of funding each received for each of the past 10 financial years, for research and development specifically aimed at increasing efficiency or profitability in Australian agricultural sectors.
- (5) The five specific agricultural industries that have received the most Commonwealth funding over the past 10 financial years, and the quantum of funding directed at each specific agricultural industry for each of the past 10 financial years, for research and development specifically aimed at increasing efficiency or profitability in Australian agricultural sectors.

455 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—Can the following information be provided:

- (1) The level of direct funding provided by the Commonwealth Government for each of the past 5 financial years for diagnostic testing of suspected diseased animal samples for the purpose of detecting and preventing the spread of contagious disease in livestock.
- (2) The level of funding provided by the Commonwealth to each state and territory government for each of the past 5 financial years for diagnostic testing of suspected diseased animal samples for the purpose of detecting and preventing the spread of contagious disease in livestock.
- (3) The level of funding provided by the Commonwealth to private or listed companies for each of the past 5 financial years for diagnostic testing of suspected diseased animal samples for the purpose of detecting and preventing the spread of contagious disease in livestock.
- (4) The names of the five companies that have received the most Commonwealth funding over the past 5 financial years, and the quantum of funding each received for each of the past 5 financial years, for the purpose of detecting and preventing the spread of contagious disease in livestock.
- (5) The level of funding provided by the Commonwealth Government to the Commonwealth Scientific and Industrial Research Organisation Australian Animal Health Laboratory for each of the past 5 financial years for the purpose of detecting and preventing the spread of contagious disease in livestock.

456 **Senator O'Brien:** To ask the Minister representing the Minister for the Environment and Heritage—

- (1) What was the total quantum of Commonwealth funding expended for each of the past 5 financial years on the study of the potential effects of climate change on the Australian livestock industry.
- (2) What was the total quantum of Commonwealth funding expended for each of the past 5 financial years on the study of the potential effects of climate change on the Australian grains industry.

- (3) What is the total projected quantum of Commonwealth funding for each of the next 5 financial years on the study of the potential effects of climate change on the Australian grains industry.
- (4) What is the total projected quantum of Commonwealth funding for each of the next 5 financial years on the study of the potential effects of climate change on the Australian livestock industry.
- (5) What are the highest ten potential disease risks to the Australian livestock industry resultant from climate change over the next 50 years identified by Commonwealth-funded studies to date.
- (6) What are the highest ten potential disease risks to the Australian grains industry resultant from climate change over the next 50 years identified by Commonwealth-funded studies to date.
- (7) Has the Commonwealth funded any research into the potential future economic impact of these diseases; if so, what are the projected costs for the next 50 years to: (a) the Australian economy as a whole; and (b) the ten most affected agricultural industries.
- (8) What was the quantum of Commonwealth funding for each of the past 5 financial years in developing plans to mitigate the effects of the highest ten potential disease risks to the Australian grains industry resultant from climate change over the next 50 years identified by Commonwealth-funded studies to date.
- (9) What was the quantum of Commonwealth funding for each of the past 5 financial years in developing plans to mitigate the effects of the highest ten potential disease risks to the Australian livestock industry resultant from climate change over the next 50 years identified by Commonwealth-funded studies to date.
- (10) What is the projected quantum of Commonwealth funding for each of the next 5 financial years in developing plans to mitigate the effects of the highest ten potential disease risks to the Australian grains industry resultant from climate change over the next 50 years identified by Commonwealth-funded studies to date.
- (11) What is the quantum of Commonwealth funding for each of the next 5 financial years in developing plans to mitigate the effects of the highest ten potential disease risks to the Australian livestock industry resultant from climate change over the next 50 years identified by Commonwealth-funded studies to date.

*Notice given 18 July 2002*

461 **Senator Knowles:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the government response to the Rural and Regional Affairs and Transport References Committee report on Air Safety and Cabin Air Quality in the BAe 146 Aircraft:

- (1) Why does the Civil Aviation Safety Authority (CASA) consider that an Australian Airworthiness Directive (AD) which ‘requires all operators to undertake inspections of oil contamination at intervals not to exceed 500 flights’ is adequate, when that many flights could constitute around 125 days (at a rate of 4 flights per day) before any check is made.
- (2) (a) How are the ‘inspections of oil contamination’ undertaken and by whom; and (b) what empirical method is used for determining the presence of oil in the entire cabin air system.

- (3) Given that there is considerable evidence of poor cabin air quality in Australia, why is it considered that Australia will have 'a more timely and effective response into cabin air quality' if we wait for more international studies to determine the approach to be taken.
- (4) Why would it be 'premature to develop unique Australian cabin air quality standards at this stage'.
- (5) Given that Australia has been at the leading edge of many aviation discoveries such as the black box, microwave landing system, slide rafts, doppler navigation, distance measuring equipment and T-VASIS (visual landing slope guidance), why can Australia not set the pace and determine corrective action that needs to be taken to eliminate the problem.
- (6) The Government may have been 'satisfied that the aircraft met the design standards applicable *at the time* of the introduction of the aircraft into Australian service,' however, given how much evidence is available about toxic fumes entering the cabins of BAe 146s: (a) why is the Government relying on out-of-date information to certify the airworthiness of the planes; and (b) who in the Government is satisfied today.
- (7) Given that many crew and passengers are still getting sick: (a) how does the Government consider that 'the modifications subsequently introduced by the aircraft manufacturer and incorporated by the airlines,' are adequate to resolve the problem sufficiently to be able to ensure the complete safety of crew and passengers; (b) what percentage of these modifications, have been completed by National Jet Systems; and (c) how do these modifications completely fix the problem.
- (8) Why has Australia agreed to a further delay in remedying a fault that is causing illness among crew and passengers by establishing a 'Reference Group'.
- (9) (a) Why has the Government asked CASA to establish 'a "Reference Group" ... that could monitor the appropriateness of these reporting arrangements in light of overseas developments'; (b) why is another inquiry being established to provide the same information that has been provided by all other Australian and overseas inquiries; and (c) when is this reference group due to report and to whom.
- (10) (a) Who comprises the reference group; (b) will the group be quite independent; and (c) what are its terms of reference.
- (11) With reference to the statement that, 'air conditioning packs are subject to regular overhaul, the engine seals are replaced at frequent intervals and the air conditioning ducts are thoroughly cleaned or replaced at each servicing': (a) how many thousand hours is 'regular'; (b) how frequent is 'frequent'; (c) what is an example of 'each servicing'; and (d) can it be guaranteed that the thorough cleaning and/or replacement have been carried out.
- (12) (a) Why does 'the Authority ... not propose to introduce additional maintenance requirements for the BAe 146 aircraft'; and (b) why does the Government consider 'that maintenance procedures currently performed on the BAe 146 aircraft are appropriate,' when there is much medical evidence of sickness among crew and passengers.
- (13) With reference to the statement that, 'changes to the BAe 146 Aircraft Flight Manuals ... provide for improved procedures for the isolation of any source of fumes into the aircraft,' and that, 'This process allows faulty components, such as leaky engine seals, to be isolated and the problem corrected at an appropriate time and location': (a) how can contaminated air

- be 'isolated' when the air ducting has already been contaminated; and (b) what is considered an 'appropriate time and location' for the problem to be corrected.
- (14) Considering that crew members are too afraid of losing their jobs if they speak out about cabin air contamination, why is it that 'a specific reporting mechanism for cabin air complaints is not considered necessary at this time,' even though, 'there are already several types of incident reporting systems in place'.
  - (15) If the current structures are adequate, why have the problems not been rectified.
  - (16) Given that Australia appears to be at the international forefront of the BAe 146 air contamination problem with the Senate committee report and the report of Professor Chris Winder, why do we have to wait for third parties to catch up and report to us.
  - (17) Given that the average flight for a BAe 146 amongst the world fleet is 55 minutes, and that Australian BAe 146 aircraft average flight times are over double this and, that apart from the crew, passengers receive twice the world average oil contamination exposure, why can we not be world leaders in fixing this problem.
  - (18) Why has the Government asserted that there is 'no causal link between contamination and health effects [that] could be substantiated using available data,' when a number of aviation experts and doctors have provided much learned information on the subject.
  - (19) How can such a statement be made when all traditional research on toxicity of the oil components on humans is based on conditions at ground level and not at an 8000 foot cabin altitude or after the oil has been burnt or modified through a jet engine.
  - (20) Why is the Government relying on the reference group to 'consider whether a specific reporting mechanism needs to be introduced based on research currently under way,' instead of all the research that has repeatedly confirmed the problem.
  - (21) As CASA maintains that 'Australian operators have already completed air circulation modifications that are designed to improve the cabin air environment of the BAe 146,' and 'that National Jet Systems has also completed modifications to its aircraft': (a) does this mean that all National Jet Systems' planes have had *all* the modifications; if so, when was each plane modified; (b) have any aircraft had *all* the modifications; and (c) has there been any reported cabin air contamination in any of those planes since modification.
  - (22) With reference to the comments about testing conducted on aircraft VH-NJY: Is this the same aircraft that had both its wings so badly corroded that it had to be returned to the factory in England to be repaired; if so: (a) has this aircraft had any adverse reports made about it since its return to Australia; and (b) what were those reports.
  - (23) With reference to Airworthiness Directive AD/BAe 146/86, issued by CASA, which requires that, whenever oil contamination of the cabin air system is confirmed, a copy of the associated report be forwarded to CASA addressed to the Section Head, Systems: (a) how many such reports have been received since 3 April 2001 and on which aircraft; and (b) have there been multiple reports on the same aircraft.

- (24) Given that contaminated air, once in the cabin air ducting system, cannot be 'isolated', what useful purpose does the AD requirement of '[e]ither before further flight, **or** within 10 flying hours **provided** the source of the contamination is identified and isolated from the cabin air environment before further flight, using either flight operations procedures to maintenance procedures' serve.
- (25) (a) Is Mobil 291 still toxic; (b) what specifically is the difference in composition of the new and old oils; (c) how many of the ingredients are listed on the National Occupational Health and Safety Commission (NOHSC) Designated List of Hazardous Substances; and (d) is Mobil in full compliance with the regulations.
- (26) Is the Government satisfied that Mobil 291 is safe when humans are exposed to it and its by-products.
- (27) Why does the Government believe 'it is not necessary to develop new codes covering fuel substances used by these aircraft,' when crew and passengers continue to get sick from cabin air contamination.
- (28) Why does the Government believe 'it is not necessary to develop new codes covering fuel substances used by these aircraft,' when the oil and its by-products have toxic properties.
- (29) How is the Government sure that operators of all BAe 146 aircraft in Australia use Mobil 291 oil.
- (30) (a) Does the Minister accept that the government's response to the toxicity of the oil is questionable; (b) does the Minister accept that the fact that 'several of the ingredients used in ... Mobil jet Oil II are already listed on the National Occupational Health and Safety Commission (NOHSC) Designated List of Hazardous Substances' and that this 'is generally reflected in the regulatory framework of all Australian occupational health and safety jurisdictions' is an insufficient response; (c) is the Minister aware that there are two NOHSC standards used to classify hazardous substances, the list and the approved criteria; (d) does the Minister accept that even a simple application of both standards to the known ingredients in Mobil jet Oil II (as suggested by NOHSC in its own guidance material) show that this product is a hazardous substance; and (e) if this is all that needs to be done, is the Government prepared to do this.
- (31) Why did CASA not issue the manufacturer's Service Information Leaflet in full as an AD regarding the cabin environment as a matter of occupational health and safety regardless of whether it would or could 'establish a precedent where the Authority is involved with mandating various aspects of customer comfort, such as number of toilets, colour scheme, quality of food etc'.
- (32) Given that there is evidence to suggest that flight crews have been seriously affected by contaminated cabin air on the aircraft, particularly during take-off and landing: (a) why is the Government supporting CASA's view not to mandate introduction of the modifications for all BAe 146; and (b) does the Government agree that such sickness among flight crew does in fact create 'an unacceptable risk to safety'.
- (33) (a) Does the Minister accept that aviation safety is something that someone outside this important industry would understand to cover all aspects of safety, including the health and safety of its workers, however, this does not seem to be how industry insiders see it—to them aviation safety is about making sure airplanes keep flying; (b) is the Minister aware of claims that

- Mr Toller, CASA's Director of Safety, arguably the highest aviation safety professional in Australia, thinks occupational health and safety is not CASA's business; (c) why is this so; and (d) given that section 28BE of the Civil Aviation Act (duty to exercise care and diligence) states that the holder of an Air Operators Certificate (AOC) must at all times take all reasonable steps to ensure that every activity covered by the AOC and everything done in connection with such an activity is done with a reasonable degree of care and diligence: If CASA will not look after the health and safety of workers in the industry, who is assigned to do so.
- (34) Why does the Government consider committee recommendation 3 as unnecessary, given that the work allegedly carried out on all BAe 146 aircraft has allowed contaminated air to continue to flow into the cabins of some aircraft.
- (35) What has been the outcome of the advice of the Minister for Employment and Workplace Relations to his state and territory counterparts on the Workplace Relations Ministers' Council on the Senate committee's recommendation for future workers compensation and other insurance cases.
- (36) (a) Why does the Government agree with the assertion made by the National Health and Medical Research Council 'that the issue of aircraft cabin air does not meet the criteria against which urgent requests are assessed,' when part of the criteria is that 'there must be a medium/high risk of threat to public health ... [and] the population at risk'; and (b) why does an excess of 2 million passengers per year not constitute a potential public health risk.
- (37) (a) Why does the Government agree with the UK Committee that 'triorthocresyl phosphate and volatile organic compounds ... have been found in such low levels that concerns about significant health risk are not substantiated,' when Australian experts in their fields conclude otherwise; (b) were the aircraft on which these tests were completed suffering from oil contamination at the time; and (c) were the tests carried out by an independent party that was free to choose how and which aircraft were to be examined.
- (38) Given that changes to air-conditioning filters fitted 'by Ansett were designed to remove the presence of odours in the cabin air environment,' but 'National Jet Systems currently do not have filters fitted to their fleet': (a) as National Jet Systems operated more BAe 146 aircraft than Ansett, why did they not incorporate carbon filters; and (b) why is it that Ansett complied with all the manufacturer's recommendations but National Jet Systems did not.
- (39) Even though the new filters may remove odours, how do they remove toxic gases from air entering the cabin.
- (40) What useful purpose does 'improving the galley air extraction and increasing the airflow in the aisle and vestibule areas', as done by National Jet Systems, serve if the air entering the cabin is contaminated.
- (41) (a) How did the galley modification correct the air contamination problem; and (b) is that modification still installed on all the aircraft or has it been removed.

462 **Senator Knowles:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the *Air Transport Safety Bureau Report 200103696* which cites two instances of cabin air contamination of the same

aircraft, VH-NJA, on consecutive days and in both instances, the crew donned oxygen masks after being affected by contaminated air, and the cabin crew and passengers were affected by contaminated air:

- (1) Why was the plane not immediately turned around when fumes were first detected.
- (2) How are crew members who are wearing oxygen masks capable of identifying the source of the contamination.
- (3) Is it not considered an emergency situation in which the aircraft should be landed as soon as possible; if not, what would happen if all crew members were seriously affected at the same time and unable to continue their duties.
- (4) (a) How many flights were there between the two reported incidents; (b) why are the two incidents on the same report form; and (c) are they not two separate incidents.
- (5) Given the documented illness of crew and passengers on the first flight: (a) why was there found to be no sign of oil contamination when initially inspected by the ground engineers; and (b) what was different between the engineering check after the first flight found 'no signs of oil contamination or oil leaks,' and the next inspection, which 'revealed oil contamination in the number 3 engine'.
- (6) Given that, on 6 September 1999, the Australian Transport Safety Bureau issued recommendation R19990052 to the Civil Aviation Safety Authority (CASA) that stated in part, 'These deficiencies should be examined by the regulatory authority as part of its responsibilities for initial certification and continued airworthiness of the BAe 146 aircraft': Why then has CASA responded (more than 6 months later) that 'CASA is satisfied that the BAe 146 aircraft in service in Australia are safe for public transport'.

*Notice given 22 July 2002*

**Senator Faulkner:** To ask the Ministers listed below (Question Nos 464-481)—

- (1) How many mobile phones has the department, or any agency within the portfolio, provided to the following: (a) a minister (please include the name of the minister or ministers); (b) staff of a minister employed under the Members of Parliament (Staff) (MoP(S) Act); (c) a departmental liaison officer in a minister's office; (d) a parliamentary secretary (please include the name of the parliamentary secretary or secretaries); (e) the staff of a parliamentary secretary employed under the MoP(S) Act; and (f) a departmental liaison officer in the office of a parliamentary secretary.
- (2) What was the total cost of the provision of mobile phones to the above-named persons during the 2000-01 and 2001-02 financial years.

464 Minister representing the Prime Minister

465 Minister representing the Minister for Transport and Regional Services

466 Minister representing the Treasurer

467 Minister representing the Minister for Trade

468 Minister for Defence

469 Minister for Communications, Information Technology and the Arts

470 Minister representing the Minister for Foreign Affairs

471 Minister representing the Minister for Employment and Workplace Relations

472 Minister representing the Minister for Immigration and Multicultural and Indigenous Affairs

- 473 Minister representing the Minister for the Environment and Heritage
- 474 Minister representing the Attorney-General
- 475 Minister for Finance and Administration
- 476 Minister representing the Minister for Agriculture, Fisheries and Forestry
- 477 Minister for Family and Community Services
- 478 Minister representing the Minister for Education, Science and Training
- 479 Minister for Health and Ageing
- 480 Minister representing the Minister for Industry, Tourism and Resources
- 481 Minister representing the Minister for Veterans' Affairs

*Notice given 29 July 2002*

- 491 **Senator O'Brien:** To ask the Minister for Defence—
- (1) Since July 1996, what has been the level of expenditure, by financial year, on efforts to minimise the level of illegal fishing in Australia's exclusive economic zone (EEZ) adjacent to Heard and McDonald Islands.
  - (2) What funding has been allocated for this purpose for the 2002-03 financial year.
  - (3) What additional funding has been allocated to minimise the level of illegal fishing in Australia's EEZ adjacent to Heard and McDonald Islands for the 2002-03, 2003-04, 2004-05 and 2005-06 financial years, following the announcement by the Minister for Forestry and Conservation in media statement, AFFA02/128M, dated 25 July 2002.
- 493 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—
- (1) How many people travelled from South Korea to Australia between 1 June and 15 July 2002.
  - (2) Of the people who travelled from South Korea to Australia between 1 June and 15 July 2002: (a) how many arrived at the international airport of Sydney; (b) how many arrived at the international airport of Brisbane; and (c) how many transited to Melbourne airport.
- 495 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—
- (1) What was the total number of cattle that died during the July 2002 voyage of MV *Becrux*.
  - (2) When did the Minister or his office first become aware of livestock deaths aboard the MV *Becrux*.
  - (3) What was the number of cattle deaths advised to the Minister or his office in that advice.
  - (4) (a) Who provided that information to the Minister or his office; and (b) how was the information communicated.
  - (5) When did the Minister or his office become aware that the number of cattle that had perished on the July voyage of the MV *Becrux* was considerably higher than the initial reports of losses.
  - (6) What was the number of cattle deaths advised to the Minister or his office in that advice.



- (7) (a) Who provided that information to the Minister or his office; and (b) how was the information communicated.
- (8) When did the Minister first become aware that the number of cattle that had perished on the July voyage of the MV *Becrux* was in the order of 900.
- (9) What was the exact number of cattle deaths advised to the Minister or his office in that advice.
- (10) (a) Who provided that information to the Minister or his office; and (b) how was the information communicated.
- (11) Has the Minister called for an investigation into these livestock deaths aboard the MV *Becrux*, to be conducted by the Australian Maritime Safety Authority, the Australian Quarantine and Inspection Service and Livecorp.
- (12) When is the investigation due to report to the Minister.
- (13) When will the report be made available to: (a) the Royal Society for the Prevention of Cruelty to Animals; and (b) the public.

*Notice given 30 July 2002*

500 **Senator Brown:** To ask the Minister for Forestry and Conservation—

- (1) Is the Minister aware that, according to the latest Tasmanian Forest Practices Board report, 11.8 per cent (9,040 hectares) of the Regional Forests Agreement area's *Eucalyptus regnans* remaining in 1996 was logged by 2001.
- (2) Does the Minister recognise that, at this logging rate, 100 per cent will be lost by 2044 and that logging is not sustainable.
- (3) Will the Government move immediately to reduce this rate to a sustainable level.
- (4) What, in the Minister's estimate, is the sustainable rate of *Eucalyptus regnans* logging in Tasmania for: (a) sawmills; (b) veneer; and (c) woodchip purposes.

*Notice given 6 August 2002*

503 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to an application made through the Dairy Regional Assistance Programme (DRAP) to fund a steel profiling plant at Moruya, in the Eurobodalla Shire of New South Wales, listed in the DRAP project summaries round 6, 2001-02:

- (1) When was the application lodged with the south-east New South Wales Area Consultative Committee (ACC).
- (2) Who lodged the application.
- (3) On what date was it lodged.
- (4) Can a copy of the original application for assistance for this project from the DRAP be provided, together with a copy of any related documentation.
- (5) (a) What was the funding sought through the application; and (b) what was the level of funding approved.
- (6) (a) What was the total cost of the proposal; and (b) what commitment was given by the applicant to meet at least 50 per cent of these costs.
- (7) Did this proposal contain an evaluation process to ensure that agreed project outcomes were met; if so, can a copy of the evaluation details be

provided; if not: (a) were details of any proposed evaluation mechanism sought; and (b) was this material provided; if not, why not.

- (8) If such an evaluation process was not included in the application, why was the application approved.
- (9) Was there any communication between the proponents of the proposal, or persons on their behalf, the Federal Member for Eden Monaro, the Minister, or his office, the Minister for Agriculture, Fisheries and Forestry, or his office and the ACC; if so: (a) when did each communication take place; (b) who was involved in each communication; (c) what was the nature of each communication; (d) what was the form of each communication; and (e) which members of the ACC were involved in these contacts.

504 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to an application made through the Dairy Regional Assistance Programme (DRAP) to fund a steel profiling plant at Moruya, in the Eurobodalla Shire of New South Wales, listed in the DRAP project summaries round 6, 2001-02:

- (1) Were the terms of the application varied in any way following publication of the original application guidelines; if so: (a) were these variations related to the construction of the plant or the installation of equipment; (b) when were the terms of this application varied; and (c) who varied those terms.
- (2) Can a copy of the varied application for assistance for this project from DRAP be provided.
- (3) (a) What level of funding was sought through the amended application; and (b) what was the level of funding approved.
- (4) (a) What was the total cost of the amended proposal; and (b) what commitment was given by the applicant to meet at least 50 per cent of these costs.
- (5) Did this amended proposal contain an evaluation process to ensure that agreed project outcomes were met; if so, can a copy of that evaluation process be provided.
- (6) (a) If the amended application did not include an evaluation process, why not; and (b) was this material sought as part of the approval process; if not, why not.
- (7) If such an evaluation process was not included in the application, why was the application approved.
- (8) Was there any communication about the variations to this application between the proponents of the proposal, or anyone acting on their behalf, the Federal Member for Eden Monaro, the Minister or his office, the Minister for Agriculture, Fisheries and Forestry or his office, and the ACC prior to the lodgement of the amended application; if so: (a) when did each communication take place; (b) who was involved in each communication; (c) what was the nature of each communication; (d) what was the form of each communication; and (e) which members of the ACC were involved in these contacts.

505 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to an application made through the Dairy Regional Assistance Programme (DRAP) to fund a steel profiling plant at Moruya, in the Eurobodalla Shire of New South Wales, listed in the DRAP project summaries round 6, 2001-02:

- (1) Were the terms of the application varied such that funding was no longer for the plant but was being sought for some other purpose; if so, what was the nature of the new proposal.
- (2) Is the new proposal the provision of a sewerage system on the industrial estate in Moruya on which the steel profiling plant is located.
- (3) (a) When were the terms of this application changed in this way; (b) who initiated these changes; and (c) can a copy of the changed application for assistance for this project through the DRAP be provided; if not, why not.
- (4) What was the date of the publication of the DRAP project summaries round 6, 2001-2.
- (5) What level of funding for the installation of the sewerage system on the industrial estate was provided by: (a) the estate developer; (b) the Eurobodalla Shire Council; (c) the New South Wales State Government; and (d) the Federal Government.
- (6) Does the provision of funding for the installation of sewerage systems comply with the DRAP guidelines; if so, where in the guidelines is the endorsement of proposals that fund the provision of public infrastructure such as sewerage systems; if not, why was the application funding the sewerage system approved.
- (7) (a) What was the level of funding sought through the application for this new proposal; and (b) what was the level of funding approved.
- (8) (a) What was the total cost of the changed proposal; (b) what commitment was given by the applicant to meet at least 50 per cent of these costs; (c) in what form was the commitment given; and (d) who gave the commitment.
- (9) Has work commenced on the project.
- (10) If work has commenced on the new project, what was the date of the commencement of that work.
- (11) If that work has been completed, when was it completed.
- (12) If there was a variation in the estimated cost of the new proposal: (a) what was the original cost; and (b) what is the level of the cost variation.
- (13) Did this changed proposal contain an evaluation process to ensure that agreed project outcomes were met; if so, can details of the evaluation process be provided; if not: (a) were details of such a process sought; and (b) why was this material not provided.
- (14) If such an evaluation process was not included in the application, why was the application approved.
- (15) Was there any communication about the changes to this application between the proponents of the proposal, or anyone acting on their behalf, the Federal Member for Eden Monaro, the Minister for Transport and Regional Services or his office, the Minister for Agriculture, Fisheries and Forestry or his office, and the Area Consultative Committee (ACC) prior to the lodgement of the changed application; if so: (a) when did each communication take place; (b) who was involved in each communication; (c) what was the nature of each communication; (d) what was the form of each communication; and (e) which members of the ACC were involved in these contacts.
- (16) When was the changed application lodged with the south-east New South Wales state office of the Department of Transport and Regional Services.

- (17) Was there any communication between the proponents of the changed proposal, or anyone acting on their behalf, the Federal Member for Eden Monaro, the Minister for Transport and Regional Services or his office, the Minister for Agriculture, Fisheries and Forestry or his office, and the south-east New South Wales state office of the Department of Transport and Regional Services; if so: (a) when did each communication take place; (b) who was involved in each communication; (c) what was the nature of each communication; (d) what was the form of each communication; and (e) which officers of the south-east New South Wales state office of the Department of Transport and Regional Services were involved in these contacts.
- (18) When was the changed application lodged with the federal office of the Department of Transport and Regional Services.
- (19) (a) Who lodged the changed application; and (b) can a copy of the changed application for assistance lodged with the federal office be provided; if not, why not.
- (20) Was there any communication between the proponents of the changed proposal, or anyone acting on their behalf, the Federal Member for Eden Monaro, the Minister for Transport and Regional Services or his office, the Minister for Agriculture, Fisheries and Forestry or his office, and the federal office of the Department of Transport and Regional Services; if so: (a) when did each communication take place; (b) who was involved in each communication; (c) what was the nature of each communication; (d) what was the form of each communication; and (e) which officers of the federal office of the Department of Transport and Regional Services were involved in these contacts.
- (21) What assessment was made by the Department of Transport and Regional Services of the changed application.
- (22) (a) When was that assessment completed; and (b) what were the findings of that assessment.
- (23) What assessments of the above application were made by the Department of Agriculture, Fisheries and Forestry or any other federal or state agency.
- (24) In each case: (a) who did the assessment; (b) when did the assessment commence; (c) when was the assessment completed; and (d) what were the results of the changed assessment.
- (25) (a) How many direct and indirect jobs were estimated to result from the changed application; and (b) what was the anticipated duration of these jobs.
- (26) (a) What was the basis of the above job creation estimates; (b) who made the estimates; and (c) was there any review or analysis of these estimates as part of assessing the changed application for funding; if so: (i) who did that assessment, and (ii) what was the result of that assessment.
- (27) (a) What assessment was undertaken of the ability of the changed proposal to improve the skills base of the region; (b) who undertook that assessment; and (c) what was the result of that assessment.
- (28) (a) What assessment was undertaken of the ability of the changed proposal to tackle disadvantage and encourage growth in the region; (b) who undertook that assessment; and (c) what was the result of that assessment.
- (29) When was the changed application sent to the Minister for Transport and Regional Services, or his office, for approval or endorsement.

- (30) When did the Minister for Transport and Regional Services, or his office, approve or endorse the above proposal.
  - (31) When was the changed application sent to the Minister for Agriculture, Fisheries and Forestry, or his office, for approval or endorsement.
  - (32) When did the Minister for Agriculture, Fisheries and Forestry, or his office, approve or endorse the above proposal.
- 506 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to an application made through the Dairy Regional Assistance Programme (DRAP) to fund a steel profiling plant at Moruya, in the Eurobodalla Shire of New South Wales, listed in the DRAP project summaries round 6, 2001-02:
- (1) What assessment was made by the department of the application.
  - (2) (a) When was that assessment completed; and (b) what were the findings of that assessment.
  - (3) What assessments of the above application were made by the Department of Agriculture, Fisheries and Forestry or any other federal or state agency.
  - (4) In each case: (a) who did the assessment; (b) when did the assessment commence; (c) when was the assessment completed; and (d) what were the results of the assessment.
- 507 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to an application made through the Dairy Regional Assistance Programme (DRAP) to fund a steel profiling plant at Moruya, in the Eurobodalla Shire of New South Wales, listed in the DRAP project summaries round 6, 2001-02:
- (1) When was the application lodged with the federal office of the Department of Transport and Regional Services.
  - (2) (a) Who lodged the application; and (b) can a copy of the original application lodged with the federal office of the Department of Transport and Regional Services be provided; if not, why not.
  - (3) Was there any communication between the proponents of the proposal, or anyone acting on their behalf, the Federal Member for Eden Monaro, the Minister for Transport and Regional Services or his office, the Minister for Agriculture, Fisheries and Forestry or his office, and the federal office of the Department of Transport and Regional Services; if so: (a) when did each communication take place; (b) who was involved in each communication; (c) what was the nature of each communication; (d) what was the form of each communication; and (e) which officers of the federal office of the Department of Transport and Regional Services were involved in these contacts.
- 508 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to an application made through the Dairy Regional Assistance Programme (DRAP) to fund a steel profiling plant at Moruya, in the Eurobodalla Shire of New South Wales, listed in the DRAP project summaries round 6, 2001-02:
- (1) When was the application lodged with the south-east New South Wales state office of the Department of Transport and Regional Services.
  - (2) (a) Who lodged the application; and (b) can a copy of the original application for assistance lodged with the state office of the department be provided; if not, why not.

- (3) Was there any communication between the proponents of the proposal, or anyone acting on their behalf, the Federal Member for Eden Monaro, the Minister for Transport and Regional Services, or his office, the Minister for Agriculture, Fisheries and Forestry, or his office, and the south-east New South Wales state office of the Department of Transport and Regional Services; if so: (a) when did each communication take place; (b) who was involved in each communication; (c) what was the nature of each communication; (d) what was the form of each communication; and (e) which officers of the south-east New South Wales state office of the Department of Transport and Regional Services were involved in these contacts.

509 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to an application made through the Dairy Regional Assistance Programme (DRAP) to fund a steel profiling plant at Moruya, in the Eurobodalla Shire of New South Wales, listed in the DRAP project summaries round 6, 2001-02:

- (1) Were the terms of the application, or any variations of that application, such that it required retrospective approval of funds; if so: (a) on what basis was the funding approved or provided retrospectively; and (b) does the funding of a proposal retrospectively breach the guidelines of the DRAP.
- (2) (a) Who approved the retrospective funding of the proposal; (b) when was that approval given; (c) when was the Minister, or his office, advised that the project would be funded retrospectively; and (d) when did the Minister, or his office, endorse or note that advice.

510 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to an application made through the Dairy Regional Assistance Programme (DRAP) to fund a steel profiling plant at Moruya, in the Eurobodalla Shire of New South Wales, listed in the DRAP project summaries round 6, 2001-02:

- (1) When was the application sent to the Minister for Transport and Regional Services, or his office, for approval or endorsement.
- (2) When did the Minister for Transport and Regional Services, or his office, approve or endorse the above proposal.
- (3) When was the application sent to the Minister for Agriculture, Fisheries and Forestry, or his office, for approval or endorsement.
- (4) When did the Minister for Agriculture, Fisheries and Forestry, or his office, approve or endorse the above proposal.

511 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to an application made through the Dairy Regional Assistance Programme (DRAP) to fund a steel profiling plant at Moruya, in the Eurobodalla Shire of New South Wales, listed in the DRAP project summaries round 6, 2001-02:

- (1) Has work commenced on the proposal.
- (2) (a) When did work commence on the construction of the plant; and (b) when was new equipment installed in the new plant as described in the project summaries document.
- (3) (a) If the construction of the plant has been completed, what was the date of completion; and (b) if the new equipment has been installed, when was the installation of the equipment completed.

- (4) If there was a variation in the estimated cost of the construction of the plant and the installation of the equipment and their actual cost, what was the level of the cost variation.

512 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to an application made through the Dairy Regional Assistance Programme (DRAP) to fund a steel profiling plant at Moruya, in the Eurobodalla Shire of New South Wales, listed in the DRAP project summaries round 6, 2001-02:

- (1) (a) How many direct and indirect jobs are estimated to result from the provision of \$339,900 through the DRAP; and (b) what is the anticipated duration of these jobs.
- (2) (a) What was the basis of the above job creation estimates; and (b) who made the estimates.
- (3) Was there any review or analysis of these estimates as part of the application assessment; if so: (a) who did that assessment; and (b) what was the result of that assessment.
- (4) (a) What assessment was undertaken of the capacity of the proposal to improve the skills base of the region; (b) who undertook that assessment; and (c) what was the result of that assessment.
- (5) (a) What assessment was undertaken of the capacity of the proposal to tackle disadvantage and encourage growth in the region; (b) who undertook that assessment; and (c) what was the result of that assessment.

513 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) What is the area covered by the south-east New South Wales Area Consultative Committee (ACC).
- (2) When was the area covered by the south-east New South Wales ACC assessed by the Commonwealth/state taskforce to determine whether or not it would meet the eligibility criteria for the Dairy Regional Assistance Programme (DRAP).
- (3) (a) When did the assessment process commence; (b) when was the process completed; and (c) what were the findings of that assessment process.
- (4) Can a copy of the assessment report be provided, together with any related documentation.
- (5) Has this area been the subject of any review to determine its ongoing eligibility for assistance through the DRAP; if so: (a) when did that review commence; (b) when was it completed; (c) who did the review; and (d) what was the outcome of that review.
- (6) Can a copy of that review be provided, together with any related documentation.
- (7) If there has not been a review of the eligibility of the area for assistance through the DRAP, why not.

514 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) What is the membership of the south-east New South Wales Area Consultative Committee (ACC).

- (2) (a) When was each member appointed to the south-east New South Wales ACC; (b) what is the occupation of each member; and (c) what are their qualifications.
- (3) Has any member of the south-east New South Wales ACC held any public office since January 2000, including appointments by local government, the New South Wales Government and the Commonwealth; if so, what was:  
(a) the title and nature of office held; (b) the term of office; and (c) the method of election and appointment.
- (4) What selection process was followed in the appointment of members of the south-east New South Wales ACC, specifically: (a) who nominated each member; (b) what assessment was made of each nominee; (c) who undertook that assessment process; (d) who approved the appointment of each member; and (e) did the appointment of each receive member ministerial endorsement.
- (5) If the appointment of each member to the south-east New South Wales ACC was endorsed at ministerial level: (a) which minister endorsed each appointee; and (b) in each case, when did the minister give the endorsement.

515 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) Did the Civil Aviation Safety Authority (CASA) 2001-02 to 2003-04 Corporate Plan commit the authority to implementing a performance management system and undertaking a CASA-wide survey; if so: (a) when did the CASA Board endorse the plan; (b) when was it provided to the Minister; and (c) when did the Minister endorse the plan.
- (2) (a) Has the design work for the development of the performance management system and the CASA-wide staff survey commenced; (b) was the work the subject of a tender process; (c) what was the cost of the development of the management system and the survey; and (d) who was the successful tenderer.
- (3) (a) When did that work commence, in line with the terms of the corporate plan and the board decision; and (b) if the work has not been completed, when will it be completed.
- (4) If the work on the management system and the survey has been completed: (a) when was that work completed; (b) when was it considered by CASA management; and (c) when was it considered by the board.
- (5) If the design and implementation of the management system and survey has not been carried out in accordance with the board-endorsed corporate plan: (a) why has the work not been carried out; (b) who made the decision not to proceed with the development of the management plan and survey; and (c) when was the board advised of the decision not to proceed with the work.
- (6) Did the board endorse the decision not to proceed with the management system and survey; if so: (a) when did the board take that decision; and (b) what was the basis for the board's decision not to proceed with the work.

516 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—



- (1) Did the Civil Aviation Safety Authority (CASA) 2000-01 to 2002-03 Corporate Plan commit CASA to undertaking a workplace culture survey by March 2001.
- (2) (a) When was the corporate plan endorsed by the CASA Board; (b) when was the plan provided to the Minister; and (c) when was the plan endorsed by the Minister.
- (3) (a) Who undertook the design work for the survey; (b) was the work the subject of a tender process; (c) what was the cost of the design of the survey; and (d) who was the successful tenderer.
- (4) (a) When did that work commence, in line with the terms of the corporate plan and the board decision; and (b) when was the design of the survey completed.
- (5) (a) When was the survey scheduled to commence and when did it actually commence; (b) was the actual survey the subject of a tender process; (c) what was the cost of the survey; and (d) who was the successful tenderer.
- (6) (a) When was the survey completed; (b) when was it considered by CASA management; and (c) when was it considered by the board.
- (7) If the design and implementation of the survey was not carried out in accordance with the board-endorsed corporate plan: (a) why was the work not carried out; (b) who made the decision not to proceed with the survey; and (c) when was the board advised of the decision not to proceed with the survey.
- (8) Did the board endorse the decision not to proceed with the survey; if so: (a) when did the board take that decision; and (b) what was the basis for the board's decision not to proceed with the work.

517 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) Did the Civil Aviation Safety Authority (CASA) 1999 Corporate Plan commit CASA to the design and implementation of a staff attitude and work culture survey; if so: (a) when did the CASA Board endorse that commitment; (b) when was the corporate plan provided to the Minister; and (c) when did the Minister endorse the plan.
- (2) (a) Who undertook the design work for the survey; (b) was the work the subject of a tender process; (c) what was the cost of the design of the survey; and (d) who was the successful tenderer.
- (3) (a) When did that work commence, in line with the terms of the corporate plan and the board decision; and (b) when was the design of the survey completed.
- (4) (a) When was the survey scheduled to commence and when did it actually commence; (b) was the actual survey the subject of a tender process; (c) what was the cost of the survey; and (d) who was the successful tenderer.
- (5) (a) When was the survey completed; (b) when was it considered by CASA management; and (c) when was it considered by the board.
- (6) If the design and implementation of the above survey was not carried out in accordance with the board-endorsed corporate plan: (a) why was the work not carried out; (b) who made the decision not to proceed with the survey;

and (c) when was the board advised of the decision not to proceed with the survey.

- (7) Did the board endorse the decision not to proceed with the survey; if so: (a) when did the board take that decision; and (b) what was the basis for the board's decision not to proceed with the work.

518 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the Civil Aviation Safety Authority (CASA) officer who was suspended from CASA on 24 October 2001:

- (1) (a) At what time did a phone hook-up take place on the afternoon of 30 May 2002 to seek to resolve the issue of his alleged inappropriate behaviour; and (b) when did the phone hook-up end.
- (2) (a) Who were the CASA officers who participated directly in that phone hook-up; and (b) were there any other persons not directly employed by CASA involved in that phone hook-up.
- (3) If there were persons other than CASA officers involved in the phone hook-up: (a) who were those persons; and (b) what was the basis for their involvement.
- (4) Were there any CASA officers or other persons who were present during the phone hook-up but did not participate in the proceedings; if so: (a) who were these other officers or persons; and (b) why were they present during the phone hook-up.

519 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the Civil Aviation Safety Authority (CASA) officer who was suspended from CASA on 24 October 2001:

- (1) Was a scheduled phone hook-up with that officer scheduled, for 30 May 2002, cancelled; if so: (a) when was the scheduled phone hook-up cancelled; (b) who made the decision to cancel the phone hook-up; and (c) why was the hook-up cancelled.
- (2) (a) When was the suspended officer advised that the phone hook-up was cancelled; and (b) how was that advice communicated.
- (3) (a) In addition to the suspended officer, who else was advised that the scheduled phone hook-up was cancelled; and (b) in each case: (i) how was this information communicated, and (ii) when was it communicated.
- (4) What records of the provision of that advice are held by CASA.
- (5) (a) Who holds those records; and (b) in what form are those records held.
- (6) If those records are held in hardcopy files, what is the reference number for each relevant file.
- (7) If those records are held in electronic form, what is the reference number for each relevant electronic file.

520 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) When was the Civil Aviation Safety Authority (CASA) officer, who was suspended from the CASA on 24 October 2001, first advised that a phone hook-up was to take place on the afternoon of 30 May 2002 to seek to resolve the issue of his alleged inappropriate behaviour.
- (2) (a) Who advised the officer of the proposed phone hook-up; and (b) how was the officer notified.
- (3) What records of that advice are held by CASA.

- (4) (a) Who holds those records; and (b) in what form are those records held.
- (5) If those records are held in hardcopy files, what is the reference number for each relevant file.
- (6) If those records are held in electronic form, what is the reference number for each relevant electronic file.

521 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) In addition to the Civil Aviation Safety Authority (CASA) officer who was suspended from CASA on 24 October 2001, what other CASA officers, or other persons, were advised that a phone hook-up was to take place on the afternoon of 30 May 2002 to seek to resolve the issue of his alleged inappropriate behaviour.
- (2) (a) Who advised these other CASA officers or other persons of the proposed phone hook-up; and (b) in each case: (i) when were they notified, and (ii) how were they notified.
- (3) What records of the provision of that advice are held by CASA.
- (4) (a) Who holds those records; and (b) in what form are those records held.
- (5) If those records are held in hardcopy files, what is the reference number for each relevant file.
- (6) If those records are held in electronic form, what is the reference number for each relevant electronic file.

522 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) In addition to the Civil Aviation Safety Authority (CASA) officer who was suspended from CASA on 24 October 2001, what other CASA officers, or other persons, have received advice or information of any other communications relating to his suspension since 30 May 2002.
- (2) (a) Who provided that advice or information or in any way communicated with these other CASA officers, or other persons, with regard to any matters relating to the suspension of the officer; and (b) in relation to each CASA officer, or other person, when did those communications take place.
- (3) What records of the provision of that advice are held by CASA.
- (4) (a) Who holds those records; and (b) in what form are those records held.
- (5) If those records are held in hardcopy files, what is the reference number for each relevant file.
- (6) If those records are held in electronic form, what is the reference number for each relevant electronic file.

523 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) On how many occasions has the Civil Aviation Safety Authority (CASA) officer who was suspended from CASA on 24 October 2001 been provided with advice or contacted on matters relating to his suspension, since the afternoon of 30 May 2002.
- (2) On each occasion: (a) who contacted the officer; (b) in what manner was the contact made; and (c) when was the contact made with the suspended officer.
- (3) What records of that advice, or contact, are held by CASA.

- (4) (a) Who holds those records; and (b) in what form are those records held.
- (5) If those records are held in hardcopy files, what is the reference number for each relevant file.
- (6) If those records are held in electronic form, what is the reference number for each relevant electronic file.

524 **Senator O'Brien:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) On how many occasions have the office of the Director of the Civil Aviation Safety Authority, Mr Toller, or areas in the vicinity of Mr Toller's office, been swept for listening devices.
- (2) (a) When did each sweep take place; (b) what was the cost of the work; and (c) what was the outcome of each sweep.
- (3) If listening devices were found as a result of the above sweeps: (a) what action or investigations followed the discovery of the devices; and (b) who undertook those investigations.
- (4) As a result of the above investigations, were any actions taken against any persons.

*Notice given 7 August 2002*

526 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the visit by the Minister to Japan in July 2002:

- (1) When did the Minister depart Australia.
- (2) When did the Minister return to Australia.
- (3) Who travelled with the Minister.
- (4) Who met the cost of the participants' travel and other expenses associated with the trip.
- (5) If costs were met by the department, can an itemised list of costs be provided.
- (6) (a) Who did the Minister meet during his visit; and (b) what were the times and dates of each meeting.

527 **Senator O'Brien:** To ask the Minister for Finance and Administration—With reference to the visit by the Minister for Agriculture, Fisheries and Forestry to Japan in July 2002:

- (1) What costs of travel and other associated expenses, if any, were met by the Department of Finance and Administration in respect to the Minister for Agriculture, Fisheries and Forestry and his staff.
- (2) If applicable, what were these costs per expenditure item for: (a) the Minister for Agriculture, Fisheries and Forestry; and (b) the Minister's staff.
- (3) What other costs, if any, were met by the department in relation to the trip.

530 **Senator Allison:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to the Government's decision not to ratify the Kyoto Protocol at this time:

- (1) What are the implications of this decision for participants in the International Greenhouse Partnerships (IGP) program.

- (2) What would be the value of greenhouse gas credits currently held by IGP program investors had Australia ratified the Kyoto Protocol in May 2002.
- (3) Is it the case that the IGP program has now closed.
- (4) Have any of the businesses involved in the IGP program initiated legal action against the Commonwealth for breach of contract; if so, can details be provided.
- (5) Which, if any, of the businesses involved in the IGP program have since moved off-shore.
- (6) What are the estimated job and revenue losses to the Commonwealth from such relocations.

*Notice given 8 August 2002*

532 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) Does the Minister support the National Drought Strategy's underlying principle of promoting self-reliance and risk management capability.
- (2) Has the Minister, or his office, received a copy of the review of the Climate Variability in Agriculture Program (CVAP), prepared by Hassall & Associates and released in April 2002.
- (3) When did the Minister, or his office, receive a copy of the report.
- (4) Has the Minister made a formal response to the report.
- (5) Is the Minister aware the report recommends the extension of funding for the CVAP with a focus on the adoption of climate variability risk management and CVAP tools.
- (6) Is the Minister aware the report finds that, without additional funding for the purpose of refining and promoting the adoption of current CVAP tools, there is the prospect that the return on funds already invested in the program will not be fully realised.
- (7) Does the Minister agree with the view of the Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry that climatic risk is the most significant uncertainty facing Australian farmers, and CVAP has a major role to play in funding and promoting better forecasting systems and better ways of using those forecasts.
- (8) What funding has been allocated to the CVAP through the Agriculture Advancing Australia initiative in the following financial years: (a) 1997-98; (b) 1998-99; (c) 1999-2000; (d) 2000-01; (e) 2001-02; and (f) 2002-03.

533 **Senator Brown:** To ask the Minister representing the Minister for Trade—

- (1) What steps, if any, does the Government intend to take towards giving a commitment: (a) to begin, without delay, a campaign of informing the Australian public, in practical terms, about the implications of the General Agreement on Trade in Services (GATS) treaty; and (b) to maintain the public dissemination of information as stages in the completion of GATS occur.
- (2) (a) Is the Minister aware of the view that, while Australia is a signatory to the GATS treaty the threat perceived as implicit to the integrity and sovereignty of national Parliament is paramount; and (b) how can the Government sustain its decision to continue its membership of GATS, when foreign investors propose to sue the Government, through the World Trade Organization, on the grounds of claims that government legislation or

regulations were ‘more burdensome than necessary’, as stated on the Australian Broadcasting Corporation’s program, *Background Briefing*, on 23 June 2002.

*Notice given 15 August 2002*

**Senator O’Brien:** To ask the Ministers listed below (Question Nos 535-536)—What action, if any, has the Minister or the department taken to protect or increase Australian wheat sales to Iraq in the 2002-03 financial year.

535 Minister representing the Minister for Foreign Affairs

536 Minister representing the Minister for Agriculture, Fisheries and Forestry

537 **Senator O’Brien:** To ask the Minister representing the Minister for Trade—

- (1) What volume and dollar value of wheat has Australia sold to Iraq in each of the following financial years: (a) 1990-91; (b) 1991-92; (c) 1992-93; (d) 1993-94; (e) 1994-95; (f) 1995-96; (g) 1996-97; (h) 1997-98; (i) 1999-2000; (j) 2000-01; and (k) 2001-02.
- (2) What orders have been placed for the sale of Australian wheat to Iraq in the 2002-03 financial year and future years.
- (3) What deliveries have been successfully completed in the 2002-03 financial year.
- (4) What action, if any, has the Minister or the department taken to protect or increase Australian wheat sales to Iraq in the 2002-03 financial year.
- (5) What other goods or services does Australia export to Iraq.
- (6) What is the composition and value of these exports.
- (7) How has the composition and value of these export changed since the 1990-91 financial year.

539 **Senator O’Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) Is the Minister aware of the farm crime survey released by the Australian Institute of Criminology on 13 August 2002, which found that 27 per cent of farms surveyed were victims of property crime.
- (2) What action has the Minister taken to address the alarming incidence of property crime against farm businesses.
- (3) How many cattle producers are registered as users of the National Livestock Identification Scheme (NLIS).
- (4) Is the Minister aware of proposals to use the NLIS to discourage livestock theft.
- (5) Does the NLIS maintain a register of lost or stolen cattle.
- (6) What action, if any, has the department taken to investigate the NLIS as a means of reducing livestock theft, including improvements to existing database management.

540 **Senator O’Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) (a) When was the Commonwealth Foot and Mouth Disease Steering Committee formed; (b) why was it formed; (c) who is represented on the committee; (d) on what dates has the committee met; and (e) what activities has the committee undertaken.

- (2) Has the representative composition of the committee changed since its formation; if so, can details be provided of the changes to the composition of the committee, including relevant dates, and the reason for each change.

542 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) How many Australian primary producers currently hold deposits under the Farm Management Deposit (FMD) scheme.
- (2) What is the total value of FMD holdings.
- (3) Producers belonging to which industries are the biggest users of the FMD scheme.
- (4) (a) What percentage of total deposits are held by producers from the grain industry; and (b) what is the value of these deposits.
- (5) (a) What percentage of total deposits are held by producers from the horticultural industry; and (b) what is the value of these deposits.
- (6) (a) What percentage of total deposits are held by producers from the livestock industry; and (b) what is the value of these deposits.
- (7) What number of primary producers currently hold FMDs per state and territory.
- (8) What was the value of FMD holdings per state and territory for the quarters ending: (a) June 2001; (b) September 2001; (c) December 2001; (d) March 2002; and (e) June 2002.
- (9) What was the value of FMD withdrawals per state and territory for the quarters ending: (a) June 2001; (b) September 2001; (c) December 2001; (d) March 2002; and (e) June 2002.
- (10) Since the inception of the FMD scheme, what is the value of holdings withdrawn within 12 months of deposit.
- (11) What is the smallest FMD held by an individual producer.
- (12) What is the largest FMD held by an individual producer.

**Senator O'Brien:** To ask the Ministers listed below (Question Nos 543-545)—

- (1) Did the Minister, or the department, make high-level representations to the Sri Lankan Government in 2001 concerning Sri Lanka's proposed ban on the importation of genetically-modified agricultural and food exports from Australia; if so, what was the outcome of those representations.
- (2) Has the Minister, or the department, made equivalent high-level representations to the European Union or any other country on restrictions in the trade in genetically-modified agricultural and food exports from Australia; if so, what has been the outcome of those representations.

545 Minister representing the Minister for Agriculture, Fisheries and Forestry

546 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) With reference to the Minister's public statement following his receipt of the report, *The Australian Apple Industry Squeeze*, in August 2001, does the Minister recall encouraging members of the apple industry to make greater use of the Agriculture – Advancing Australia (AAA)-FarmBis Program, AAA-Farm Innovation Program and AusIndustry's Technology Diffusion Program; if so, did the Minister's encouragement extend beyond issuing a media statement on 7 August 2001 and what form did that encouragement take.

- (2) How many members of the apple industry received, or will receive, assistance under the AAA-FarmBis program in the following financial years: (a) 1997-98; (b) 1998-99; (c) 1999-2000; (d) 2001-02; and (e) 2002-03.
- (3) Did applications for the fourth and final funding round of the AAA-Farm Innovation Program close on 31 October 2001.
- (4) (a) How many applications were received from members of the apple industry in this round; and (b) how many apple businesses, if any, received funding.
- (5) Can the Minister advise whether the Technology Diffusion Program he encouraged apple industry members to use, still exists; if it does, how many members of the apple industry are in receipt of its assistance.
- (6) If the program does not exist, can the Minister advise: (a) when the program ceased to exist; and (b) whether any members of the apple industry gained assistance from this program between his statement on 7 August 2001 and its abolition.
- (7) Can the Minister advise if the report, *The Australian Apple Industry Squeeze*, is published on the department's Internet site; if so, at what Internet address is the report publicly available; if not, was the report previously published on the department's Internet site; if this was the case, for what period was the report available and who decided to remove it from the site.
- (8) Did the Minister take any action in response to the report other than referring it to the Minister for Justice and Customs.

547 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) Has the Minister written to state treasurers and/or premiers outlining proposed administrative and funding changes to the Exceptional Circumstances (EC) Program discussed at the May meeting of the Primary Industries Ministerial Council; if so, when did the Minister write to: (a) New South Wales; (b) Queensland; (c) Victoria; (d) Western Australia; (e) South Australia; and (f) Tasmania.
- (2) Has the Minister received replies to his correspondence from state treasurers and/or premiers; if so, when did the Minister receive replies from: (a) New South Wales; (b) Queensland; (c) Victoria; (d) Western Australia; (e) South Australia; and (f) Tasmania.
- (3) Have any state treasurers and/or premiers agreed to accept the Minister's proposed changes to the program.

548 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) What percentage of incoming sea containers were inspected by the Australian Quarantine and Inspection Service (AQIS) in the following financial years: (a) 2000-01; (b) 1999-2000; (c) 1998-99; (d) 1997-98; and (e) 1996-97.
- (2) What number of AQIS inspections of sea containers occurred in each of the identified years.
- (3) What percentage of these AQIS inspections in each of these years involved opening the sea containers.



- (4) What percentage of these AQIS inspections in each of these years involved opening and inspecting the individual cargo items inside the sea containers.
- (5) What percentage of incoming air containers were inspected by the AQIS in the following financial years: (a) 2000-01; (b) 1999-2000; (c) 1998-99; (d) 1997-98; and (e) 1996-97.
- (6) What number of AQIS inspections of air containers occurred in each of the identified years.
- (7) What percentage of these AQIS inspections in each of these years involved opening the air containers.
- (8) What percentage of these AQIS inspections in each of these years involved opening and inspecting the individual cargo items inside the air containers.

**Senator O'Brien:** To ask the Ministers listed below (Question Nos 550-551)—

- (1) What actions, if any, did the Minister take before 9 August 2002 to encourage the United States of America (US) to increase the beef quota allocation available to Australian beef exporters.
- (2) What actions, if any, has the Minister taken since 9 August 2002 to encourage the US to increase the beef quota allocation available to Australian beef exporters.
- (3) What actions, if any, does the Minister propose to take to encourage the US to increase the beef quota allocation available to Australian beef exporters.

550 Minister representing the Minister for Trade

551 Minister representing the Minister for Agriculture, Fisheries and Forestry

552 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) Is the Minister aware of the drought investment allowance that encouraged primary producers and lessors of property to primary producers to invest in drought mitigation property between 23 March 1995 and 1 July 2000.
- (2) Can the Minister confirm that the drought investment allowance does not provide any benefit for the purchase of drought mitigation property by primary producers and lessors of property to primary producers after 1 July 2000.
- (3) How many primary producers and lessors of property to primary producers have taken advantage of the investment allowance.
- (4) Has any research been undertaken into the effectiveness of the drought investment allowance in encouraging primary producers and lessors of property to primary producers to invest in drought mitigation property; if so, who conducted the research and what were the results; if not, why not.
- (5) Does the Minister recall advising primary producers on 6 December 1999 that the Government is committed to retaining all tax concessions specific to primary producers, including the drought investment allowance.
- (6) What are details of any programs that provide taxation or other financial benefits for the purchase of drought mitigation property by primary producers and lessors of property to primary producers after 1 July 2000.

553 **Senator O'Brien:** To ask the Minister representing the Treasurer—

- (1) What was the total cost of the drought investment allowance.

- (2) What was the cost, by state and territory, of the drought investment allowance in the following financial years: (a) 1995-96; (b) 1996-97; (c) 1997-98; (d) 1998-99; (e) 1999-2000; and (f) 2000-01.
- (3) How many primary producers and lessors of property to primary producers have gained a benefit under the drought investment allowance.
- (4) How many primary producers or lessors of property to primary producers, by state and territory, gained a benefit in the following financial years: (a) 1995-96; (b) 1996-97; (c) 1997-98; (d) 1998-99; (e) 1999-2000; and (f) 2000-01.
- (5) What are the details of any programs that provide taxation benefits for the purchase of drought mitigation property by primary producers and lessors of property to primary producers after 1 July 2000.

554 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) Has funding for the Agriculture – Advancing Australia (AAA)-Farm Innovation Program now ceased.
- (2) Did the department undertake an evaluation of the program in October 2001; if so: (a) who conducted the evaluation; (b) how was the program evaluated; and (c) what were the results of the evaluation; if not, why not.
- (2) Did the government agree to a framework for evaluation of the AAA package in April 2001; if so, what are the details of the agreed framework.
- (3) Has the department commenced an evaluation of the AAA package; if so: (a) when did the evaluation commence; (b) who is conducting the evaluation; (c) how will the package be evaluated; and (d) when will the evaluation be completed.
- (4) How much has been budgeted for the evaluation.
- (5) Will state and territory governments, local governments, other stakeholders and users of AAA package programs be consulted; if so, which state and territory governments, local governments, other stakeholders and users stakeholders will be consulted.

*Notice given 19 August 2002*

555 **Senator Ludwig:** To ask the Minister for Family and Community Services—

- (1) How many Centrelink benefit recipients have declared Centrelink as a creditor in bankruptcy proceedings for each of the 2000-01 and 2001-02 financial years.
- (2) How many of these were rejected as they were considered to be a debt accrued through intentional fraud.
- (3) (a) Can the department provide breakdown of the benefits claimed that were determined to be fraudulent; and (b) what was the total cost to the Commonwealth of these benefits for each of the 2000-01 and 2001-02 financial years.
- (4) (a) How does the department determine that a debt has been accrued through intentional fraud; and (b) can examples be provided to illustrate the process.

558 **Senator Harris:** To ask the Minister representing the Minister for the Environment and Heritage—Can copies of the following documents be provided:

- (a) Mission Beach Local Marine Advisory Committee (LMAC) minutes for the years 1999, 2000, 2001 and 2002;
- (b) the list of invitees to LMAC, and Great Barrier Reef Marine Park Authority (GBRMPA) meetings and social functions for the years 1999, 2000, 2001 and 2002;
- (c) GBRMPA Board agenda and minutes from July 2001 to date;
- (d) recommendations and papers from the LMAC and the GBRMPA relating to the proposed Mission Beach trawl closure;
- (e) the formal consultation process undertaken in relation to the proposed Mission Beach trawl closure; and
- (f) all correspondence, faxes, e-mails and ministerial briefing papers between the LMAC, the GBRMPA and the Minister and his staff relating to the proposed Mission Beach trawl closure.

559 **Senator O'Brien:** To ask the Minister representing the Minister for the Environment and Heritage—

- (1) What mechanism is in place for consultation with the community prior to the listing of threatened species and ecological communities under the *Environment Protection and Biodiversity Conservation Act 1999*.
- (2) What changes have occurred to that mechanism for consultation in each of the following financial years: (a) 2001-02; and (b) 2002-03.
- (3) (a) When did the 'new arrangements' for consultation with the National Farmers' Federation, advised by the Minister in his speech to AgForce 2002, come into effect; and (b) what are these new arrangements.
- (4) Do these arrangements include the provision of funding for a full-time position based at the National Farmers' Federation; if so: (a) what costs of employment, including related costs, are funded by the Commonwealth; and (b) for what period.
- (5) (a) What arrangements are in place to consult with other rural groups and industry organisations prior to the listing of threatened species and ecological communities under the Act; and (b) if no arrangements are in place with other rural groups and industry organisations, why not.
- (6) Will the Commonwealth fund employment positions at rural groups and industry organisations other than the National Farmers' Federation for the purpose of enhancing industry consultation relating to the Act.
- (7) What arrangements are in place to consult with environmental groups prior to the listing of threatened species and ecological communities under the Act; if no arrangements are in place with environmental groups, why not.
- (8) Will the Commonwealth fund employment positions at environmental organisations for the purpose of enhancing community consultation relating to the Act.

560 **Senator Sherry:** To ask the Minister for Revenue and Assistant Treasurer—With reference to the Minister's announcement on 2 July 2002 relating to financial assistance to the Australian Independent Superannuation Fund (AISF):

- (1) When was the application for assistance under Part 229 of the *Superannuation Industry (Supervision) Act 1993* lodged with the Assistant Treasurer or her predecessor, the Minister for Financial Services and Regulation.

- (2) When did the theft, as outlined in the Assistant Treasurer's media release, occur.
- (3) For the purpose of granting financial assistance under section 231 of the Act, what did the Assistant Treasurer determine the total 'eligible loss' suffered by the AISF to be.
- (4) (a) What was the name of the trustee director imprisoned for theft; and (b) when did this conviction occur.
- (5) Was the AISF a 'public offer superannuation fund' as defined by section 18 of the Act.
- (6) Did Broadway Fiduciary receive any payment as trustee of the AISF.
- (7) Was Broadway Fiduciary an 'approved trustee' under Part 2 of the Act; if so, did Broadway Fiduciary meet the capital requirement under section 26 of the Act; if Broadway Fiduciary did not meet this requirement, when did the Australian Prudential Regulation Authority (APRA) become aware that this was the case.
- (8) Did Broadway Fiduciary meet the equal representation requirements under Part 9 of the Act; if not, when did APRA first become aware of this.
- (9) (a) Under what circumstances did the 160 members of the AISF who suffered losses as a result of theft become members of the fund; (b) did members chose to make rollovers or personal contributions to the AISF; (c) did members chose the AISF as the destination for employer contributions or did their employers make contributions to the AISF under an award, industrial agreement or contract; and (d) who, if anyone, were the employer sponsors of AISF.
- (10) When did APRA first become aware that the AISF had suffered a loss as a result of theft.
- (11) (a) Did APRA remove Broadway Fiduciary as trustee of the AISF under section 133 of the Act; and (b) did APRA appoint Denara as 'acting trustee' under section 134 of the Act; if so: (i) what process did APRA use to select the replacement trustee, and (ii) what conditions, if any, did APRA impose on the acting trustee under section 135 of the Act; if not, under what circumstances was Broadway Fiduciary replaced as trustee.
- (12) Is Denara receiving any payment as acting trustee of the AISF; if so, was any of this payment included in the eligible loss for the purpose of financial assistance under Part 23 of the Act.

561 **Senator Sherry:** To ask the Minister for Revenue and Assistant Treasurer—With reference to superannuation funds for which Commercial Nominees of Australia Pty Limited (CNAL) was trustee:

- (1) What are the current assets of the following superannuation funds: (a) the Australian Workforce Eligible Rollover Fund (AWERF); (b) the Network Superannuation Fund; and (c) the Midas Super Fund.
- (2) What are the losses estimated to have occurred in these funds prior to the replacement of CNAL as trustee in December 2000: (a) as a result of exposure to the Enhanced Cash Management Trust (ECMT); and (b) as a result of exposure to the Enhanced Equity Fund (EEF).
- (3) (a) How many members did each of these funds have; and (b) how many members of these funds are estimated to have been affected by these losses.
- (4) What was the: (a) minimum; (b) maximum; and (c) average, loss incurred by these members.

- (5) With reference to the Australian Prudential Regulation Authority's (APRA) submission 225 to the then Senate Select Committee on Superannuation and Financial Services dated 13 July 2001, which indicates that losses incurred through the ECMT and EEF affected many but not all of the members of the AWERF: Why was this the case.
- (6) (a) What losses have occurred in each of the three funds since the replacement of CNAL as trustee; (b) how many members of these funds are estimated to have been affected by these losses; and (c) what is the: (i) minimum, (ii) maximum, and (iii) average, loss incurred by these members.
- (7) On what basis have Oak Breeze, as replacement trustee of the AWERF, and ACT Super Management, as replacement trustee of the Network Superannuation Fund and the Midas Super Fund, debited fees against member accounts; (b) what is the total value of the fees charged by the trustees of each fund; and (c) what is the: (i) minimum, (ii) maximum, and (iii) average, fee incurred by members of these funds thus far.
- (8) Have Oak Breeze and ACT Super Management fulfilled their reporting obligations, under the *Superannuation Industry (Supervision) Act 1993* and Regulations, to members of the respective funds; if not, has any action been taken to ensure they comply with these requirements.
- (9) Have APRA, Oak Breeze, ACT Super Management or any other parties undertaken an investigation of whether 'fraudulent conduct or theft', within the meaning of Part 23 of the Act, has occurred in relation to any of these funds and their investments in the EEF and the ECMT.
- (10) Have Oak Breeze or ACT Super Management made, or indicated that they intend to make, an application for financial assistance under section 229 of the Act in relation to any of these three superannuation funds; if not, why not.

562 **Senator Sherry:** To ask the Minister for Revenue and Assistant Treasurer—With reference to the Freedom of Choice Monthly Income Pool (MIP):

- (1) With reference to correspondence to Senator Sherry, dated 9 August 2002, in which the Australian Prudential Regulation Authority (APRA) stated that MIP funds were not invested in the Commercial Nominees of Australia Pty Limited (CNAL) Enhanced Cash Management Trust but in the Enhanced Income Trust (EIT): (a) was CNAL at any stage the trustee of the EIT; if so, when did CNAL cease to be the trustee of the EIT; (b) was this a result of being replaced as trustee by APRA or the Australian Securities and Investments Commission; and (c) who is the replacement trustee of the EIT.
- (2) (a) What steps have APRA, Perpetual or Australian Unity Funds Management taken to ascertain whether 'fraudulent conduct or theft', within the meaning of Part 23 of the *Superannuation Industry (Supervision) Act 1993*, occurred in relation to investments by the MIP in the EIT; and (b) have APRA, for example, appointed an inspector to the MIP and/or the EIT.

563 **Senator Evans:** To ask the Minister for Defence—

- (1) Can a summary of the activities undertaken by the Fremantle Class Patrol Boat (FCPB) fleet be provided for each of the 2000-01 and 2001-02 financial years, including the following information: (a) how many days each of the FCPBs and/or the fleet as a whole spent on seagoing days;

- (b) of those seagoing days, how many days were spent on activities tasked by Coastwatch; (c) with reference to seagoing days of the FCPBs not spent on civil surveillance patrols, specify (as a proportion of the fleet) what activities they were engaged in and for how many days (eg. in the 2001-02 financial year, 20 per cent of the seagoing days of the total fleet, not including days tasked by Coastwatch, might have been spent doing military training exercises); (d) of the days any or all of the FCPBs were not at sea, what use was made of them (eg. work-up or evaluation periods, port visits, maintenance and leave periods, etc); and (e) with reference to their use on non-seagoing days, can a breakdown be provided of how many days the FCPBs (or a proportion of the fleet) spent in each different use.
- (2) (a) In what Australian Defence Force exercises did the FCPBs participate in each of the 2000-01 and 2001-02 financial years; and (b) can the following information be provided: (i) how many boats, or what proportion of the fleet, participated in these exercises, (ii) the number of days they did so, and (iii) which of these days were international, joint or single service exercises.
- (Note: The question does not seek information that would prejudice operational security, ie. information regarding where particular FCPBs have been used or when, but on use patterns of the fleet. The tender documents for the replacement patrol boats included a summary of the activities of three individual FCPBs over a year.)
- (3) What are the costs associated with the following aspects of the FCPBs: (a) initial value (ie. purchase price paid for each FCPB); (b) average annual maintenance casts for each boat in each of the 2000-01 and 2001-02 financial years (include any automatic payments made to contractor for ongoing maintenance, as well as additional costs for any irregular or extra repairs that have been needed); (c) average daily running costs (on a seagoing day); and (d) average daily crew costs (ie. a breakdown of salary, on-costs, training etc.)
- (4) What is the patrol range of an FCPB.
- (5) Please describe what sea state the FCPB fleet: (a) usually operates in; and (b) is capable of operating in, and what this means in layman's terms.
- (6) Can the Minister confirm that the FCPBs are not capable of operating in all parts of the Australian Exclusive Economic Zone (FEZ).
- (7) Please describe in general terms where the parts referred to in (5) are (eg. Torres Strait, Heard and Macdonald Islands, the Australian Antarctic Territory etc).
- (8) When were the last three occasions (or the month) in which any of the FCPBs conducted civil surveillance patrol south of Geraldton.
- (9) Has Defence reached any agreement with Coastwatch on P3-C Orion use that includes documented criteria for their use.
- (10) How many flying hours were provided to Coastwatch by Royal Australian Air Force in each of the 2000-01 and 2001-02 financial years.
- (11) Were all of these hours provided by Orions; if not, please specify what other aircraft have contributed.
- (12) How many hours does an average civil surveillance patrol by an Orion take.
- (13) What is the total full cost per hour of using an Orion for civil surveillance.
- (14) What is the southern-most point the Orions operate to in civil surveillance patrols. (ie. the most southern latitude that they fly to.)

- (15) Has Defence given any consideration to entering into formal arrangements with Coastwatch on training, certification or exchange of staff involved in air activities; if not, why not; if so: (a) have any arrangements been agreed to in principle, or made; and (b) can details be provided of the progress made to this point.
- (16) For how many hours in total did the Orion fleet collectively fly in the 2000-01 and 2001-02 Financial years.

564 **Senator Evans:** To ask the Minister for Justice and Customs—

- (1) In relation to the activity of the fleet of Bay Class Vessels (BCVs), for each of the 2000-01 and 2001-02 financial years: (a) how many seagoing days were achieved; (b) how many days maintenance were required to keep the fleet operational; and (c) what was the target for seagoing days for the fleet.
- (2) Can information be provided of the costs associated with the following aspects of the BCVs: (a) initial value (ie. purchase price paid for each BCV); (b) average annual maintenance costs since introduction (include any automatic payments made to contractor for ongoing maintenance, as well as additional costs for any irregular or extra repairs that have been needed); (c) daily running costs (on a seagoing day); and (d) daily crew costs (ie. a breakdown of salary, on-costs, training etc.)
- (3) Please describe what sea state the BCV fleet: (a) usually operates in; and (b) is capable of operating in, and what this description means in practical terms.
- (4) Can the Minister confirm that the BCVs are not capable of operating in all parts of the Australian Exclusive Economic Zone (EEZ), and describe in general terms where these parts are (eg. Torres Strait, Heard and Macdonald Islands, the Australian Antarctic Territory etc.).
- (5) Other than the BCVs, does Customs loan any assets to Coastwatch, or have assets that are tasked by Coastwatch (eg. outboards or smaller vessels).
- (6) In relation to Coastwatch, can the following information be provided for each of the 1999-2000, 2000-01 and 2001-02 financial years: (a) the number of vessels intercepted; and (b) the number of vessels apprehended (including an indications of the illegal activity suspected).
- (7) In each of the 1999-2000, 2000-01 and 2001-02 financial years how many times was a suspected illegal vessel sighted by aerial surveillance in circumstances in which there were not the resources available to intercept the vessel.
- (8) (a) How many flying hours in total did Coastwatch undertake (ie. task) in each of the 2000-01 and 2001-02 financial years; and (b) of these, in each financial year, how many were provided by Defence.
- (9) Do any of the civil aircraft used by Coastwatch have: (a) radar equipment; and (b) any specialist patrolling or surveillance capability; if the answer to (b) is yes, describe briefly what this capability is, if the answer to either (a) or (b) is yes, how does the capability differ from that of P3-C Orions.
- (10) Can a list be provided of: (a) the contractors, if any, that provided seagoing vessels to Coastwatch in each of the 2000-01 and 2001-02 financial years; (b) how many hours each was contracted to supply; and (c) how much Customs paid under the contract.
- (11) In relation to Coastwatch's relationship with relevant state and territory agencies, what formal arrangements are in place to ensure the timely communication of information.

- (12) What is Surveillance Australia's annual average for staff turnover for each of the financial years since 1995-96, to the end of the 2001-02 financial year.
- (13) When was the last revised performance measurement system for contractors used by Coastwatch implemented.

565 **Senator Evans:** To ask the Minister for Forestry and Conservation—

- (1) What are the terms on which the Australian Fisheries Management Authority charters the *Southern Supporter*, including the following details: (a) how many patrols the vessel is contracted to operate annually; (b) how lengthy the patrols are (ie. number of seagoing days); (c) the value of the contract (ie. what the Commonwealth pays for this service); (d) whether there are any performance measures for provision of the service (eg. number of suspected illegal vessels apprehended etc.); and (e) whether there are any penalties if the *Southern Supporter* cannot, for any reason, patrol for as many seagoing days as it is supposed to.
- (2) What was the total number of seagoing days of the *Southern Supporter* for each of the 2000-01 and 2001-02 financial years.
- (3) Can the following details be provided in relation to the *Southern Supporter* for each of the 2000-01 and 2001-02 financial years: (a) the number of vessels intercepted; (b) how many were suspected of illegally fishing in Australian waters; (c) how many vessels were boarded or searched; (d) how many were apprehended; and (e) how many had their fishing equipment and catch seized.
- (4) Can a physical description of the *Southern Supporter*, including the capabilities and the following details, be provided: (a) the length of the vessel; (b) crew size; (c) how many people beyond the crew can be accommodated and carried; (d) ability of the crew to board another vessel; (e) whether the vessel carries any inflatable boats or dinghies for the propose of rescue or apprehension operations; (f) whether the vessel can carry a helicopter; if so, whether it usually does on patrols; and (g) patrol range of the vessel.
- (5) Is the vessel capable of operating across the entire Southern Ocean; if not, what are its geographic limits.
- (6) Are there any plans to continue the funding of the *Southern Supporter* beyond 2003; if not, are there plans to hire or lease other vessels for patrolling the Southern Ocean and the Australian Antarctic Territory.
- (7) Has there been any evaluation done of the contract for the *Southern Supporter*; if so, what were the results.

566 **Senator Evans:** To ask the Minister representing the Minister for the Environment and Heritage—

- (1) Has the *Aurora Australis* been used in any civil surveillance operations; if so, what use was made of the ship, and in what month was the ship used.
- (2) Is there any arrangement, formal or otherwise, between the Australian Antarctic Division and Customs, Coastwatch or Defence for the patrol or surveillance capabilities of the *Aurora Australis* to be used; if so, can details of the arrangements be provided.
- (3) Have any of the other vessels or helicopters chartered by the Australian Antarctic Division been tasked by Coastwatch, or used in any way, as part of Australian civil surveillance operations; if so, can the following



information be provided: (a) the dates; (b) the type of vessels and helicopters; and (c) the nature of the support supplied.

*Notice given 20 August 2002*

569 **Senator Ludwig:** To ask the Minister representing the Treasurer—With reference to Part X Bankruptcy Agreements lodged in each of the 2000-01 and 2001-02 financial years:

- (1) How many barristers and lawyers applied for, and were successful in obtaining, Part X agreements in each Australian state and territory.
- (2) How much tax revenue to the Australian Taxation Office was forgone through part payments resulting from Part X agreements filed by barristers and lawyers in each Australian state and territory.
- (3) What was the total amount of tax revenue lost to the Australian Taxation Office through part payments resulting from Part X agreements in each Australian state and territory.
- (4) How many Part X creditors' meetings did officers of the department attend in each Australian state and territory.

570 **Senator Cook:** To ask the Minister for Health and Ageing—With reference to GMF Health, a Kalgoorlie-based private health insurance fund which was placed in the hands of Mr Peter Hedge, an administrator appointed by the Private Health Insurance Administration Council on 23 December 2001:

- (1) What duties were specified on his appointment for Mr Hedge to perform in his role as Administrator of GMF Health.
- (2) What monies have been paid: (a) to Mr Hedge in respect of his duties as administrator; and (b) to any related employing entity of Mr Hedge.
- (3) On what basis have these payments been calculated.
- (4) For how many hours or days, and on which dates, has Mr Hedge, or any related employing entity of Mr Hedge, been paid for services relating to his role as administrator.
- (5) What other expenses has Mr Hedge incurred and/or been reimbursed for in relation to his employment as administrator.
- (6) What experience and qualifications does Mr Hedge have to enable him to perform the role of administrator.
- (7) Was any of the financial analysis and accounting work incumbent in Mr Hedge's role as administrator performed by persons other than Mr Hedge or staff of GMF Health; if so, was any of this work contracted out to local accounting firms in Kalgoorlie.
- (8) (a) How much longer is it anticipated that Mr Hedge's services will be required as Administrator of GMF Health; and (b) how much is it anticipated this will cost.

*Notice given 21 August 2002*

572 **Senator Brown:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to *Australia's Third National Communication on Climate Change, 2002*:

- (1) Which 'known projects' are included in the projections for stationary energy sector emissions.

- (2) What other 'significant energy intensive major projects' are projected or planned which have the potential to increase the projection.
- (3) (a) What proportion of electricity generation is generated from gas at present; and (b) what factors will influence the assumed 13 per cent contribution of gas by 2010.
- (4) (a) What effect will Basslink have on greenhouse gas emissions; and (b) will it have the effect of increasing brown coal emissions and reducing gas generation.
- (5) (a) How much hydro-electricity was generated in 1990; (b) how does this compare with the baseline amount used for the mandatory renewable energy targets (MRET); and (c) how does this affect the projected savings under MRET in 2010.
- (6) What measures will the Minister take to reform the energy market so it does not favour brown coal for electricity generation.

573 **Senator Brown:** To ask the Minister representing the Minister for Transport and Regional Services—When will the Federal Government facilitate the removal of the \$21 to \$27 fee charged for bicycles to travel on the Bass Strait ferries.

574 **Senator Ludwig:** To ask the Minister for Justice and Customs—

- (1) How many Australian Customs Service vessels are currently deployed in: (a) Townsville; (b) Cairns; (c) Darwin; and (d) Broome.
- (2) What is each vessel's size, displacement and crew number.
- (3) What are the official stated tasks of these vessels and crews.
- (4) Are the crews of these vessels required to perform any duties or tasks normally performed by any other Commonwealth or state departments and agencies; if so: (a) how is the Commonwealth reimbursed for these 'other duties'; and (b) can the memoranda of understanding outlining these agreements be provided.

*Notice given 22 August 2002*

575 **Senator Faulkner:** To ask the Minister for Finance and Administration—

- (1) Can the department identify the number of cars provided to members of the House of Representatives from New South Wales, from 1 January 2002 to 31 July 2002, which were changed after delivery because the member was dissatisfied with his or her original order.
- (2) In each instance, can the department identify the reason for the change.
- (3) In each instance, can the department identify the vehicle's make and model in the original order, and the replacement vehicle (if the make and model of each vehicle is the same, please identify the differing features between the vehicle originally supplied and the replacement vehicle).
- (4) In each instance, can the department identify how much the changeover of leasing arrangement cost.

*Notice given 23 August 2002*

576 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) What sum has the department spent on consultants in each of the following financial years: (a) 1999-2000; (b) 2000-01; (c) 2001-02; and (d) 2002-03.

- (2) For each consultancy: (a) what was the name of the consultant employed; (b) what was the cost; (c) what was the purpose; (d) what was the period during which the consultant was engaged; (e) what role did the Minister and/or his office have in the engagement of the consultant; and (f) was the consultancy subject to a tender process; if not, why not; if so, was it an open tender or a select tender.

*Notice given 26 August 2002*

578 **Senator Sherry:** To ask the Minister representing the Minister for Employment and Workplace Relations—With reference to the Building and Construction Industry Interim Taskforce announced by the Government on 20 August 2002:

- (1) Will the taskforce have a written charter or mission; if so, what will it be.
- (2) Apart from law enforcement, will the taskforce be concerned with productivity and general industrial relations issues.
- (3) How is the success or performance of the taskforce to be measured (eg. the number of prosecutions, improved performance and productivity in the industry, etc).
- (4) Will the taskforce consult with industry (eg. employers, unions, etc).
- (5) What is the estimated cost of the interim taskforce in each of the following financial years: (a) 2002-03; and (b) 2003-04.
- (6) How much of this cost will be met by: (a) the department; (b) current departmental appropriations; and (c) additional appropriations.
- (7) How much of this cost will be met by the following departments and agencies:
  - (a) the Attorney-General's Department;
  - (b) the Australian Federal Police;
  - (c) the Australian Taxation Office;
  - (d) the Australian Competition and Consumer Commission;
  - (e) the National Occupational Health and Safety Commission;
  - (f) the Office of the Employment Advocate; and
  - (g) any other Commonwealth or state department or agency.
- (8) Will any funds budgeted for the Royal Commission into the Building and Construction Industry be re-allocated to meet the cost of the interim taskforce.
- (9) If funds and resources are to be diverted within relevant departments and agencies to meet the operational and establishment requirements of the taskforce, from which areas in each of the departments and agencies will funds and resources be diverted.
- (10) (a) How many full-time staff will the taskforce employ; and (b) how many part-time staff will the taskforce employ.
- (11) (a) Which departments and agencies will make staff available to the interim taskforce; and (b) how many staff from each department and agency will be seconded to the taskforce.
- (12) (a) How many staff who have worked for the Royal Commission into the Building and Construction Industry will work for the interim taskforce; and (b) what proportion of the taskforce's staff does this represent.
- (13) (a) Which Commonwealth laws will the interim taskforce be responsible for enforcing; and (b) which laws are excluded from the brief of the interim taskforce.

- (14) (a) Will the taskforce seek the cooperation of state and territory departments and agencies; if so, which ones; and (b) how will the taskforce deal with issues that arise under state or territory law (eg. occupational health and safety).

579 **Senator Allison:** To ask the Minister for Health and Ageing—With reference to the 1998 study by S. Hollins (*et al*), *Mortality in people with learning disability: risks, causes, and death certification findings in London*, which indicates that people with moderate and more severe levels of developmental disability die 20 to 30 years younger than the general population and are 58 times more likely to die before the age of 50:

- (1) Has any such study been undertaken in Australia; if so, did the findings match those of the United Kingdom (UK) study; if so, does the Government consider that such early death and high levels of unrecognised and poorly managed disease are acceptable.
- (2) Is the Government aware that a 1996 survey of Australian General Practitioners (GPs) indicated that 89 per cent of GPs felt it was difficult to gain a complete history from people with a developmental disability and that over 75 per cent of GPs considered themselves inadequately trained to care for people with a developmental disability.
- (3) Will the Government establish and fund national medical training schemes for specialised practice in developmental disability.
- (4) Will the Government consider adopting the World Health Organization's health targets for this population.
- (5) Will the Government consider recognising this group as people who have chronic and complex health needs by using the health assessment descriptors under the Enhanced Primary Care Initiatives for General Practice, and by including them in generic health promotion research and campaigns.
- (6) Will the Government consider setting up a national register of people with intellectual disabilities, as the UK has done.

580 **Senator Brown:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—Given that the United Kingdom Government has moved to provide 5 million pounds for research into organic farming and is setting up a committee to advise ministers on the implementation of proposals to support organic farming: What has the Australian Government done to support organic farming in terms of: (a) specific financing; (b) research; (c) consumer promotion; (d) recognition and assessment of this industry sector; and (e) export promotion and assistance.

581 **Senator Brown:** To ask the Minister representing the Minister for Children and Youth Affairs—

- (1) Will the Government, for example through the Council of Ministers, push for: (a) a 'headworks' or developer contribution charge to be set on all residential developments to ensure that there is appropriate funding for the development of youth facilities; and (b) greater consideration to be given to facilitate young Australians' activities and development by local government to help tackle their problems in growing urban areas.
- (2) Will the Commonwealth consider a 'dollar for dollar for dollar,' Commonwealth, state and local government scheme to help fund youth facilities in new housing developments.

*Notice given 27 August 2002*

583 **Senator Webber:** To ask the Minister for Defence—

- (1) What cities in Australia have a regular military band permanently stationed there.
- (2) In what circumstances would a regular military band be stationed at Perth.
- (3) Does the role played by Regular Military Bands in non-military situations outweigh the economic criteria used in determining whether a band is stationed in a particular location or not.

584 **Senator Bishop:** To ask the Minister representing the Minister for Veterans' Affairs—

- (1) Is there a performance indicator for the payment of doctors' fees for services provided to veterans in the memorandum of understanding between the department and the Health Insurance Commission; if so, what is the timeframe in which the Health Insurance Commission is required to pay.
- (2) How has the Health Insurance Commission performed against this indicator on a monthly basis over the past 2 years.
- (3) What is the average time for payment of fees for medical services provided, by category of health care service, on a monthly basis over the past 12 months.
- (4) Can a copy of the memorandum of understanding between the department and the Health Insurance Commission be provided.
- (5) (a) What was the total amount paid to the Health Insurance Commission by the department annually for each of the past 3 years; and (b) how many individual claims for payment for a service were made by doctors in each of those years, by Medicare item number.
- (6) When is the memorandum of understanding with the Health Insurance Commission due for revision or renewal.
- (7) Will the services presently provided by the Health Insurance Commission be put out to tender on expiry of the existing contract; if so, when will that occur.
- (8) What is the estimated cost per transaction for administration (ie. rate per claim and payment) of the new Orange Card.

585 **Senator Harris:** To ask the Minister representing the Minister for Immigration and Multicultural and Indigenous Affairs—

- (1) On what grounds was the decision made by the Registrar of Aboriginal Corporations, and subsequent court judgment, to dissolve the Noongar Language and Cultural Centre.
- (2) (a) Under what legislative head of power can the Regional Manager of the Aboriginal and Torres Strait Islander Commission in Western Australia seize assets of the Noongar Land Council membership without their permission; and (b) if there is no legislative head of power, will the Minister reverse the decision.
- (3) Under the *Aboriginal and Torres Strait Islander Commission Act 1989*, what grounds of appeal exist for the Noongar Land Council.

*Notice given 28 August 2002*

- 586 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—
- (1) Has the campaign announced by the Minister in July 2002 for the promotion of Australian beef sales in Japan commenced; if so: (a) when did the campaign commence; and (b) what form has it taken.
  - (2) (a) Has the campaign achieved any improved performance for Australian beef sales; and (b) how will its future success be measured.
  - (3) If the campaign has not commenced: (a) when will it commence; (b) what form will it take; and (c) how will its success be measured.
  - (4) Has the department assessed the likely impact on Australian beef sales with the discovery of a further case of Bovine Spongiform Encephalopathy (BSE) in Japan in the week commencing 19 August 2002; if so: (a) what is the result of that assessment; and (b) what steps have been taken to protect the volume of Australian beef sales to Japan.
  - (5) If no assessment has been made of the potential impact of the latest BSE discovery, why not.
  - (6) If no action has been taken to address the potential impact of the latest BSE discovery, why not.
- 587 **Senator O'Brien:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to the answers to questions on notice nos 497 and 498 (Senate *Hansard*, 26 August 2002, p. 3556):
- (1) Can the Minister provide advice on the known impact of Mundulla Yellow disease, if any, on vegetation in: (a) each region of South Australia; and (b) each state and territory.
  - (2) (a) What is the total Commonwealth funding for research on Mundulla Yellow disease in the 2002-03 financial year; and (b) from what program is that funding sourced.
- 588 **Senator Ludwig:** To ask the Minister representing the Attorney-General—
- (1) Can the Minister confirm that the consultation process on age discrimination, for the proposed age discrimination bill, is open to the public via forums and hearings.
  - (2) In which states do the members of the Core Consultative Group currently reside.
  - (3) Given that the Government stated in its media news release that, 'it has already consulted widely with organisations representing business, employees, older people and younger generations to seek their views about important issues regarding age discrimination': Can the Minister provide details of where and when the Government consulted on this issue as described in its news release; if so, can the information be broken down by: (a) the federal electorate; (b) the type of group; (c) the number of people consulted in each group; and (d) who consulted in each instance.
  - (4) Will the Core Consultative Group release its findings publicly; if not, why not; if so, what is the expected date of release for the report.
- 589 **Senator Evans:** To ask the Minister for Defence—With reference to the High Frequency Modernisation Project (noted on page 82 of the Portfolio Budget Statement):
- (1) When was approval granted for this project.
  - (2) Can a description of all the major phases of the project be provided.

- (3) (a) What was the original timeline for the completion of the project, including the dates for all major phases in the project; and (b) when was it due to be completed.
  - (4) What was the original budget for this project.
  - (5) (a) What is the current schedule for the completion of this project, including the dates for all major phases in the project; and (b) when is the project now due to be completed.
  - (6) If there have been any delays associated with this project in relation to any of the phases, indicate the length of the delay and the reason for the delay.
  - (7) If there have been any delays associated with this project, has the department sought compensation for the delays or imposed penalties on the supplier.
  - (8) What is the current budget for this project.
  - (9) If the cost has increased from the original budget, what are the reasons for the cost increase.
  - (10) In relation to all contracts signed for this project, can the following information be provided: (a) when the contracts were signed; (b) the amount each contract is worth; (c) the nature of the activity covered by that contract; and (d) whether they have liquidated damages clauses.
  - (11) Given the scale of the project, why is it not listed on the Defence Materiel Organisation's website like a number of other projects.
- 590 **Senator Evans:** To ask the Minister for Defence—With reference to AGM-142 weaponry:
- (1) When were stocks of this weapon first purchased by the Australian Defence Force (ADF).
  - (2) What version of the AGM-142 was purchased by the ADF.
  - (3) What was the total cost of the purchase and, if possible, can a unit cost also be provided.
  - (4) What is the latest estimate on the total cost of modifying the F-111 fleet to enable these aircraft to deploy the AGM-142.
  - (5) What is the latest estimate on when those modifications will be completed.
  - (6) Has a decision been taken not to proceed with the modifications to the F-111s.
  - (7) Have any steps been taken to sell Australia's stock of AGM-142s; if so, is it now planned to sell off Australia's entire stock of these weapons.
- 591 **Senator Evans:** To ask the Minister for Defence—
- (1) With reference to the Defence Management Audit Branch, what were the Top Management Direct Reviews conducted by this branch for each of the following financial years: (a) 1999-2000; (b) 2000-01; and (c) 2001-02.
  - (2) For each review, can the following details be provided: (a) the nature and scope of the review; (b) the days allocated to the review; and (c) who directed the review.
- 593 **Senator Evans:** To ask the Minister for Health and Ageing—
- (1) What is the electorate-by-electorate breakdown (ie. by federal electorate division) of the percentage of unreferral attendances bulk billed for the 12 months ending: (a) 30 June 2000; (b) 30 June 2001; and (c) 30 June 2002 (period of processing).

- (2) What is the electorate-by-electorate breakdown of the number of unrefereed attendances bulk billed for the 12 months ending: (a) 30 June 2000; (b) 30 June 2001; and (c) 30 June 2002 (period of processing).

594 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the national simulated foot and mouth disease outbreak known as Exercise Minotaur:

- (1) What is the total Commonwealth expenditure on the exercise.
- (2) How many international observers will observe the exercise.
- (3) What countries have expressed interest in observing the exercise.
- (4) What countries will be permitted to have observers present.
- (5) How was the decision in respect to observation conveyed to each country that expressed interest in observing the exercise.
- (6) On what basis was it determined whether a country would be permitted to have observers present.
- (7) What arrangements are in place, by country, for those countries that expressed interest in observing the exercise but will not be permitted to be present.
- (8) Was the Minister, or his office, involved in the decision to permit or deny observation status.

595 **Senator O'Brien:** To ask the Minister for Health and Ageing—With reference to the introduction of mandatory nutrition labelling, effective from 20 December 2002:

- (1) What changes to labelling information will be required.
- (2) How many Australian food businesses will be affected by the new requirements.
- (3) What is the estimated cost to Australian food businesses of the introduction of the new requirements.
- (4) Do the labelling requirements apply to imported packaged food products.
- (5) What penalties apply for breaches of the new requirements.
- (6) Do these penalties apply to: (a) importers; (b) manufacturers; and (c) retailers.
- (7) Which agency has responsibility for monitoring and enforcing compliance.
- (8) (a) When were food businesses first advised of the new labelling requirements; and (b) what form did that advice take.
- (9) What action, if any, is the Commonwealth taking to assist businesses to comply with the new requirements.
- (10) With reference to the statement by the Parliamentary Secretary to the Minister for Health and Ageing on 20 August 2002 that, '320 to 460 lives could be saved each year in Australia and New Zealand with the introduction of mandatory nutrition labelling': What evidence is available to support that statement.
- (11) Has Food Standards Australia New Zealand received any advice that some food businesses will fail to comply with the new requirements by 20 December 2002; if so, how many food businesses have provided this advice.



- 596 **Senator Brown:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to Forestry Tasmania's proposed tourist operation at Dismal Swamp: What will be the impact on: (a) the adjacent Dismal Swamp Reserve, managed by the Parks and Wildlife Service; (b) the Dismal Swamp Forest Reserve; (c) the National Estate; (d) the World Heritage significance of the polje (karst landform); (e) the ecosystem as a wetland; (f) the adapted flora and fauna (including invertebrates both above and below the surface); (g) the karst system and sinkholes; and (h) the underground aquifers.
- 597 **Senator Brown:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to Forestry Tasmania's proposed tourist operation at Dismal Swamp: What will be the impact of: (a) the extraction of water to service the proposed tourist facility; (b) waste water delivered into the swamp; (c) vegetation removal for the establishment of car parks, the constructed facilities, walking tracks and boardwalks; (d) the construction of walking tracks and boardwalks; and (e) noise on users of Dismal Swamp.
- 598 **Senator Brown:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to Forestry Tasmania's proposed tourist operation at Dismal Swamp: What community, environmental, neighbouring or other stakeholders has Forestry Tasmania consulted in drawing up its final plans for the operation.
- 599 **Senator Brown:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to Senator Brown's question on notice no. 573, notice of which was given on 21 August 2002, in relation to fees charged for bicycles on Bass Strait ferries: Why is a \$6 charge to remain in the peak season.
- 600 **Senator Sherry:** To ask the Minister representing the Minister for Immigration and Multicultural and Indigenous Affairs—
- (1) How many departmental officers were engaged in compliance activities to detect those in Australia illegally, or working illegally, in each of the years from 1983 to 1996, inclusive.
  - (2) How many compliance visits and/or raids were conducted for each of the years from 1983 to 1996, inclusive.

*Notice given 30 August 2002*

- 602 **Senator Stott Despoja:** To ask the Minister representing the Minister for Foreign Affairs—
- (1) What measures, if any, is the Government taking to prevent the planned execution of Nigerian woman, Ms Amina Lawal, a sentence passed for having a child outside marriage.
  - (2) Is the Minister aware that as of 29 August 2002, more than 100 000 people have signed an online open letter to the President of Nigeria calling for this sentence to be overturned, and for the human rights of the citizens of Nigeria to be respected.
  - (3) Is the Government working with the Nigerian Government in any way to end the barbaric execution process of death by stoning.
- Senator Sherry:** To ask the Ministers listed below (Question Nos 603-619)—
- (1) For each department within the Minister's portfolio, how is superannuation calculated (ie. is the superannuation entitlement calculated on base salary

and other income payments, such as overtime allowance or performance bonuses, or on base salary alone).

- (2) If the department calculates superannuation on a broader basis, by incorporating all income payments in the calculation of superannuation entitlements, but allows employees to opt out of this arrangement so as to reduce the base upon which superannuation is calculated, what proportion of employees do this.

- 603 Minister representing the Prime Minister  
 604 Minister representing the Minister for Transport and Regional Services  
 605 Minister representing the Treasurer  
 606 Minister representing the Minister for Trade  
 607 Minister for Defence  
 608 Minister for Communications, Information Technology and the Arts  
 609 Minister representing the Minister for Foreign Affairs  
 612 Minister representing the Minister for the Environment and Heritage  
 613 Minister representing the Attorney-General  
 614 Minister for Finance and Administration  
 615 Minister representing the Minister for Agriculture, Fisheries and Forestry  
 616 Minister for Family and Community Services  
 617 Minister representing the Minister for Education, Science and Training  
 618 Minister for Health and Ageing

*Notice given 4 September 2002*

- 620 **Senator McLucas:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—
- (1) How many sheep died en route to the Middle East on each of the following ships that departed Australia in July 2002: (a) the *Cormo Express*; (b) the *Corriedale Express*; (c) the *Al Shuwaikh*; and (d) the *Al Messilah*.
  - (2) For each vessel: (a) what percentage of sheep died; and (b) from which geographic location or region were these sheep sourced.
  - (3) (a) When did these vessels depart Australia; and (b) from which Australian port did they sail.
  - (4) For each vessel, what was the final destination of the sheep onboard.
  - (5) (a) When did these vessels arrive in the Middle East; and (b) at which ports did the surviving sheep disembark.
  - (6) For each vessel, how many sheep survived the journey.
  - (7) At what location, or locations, were the dead sheep thrown overboard.
  - (8) How many crew were on board each vessel.
  - (9) For each vessel, how many crew members were concerned with animal welfare and management issues during the journey.
  - (10) (a) When was the department first advised of reportable sheep deaths onboard the vessels *Cormo Express*, *Corriedale Express*, *Al Shuwaikh* and *Al Messilah*; (b) who provided that advice; and (c) what form did that advice take.
  - (11) (a) When was the Minister first advised of reportable sheep deaths onboard the vessels *Cormo Express*, *Corriedale Express*, *Al Shuwaikh* and

- Al Messilah*; (b) who provided that advice; and (c) what form did that advice take.
- (12) Has the number of dead sheep been adjusted subsequent to the receipt of original advice in this matter by the Minister and the department; if so: (a) when was advice of the number of dead sheep adjusted; and (b) what was the source of the new information.
  - (13) Did the vessels *Cormo Express*, *Corriedale Express*, *Al Shuwaikh* and *Al Messilah* sail under an Australian flag; if not, under the flag, or flags, of which country, or countries, did each sail.
  - (14) Which companies own and/or operate each of these ships.
  - (15) What percentage of equity in these companies is Australian-owned.
  - (16) Which livestock export companies were contracted to transport these sheep.
  - (17) What percentage of equity in these companies is Australian-owned.
  - (18) Have these companies been involved in any incident in the past 10 financial years, where mortality rates of Australian-sourced animals during live export have exceeded the acceptable level established by applicable Commonwealth or state laws and/or industry codes of practice; if so: (a) when did these incidents occur; (b) what type and breed of animals perished; and (c) in what numbers.
  - (19) From which geographic locations were the deceased animals sourced for each voyage by these companies in the past 10 financial years where the maximum acceptable mortality rate, as established by applicable Commonwealth or state laws and/or industry codes of practice, was exceeded.
  - (20) (a) What investigations occurred in respect to these incidents; and (b) what adverse findings, if any, were made in respect to these companies.
  - (21) Has the Minister agreed to undertake any investigation into the reportable sheep deaths on the vessels *Cormo Express*, *Corriedale Express*, *Al Shuwaikh* and *Al Messilah*, that departed Australia in July 2002; if so: (a) which agency or agencies will conduct the investigation; (b) when will the investigation be concluded; and (c) will the results of the investigation be released to the public.
  - (22) Has the Minister undertaken any interim measures to protect the welfare of future live sheep exports on these vessels; if so: (a) what measures have been introduced; (b) when did these measures become effective; and (c) are these measures specific to these vessels or do they apply to all live sheep exports.
  - (23) How many sheep have died in transit as part of Australia's live sheep export trade, in each year for the past 10 financial years.
  - (24) What changes have been made to Commonwealth or state laws and/or industry codes of practice over the past 10 financial years to reduce mortality rates onboard live sheep carriers.
  - (25) Has the department, or any other agency, undertaken an assessment of the effectiveness of these changes in reducing sheep mortality rates.
  - (26) Does the sheep mortality rate on ships bound for the Middle East increase during the period May to October; if so, is this increased mortality rate related to climate.

621 **Senator McLucas:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the Sustainable Regions Program (SRP):

- (1) (a) Who are the members of the committees for each of the eight sustainable regions; and (b) when were they appointed.
- (2) What criteria were used to select the committee members.
- (3) What selection process was undertaken in choosing these committee members.
- (4) What skills, attributes and experience does each individual committee member bring to these positions.
- (5) What rules apply to the operations of each committee, including: (a) how projects are identified; (b) how projects are chosen for funding; (c) how projects are announced; (d) how projects are monitored; (e) how projects are evaluated; (f) how the success of a project will be measured; (g) the protocols that apply to committee meetings; (h) how many members of each committee must be in attendance at meetings involving funding allocation decisions; and (i) the protocols in place for the replacement of committee members.
- (6) For each of the eight regions, when will selection of projects for funding in the 2002-03 financial year be undertaken.
- (7) When will projects for the 2002-03 financial year be announced.
- (8) Can a copy of the standard contract for these projects be provided.
- (9) What organisations are eligible to apply for SRP funding.

*Notice given 9 September 2002*

622 **Senator McLucas:** To ask the Minister representing the Minister for Education, Science and Training—With reference to Table 1, page 7, of the discussion paper on university finances, *Setting Firm Foundations*, which lists the distribution of Higher Education Contribution Scheme (HECS) debts—Can the following information be provided, in the same format as Table 1: The distribution of HECS debts and the average HECS debt of: (a) all HECS debtors who have not made any repayments and who first incurred a HECS debt in or prior to 1999; (b) graduates who have not made any repayments and who first incurred a HECS debt in or prior to 1999; (c) all HECS debtors who have not made any repayments; (d) graduates who have not made any repayments; (e) all HECS debtors who first incurred a HECS debt between 1997 and 1999 and who have not made any repayments; and (f) graduates who first incurred a HECS debt between 1997 and 1999 and who have not made any repayments.

623 **Senator Evans:** To ask the Minister for Defence—With reference to the Air 87 Project:

- (1) To date, what is the price growth that has occurred in relation to this project as a result of the annual indexation of prices.
- (2) To date, what is the total increase in cost related to foreign exchange movements.
- (3) To date, what is the total value of price variation payments made under this contract (if possible indicate separately the value of foreign exchange related variations and price growth variations).
- (4) What currency was specified in the contract.

- (5) If the contract is in a currency other than the Australian dollar: (a) what was the original value of the contract in that currency when the contract was signed; and (b) what was the exchange rate for the relevant currency on the date the contract was signed.
- (6) If the contract is in Australian dollars: (a) what provisions does it include in relation to foreign currency movements; and (b) is the value of the contract tied to a particular foreign currency; if so, which currency.
- (7) In assessing the value of each of the four tenders (Eurocopter, Bell, Boeing and Augusta), were the same foreign currency and exchange rates used to determine their Australian dollar equivalent; if not, what currencies and exchange rates were used.
- (8) In terms of the Eurocopter bid, what was the effect of any exchange rate movements on the value of the contract between when the tenders were evaluated and the date the contract was signed.
- (9) Given the announcement on 21 December 2001 of a \$1.3 billion contract for the production of the helicopter, what is the current value of that contract.
- (10) Given that the 2002-03 Budget papers indicate the total value of the project is \$1 858 million, what are the other elements that make up the cost of the project (eg. in service support), including the value for each element.
- (11) In relation to the data link system to be used on the Aussie Tiger: will it use the Link 11 or Link 16 system; if not: (a) what system is being used and why; and (b) will the alternative be fully compatible with the Link 11 and Link 16 systems.

624 **Senator Evans:** To ask the Minister for Defence—With reference to the Air 5077 Project:

- (1) To date, what is the price growth that has occurred in relation to this project as a result of the annual indexation of prices.
- (2) To date, what is the total increase in cost related to foreign exchange movements.
- (3) To date, what is the total value of price variation payments made under this contract (if possible indicate separately the value of foreign exchange related variations and price growth variations).
- (4) What currency was specified in the contract.
- (5) If the contract is in a currency other than the Australian dollar: (a) what was the original value of the contract in that currency when the contract was signed; and (b) what was the exchange rate for the relevant currency on the date the contract was signed.
- (6) If the contract is in Australian dollars: (a) what provisions does it include in relation to foreign currency movements; and (b) is the value of the contract tied to a particular foreign currency; if so, which currency.

625 **Senator Evans:** To ask the Minister for Defence—Can a breakdown of the project budget that was not spent in Australia (ie. the elements that were not covered by Australian industry involvement (AII), eg. imported weapons systems, sensors, combat systems, original design costs) and an indication of the approximate value of each element be provided for each of the following projects: (a) the Anzac Ship Project; (b) the Collins Class Submarine Project; (c) the Coastal Minehunter Project; and (d) the two guided missile frigates constructed in Australia.

626 **Senator Allison:** To ask the Minister representing the Minister for Transport and Regional Services—

- (1) What is the definition of vehicles that qualify for subsidy under the Bass Strait Passenger Vehicle Equalisation Scheme.
- (2) Has the Commonwealth been a party to the development of the definition of 'vehicle' or 'accompanying vehicle' by the *Spirit of Tasmania*.
- (3) What is the standard off-peak subsidy per standard motor car that is transported across Bass Strait.
- (4) What is the standard off-peak subsidy per standard motor cycle that is transported across Bass Strait.
- (5) What is the standard off-peak subsidy for a push bike that is transported across Bass Strait whilst parked on the vehicle deck.
- (6) Are motor cycles required to be dismantled in any way, packed in a carton or carried on a baggage trolley, to qualify for the subsidy.
- (7) Is a push bike defined as a vehicle under Australian road laws.
- (8) How many push bikes can be transported across Bass Strait in the space taken up by one car on the vehicle deck.

*Notice given 12 September 2002*

627 **Senator Greig:** To ask the Minister for Health and Ageing—

- (1) (a) Is the Minister aware of a Dutch report regarding a man who developed Creutzfeldt-Jakob disease (CJD) 38 years after receiving human-derived growth hormone (hGH); and (b) given that the 47-year-old Dutch man, who died from iatrogenic CJD 38 years after treatment, was given only one low dose of hGH as part of a diagnostic procedure rather than being given full treatment: does the Minister intend any further action warning Australians who were given low doses of hGH.
- (2) With reference to the fact that, when this patient was 9 years old, a nitrogen retention test with 6 IU hGH was performed to exclude growth hormone deficiency: Does the department know which batches or batch numbers were used during these 'diagnostic' tests.
- (3) (a) Is the Minister aware that the authors of the journal paper (*J Neurol Neurosurg Psychiatry* 2002;72:792-793) reporting on this case concluded: 'This case indicates that still more patients with iatrogenic CJD can be expected in the coming years. Another implication of our study is that CJD can develop even after a single low dose of human growth hormone'; and (b) given this, to what extent was the diagnostic use of hGH considered.
- (4) With reference to the statement in the journal paper that, 'If low doses presented a risk I would have thought that other cases would have come to light before now': Given that this deceased patient is believed to be the first treated with 'diagnostic hGH': (a) is the department expecting other cases of iatrogenic CJD in the coming years; (b) what advice has the Minister been given on this matter; (c) what action does the department intend to take to deal with the increase in CJD cases; (d) will all 'unofficial' patients who were treated with 'diagnostic infusions' of hGH during GH stimulation tests be notified of this new risk; and (e) what, if any, action does the Government intend for people who are expected to suffer iatrogenic CJD through the diagnostic test who are now confirmed 'at risk'.
- (5) Were all children treated in clinical trials registered with the department at the time of their treatment with hGH.

- (6) How many low dose 'one-off infusion' recipients of hGH, as part of a diagnostic procedure, were involved.
- (7) What is the Government doing to track the missing 5 per cent of the hGH recipients.

*Notice given 13 September 2002*

628 **Senator McLucas:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—

- (1) How many applications for exceptional circumstances (EC) declarations have been lodged since 1996.
- (2) How many applications have resulted in EC declarations.
- (3) With respect to EC declarations, can the following information be provided: (a) the source of the applications (state government or peak body); (b) the geographic regions or industries concerned; (c) the dates on which the applications were lodged; and (d) the dates on which the declarations were made.
- (4) Were any EC declarations made concerning geographic regions contained wholly or partly within the electorates of Gwydir or Wide Bay.
- (5) With respect to unsuccessful applications, can the following information be provided: (a) the source of the applications (state government or peak body); (b) the geographic regions or industries concerned; (c) the dates on which the applications were lodged; and (d) the dates on which the decisions to refuse the declarations were made.
- (6) Of the unsuccessful applications, were any made concerning geographic regions contained wholly or partly within the electorates of Gwydir or Wide Bay.
- (7) With respect to all unsuccessful applications, has the Government provided other special assistance, including ex gratia income support, to the regions or industries identified in the applications.
- (8) Was any such special assistance given to geographic regions contained wholly or partly within the electorates of Gwydir or Wide Bay.
- (9) Have there been any occasions since 1996 in which the Government has not accepted the recommendation of the Rural Adjustment Scheme Advisory Council (RASAC) or the National Rural Advisory Council (NRAC) in respect to EC applications; if so, can details of these occasions and the applications concerned be provided.
- (10) Have there been any occasions since 1996 in which EC applications have not been subject to an independent assessment by the RASAC or NRAC; if so, can details of these occasions and the applications concerned be provided.
- (11) In the case of each EC declaration: (a) what was the income threshold used; (b) did all applications meet the income threshold criterion; if not, can details be provided where applications for an EC declaration were made despite the income threshold not being met; and (c) for each of these applications: (i) what was the income level identified in the application, and (ii) what was the applicable income threshold.

629 **Senator Bishop:** To ask the Minister representing the Minister for Veterans' Affairs—With reference to the answer to question on notice no. 463:

- (1) What is the department's estimate, based on surveying its state offices, of the proportion of reimbursements made to veterans and widows because of the refusal of doctors to accept the Gold Card.
- (2) Has the department sought to reissue Medicare cards; if so, in how many cases.
- (3) (a) In how many cases has the department reimbursed veterans the Commonwealth Medical Benefits Schedule payment, plus any co-payment, regardless of the reason for the reimbursement; and (b) what were the reasons in each case.
- (4) (a) On how many occasions in 2002 has the Repatriation Commission formally considered the need to approve 'exceptional circumstances' as set out in paragraph 3.5.1 of the Treatment Principles; and (b) what specific 'exceptional circumstances' have been approved.
- (5) On a monthly basis, what is the value of reimbursements made since 1 July 2001.

630 **Senator Bishop:** To ask the Minister representing the Minister for Veterans' Affairs—With reference to the answer to question on notice no. 459 (Senate *Hansard*, 29 August 2002, p. 3787):

- (1) What provision was made in the department's forward estimates for increases to the Commonwealth Medical Benefits Schedule.
- (2) What contingency plans have been put in place in the event that doctors cease to be bound by their agreement and refuse to accept the Gold Card.
- (3) Can the Minister confirm that an inter-departmental committee chaired by the Department of the Prime Minister and Cabinet has been established to progress the Government's consideration of the matter; if so: (a) what is the membership of that committee; and (b) when will it report.
- (4) Has consideration been given to an extension of the agreement with the Australian Medical Association (AMA) pending settlement of this issue.
- (5) Is the Minister aware of the results of a survey conducted by the AMA that, of 1 409 doctors surveyed, 41 per cent have responded that they will no longer accept the Gold Card if fees are not increased.
- (6) (a) How many veterans and widows have contacted the department, by telephone or in writing, in the past 3 months on this matter; and (b) of those, how many have been seeking assistance with finding another doctor.
- (7) In the event that alternative doctors are found, will travel costs be reimbursed.
- (8) How many: (a) local medical officers (LMOs); and (b) hospitals, do not accept the Gold Card for treatment outside normal surgery hours.
- (9) In the event that veterans are treated by after-hours clinics that do not accept the Gold Card, is reimbursement made of the full fee charged.
- (10) In the event that prescriptions are issued by LMOs or others, what provision exists for reimbursement where the script is for a non-approved drug.

631 **Senator Bishop:** To ask the Minister representing the Minister for Veterans' Affairs—During each of the past 5 years: (a) what grants have been made under each of the department's grants programs, by postcode; (b) what was the value of each grant; and (c) what was the purpose of each grant.



- 632 **Senator Greig:** To ask the Minister for Health and Ageing—With reference to the Inter-departmental Committee review of the Pharmaceutical Benefits Scheme (PBS):
- (1) What are the terms of reference for the committee's review of the PBS.
  - (2) Which stakeholders were invited to participate in the review.
  - (3) How did the committee decide which stakeholders to invite to participate.
  - (4) If stakeholders have prepared submissions, how will these be used by the committee.
  - (5) How can other stakeholders (ie. those not specifically invited by the committee) participate in the review.
  - (6) When will the report of the review be given to the Minister.
- 633 **Senator Sherry:** To ask the Minister representing the Minister for Employment and Workplace Relations—
- (1) (a) Which Working Women's Centres received Commonwealth funding in each financial year from 1995-96 to 2001-02; and (b) for each financial year, how much did each centre receive.
  - (2) (a) Which centres will receive Commonwealth funding in the 2002-03 financial year; and (b) how much will each receive.
  - (3) What are the criteria by which applications for funding are assessed.
  - (4) In relation to the 2002-03 financial year, have any applications for funding been refused in whole or in part; if so: (a) which ones; and (b) for what reasons.
- 634 **Senator Ludwig:** To ask the Minister representing the Attorney-General—
- (1) What are the names of the community legal centres (CLCs) operating in Queensland.
  - (2) What are the names of the CLCs that have been closed in Queensland since 1999.
  - (3) What funding did each of the CLCs in Queensland receive for the financial years: (a) 2000-01; and (b) 2001-02.
  - (4) With the closures of these CLCs, have monies been redirected into 'hotline' services in Queensland or have they been retrieved by the Commonwealth.
- 635 **Senator Ludwig:** To ask the Minister representing the Attorney-General—
- (1) How do Regional Law Hotlines operate.
  - (2) Is the hotline a referral service only or is legal advice provided.
  - (3) What are the hours of operation for each of the Regional Law Hotlines in Queensland.
  - (4) Do solicitors directly handle the calls taken through the Regional Law Hotlines in Queensland.
  - (5) How many solicitors are employed to answer questions on the Regional Law Hotline in Queensland.
  - (6) How is advice, if any, dispensed to the callers.
  - (7) What funding does each Regional Law Hotline provider in Queensland receive.
- 636 **Senator Ludwig:** To ask the Minister representing the Attorney-General—With reference to Commonwealth funding of legal aid to the states:

- (1) What is the process used by the Commonwealth Government to determine the level of funding by state to fund legal aid agencies.
- (2) What is the number of matters referred by the Regional Law Hotline to legal aid agencies since it became operational in 2001.
- (3) How many applications for legal aid have been rejected in Queensland in the past 2 financial years, by type of matter dealt with (eg. Family Court matter, criminal matter, etc).

*Notice given 17 September 2002*

- 637 **Senator Faulkner:** To ask the Minister representing the Minister for Employment and Workplace Relations—Can the following details be provided for the years 1990 to 2001: (a) the number of industrial disputes in the Hunter region as compared to the national average; (b) the number of industrial disputes in the Hunter region compared to other similar regions in Australia; (c) the days of industry stoppage due to industrial action in the Hunter region as compared to the national average; and (d) the number of days of industry stoppage due to industrial action compared to other similar regions in Australia.
- 638 **Senator Nettle:** To ask the Minister representing the Treasurer—
- (1) Is the Motomed, a therapeutic exerciser, subject to the goods and services tax (GST).
  - (2) Has the Australian Taxation Office made a ruling that the Motomed is not GST-exempt.
  - (3) Does the Treasurer acknowledge that the Motomed is a medically-prescribed movement therapy product specifically designed to treat profound physical disabilities and is entirely unsuited for use by able-bodied persons; if not, why not.
  - (4) Will the Government take steps to amend taxation legislation to make this device GST-exempt; if so, will the Government make this amendment retrospective and provide GST refunds to the people who have already purchased this appliance.
- 639 **Senator Nettle:** To ask the Minister representing the Minister for Trade—
- (1) With reference to projects in the mining, minerals and energy sectors (including those projects defined as ‘multisector’ or crosscutting) funded by AusAID during the calendar years 1998 to 2002, and relating to countries and/or projects in the Asia-Pacific region:
    - (a) Can the following details be provided for each project: (i) the project name, (ii) the country, (iii) the date, (iv) the partner/beneficiary, (v) the project implementing agency, (vi) the funds allocated (in Australian Dollars), and (vii) the current status; and
    - (b) can the following details be provided for the aggregate of all projects (in Australian Dollars): (i) total expenditure from all sources, (ii) total funding contributed by AusAID, and (iii) the percentage this funding represents of the total Australian aid budget expenditure for the period.

(Can these details be provided in Excel format, corresponding to data that was formerly published in the ‘Blue Book’, which contained project title, brief project description, region, country, DAC sub-sector code and amount spent).

- (2) What was the total Australian aid and aid-related expenditure relating to countries and/or projects in the Asia-Pacific region during the calendar years 1998 to 2002.
- 640 **Senator Nettle:** To ask the Minister representing the Minister for Trade—With reference to AusAID proportional funding for fossil fuels and renewable energy sector projects in countries in the Asia-Pacific region:
- (1) What was the expenditure, in Australian dollars, provided by AusAID during the calendar years 1998 to 2002, in relation to projects in the fossil fuels sector (ie. projects relating to coal, including ‘clean coal’, and co-generation and emission reduction projects, gas and oil), including those projects defined as ‘multisector’ or crosscutting, expressed as a percentage of the total Australian aid budget expenditure.
  - (2) What was the expenditure, in Australian dollars, provided by AusAID during the calendar years 1998 to 2002, in relation to projects in the renewable energy sector (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as ‘multisector’ or crosscutting, expressed as a percentage of the total Australian aid budget expenditure.
- 641 **Senator Nettle:** To ask the Minister representing the Minister for Trade—With reference to non-government funded fossil fuel sector projects in countries in the Asia-Pacific region:
- (1) What was the total expenditure in Australian dollars provided by the Asia Pacific Economic Cooperation during the calendar years 1998 to 2002, in relation to projects in the fossil fuels sector (ie. projects relating to coal, including ‘clean coal’, and co-generation and emission reduction projects, gas and oil), including those projects defined as ‘multisector’ or crosscutting.
  - (2) What was the total expenditure, in Australian dollars, provided by the Asian Development Bank during the calendar years 1998 to 2002, in relation to projects in the fossil fuels sector (ie. projects relating to coal, including ‘clean coal’, and co-generation and emission reduction projects, gas and oil), including those projects defined as ‘multisector’ or crosscutting.
  - (3) What was the total expenditure, in Australian dollars, provided by Australian businesses and industry during the calendar years 1998 to 2002, in relation to projects in the fossil fuels sector (ie. projects relating to coal, including ‘clean coal’, and co-generation and emission reduction projects, gas and oil), including those projects defined as ‘multisector’ or crosscutting.
- 642 **Senator Nettle:** To ask the Minister representing the Minister for Trade—With reference to Australian Government funding for fossil fuel sector projects in countries in the Asia-Pacific region:
- (1) What was the total expenditure, in Australian dollars, provided by AusAID during the calendar years 1998 to 2002, in relation to projects in the fossil fuels sector (ie. projects relating to coal, including ‘clean coal’, and co-generation and emission reduction projects, gas and oil), including those projects defined as ‘multisector’ or crosscutting.
  - (2) What was the total expenditure, in Australian dollars, provided by the Department of Foreign Affairs and Trade during the calendar years 1998 to 2002, in relation to projects in the fossil fuels sector (ie. projects relating to

coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.

- (3) What was the total expenditure, in Australian dollars, provided by the Department of Industry, Tourism and Resources during the calendar years 1998 to 2002, in relation to projects in the fossil fuels sector (ie. projects relating to coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.
- (4) What was the total expenditure, in Australian dollars, provided by Austrade during the calendar years 1998 to 2002, in relation to projects in the fossil fuels sector (ie. projects relating to coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.
- (5) What was the total expenditure, in Australian dollars, provided by any Australian Government agency other than AusAID, the Department of Foreign Affairs and Trade, the Department of Industry, Tourism and Resources and Austrade, during the calendar years 1998 to 2002, in relation to projects in the fossil fuels sector (ie. projects relating to coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.
- (6) What was the total expenditure, in Australian dollars, provided by the Export Finance and Insurance Corporation during the calendar years 1998 to 2002, in relation to projects in the fossil fuels sector (ie. projects relating to coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.

643 **Senator Nettle:** To ask the Minister representing the Minister for Trade—

With reference to Australian Government funding for renewable energy sector projects, can the following information be provided in relation to countries or projects in the Asia-Pacific region:

- (1) What was the total expenditure, in Australian dollars, provided by AusAID during the calendar years 1998 to 2002, in relation to projects in the renewable energy sector (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.
- (2) What was the total expenditure, in Australian dollars, provided by the Department of Foreign Affairs and Trade during the calendar years 1998 to 2002, in relation to projects in the renewable energy sector (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy; and biomass energy), including those projects defined as 'multisector' or crosscutting.
- (3) What was the total expenditure, in Australian dollars, provided by the Department of Industry, Tourism and Resources during the calendar years 1998 to 2002, in relation to projects in the renewable energy sector (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal or wave energy, and biomass energy), including those projects defined as 'multisector' or crosscutting.
- (4) What was the total expenditure, in Australian dollars, provided by Austrade during the calendar years 1998 to 2002, in relation to projects in the

renewable energy sector (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.

- (5) What was the total expenditure, in Australian dollars, provided by any Australian Government agency other than AusAID, the Department of Foreign Affairs and Trade, the Department of Industry, Tourism and Resources, or Austrade during the calendar years 1998 to 2002, in relation to projects in the renewable energy sector (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.
- (6) What was the total expenditure, in Australian dollars, provided by the Export Finance and Insurance Corporation during the calendar years 1998 to 2002, in relation to projects in the renewable energy sector (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.

644 **Senator Nettle:** To ask the Minister representing the Minister for Trade—With reference to non-government funding for renewable energy sector projects, can the following information be provided in relation to countries or projects in the Asia-Pacific region:

- (1) What was the total expenditure, in Australian dollars, provided by the Asia Pacific Economic Cooperation during the calendar years 1998 to 2002, in relation to projects in the renewable energy sector (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.
- (2) What was the total expenditure, in Australian dollars, provided by the Asian Development Bank during the calendar years 1998 to 2002, in relation to projects in the renewable energy sector (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.
- (3) What was the total expenditure, in Australian dollars, provided by Australian businesses and industry during the calendar years 1998 to 2002, in relation to projects in the renewable energy sector (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.

645 **Senator Nettle:** To ask the Minister representing the Minister for Trade—With reference to Australian fossil fuels sector exports, can the following information be provided in relation to exports to countries in the Asia-Pacific region:

- (1) What percentage of Australia's total exports during the calendar years 1998 to 2002, related to the fossil fuels sector (ie. exports relating to coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.
- (2) What percentage of Australia's energy exports during the calendar years 1998 to 2002, related to the fossil fuels sector (ie. exports relating to coal, including 'clean coal', and co-generation and emission reduction projects,

gas and oil), including those projects defined as 'multisector' or crosscutting.

646 **Senator Nettle:** To ask the Minister representing the Minister for Trade—With reference to Australian renewable energy sector exports, can the following information be provided in relation to exports to countries in the Asia-Pacific region:

- (1) What percentage of Australia's total exports during the calendar years 1998 to 2002, related to the renewable energy sector (ie. exports relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.
- (2) What percentage of Australia's energy exports during the calendar years 1998 to 2002, related to the renewable energy sector (ie. exports relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.

647 **Senator Nettle:** To ask the Minister representing the Minister for Trade—With reference to Australian Government fossil fuel research and development funding, can the following information be provided in relation to exports to countries in the Asia-Pacific region:

- (1) What was the total expenditure in Australian dollars provided by the Department of Foreign Affairs and Trade during the calendar years 1998 to 2002, in relation to the research and development of fossil fuel energy sources (ie. projects relating to coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.
- (2) What was the total expenditure in Australian dollars provided by the Department of Industry, Tourism and Resources during the calendar years 1998 to 2002, in relation to the research and development of fossil fuel energy sources (ie. projects relating to coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.
- (3) What was the total expenditure in Australian dollars provided by Austrade during the calendar years 1998 to 2002, in relation to the research and development of fossil fuel energy sources (ie. projects relating to coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.
- (4) What was the total expenditure in Australian dollars provided by any Australian government agency other than the Department of Foreign Affairs and Trade, the Department of Industry, Tourism and Resources or Austrade during the calendar years 1998 to 2002, in relation to the research and development of fossil fuel energy sources (ie. projects relating to coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.
- (5) What was the total expenditure in Australian dollars provided by the Export Finance and Insurance Corporation, during the calendar years 1998 to 2002, in relation to the research and development of fossil fuel energy sources (ie. projects relating to coal, including 'clean coal', and co-generation and

emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.

648 **Senator Nettle:** To ask the Minister representing the Minister for Trade—With reference to non-government funding for fossil fuel research and development funding, can the following information be provided in relation to countries or projects in the Asia-Pacific region:

- (1) What was the total expenditure in Australian dollars provided by the Asia Pacific Economic Cooperation during the calendar years 1998 to 2002, in relation to the research and development of fossil fuel energy sources (ie. projects relating to coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.
- (2) What was the total expenditure in Australian dollars provided by the Asian Development Bank during the calendar years 1998 to 2002, in relation to the research and development of fossil fuel energy sources (ie. projects relating to coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.
- (3) What was the total expenditure in Australian dollars provided by Australian businesses and industry during the calendar years 1998 to 2002, in relation to the research and development of fossil fuel energy sources (ie. projects relating to coal, including 'clean coal', and co-generation and emission reduction projects, gas and oil), including those projects defined as 'multisector' or crosscutting.

649 **Senator Nettle:** To ask the Minister representing the Minister for Trade—With reference to the Australian Government renewable energy research and development fund, can the following information be provided in relation to exports to countries in the Asia-Pacific region:

- (1) What was the total expenditure in Australian dollars provided by the Department of Foreign Affairs and Trade during the calendar years 1998 to 2002, in relation to the research and development of renewable energy sources (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.
- (2) What was the total expenditure in Australian dollars provided by the Department of Industry, Tourism and Resources, during the calendar years 1998 to 2002, in relation to the research and development of renewable energy sources (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.
- (3) What was the total expenditure in Australian dollars provided by Austrade during the calendar years 1998 to 2002, in relation to the research and development of renewable energy sources (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.
- (4) What was the total expenditure in Australian dollars provided by any government agency other than the Department of Foreign Affairs and Trade, the Department of Industry, Tourism and Resources or Austrade

during the calendar years 1998 to 2002, in relation to the research and development of renewable energy sources (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.

- (5) What was the total expenditure in Australian dollars provided by the Export Finance and Insurance Corporation during the calendar years 1998 to 2002, in relation to the research and development of renewable energy sources (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.

650 **Senator Nettle:** To ask the Minister representing the Minister for Trade—

- (1) In relation to the 14 middle managers from Thai Government departments brought to Australia in June 2000 under a joint AusAID-Thai Government tour of coal-fired power stations in the Hunter Valley: Does the Government: (a) deny the purpose of this trip was to promote Australian coal and coal technology development, in particular Australian 'clean coal'; and (b) have any plans for similar promotional activities for the renewable energy industry.
- (2) What promotional activities does the Government have for renewable energy trade promotion in Asia in the 2002-03 financial year.
- (3) Given that the Renewable Energy Action Agenda produced by the Department of Industry, Science and Resources states that, 'there is a wide range of Commonwealth Government Programs that jointly will provide around \$387 million in funding to the [renewables] industry': How much funding, in Australian dollars: (a) does the Commonwealth provide the coal industry annually; and (b) has the Government provided the coal industry with in total over the past 5 years (for the period 1998 to 2002).
- (4) Given that the agenda further states, 'the industry's most significant impediments are the relatively high cost of renewable energy products and energy market access barriers': How does the Government plan to combat these impediments.

651 **Senator Nettle:** To ask the Minister representing the Minister for Trade—With reference to non-government research and development funding of renewables, can the following information be provided in relation to exports to countries in the Asia-Pacific region:

- (1) What was the total expenditure in Australian dollars provided by the Asia Pacific Economic Cooperation during the calendar years 1998 to 2002, in relation to research and development of renewable energy sources (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.
- (2) What was the total expenditure in Australian dollars provided by the Asian Development Bank during the calendar years 1998 to 2002, in relation to research and development of renewable energy sources (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as 'multisector' or crosscutting.
- (3) What was the total expenditure in Australian dollars provided by Australian businesses and industry during the calendar years 1998 to 2002, in relation



to research and development of renewable energy sources (ie. projects relating to solar energy, wind energy, micro-hydroelectric energy schemes, geothermal energy, tidal/wave energy and biomass energy), including those projects defined as ‘multisector’ or crosscutting.

652 **Senator Nettle:** To ask the Minister representing the Minister for Trade—With reference to the Australian Government policy on fossil fuels and renewable energy:

- (1) On what timeframe, in years, are the Government’s energy policies based.
- (2) In order for Australia’s renewable energy sector to capture a larger share of the international energy market, does the Government acknowledge that a more active approach needs to be taken in the phasing-out of fossil fuels.
- (3) What is the Government’s position on the use of gas as a ‘transition fuel’ from fossil fuel energy production to a renewable energy alternative.
- (4) In the light of the need for transition to renewable energy, what is the Government doing to actively assist countries in the Asia-Pacific region to phase out the use of fossil fuels in energy production.
- (5) With reference to the answer to question on notice no. 186 (Senate *Hansard*, 14 May 2002, p. 1495) in which the Minister for Industry, Tourism and Resources stated that, ‘Malaysia, Thailand and the Philippines are considered to be important emerging markets for coal. The government’s strategy is to support improvements in the Australian industry’s international competitiveness through economic and industry reforms in Australia, to address trade and other barriers that may restrict access to these markets, provide factual material, and to address technical and environmental issues by facilitating bilateral and other exchanges with these countries’: (a) where does the Government see the largest potential export market for Australian renewable energy emerging; and (b) what strategies are being adopted by the Australian Government to ensure the Australian renewable energy industry is able to capitalise on this emerging market.
- (6) Given that in the answer to question on notice no. 186 the Minister also stated, ‘the department does not provide specific funding for coal trade promotion activities’: in what way are documents such as ‘the sixth edition of Australia’s Export Coal Industry’, produced by the Department of Industry, Science and Resources, not a promotional activity.

*Notice given 18 September 2002*

653 **Senator Brown:** To ask the Minister representing the Minister for the Environment and Heritage—With reference to Basslink: Will any electricity be sold to mainland Australia from proposed forest furnaces in Tasmania, including the Southwood proposal.

654 **Senator Marshall:** To ask the Minister representing the Minister for Foreign Affairs—With reference to the two Australian citizens, Mr David Hicks and Mr Mamdouh Habib, who are currently detained and imprisoned by the United States of America in Camp Delta in Cuba:

- (1) What is the current legal status of Mr Hicks and Mr Habib.
- (2) What access do Mr Hicks and Mr Habib have to legal counsel of their choice.
- (3) What access to and communication with their family members have Mr Hicks and Mr Habib had.

- (4) Is there any indication that Mr Hicks and/or Mr Habib will be charged with any offence in any jurisdiction; if so, what are those charges.
- (5) (a) What access do Mr Hicks and Mr Habib have to Australian consular staff; and (b) can the details of that access be provided.
- (6) Is the Australian Government making any representations on behalf of Mr Hicks and/or Mr Habib to secure their release from custody.
- (7) What is the current health situation of Mr Hicks and Mr Habib.
- (8) Under what conditions are Mr Hicks and Mr Habib being imprisoned.
- (9) Does the Government believe that Mr Hicks and Mr Habib's imprisonment is legal and that Australia has met its legal responsibilities and complied with all international conventions, treaties and agreements.

655 **Senator Harris:** To ask the Minister for Communications, Information Technology and the Arts—

- (1) Does the Minister agree with the *Macquarie Dictionary's* definition of the word 'ombudsman', meaning, 'An official appointment by parliament, or some other legislative body, as a city council, to investigate complaints by citizens against the government or its agencies'.
- (2) Do Telstra, Optus and other independent telecommunication carriers or suppliers nominate the Ombudsman to the Telecommunications Industry Ombudsman Limited (TIO Ltd), a company which independently hears telecommunication subscribers complaints.
- (3) (a) Is the TIO Ltd, a privately-owned company, fully funded by various independent carriers, including at least 60 per cent funding from Telstra; and (b) do the carriers' employees have the power to hire and fire the TIO Ltd Ombudsman or his staff.
- (4) If the answer to any part of (3) is yes, does the Minister consider that the credibility of the Ombudsman could be perceived as being tarnished.
- (5) Can the Minister, who is responsible under administrative law for the conduct of Telstra, guarantee that all of the TIO Ltd's determinations have been independent determinations; if so, can the Minister guarantee that they will remain just and fully independent determinations if privatisation of Telstra proceeds.
- (6) With reference to ministerial decisions and judgements on the TIO Ltd Ombudsman's determinations, is the Minister certain that justice has been done in all cases.
- (7) What action will the Minister take to have any unjust TIO Ltd determinations rescinded, if proof could be provided of injustice.
- (8) Is it a fact that in-house Telco witnesses or outsourced TIO Ltd experts or independent professional witnesses are not required to submit sworn evidence during TIO Ltd independent investigations; if so, could this not also affect the correctness or truthfulness of evidence and further cast doubts on the TIO Ltd Ombudsman's credibility and ability to make any independent and just determination, and prevent him from being able to make lawful or just findings of fact.
- (9) Is the Minister aware of any cases where Telco witnesses, by not having to give sworn evidence to the TIO Ltd, could tamper with, ignore, destroy or alter evidence without fear of recrimination to ensure a factually incorrect, unjust and improper TIO Ltd determination or, by concealing systemic faults, conceal potential liabilities from the shareholders.

- (10) Under administrative law, is the Minister's office ultimately responsible for the production and presentation of freedom of information (FOI) documents on request, which may or may not be detrimental or prejudicial to Telstra Corporation Limited.
- (11) If a TIO Ltd company employee was named or held out to subscribers as an independent 'ombudsman', could it not be perceived that he is not an ombudsman under the true meaning of the term.
- (12) Is it a fact that, on 1 July 1995, Telecom Protective Services instructed Registrar Brockie at Telecom's premises in Brisbane to destroy 46 boxes of investigation files (FOI Folio number A68767); if so, can the Minister advise whether these destroyed investigation files belonged to Ms Sandra Wolf, Mr Kenneth Ivory or his Solar-Mesh related identities, or to any other 'Casualties of Telstra' complainants based in Queensland, such as Mrs Ann Garmes of the Tivoli Theatre and Restaurant.
- (13) If these 46 boxes of Telecom/Telstra investigation files were destroyed on 1 July 1995 while TIO Ltd, Austel and or Senate Estimates Committee investigations were on foot, what is the Minister doing to have Telstra held accountable before any further privatisation of Telstra proceeds.

*Notice given 19 September 2002*

- \*656 **Senator O'Brien:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—
- (1) What boards, councils, committees and advisory bodies fall within the ministerial responsibilities of the Minister.
  - (2) For each body referred to in (1): (a) who are the members; (b) when were they appointed; (c) when does their term expire; (d) what fees, allowances and other benefits are enjoyed by the members; and (e) have these fees, allowances and other benefits varied since 2000; if so: (i) what was the reason for each variation, and (ii) what was the quantum of each variation.
- \*657 **Senator Evans:** To ask the Minister for Health and Ageing—
- (1) What is the cost to the budget over the forward estimates period for the additional Pharmaceutical Benefits Scheme listing of Glivec for early stage chronic myeloid leukemia announced on 10 September 2002.
  - (2) Was the listing of Glivec for early stage chronic myeloid leukemia approved by Cabinet; if so, when.
- \*658 **Senator Evans:** To ask the Minister for Health and Ageing—
- (1) What is the breakdown, by postcode, of the percentage of unREFERRED attendances bulk billed for the 12 months ending: (a) 30 June 2000; (b) 30 June 2001; and (c) 30 June 2002 (period of processing).
  - (2) What is the breakdown, by postcode, of the number of unREFERRED attendances bulk billed for the 12 months ending: (a) 30 June 2000; (b) 30 June 2001; and (c) 30 June 2002 (period of processing).
- \*659 **Senator Evans:** To ask the Minister for Health and Ageing—On what dates were Medicare figures publicly released for each of the quarters since March 1996.
- \*660 **Senator Nettle:** To ask the Minister for Health and Ageing—With reference to the \$5 million grant from the National Health and Medical Research Council (NHMRC) to Monash University to establish a national primate breeding and research facility in Churchill, Victoria:

- (1) What species will be bred in this new facility.
- (2) How many animals will be housed at this facility.
- (3) Will any of these animals be sent to other research facilities; if so: (a) can the NHMRC provide a list of the other research facilities that these animals will be sent to; and (b) how will the welfare of these animals be monitored if they leave the breeding facility for other research facilities across Australia.
- (4) Will independent animal welfare bodies be given regular access to the breeding facility; if not, why not.
- (5) Has an animal ethics committee been chosen for this new facility; if so: (a) can the NHMRC provide a list of the persons on this committee, along with their qualifications and positions; (b) will there be formal reviews of the decisions made by the committee for this facility; if not, why not; if so: (i) how often will these reviews take place, and (ii) what will they entail; and (c) is there a grievance system in place for any member who is unhappy with a decision made by the committee.

\*661 **Senator Murray:** To ask the Special Minister of State—Can the following details be provided for each parliamentary political party for each of the following financial years: (a) 1998-99; (b) 1999-2000; and (c) 2000-01:

- (1) The total number of non-electorate staff provided by the Commonwealth to parliamentary representatives of the party.
- (2) The aggregate amount spent on airfares and travel allowance by the Commonwealth on the non-electorate staff of the party.

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## ORDERS OF THE SENATE

### Committees

#### 1 Allocation of departments

Departments and agencies are allocated to the legislative and general purpose standing committees as follows:

*Community Affairs*

Family and Community Services  
Health and Ageing

*Economics*

Treasury  
Industry, Tourism and Resources

*Employment, Workplace Relations and Education*

Employment and Workplace Relations  
Education, Science and Training

*Environment, Communications, Information Technology and the Arts*

Environment and Heritage  
Communications, Information Technology and the Arts

*Finance and Public Administration*

Parliament  
Prime Minister and Cabinet

Finance and Administration  
*Foreign Affairs, Defence and Trade*  
Foreign Affairs and Trade  
Defence (including Veterans' Affairs)  
*Legal and Constitutional*  
Attorney-General  
Immigration and Multicultural and Indigenous Affairs  
*Rural and Regional Affairs and Transport*  
Transport and Regional Services  
Agriculture, Fisheries and Forestry.

(1 May 1996, amended 2 September 1997, 21 October 1997, 11 November 1998, 8 February 2001 and 13 February 2002.)

**2 Community Affairs Legislation Committee—Authorisation to meet**

That the Community Affairs Legislation Committee be authorised to hold public meetings during the sitting of the Senate from 3.30 pm to take evidence for the committee's inquiry into the provisions of the Research Involving Embryos and Prohibition of Human Cloning Bill 2002 on the following days:

Thursday, 29 August 2002  
Tuesday, 17 September 2000  
Thursday, 19 September 2002  
Tuesday, 24 September 2002  
Thursday, 26 September 2002.

(Agreed to 27 August 2002.)

**3 Estimates hearings**

- (1) That estimates hearings by legislation committees for the year 2002 be scheduled as follows:

**2001-02 additional estimates:**

Monday, 18 February and Tuesday, 19 February and, if required, Friday, 22 February (*Group A*)  
Wednesday, 20 February and Thursday, 21 February and, if required, Friday, 22 February (*Group B*)

**2002-03 budget estimates:**

Monday, 27 May to Thursday, 30 May and, if required, Friday, 31 May (*Group A*)  
Monday, 3 June to Thursday, 6 June and, if required, Friday, 7 June (*Group B*)  
Wednesday, 20 November, and, if required, Friday, 22 November (*supplementary hearings—Group A*)  
Thursday, 21 November and, if required, Friday, 22 November (*supplementary hearings—Group B*).

- (2) That the committees consider the proposed expenditure in accordance with the allocation of departments to committees agreed to by the Senate.  
(3) That committees meet in the following groups:

**Group A:**

Environment, Communications, Information Technology and the Arts

Finance and Public Administration  
 Legal and Constitutional  
 Rural and Regional Affairs and Transport

**Group B:**

Community Affairs  
 Economics  
 Employment, Workplace Relations and Education  
 Foreign Affairs, Defence and Trade.

- (4) That the committees report to the Senate on the following dates:  
 Wednesday, 13 March 2002 in respect of the 2001-02 additional estimates, and  
 Wednesday, 19 June 2002 in respect of the 2002-03 budget estimates.

(Agreed to 13 February 2002.)

**4 Privileges—Standing Committee—Adoption of 94th report recommendation**

That the Senate authorise the President, if required, to engage counsel as *amicus curiae* if either the action for defamation against Mr David Armstrong or a similar action against Mr William O'Chee is set down for trial.

(Agreed to 4 September 2000.)

## Legislation

**5 Senate consideration—Variation**

- (1) That a bill shall not be considered in committee of the whole, unless, prior to the resolution of the question for the second reading, any senator has:
- (a) circulated in the Senate a proposed amendment or request for amendment of the bill; or
  - (b) required in debate or by notification to the chair that the bill be considered in committee of the whole.
- (2) That this order operate as a sessional order.

(Agreed to 20 June 2002.)

## Meeting of Senate

**6 Meeting of Senate**

That the days of meeting of the Senate for 2002 be as follows:

**Summer sittings:**

Tuesday, 12 February to Thursday, 14 February

**Autumn sittings:**

Monday, 11 March to Thursday, 14 March

Tuesday, 19 March to Thursday, 21 March

**Budget sittings:**

Tuesday, 14 May to Thursday, 16 May

**Winter sittings:**

Monday, 17 June to Thursday, 20 June

Monday, 24 June to Thursday, 27 June

**Spring sittings:**

Monday, 19 August to Thursday, 22 August  
 Monday, 26 August to Thursday, 29 August  
 Monday, 16 September to Thursday, 19 September  
 Monday, 23 September to Thursday, 26 September  
 Monday, 14 October to Thursday, 17 October  
 Monday, 21 October to Thursday, 24 October  
 Monday, 11 November to Thursday, 14 November  
 Monday, 18 November to Tuesday, 19 November  
 Monday, 2 December to Thursday, 5 December  
 Monday, 9 December to Thursday, 12 December.

*(Agreed to 13 February 2002.)*

## **7 Amendment of standing orders 54, 55 and 57**

### **54 Adjournment without motion**

- (5) Except on Tuesday debate on the question for the adjournment shall not exceed 40 minutes, and a senator shall not speak to that question for more than 10 minutes on any day. On Tuesday at the conclusion of debate, and on other days at the expiration of 40 minutes, at the conclusion of debate, or at the time specified for adjournment, whichever is the earlier, or if there is no debate, the President shall adjourn the Senate without putting the question.

### **55 Times of meetings**

- (1) The days and times of meeting of the Senate in each sitting week shall be:

Monday	12.30 pm – 6.30 pm, 7.30 pm – 10.30 pm
Tuesday	2 pm – adjournment
Wednesday	9.30 am – 8 pm
Thursday	9.30 am – 8.40 pm.

### **57 Routine of business**

- (1) The routine of business shall be:

(a) On Monday

- (i) Government business only
- (ii) At 2 pm, questions
- (iii) Motions to take note of answers
- (iv) Petitions
- (v) Notices of motion
- (vi) Postponement and rearrangement of business
- (vii) Formal motions – discovery of formal business
- (viii) Any proposal to debate a matter of public importance or urgency
- (ix) Government business
- (x) At 9.50 pm, adjournment proposed
- (xi) At 10.30 pm, adjournment.

(b) On Tuesday:

- (i) Questions
- (ii) Motions to take note of answers
- (iii) Petitions
- (iv) Notices of motion

- (v) Postponement and rearrangement of business
- (vi) Formal motions – discovery of formal business
- (vii) Any proposal to debate a matter of public importance or urgency
- (viii) Government business
- (ix) At 6.50 pm, consideration of government documents for up to 30 minutes under standing order 61
- (x) At 7.20 pm, adjournment proposed
- (xi) Adjournment.

*(Agreed to 28 August 2002 upon adoption of certain recommendations in the Procedure Committee's first report of 2002.)*

## **Orders for production of documents**

### **8 Australian Competition and Consumer Commission—Australian grocery retailers—Order for production of documents**

- (1) That there be laid on the table, as soon as practicable after 30 June 2001, a report by the Australian Competition and Consumer Commission on the prices paid to suppliers by Australian grocery retailers for the goods that they re-sell, and whether retailers and wholesalers of a similar scale, as customers of suppliers, are offered goods on like terms and conditions, and including:
  - (a) an assessment, based on a sampling of key suppliers and major retailers of:
    - (i) the extent of any price differences,
    - (ii) the impact of any such price differences on competition in the relevant markets, and
    - (iii) whether there is public benefit in the existence of price differences;
  - (b) subject to paragraph (2)(b), identification of any conduct found by the commission in the course of preparing the report that is likely to be in breach of the *Trade Practices Act 1974*, together with an account of action taken or proposed to be taken by the commission in respect of such conduct; and
  - (c) an outline of the circumstances in which, in the commission's view, differences in prices paid to suppliers by the various industry participants would amount to a breach of the anti-competitive conduct provisions of the Act.
- (2) That, in carrying out the requirements of paragraph (1), the commission:
  - (a) is to take 'prices' to include all aspects of the terms and conditions of dealings between retailers or wholesalers and their suppliers, including the total funding support given by suppliers to the major retailers and wholesalers; and
  - (b) may withhold genuinely commercially sensitive information from the report provided that the withholding of such information does not prevent the commission from giving the Senate a clear account of the matters mentioned in paragraph (1).

*(Agreed to 8 February 2001.)*

### **9 Mining—Christmas Island—Order for production of documents**



That there be laid on the table, no later than 4 pm on Tuesday, 25 June 2002, the following documents:

- (a) the current mine lease or leases on Christmas Island held by Phosphate Resource Ltd (PRL), including all conditions;
- (b) the Environment Management Plan for the lease or leases;
- (c) any Environment Australia (EA) documents relating to compliance, oversight and enforcement of the lease or leases and conditions;
- (d) all materials relating to breaches of conditions, including claims, investigations and actions;
- (e) any audits of PRL's rehabilitation program;
- (f) any new mining proposals for Christmas Island;
- (g) a current tenure map of all blocks that have been mined;
- (h) any documents relating to the transfer of any lots to or from PRL;
- (i) any documents relating to the current mine rehabilitation budget for EA on Christmas Island;
- (j) any documents relating to the current status of rehabilitation on lease block 138;
- (k) any documents relating to the payment or non-payment of power bills by PRL;
- (l) any documents relating to alternative locations for the proposed detention centre on Christmas Island;
- (m) any documents containing responses of EA to the detention centre proposal; and
- (n) current funds held for purposes of mine rehabilitation on Christmas Island.

*(Agreed to 19 June 2002.)*

**10 Superannuation system—Order for production of document**

That there be laid on the table, on the last sitting day of the winter sittings 2002, the revised costings document, including the correct phasing-in arrangements, of the Australian Labor Party's plan for a fairer superannuation system, prepared by Phil Gallagher (Manager, Retirement and Income Modelling Unit, Treasury) which was sent to the Treasurer's office in the week beginning 20 May 2002 and identified in Mr Gallagher's evidence before the Economics Legislation Committee on 4 June 2002.

*(Agreed to 24 June 2002.)*

**11 Finance—Retirement and Income Modelling—Order for production of documents**

That there be laid on the table, on the last sitting day of the 2002 winter sittings, the modelling, including information on projected spending for payments to individuals, education, health and aged care spending, prepared for the draft Intergenerational Report in early 2002 before budget changes were factored in, prepared by the Retirement and Income Modelling Unit, Treasury and identified in Treasury's evidence before the Economics Legislation Committee on 6 June 2002.

*(Agreed to 25 June 2002.)*

**12 Environment—Lucas Heights reactor—Order for production of document**

That there be laid on the table, no later than the end of question time on Wednesday, 26 June 2002, the study commissioned by the Australian Nuclear

Science and Technology Organisation, on behalf of the Australian Radiation Protection and Nuclear Safety Agency, of the preliminary evaluation of the construction site for the replacement research reactor at Lucas Heights, carried out by the New Zealand company, the Institute of Geological and Nuclear Sciences, which included geological mapping of the excavation of the construction site and has revealed a geological anomaly or ‘fault’ at the site.

(Agreed to 25 June 2002.)

### 13 Health—Tobacco—Order for production of document

That the Senate—

- (a) notes the report tabled in the Senate on 6 May 2002 from the Australian Competition and Consumer Commission (ACCC) on the performance of its functions under the *Trade Practices Act 1974* (the Act) with regard to tobacco and related matters, as required by the order of the Senate of 24 September 2001;
- (b) notes that the Senate may require the ACCC to provide it with information in accordance with section 29 of the Act;
- (c) requires the ACCC to report, as soon as possible, on the following issues:
  - (i) whether Australian tobacco companies have engaged in misleading or deceptive conduct in their use of the terms ‘mild’ and ‘light’, and
  - (ii) whether there has been any misleading, deceptive or unconscionable conduct in breach of the Act by British American Tobacco and/or Clayton Utz with regard to document destruction for the purpose of withholding information relevant to possible litigation;
- (d) requests the ACCC to engage in consultation with interested parties and stakeholders over the perceived inadequacies in its response to the order of the Senate of 24 September 2001 and requires the ACCC to report on those consultations as soon as possible;
- (e) notes that once the Senate has had the opportunity to consider the ACCC’s further reports on the use of the terms ‘mild’ and ‘light’, whether there has been misleading, deceptive or unconscionable conduct in relation to document destruction, and the ACCC’s consultations, it will consider whether a further report should be sought from the ACCC in response to the order of the Senate of 24 September 2001;
- (f) calls on the Commonwealth Government to pursue the possibility of a Commonwealth/state public liability action against tobacco companies to recover healthcare costs to the Commonwealth and the states caused by the use of tobacco; and
- (g) calls on the Commonwealth to address the issue of who should have access to the more than \$200 million collected in respect of tobacco tax and licence fees by tobacco wholesalers but not passed on to Government (see *Roxborough v. Rothmans*) by introducing legislation to retrospectively recover that amount for the Commonwealth and/or to establish a fund on behalf of Australian consumers and taxpayers, and in either case for the moneys to be used for the purpose of anti-smoking and other public health issues.

(Agreed to 27 June 2002.)

### 14 Animal Welfare—Cattle—Order for production of documents

That there be laid on the table, no later than 4 pm on Wednesday, 21 August 2002, the following documents:

- (a) the Livestock Officer's report on the voyage of the *Maysora*, a Jordanian flagged vessel, travelling from Australia on 28 February 2001 carrying live cattle; and
- (b) the Master's reports from the same voyage.

(Agreed to 20 August 2002.)

**15 Superannuation—Commercial Nominees of Australia Ltd—Order for production of document**

That there be laid on the table, on the next day of sitting, the advice by the Australian Prudential Regulation Authority, to the Assistant Treasurer, under section 230A of the *Superannuation Industry (Supervision) Act 1993* in relation to applications for financial assistance for superannuation funds where Commercial Nominees of Australia Ltd was trustee.

(Agreed to 28 August 2002.)

**16 Superannuation Working Group—Order for production of document**

That there be laid on the table, on the next day of sitting, the report presented to the Government by the Superannuation Working Group on 28 March 2002.

(Agreed to 28 August 2002.)

**17 Health—Assessment reports by the Australian Competition and Consumer Commission—Order for production of documents—Variation**

That the order of the Senate of 25 March 1999, relating to an order for the production of periodic reports by the Australian Competition and Consumer Commission on private health insurance, be amended as follows:

Omit "6 months, commencing with the 6 months ending on 31 December 1999", substitute "12 months ending on or after 30 June 2003" (*Special Minister of State (Senator Abetz), in continuation, 18 September 2002*).

(Agreed to 18 September 2002.)

**Orders for production of documents still current from previous parliaments**

Date of order	Subject	Addressed to
25.10.1995	Administrative decision-making—Effect of international instruments	Minister representing the Attorney-General
13.05.1998	Waterfront reform	Minister representing the Minister for Transport and Regional Development (Senator Alston); Minister representing the Minister for Workplace Relations and Small Business (Senator Alston); and Minister representing the Prime Minister (Senator Hill)
07.03.2000	Environment—Queensland—Tree clearing	Minister for the Environment and Heritage (Senator Hill)
03.04.2000	Aged care—Riverside Nursing Home	Minister representing the Minister for Aged Care

<b>Date of order</b>	<b>Subject</b>	<b>Addressed to</b>
27.06.2000	Tax reform—Petrol pricing	Assistant Treasurer (Senator Kemp)
09.11.2000	Environment—Tasmania	Minister representing the Minister for Sport and Tourism (Senator Minchin)
04.12.2000	Taxation—Opinion polls	Leader of the Government in the Senate (Senator Hill)
05.03.2001	Taxation	Minister representing the Treasurer (Senator Kemp)
23.05.2001	HIH Insurance	Minister representing the Treasurer (Senator Kemp)
24.05.2001	Workplace relations	Minister representing the Minister for Employment, Workplace Relations and Small Business
09.08.2001	Foreign Affairs—Japanese fishing boats	Minister representing the Ministers for Foreign Affairs and Trade
21.08.2001	Transport—Black Spot Project	Minister representing the Minister for Transport and Regional Services
23.08.2001	Environment—Great Barrier Reef—Water quality control	Leader of the Government in the Senate (Senator Hill)
19.09.2001	Transport—Ansett Australia	Minister representing the Minister for Transport and Regional Services
20.09.2001	Transport—Ansett Australia	Minister representing the Prime Minister

### **Senate Chamber**

#### **18 Dress code—Media representatives and advisers**

That the Senate does not require media representatives in the Senate gallery, or senators' advisers, to wear coats.

*(Agreed to 20 March 2002.)*

#### **19 Chamber photographs**

That photographs of any senator may be taken by the media in the chamber whenever that senator has the call.

*(Agreed to 21 March 2002.)*

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## **CONTINGENT NOTICES OF MOTION**

### **Auditor-General's reports—Consideration**

- 1 Leader of the Opposition in the Senate (Senator Faulkner)**  
**Acting Leader of the Australian Democrats (Senator Greig)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Lees**

**Senator Nettle**

To move (contingent on the President presenting a report of the Auditor-General on any day or notifying the Senate that such a report had been presented under standing order 166)—That so much of the standing orders be suspended as would prevent the senator moving a motion to take note of the report and any senator speaking to it for not more than 10 minutes, with the total time for the debate not to exceed 60 minutes.

**Conduct of business**

**2 Leader of the Government in the Senate (Senator Hill):** To move (contingent on the Senate on any day concluding its consideration of any item of business and prior to the Senate proceeding to the consideration of another item of business)—That so much of the standing orders be suspended as would prevent a minister moving a motion to provide for the consideration of any matter.

**3 Leader of the Opposition in the Senate (Senator Faulkner)**  
**Leader of the National Party of Australia in the Senate (Senator Boswell)**  
**Acting Leader of the Australian Democrats (Senator Greig)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Lees**  
**Senator Nettle**

To move (contingent on the Senate on any day concluding its consideration of any item of business and prior to the Senate proceeding to the consideration of another item of business)—That so much of the standing orders be suspended as would prevent the senator moving a motion relating to the conduct of the business of the Senate or to provide for the consideration of any other matter.

**Government documents**

**4 Leader of the Opposition in the Senate (Senator Faulkner)**  
**Leader of the National Party of Australia in the Senate (Senator Boswell)**  
**Acting Leader of the Australian Democrats (Senator Greig)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Lees**  
**Senator Nettle**

To move (contingent on the Senate proceeding to the consideration of government documents)—That so much of the standing orders relating to the consideration of government documents be suspended as would prevent the senator moving a motion relating to the order in which the documents are called on by the President.

**Limitation of time**

**Leader of the Opposition in the Senate (Senator Faulkner)**  
**Acting Leader of the Australian Democrats (Senator Greig)**  
**Senator Brown**

**Senator Harradine**

**Senator Harris**

**Senator Lees**

**Senator Nettle**

- 5 To move (contingent on a minister moving a motion that a bill be considered an urgent bill)—That so much of standing order 142 be suspended as would prevent debate taking place on the motion.
- 6 To move (contingent on a minister moving a motion to specify time to be allotted to the consideration of a bill, or any stage of a bill)—That so much of standing order 142 be suspended as would prevent the motion being debated without limitation of time and each senator speaking for the time allotted by standing orders.
- 7 To move (contingent on the chair declaring that the time allotted for the consideration of a bill, or any stage of a bill, has expired)—That so much of standing order 142 be suspended as would prevent further consideration of the bill, or the stage of the bill, without limitation of time or for a specified period.

### **Matters of urgency**

- 8 **Leader of the Government in the Senate (Senator Hill):** To move (contingent on the moving of a motion to debate a matter of urgency under standing order 75)—That so much of the standing orders be suspended as would prevent a minister moving an amendment to the motion.
- 9 **Leader of the Opposition in the Senate (Senator Faulkner)**  
**Leader of the National Party of Australia in the Senate (Senator Boswell)**  
**Acting Leader of the Australian Democrats (Senator Greig)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Lees**  
**Senator Nettle**

To move (contingent on the moving of a motion to debate a matter of urgency under standing order 75)—That so much of the standing orders be suspended as would prevent the senator moving an amendment to the motion.

### **Order of business**

- 10 **Leader of the Opposition in the Senate (Senator Faulkner)**  
**Leader of the National Party of Australia in the Senate (Senator Boswell)**  
**Acting Leader of the Australian Democrats (Senator Greig)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Lees**  
**Senator Nettle**

To move (contingent on the President proceeding to the placing of business on any day)—That so much of the standing orders be suspended as would prevent the senator moving a motion relating to the order of business on the *Notice Paper*.

### Statements

- 11 **Leader of the Opposition in the Senate (Senator Faulkner)**  
**Leader of the National Party of Australia in the Senate (Senator Boswell)**  
**Acting Leader of the Australian Democrats (Senator Greig)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Lees**  
**Senator Nettle**

To move (contingent on any senator being refused leave to make a statement to the Senate)—That so much of the standing orders be suspended as would prevent that senator making that statement.

### Questions without notice

- 12 **Leader of the Opposition in the Senate (Senator Faulkner)**  
**Leader of the National Party of Australia in the Senate (Senator Boswell)**  
**Acting Leader of the Australian Democrats (Senator Greig)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Lees**  
**Senator Nettle**

To move (contingent on a minister at question time on any day asking that further questions be placed on notice)—That so much of the standing orders be suspended as would prevent the senator moving a motion that, at question time on any day, questions may be put to ministers until 28 questions, including supplementary questions, have been asked and answered.

### Tabling of documents

- 13 **Leader of the Opposition in the Senate (Senator Faulkner)**  
**Leader of the National Party of Australia in the Senate (Senator Boswell)**  
**Acting Leader of the Australian Democrats (Senator Greig)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Lees**  
**Senator Nettle**

To move (contingent on any senator being refused leave to table a document in the Senate)—That so much of the standing orders be suspended as would prevent the senator moving that the document be tabled.

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## TEMPORARY CHAIRS OF COMMITTEES

Senators Bartlett, Bolkus, Brandis, Chapman, Collins, Cook, Ferguson, Hutchins, Knowles, Lightfoot, Sandy Macdonald, McLucas and Watson

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## **CATEGORIES OF COMMITTEES**

### **Standing Committees**

Appropriations and Staffing

House

Library

Privileges

Procedure

Publications

Selection of Bills

Senators' Interests

### **Legislative Scrutiny Standing Committees**

Regulations and Ordinances

Scrutiny of Bills

### **Legislative and General Purpose Standing Committees**

Community Affairs Legislation

Community Affairs References

Economics Legislation

Economics References

Employment, Workplace Relations and Education Legislation

Employment, Workplace Relations and Education References

Environment, Communications, Information Technology and the Arts Legislation

Environment, Communications, Information Technology and the Arts References

Finance and Public Administration Legislation

Finance and Public Administration References

Foreign Affairs, Defence and Trade Legislation

Foreign Affairs, Defence and Trade References

Legal and Constitutional Legislation

Legal and Constitutional References

Rural and Regional Affairs and Transport Legislation

Rural and Regional Affairs and Transport References

### **Select Committees**

A Certain Maritime Incident

Superannuation

Superannuation and Financial Services

### **Joint Statutory Committees**

ASIO, ASIS and DSD

Broadcasting of Parliamentary Proceedings

Corporations and Financial Services

National Crime Authority



Native Title and the Aboriginal and Torres Strait Islander Land Fund  
Public Accounts and Audit  
Public Works

**Joint Committees**

Electoral Matters  
Foreign Affairs, Defence and Trade  
Migration  
National Capital and External Territories  
Treaties

*N.B.* Details appear in the following section, with committees listed in alphabetical order.

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## COMMITTEES

**A Certain Maritime Incident—Select Committee**

*(appointed 13 February 2002; terms of appointment varied 13 March 2002; reporting date varied 15 May, 20 June and 20 August 2002; reporting date: 25 September 2002)*

*Members*

Senator Cook (*Chair*), Senator Brandis (*Deputy Chair*), Senators Bartlett, Collins, Faulkner, Ferguson, Mason and Murphy

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**Appropriations and Staffing—Standing Committee**

*Members*

The President (*Chairman*), the Leader of the Government in the Senate, the Leader of the Opposition in the Senate and Senators Allison, Bolkus, Boswell, Heffernan and Ray

*Reports presented*

Thirty-sixth report—Estimates for the Department of the Senate 2002-03 (*certified by the President on 22 May 2002, pursuant to standing order 166(2); tabled 18 June 2002*)

Annual report for 2001-02 (*tabled 29 August 2002*)

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**ASIO, ASIS and DSD—Joint Statutory Committee**

*Members*

Mr Jull (*Chair*), Senators Ferguson, Sandy Macdonald and Ray and Mr Beazley, Mr McArthur and Mr McLeay

*Reports presented*

Australian Security Intelligence Organisation Legislation Amendment (Terrorism) Bill 2002—Interim report (*presented to the Deputy President on 3 May 2002, pursuant to standing order 38(7); tabled 14 May 2002*)

Australian Security Intelligence Organisation Legislation Amendment (Terrorism) Bill 2002—Advisory report (*tabled 18 June 2002*)

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**Broadcasting of Parliamentary Proceedings—Joint Statutory Committee***Members*

The President (*Vice Chairman*), the Speaker (*Chairman*), Senators Ferris and Stephens and Mr Forrest, Mrs Gash, Mr Lindsay, Ms JS McFarlane and Mr Price

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**Community Affairs Legislation Committee***Portfolios*

Family and Community Services; Health and Ageing

*Members*

Senator Knowles (*Chair*), Senator Stott Despoja (*Deputy Chair*), Senators Barnett, Denman, Heffernan and Hutchins

*Substitute members*

Senator McLucas to substitute for Senator Denman for the committee's inquiry into the provisions of the Research Involving Embryos and Prohibition of Human Cloning Bill 2002

Senator Eggleston to substitute for Senator Heffernan for the committee's inquiry into the provisions of the Research Involving Embryos and Prohibition of Human Cloning Bill 2002 on Thursday, 19 September 2002

*Participating members*

Senators Abetz, Bishop, Boswell, Buckland, Carr, Chapman, Collins, Coonan, Crossin, Eggleston, Evans, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Hogg, Lees, Lightfoot, McGauran, McLucas, Moore, Murphy, Payne, Tierney, Watson and Webber

Senator Cherry for matters relating to the Family and Community Services portfolio

Senators Brown, Nettle and Denman for the committee's consideration of the provisions of the Research Involving Embryos and Prohibition of Human Cloning Bill 2002

Senator Greig for matters relating to the Health portfolio

*Current inquiry*

Provisions of the Research Involving Embryos and Prohibition of Human Cloning Bill 2002 (*referred 21 August 2002; reporting date: 24 October 2002*)

*Reports presented*

Matters not disposed of at the end of the 39th Parliament (*tabled 14 February 2002*)

Annual reports—No. 1 of 2002 (*tabled 13 March 2002*)

Additional estimates 2001-02, March 2002 (*tabled 13 March 2002*)

Budget estimates 2002-03, June 2002 (*tabled 19 June 2002*)

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**Community Affairs References Committee***Members*

Senator Hutchins (*Chair*), Senator Knowles (*Deputy Chair*), Senators Barnett, Lees, McLucas and Moore

*Participating members*

Senators Abetz, Bartlett, Bishop, Carr, Chapman, Coonan, Crossin, Denman, Eggleston, Evans, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Lightfoot, Mason, McGauran, Murphy, Payne, Tierney, Watson and Webber

Senator Cherry for matters relating to the Family and Community Services portfolio  
Senator Greig for matters relating to the Health portfolio

*Current inquiry*

Family and Community Services Legislation Amendment (Australians Working Together and other 2001 Budget Measures) Bill 2002 and related issues (*referred 19 June 2002; reporting date: 25 September 2002*)

*Reports presented*

Matters not disposed of at the end of the 39th Parliament (*tabled 14 February 2002*)  
The patient profession: Time for action—Report on the inquiry into nursing (*tabled 26 June 2002*)

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**Corporations and Financial Services—Joint Statutory Committee**

*(formerly the Parliamentary Joint Committee on Corporations and Securities; name amended 11 March 2002 pursuant to Schedule 1, item 5 of the Financial Services Reform Act 2001)*

*Members*

Senator Chapman (*Chair*), Mr Griffin (*Deputy Chair*), Senators Brandis, Conroy, Murray and Wong and Mr Byrne, Mr Ciobo, Mr Hunt and Mr McArthur

*Current inquiries*

Regulations and ASIC policy statements made under the *Financial Services Reform Act 2001* (*adopted 20 March 2002*)

Review of the *Managed Investments Act 1998* (*adopted 20 March 2002*)

Banking and financial services in rural, regional and remote areas of Australia (*adopted 26 June 2002*)

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**Economics Legislation Committee**

*Portfolios*

Treasury; Industry, Tourism and Resources

*Members*

Senator Brandis (*Chair*), Senator Collins (*Deputy Chair*), Senators Chapman, Murray, Watson and Webber

*Substitute member*

Senator Allison to replace Senator Murray for matters relating to the Resources portfolio

*Participating members*

Senators Abetz, Boswell, George Campbell, Carr, Cherry, Conroy, Cook, Coonan, Eggleston, Evans, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Kirk, Knowles, Lightfoot, Lundy, Mason, McGauran, Murphy, Payne, Ridgeway, Sherry, Stott Despoja, Tchen and Tierney

*Current inquiries*

New Business Tax System (Consolidation, Value Shifting, Demergers and Other Measures) Bill 2002 (*referred 18 September 2002; reporting date: 22 October 2002*)

Provisions of the Excise Tariff Amendment Bill (No. 1) 2002 and the Customs Tariff Amendment Bill (No. 2) 2002 (*referred 18 September 2002; reporting date: 15 October 2002*)

*Reports presented*

Commonwealth Inscribed Stock Amendment Bill 2001 (*presented to the Deputy President on 6 December 2001, pursuant to standing order 38(7); tabled 12 February 2002*)

Additional estimates 2001-02, March 2002 (*tabled 19 March 2002*)

Taxation Laws Amendment (Superannuation) Bill (No. 1) 2002 and Income Tax (Superannuation Payments Withholding Tax) Bill 2002 (*tabled 20 March 2002*)

Annual reports—No. 1 of 2002 (*tabled 21 March 2002*)

Budget estimates 2002-03, June 2002 (*tabled 19 June 2002*)

New Business Tax System (Consolidation) Bill (No. 1) 2002 (*tabled 26 June 2002*)

Taxation Laws Amendment Bill (No. 4) 2002 (*tabled 26 June 2002*)

Diesel Fuel Rebate Scheme Amendment Bill 2002 (*tabled 26 June 2002*)

Space Activities Amendment Bill 2002 (*tabled 27 August 2002*)

Annual reports—No. 2 of 2002 (*tabled 18 September 2002*)

### **Economics References Committee**

#### *Members*

Senator Collins (*Chair*), Senator Brandis (*Deputy Chair*), Senators Chapman, Conroy, Ridgeway and Webber

#### *Substitute member*

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

#### *Participating members*

Senators Abetz, Boswell, George Campbell, Carr, Cherry, Coonan, Eggleston, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Kirk, Knowles, Lightfoot, Mason, McGauran, Murphy, Murray, Payne, Sherry, Stott Despoja, Tchen, Tierney and Watson

#### *Current inquiry*

Public liability and professional indemnity insurance (*referred 20 March 2002; reporting date: 22 October 2002*)

#### *Reports presented*

Inquiry into mass marketed tax effective schemes and investor protection (*presented to the President on 11 February 2002, pursuant to standing order 38(7); tabled 12 February 2002*)

Inquiry into the framework for the market supervision of Australia's stock exchanges (*presented to the President on 11 February 2002, pursuant to standing order 38(7); tabled 12 February 2002*)

### **Electoral Matters—Joint Standing Committee**

(*appointed 14 February 2002*)

#### *Members*

Mr Georgiou (*Chair*), Mr Danby (*Deputy Chair*), Senators Bartlett, Brandis, Mason, Murray and Ray and Mr Forrest, Mrs Ley and Mr Melham

### **Employment, Workplace Relations and Education Legislation Committee**

*(formerly the Employment, Workplace Relations, Small Business and Education Legislation Committee; name amended 11 March 2002—see standing order 25)*

*Portfolios*

Employment and Workplace Relations; Education, Science and Training

*Members*

Senator Tierney (*Chair*), Senator George Campbell (*Deputy Chair*), Senators Barnett, Carr, Johnston and Stott Despoja

*Substitute members*

Senator Murray to replace Senator Stott Despoja for matters relating to the Workplace Relations portfolio

Senator Allison to replace Senator Stott Despoja for matters relating to the Training portfolio and the Schools portfolio

Senator Cherry to replace Senator Stott Despoja for matters relating to the Employment portfolio

*Participating members*

Senators Abetz, Boswell, Chapman, Cherry, Collins, Coonan, Crossin, Eggleston, Evans, Faulkner, Ferguson, Forshaw, Harradine, Harris, Hutchins, Knowles, Lees, Lightfoot, Ludwig, Mason, McGauran, Murphy, Nettle, Payne, Sherry, Watson and Webber

*Reports presented*

Annual reports—No. 1 of 2002 (*tabled 13 March 2002*)

Additional estimates 2001-02, March 2002 (*tabled 13 March 2002*)

Workplace Relations Amendment (Fair Dismissal) Bill 2002, Workplace Relations Amendment (Prohibition of Compulsory Union Fees) Bill 2002, Workplace Relations Amendment (Secret Ballots for Protected Action) Bill 2002, Workplace Relations Amendment (Genuine Bargaining) Bill 2002 and Workplace Relations Amendment (Fair Termination) Bill 2002 (*tabled 15 May 2002*)

Budget estimates 2002-03, June 2002 (*tabled 27 June 2002*)

Higher Education Funding Amendment Bill 2002 (*tabled 22 August 2002*)

Research Agencies Legislation Amendment Bill 2002 (*tabled 29 August 2002*)

Workplace Relations Amendment (Paid Maternity Leave) Bill 2002 (*tabled 18 September 2002*)

Annual reports—No. 2 of 2002 (*tabled 18 September 2002*)

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**Employment, Workplace Relations and Education References Committee**

*(formerly the Employment, Workplace Relations, Small Business and Education References Committee; name amended 11 March 2002—see standing order 25)*

*Members*

Senator George Campbell (*Chair*), Senator Tierney (*Deputy Chair*), Senators Barnett, Carr, Crossin and Stott Despoja

*Substitute members*

Senator Murray to replace Senator Stott Despoja for matters relating to the Workplace Relations portfolio

Senator Allison to replace Senator Stott Despoja for matters relating to the Training portfolio and the Schools portfolio

Senator Cherry to replace Senator Stott Despoja for matters relating to the Employment portfolio except for the public hearings in Western Australia and

Melbourne for the committee's inquiry into small business employment when Senator Murray will replace Senator Stott Despoja

Senator Conroy to replace Senator Carr for the committee's inquiry into small business employment

*Participating members*

Senators Abetz, Boswell, Buckland, Chapman, Cherry, Collins, Coonan, Denman, Eggleston, Evans, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Hutchins, Johnston, Knowles, Lees, Lightfoot, Ludwig, Mason, McGauran, Murphy, Nettle, Payne, Sherry, Watson and Webber

*Current inquiries*

Education of students with disabilities (*referred 13 March 2002; reporting date: the last sitting day in October 2002*)

Small business employment (*referred 20 March 2002; reporting date: 19 November 2002*)

The refusal of the Government to respond to the order of the Senate of 21 August 2002 for the production of documents relating to financial information concerning higher education institutions (*referred 18 September 2002; reporting date: by the fifth day of sitting in February 2003*)

*Reports presented*

Education of gifted and talented children (*presented to the President on 2 October 2001, pursuant to standing order 38(7); tabled 12 February 2002*)

Universities in crisis: Report into the capacity of public university to meet Australia's higher education needs—Addendum (*presented to the President on 8 November 2001, pursuant to standing order 38(7); tabled 12 February 2002*)

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

*Portfolios*

Environment and Heritage; Communications, Information Technology and the Arts

*Members*

Senator Eggleston (*Chair*), Senator Mackay (*Deputy Chair*), Senators Bartlett, Lundy, Tchen and Tierney

*Substitute member*

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

*Participating members*

Senators Abetz, Bolkus, Boswell, Brown, George Campbell, Carr, Chapman, Conroy, Coonan, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Knowles, Lees, Lightfoot, McLucas, Mason, McGauran, Murphy, Nettle, Ray, Watson and Wong

Senator Allison for matters relating to the Communications portfolio

Senator Stott Despoja for matters relating to the Information Technology portfolio

Senator Ridgeway for matters relating to the Arts portfolio

*Reports presented*

Additional estimates 2001-02, March 2002 (*tabled 13 March 2002*)

Annual reports—No. 1 of 2002 (*tabled 21 March 2002*)

Broadcasting Services Amendment (Media Ownership) Bill 2002 (*presented to the President on 18 June 2002, pursuant to standing order 38(7); tabled 19 June 2002*)

Budget estimates 2002-03, June 2002 (*tabled 19 June 2002*)

New Zealand/Australia committee exchange program: Report of visit to New Zealand, 15 to 17 April 2002 (*tabled 27 August 2002*)

Annual reports—No. 2 of 2002 (*tabled 18 September 2002*)

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### **Environment, Communications, Information Technology and the Arts References Committee**

#### *Members*

Senator Allison (*Chair*), Senator Tchen (*Deputy Chair*), Senators Lundy, Mackay, Tierney and Wong

#### *Substitute members*

Senator Crossin to replace Senator Mackay for the committee's inquiry into environmental performance at the Ranger, Jabiluka, Beverley and Honeymoon uranium operations

Senator Buckland to replace Senator Lundy for the committee's inquiry into environmental performance at the Ranger, Jabiluka, Beverley and Honeymoon uranium operations

Senator Scullion to substitute for Senator Tierney for the committee's inquiry into environmental performance at the Ranger, Jabiluka, Beverley and Honeymoon uranium operations

#### *Participating members*

Senators Abetz, Bolkus, Boswell, Brown, Buckland, George Campbell, Carr, Chapman, Conroy, Coonan, Eggleston, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Knowles, Lees, Mason, McGauran, Murphy, Nettle, Payne and Watson

Senator Bartlett for matters relating to the Environment portfolio

Senators Greig and Stott Despoja for matters relating to the Information Technology portfolio

Senator Ridgeway for matters relating to the Arts portfolio

Senator Nettle for the committee's inquiry into environmental performance at the Ranger, Jabiluka, Beverley and Honeymoon uranium operations

#### *Current inquiries*

Urban water management (*referred 5 April 2001; readopted 14 February 2002; reporting date: 26 September 2002*)

Environmental performance at the Ranger, Jabiluka, Beverley and Honeymoon uranium operations (*referred 20 June 2002; reporting date: 5 December 2002*)

The role of libraries as providers of public information in the online environment (*referred 25 June 2002; reporting date: last sitting day in March 2003*)

Australian telecommunications network (*referred 25 June 2002; reporting date: 21 February 2003*)

#### *Reports presented*

Matters not disposed of at the end of the 39th Parliament (*tabled 14 February 2002*)

New Zealand/Australia committee exchange program: Report of visit to New Zealand, 15 to 17 April 2002 (*tabled 27 August 2002*)

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### **Finance and Public Administration Legislation Committee**

#### *Portfolios*

Parliament; Prime Minister and Cabinet; Finance and Administration

#### *Members*

Senator Mason (*Chair*), Senator Murray (*Deputy Chair*), Senators Brandis, Faulkner, Forshaw and Heffernan

*Participating members*

Senators Abetz, Carr, Chapman, Conroy, Coonan, Eggleston, Evans, Ferguson, Ferris, Harradine, Harris, Knowles, McGauran, Mackay, Marshall, Murphy, Payne, Ray, Ridgeway, Sherry, Tchen, Tierney and Watson

*Current inquiries*

Portfolio Budget Statements (*referred 21 November 1996; readopted 2 December 1998 and 21 March 2002*)

Public Interest Disclosure Bill 2001 [2002] (*referred 8 August 2001; readopted 21 March 2002; reporting date: 26 September 2002*)

*Reports presented*

Additional estimates 2001-02, March 2002 (*tabled 13 March 2002*)

Matters not disposed of at the end of the 39th Parliament (*tabled 21 March 2002*)

Annual reports—No. 1 of 2002 (*tabled 21 March 2002*)

Budget estimates 2002-03, June 2002 (*tabled 19 June 2002*)

Charter of Political Honesty Bill 2000 [2002], Electoral Amendment (Political Honesty) Bill 2000 [2002], Government Advertising (Objectivity, Fairness and Accountability) Bill 2000 and Auditor of Parliamentary Allowances and Entitlements Bill 2000 [No. 2] (*tabled 29 August 2002*)

Annual reports—No. 2 of 2002 (*tabled 18 September 2002*)

\* Members of Parliament (Life Gold Pass) Bill 2002 (*tabled 19 September 2002*)

## **Finance and Public Administration References Committee**

*Members*

Senator Forshaw (*Chair*), Senator Watson (*Deputy Chair*), Senators Heffernan, Marshall, Ridgeway and Wong

*Substitute member*

Senator Allison to replace Senator Ridgeway for the committee's inquiry into recruitment and training in the Australian Public Service

*Participating members*

Senators Abetz, Brandis, Carr, Chapman, Conroy, Coonan, Crossin, Eggleston, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Knowles, Lundy, Mason, McGauran, Murphy, Murray, Payne, Sherry, Tchen and Tierney

Senator Allison for matters relating to public service issues

*Current inquiries*

Tabling of indexed lists of files of departments and agencies (*referred 21 August 1996 pursuant to the order of 30 May 1996; readopted 1 December 1998 and 21 March 2002*)

First year of operation of the Senate order for the production of lists of departmental and agency contracts (*ordered 20 June 2001; amended 27 September 2001*)

Recruitment and training in the Australian Public Service (*referred 21 March 2002; reporting date: 12 December 2002*)

*Report presented*

Matters not disposed of at the end of the 39th Parliament (*tabled 21 March 2002*)



**Foreign Affairs, Defence and Trade—Joint Standing Committee**

(appointed 14 February 2002)

*Members*

Senator Ferguson (*Chair*), Mr Brereton (*Deputy Chair*), Senators Bartlett, Bolkus, Cook, Eggleston, Evans, Harradine, Hutchins, Johnston, Sandy Macdonald, O'Brien and Payne and Mr Baird, Mr Baldwin, Mr Beazley, Mr Bevis, Mr Edwards, Mr LDT Ferguson, Mrs Gash, Mr Hawker, Mr Jull, Mr Lindsay, Mrs Moylan, Mr Nairn, Mr Price, Mr Prosser, Mr Scott, Mr Snowdon, Mr Somlyay and Mr CP Thompson

*Current inquiries*

Examination of the Department of Defence's 2000-01 annual report (*adopted 21 March 2002*)

Examination of annual reports within the Foreign Affairs portfolio (*adopted 11 April 2002*)

Enterprising Australia – planning, preparing and profiting from trade and investment (*adopted 15 May 2002*)

Watching brief on the war on terrorism (*adopted 15 May 2002*)

United Nations – Australia's role in the UN (*adopted 15 May 2002*)

World Trade Organisation – Australia's role in the WTO (*adopted 15 May 2002*)

Trade and investment relations with the countries of Central Europe (*adopted 12 August 2002*)

Relations with Indonesia (*adopted 22 August 2002*)

Australia's maritime strategy (*adopted 27 August 2002*)

- \* Review of those aspects of the 2000-01 annual report of the Human Rights and Equal Opportunity Commission relating to conditions at immigration detention centres and the treatment of detainees (*adopted 27 June 2002*)

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**Foreign Affairs, Defence and Trade Legislation Committee**

*Portfolios*

Foreign Affairs and Trade; Defence (including Veterans' Affairs)

*Members*

Senator Sandy Macdonald (*Chair*), Senator Cook (*Deputy Chair*), Senators Evans, Ferguson, Payne and Ridgeway

*Participating members*

Senators Abetz, Bartlett, Bishop, Boswell, Brandis, Carr, Chapman, Coonan, Eggleston, Faulkner, Ferris, Forshaw, Harradine, Harris, Hogg, Hutchins, Johnston, Knowles, Lightfoot, Mackay, Marshall, Mason, McGauran, Murphy, Nettle, Stott Despoja, Tchen, Tierney and Watson

*Reports presented*

Annual reports—No. 1 of 2002 (*tabled 21 March 2002*)

Additional estimates 2001-02, March 2002 (*tabled 21 March 2002*)

Budget estimates 2002-03, June 2002 (*tabled 26 June 2002*)

Annual reports—No. 2 of 2002 (*tabled 18 September 2002*)

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**Foreign Affairs, Defence and Trade References Committee**

*Members*

Senator Cook (*Chair*), Senator Sandy Macdonald (*Deputy Chair*), Senators Hogg, Johnston, Marshall and Ridgeway

*Substitute member*

Senator Bartlett to substitute for Senator Ridgeway for the committee's inquiry into materiel acquisition and management in Defence

*Participating members*

Senators Abetz, Bartlett, Boswell, Brandis, Carr, Chapman, Coonan, Denman, Eggleston, Evans, Faulkner, Ferguson, Ferris, Forshaw, Harradine, Harris, Knowles, Lightfoot, Mackay, Mason, McGauran, Murphy, Nettle, Payne, Stott Despoja, Tchen, Tierney and Watson

*Current inquiries*

Materiel acquisition and management in Defence (*referred 13 March 2002; reporting date: 2 December 2002*)

Australia's relationship with Papua New Guinea and other Pacific island countries (*referred 13 March 2002; reporting date: 2 December 2002*)

*Report presented*

Recruitment and retention of ADF personnel (*presented to the Temporary Chair of Committees, Senator Chapman, on 4 October 2001, pursuant to standing order 38(7); tabled 12 February 2002*)

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**House—Standing Committee**

*Members*

The Deputy President (*Chair*), Senators Carr, Colbeck, Collins, Ferris, Lightfoot and Stephens

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**Legal and Constitutional Legislation Committee**

*Portfolios*

Attorney-General; Immigration and Multicultural and Indigenous Affairs

*Members*

Senator Payne (*Chair*), Senator Bolkus (*Deputy Chair*), Senators Greig, Ludwig, Mason and Scullion

*Substitute member*

Senator Ridgeway to replace Senator Greig for matters relating to the Indigenous Affairs portfolio

*Participating members*

Senators Abetz, Brandis, Brown, Carr, Chapman, Eggleston, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Kirk, Knowles, Lees, Lightfoot, McGauran, McLucas, Murphy, Nettle, Ray, Sherry, Stephens, Stott Despoja, Tchen, Tierney and Watson

Senator Bartlett for matters relating to the Immigration and Multicultural Affairs portfolio

*Current inquiry*

Statutory powers and functions of the Australian Law Reform Commission (*referred 1 December 1998 on adoption of the 73rd report of the Committee of Privileges; readopted 11 March 2002; reporting date: 24 October 2002*)

*Reports presented*

Matter not disposed of at the end of the 39th Parliament (*tabled 11 March 2002*)

- Annual reports—No. 1 of 2002 (*tabled 21 March 2002*)
- Additional estimates 2001-02, March 2002 (*tabled 21 March 2002*)
- Proceeds of Crime Bill 2002 and the Proceeds of Crime (Consequential Amendments and Transitional Provisions) Bill 2002—Interim report (*presented to the Temporary Chair of Committees, Senator Chapman, on 10 April 2002, pursuant to standing order 38(7); tabled 14 May 2002*)
- Criminal Code Amendment (Espionage and Related Offences) Bill 2002—Interim report (*presented to the Deputy President on 26 April 2002, pursuant to standing order 38(7); tabled 14 May 2002*)
- Proceeds of Crime Bill 2002 and the Proceeds of Crime (Consequential Amendments and Transitional Provisions) Bill 2002 (*presented to the Deputy President on 26 April 2002, pursuant to standing order 38(7); tabled 14 May 2002*)
- Security Legislation Amendment (Terrorism) Bill 2002 [No. 2], Suppression of the Financing of Terrorism Bill 2002, Criminal Code Amendment (Suppression of Terrorist Bombings) Bill 2002, Border Security Legislation Amendment Bill 2002 and Telecommunications Interception Legislation Amendment Bill 2002—Interim report (*presented to the Deputy President on 3 May 2002, pursuant to standing order 38(7); tabled 14 May 2002*)
- Australian Security Intelligence Organisation Legislation Amendment (Terrorism) Bill 2002—Interim report (*presented to the Deputy President on 3 May 2002, pursuant to standing order 38(7); tabled 14 May 2002*)
- Security Legislation Amendment (Terrorism) Bill 2002 [No. 2], Suppression of the Financing of Terrorism Bill 2002, Criminal Code Amendment (Suppression of Terrorist Bombings) Bill 2002, Border Security Legislation Amendment Bill 2002 and Telecommunications Interception Legislation Amendment Bill 2002 (*presented to the Temporary Chair of Committees, Senator Knowles, on 8 May 2002, pursuant to standing order 38(7); tabled 14 May 2002*)
- Criminal Code Amendment (Espionage and Related Offences) Bill 2002 (*presented to the Deputy President on 10 May 2002, pursuant to standing order 38(7); tabled 14 May 2002*)
- Family Law Amendment (Child Protection Convention) Bill 2002 (*tabled 15 May 2002*)
- Proceeds of Crime Bill 2002 and the Proceeds of Crime (Consequential Amendments and Transitional Provisions) Bill 2002—Erratum (*tabled 16 May 2002*)
- Migration Legislation Amendment (Procedural Fairness) Bill 2002—Interim report (*presented to the Temporary Chair of Committees, Senator Cook, on 22 May 2002, pursuant to standing order 38(7); tabled 18 June 2002*)
- Migration Legislation Amendment Bill (No. 1) 2002—Interim report (*presented to the Temporary Chair of Committees, Senator Cook, on 22 May 2002, pursuant to standing order 38(7); tabled 18 June 2002*)
- Migration Legislation Amendment (Procedural Fairness) Bill 2002 (*presented to the Deputy President on 5 June 2002, pursuant to standing order 38(7); tabled 18 June 2002*)
- Migration Legislation Amendment Bill (No. 1) 2002 (*presented to the Deputy President on 5 June 2002, pursuant to standing order 38(7); tabled 18 June 2002*)
- Australian Protective Service Amendment Bill 2002 (*presented to the Deputy President on 13 June 2002, pursuant to standing order 38(7); tabled 18 June 2002*)
- Australian Security Intelligence Organisation Legislation Amendment (Terrorism) Bill 2002 (*tabled 18 June 2002*)
- Budget estimates 2002-03, June 2002 (*tabled 25 June 2002*)

Government amendments to the Proceeds of Crime Bill 2002 and the Proceeds of Crime (Consequential Amendments and Transitional Provisions) Bill 2002 (*presented to the President on 28 June 2002, pursuant to standing order 38(7); tabled 19 August 2002*)

Annual reports—No. 2 of 2002 (*tabled 18 September 2002*)

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### **Legal and Constitutional References Committee**

#### *Members*

Senator Bolkus (*Chair*), Senator Payne (*Deputy Chair*), Senators Greig, Kirk, Scullion and Stephens

#### *Substitute member*

Senator Ridgeway to replace Senator Greig for matters relating to the Indigenous Affairs portfolio

#### *Participating members*

Senators Abetz, Brandis, Brown, Carr, Chapman, Crossin, Eggleston, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Knowles, Lees, Lightfoot, Ludwig, Mason, McGauran, Murphy, Nettle, Sherry, Stott Despoja, Tchen, Tierney and Watson

Senator Bartlett for matters relating to the Immigration and Multicultural Affairs portfolio

#### *Current inquiries*

Migration Legislation Amendment (Further Border Protection Measures) Bill 2002 and related issues (*referred 25 June 2002; reporting date: 26 September 2002*)

Progress towards national reconciliation (*referred 27 August 2002; reporting date: March 2003*)

#### *Reports presented*

Matters not disposed of at the end of the 39th Parliament (*tabled 11 March 2002*)

Human Rights (Mandatory Sentencing for Property Offences) Bill 2000 (*tabled 12 March 2002*)

Inquiry into s. 46 and s. 50 of the *Trade Practices Act 1974* (*tabled 14 May 2002*)

Outsourcing of the Australian Customs Service's Information Technology (*tabled 16 May 2002*)

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### **Library—Standing Committee**

#### *Members*

The President (*Chair*), Senators Kirk, Ludwig, Scullion, Tierney and Wong

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### **Migration—Joint Standing Committee**

(*appointed 14 February 2002*)

#### *Members*

Ms Gambaro (*Chair*), Senators Bartlett, Eggleston, Kirk and Tchen and Mr LDT Ferguson, Mrs Gash, Mrs Irwin, Mr Ripoll and Mr Randall

#### *Current inquiry*

Review of skilled migration (*referred 18 June 2002*)

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**National Capital and External Territories—Joint Standing Committee**

*(appointed 14 February 2002)*

*Members*

Senator Lightfoot (*Chair*), Senator Crossin (*Deputy Chair*), The Deputy President and Chairman of Committees, the Deputy Speaker, Senators Greig, Lundy and Scullion and Ms Ellis, Mr Johnson, Mr Neville, Mr Snowdon and Mr CP Thompson

*Report presented*

Norfolk Island electoral matters (*tabled 26 August 2002*)

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**National Crime Authority—Joint Statutory Committee**

*Members*

Mr Baird (*Chair*), Mr Sercombe (*Deputy Chair*), Senators Denman, Ferris, Greig, Hutchins and McGauran and Mr Dutton, Mr Kerr and Mr CP Thompson

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**Native Title and the Aboriginal and Torres Strait Islander Land Fund—Joint Statutory Committee**

*Members*

Senator McLucas (*Deputy Chair*), Senators Crossin, Lees and Scullion and Mr Cobb, Dr Lawrence, Ms Panopoulos, Mr Secker and Mr Snowdon

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**Privileges—Standing Committee**

*Members*

Senator Ray (*Chair*), Senator Knowles (*Deputy Chair*), Senators Evans, Johnston, Payne, Reid and Sherry

*Current inquiry*

Having regard to the matter raised by the Environment, Communications, Information Technology and the Arts Legislation Committee in its letter of 26 June 2002 to the President, whether there was an unauthorised disclosure of a report of that committee, and whether any contempt was committed in that regard (*referred 27 June 2002*)

*Reports presented*

102nd report—Counsel to the Senate (*tabled 26 June 2002*)

103rd report—Possible improper influence and penalty on a senator (*tabled 26 June 2002*)

104th report—Possible false or misleading evidence before the Parliamentary Joint Committee on Native Title and the Aboriginal and Torres Strait Islander Land Fund (*tabled 26 June 2002*)

105th report—Execution of search warrants in senators' offices – Senator Harris (*tabled 26 June 2002*)

106th report—Possible improper interference with a witness before the Senate Select Committee on a Certain Maritime Incident (*tabled 27 August 2002*)

107th report—Parliamentary privilege precedents, procedures and practices in the Australian Senate 1996-2002 (*tabled 27 August 2002*)

*Document presented*

Advices to the Senate Committee of Privileges from the Clerk of the Senate and Senior Counsel—March 1988 to April 2002 (*tabled 27 August 2002*)

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#### **Procedure—Standing Committee**

##### *Members*

The Deputy President (*Chair*), the President, the Leader of the Government in the Senate, the Leader of the Opposition in the Senate and Senators Allison, Brandis, Eggleston, Ferguson, Ludwig and Ray

##### *Current inquiry*

Recommendations in the Procedure Committee's first report of 2002 relating to standing order 74(5) (*referred 28 August 2002*)

##### *Report presented*

First report of 2002—Adjournment debate; Unanswered questions on notice (*tabled 19 June 2002*)

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#### **Public Accounts and Audit—Joint Statutory Committee**

##### *Members*

Mr Charles (*Chairman*), Ms Plibersek (*Vice Chairman*), Senators Colbeck, Hogg, Moore, Murray, Scullion and Watson and Mr Ciobo, Mr Cobb, Mr Georgiou, Ms Grierson, Mr Griffin, Ms CF King, Mr PE King and Mr Somlyay

##### *Reports presented*

Report 388—Review of the accrual budget documentation (*tabled 19 June 2002*)

Report 389—Review of Auditor-General's reports 2000-01: Fourth quarter (*tabled 27 June 2002*)

Report 390—Review of Auditor-General's reports 2001-02: First, second and third quarters (*tabled 29 August 2002*)

Report 391—Review of independent auditing by registered company auditors (*tabled 18 September 2002*)

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#### **Public Works—Joint Statutory Committee**

##### *Members*

Mrs Moylan (*Chairman*), Mr BPJ O'Connor (*Deputy Chairman*), Senators Colbeck, Ferguson and Forshaw and Mr Jenkins, Mr Lindsay, Mr Lloyd and Mr Ripoll

##### *Reports presented*

Sixty-fifth annual report, March 2002 (*tabled 15 May 2002*)

Common use infrastructure on Christmas Island (First report of 2002) (*tabled 27 August 2002*)

RAAF Base Williamtown redevelopment stage 1 and facilities for the airborne early warning and control aircraft (Second report of 2002) (*tabled 18 September 2002*)

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#### **Publications—Standing Committee**

##### *Members*

Senator Colbeck (*Chair*), Senators Hutchins, Johnston, Kirk, Marshall, Moore and Scullion

*Reports presented*

1st report (*tabled 21 March 2002*)

2nd report (*tabled 29 August 2002*)

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**Regulations and Ordinances—Legislative Scrutiny Standing Committee**

*Members*

Senator Tchen (*Chairman*), Senators Barnett, Bartlett, Marshall, Mason and Moore

*Report presented*

110th report—Annual report 2000-01 (*tabled 21 March 2002*)

*Document presented*

Ministerial correspondence relating to the scrutiny of delegated legislation, March – June 2002 (*tabled 26 June 2002*)

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**Rural and Regional Affairs and Transport Legislation Committee**

*Portfolios*

Transport and Regional Services; Agriculture, Fisheries and Forestry

*Members*

Senator Heffernan (*Chair*), Senator Buckland (*Deputy Chair*), Senators Cherry, Colbeck, Ferris and O'Brien

*Participating members*

Senators Abetz, Boswell, Brown, Carr, Chapman, Coonan, Eggleston, Evans, Faulkner, Ferguson, Harradine, Harris, Hutchins, Knowles, Lightfoot, Mason, Sandy Macdonald, McLucas, Murphy, Payne, Ray, Stephens, Tchen, Tierney and Watson

Senator Bartlett for matters relating to animal welfare issues

Senator Greig for matters relating to the Fisheries and Transport portfolios

*Current inquiries*

Administration of the Civil Aviation Safety Authority (*adopted 22 October 1999; readopted 13 March 2002; reporting date: last sitting day for 2002*)

Import risk assessment on New Zealand apples (*referred 2 November 2000; readopted 13 March 2002 reporting date: last sitting day for 2002*)

Administration of AusSAR in relation to the search for the *Margaret J* (*referred 25 June 2001; readopted 13 March 2002; reporting date: last sitting day for 2002*)

Australian meat industry and export quotas (*referred 27 June 2002; reporting date: 31 October 2002*)

Provisions of the Egg Industry Service Provision Bill 2002 and the Egg Industry Service Provision (Transitional and Consequential Provisions) Bill 2002 (*referred 18 September 2002; reporting date: 22 October 2002*)

Provisions of the Agriculture, Fisheries and Forestry Legislation Amendment Bill (No. 1) 2002 (*referred 18 September 2002; reporting date: 24 October 2002*)

*Reports presented*

Matters not disposed of at the end of the 39th Parliament (*tabled 13 March 2002*)

Annual reports—No. 1 of 2002 (*tabled 21 March 2002*)

Additional estimates 2001-02, March 2002 (*tabled 21 March 2002*)

Airports Amendment Bill 2002 (*tabled 16 May 2002*)

Administration by the Department of Transport and Regional Services of Australian Motor Vehicle Standards under the *Motor Vehicle Standards Act 1989* and Regulations (*tabled 18 June 2002*)

Budget estimates 2002-03, June 2002 (*tabled 19 June 2002*)

The introduction of quota management controls on Australian beef exports to the United States by the Minister for Agriculture, Fisheries and Forestry (*tabled 26 June 2002*)

Administration of the Civil Aviation Safety Authority—Interim report (*tabled 27 June 2002*)

Proposed importation of fresh apple fruit from New Zealand—Interim report (*tabled 27 June 2002*)

Administration of AusSAR in relation to the search for the *Margaret J*—Interim report (*tabled 27 June 2002*)

Annual reports—No. 2 of 2002 (*tabled 18 September 2002*)

### **Rural and Regional Affairs and Transport References Committee**

#### *Members*

Senator Ridgeway (*Chair*), Senators Buckland, Heffernan, McGauran, O'Brien and Stephens

#### *Participating members*

Senators Abetz, Boswell, Brown, Carr, Chapman, Colbeck, Coonan, Crossin, Eggleston, Evans, Faulkner, Ferguson, Ferris, Harradine, Harris, Hutchins, Knowles, Lightfoot, Mason, Sandy Macdonald, Murphy, Payne, Tchen, Tierney and Watson

Senator Bartlett for matters relating to animal welfare issues

Senator Greig for matters relating to the Fisheries and Transport portfolios

#### *Current inquiry*

Forestry plantations (*referred 27 June 2002; reporting date: 12 December 2002*)

### **Scrutiny of Bills—Legislative Scrutiny Standing Committee**

#### *Members*

Senator McLucas (*Chairman*), Senators Barnett, Crossin, Johnston, Mason and Murray

#### *Alert Digests presented*

No. 1 of 2002 (presented to the President on 21 February 2002, pursuant to standing order 38(7); *tabled 11 March 2002*)

No. 2 of 2002 (*tabled 13 March 2002*)

No. 3 of 2002 (*tabled 20 March 2002*)

No. 4 of 2002 (*tabled 15 May 2002*)

No. 5 of 2002 (*presented 19 June 2002*)

No. 6 of 2002 (*tabled 26 June 2002*)

No. 7 of 2002 (*tabled 21 August 2002*)

No. 8 of 2002 (*tabled 28 August 2002*)

No. 9 of 2002 (*tabled 18 September 2002*)

#### *Reports presented*

No. 1 of 2002 (*presented to the President on 21 February 2002, pursuant to standing order 38(7); tabled 11 March 2002*)



- No. 2 of 2002 (*tabled 13 March 2002*)  
No. 3 of 2002 (*tabled 20 March 2002*)  
Matters not disposed of at the end of the 39th Parliament (*tabled 21 March 2002*)  
No. 4 of 2002 (*presented 15 May 2002*)  
No. 5 of 2002 (*presented 19 June 2002*)  
No. 6 of 2002: Application of absolute and strict liability offences in Commonwealth Legislation (*presented 26 June 2002*)  
No. 7 of 2002 (*presented 26 June 2002*)  
Work of the committee during the 39th Parliament, November 1998-October 2001 (*tabled 27 June 2002*)  
No. 8 of 2002 (*presented 21 August 2002*)  
No. 9 of 2002 (*tabled 28 August 2002*)  
No. 10 of 2002 (*presented 18 September 2002*)
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### **Selection of Bills—Standing Committee**

#### *Members*

The Government Whip (*Chair*), the Opposition Whip, the Australian Democrats Whip, the National Party of Australia Whip and Senators Buckland, Ian Campbell, Eggleston and Ludwig

#### *Reports presented*

- Report no. 1 of 2002 (*presented 13 March 2002*)  
Report no. 2 of 2002 (*presented 20 March 2002*)  
Report no. 3 of 2002 (*presented 15 May 2002*)  
Report no. 4 of 2002 (*presented 19 June 2002*)  
Report no. 5 of 2002 (*presented 26 June 2002*)  
Report no. 6 of 2002 (*presented 21 August 2002*)  
Report no. 7 of 2002 (*presented 28 August 2002*)  
Report no. 8 of 2002 (*presented 18 September 2002*)
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### **Senators' Interests—Standing Committee**

#### *Members*

Senator Denman (*Chair*), Senator Lightfoot (*Deputy Chair*), Senators Allison, Forshaw, McGauran, Reid, Webber and Wong

#### *Notifications of alterations of interests*

Register of senators' interests incorporating declarations of interests and notifications of alterations of interests lodged between 26 June 2001 and 6 December 2001 (*presented to the President on 21 December 2001, pursuant to standing order 38(7); tabled 12 February 2002*)

Register of senators' interests incorporating declarations of interests and notifications of alterations of interests lodged between 7 December 2001 and 24 June 2002 (*tabled 26 June 2002*)

#### *Reports presented*

- Report 1/2002: Annual report 2001 (*presented to the President on 28 March 2002, pursuant to standing order 38(7); tabled 14 May 2002*)  
Report 2/2002: Proposed changes to resolutions relating to declarations of senators' interests and gifts to the Senate and the Parliament (*tabled 26 June 2002*)

**Superannuation—Select Committee***(appointed 14 March 2002)**Members*

Senator Watson (*Chair*), Senator Sherry (*Deputy Chair*), Senators Buckland, Chapman, Cherry, Hogg and Lightfoot

*Current inquiries*

Tax arrangements for superannuation and related policy (*referred 14 March 2002; reporting date: 14 November 2002*)

Provisions of the Superannuation (Government Co-contribution for Low Income Earners) Bill 2002 and the Superannuation Legislation Amendment Bill 2002 (*referred 21 August 2002; reporting date: 26 September 2002*)

Provisions of the Superannuation Legislation Amendment (Choice of Superannuation Funds) Bill 2002 (*referred 21 August 2002; reporting date: 16 October 2002*)

*Reports presented*

Taxation Laws Amendment (Superannuation) Bill (No. 2) 2002 and Superannuation Guarantee Charge Amendment Bill 2002 (*tabled 25 June 2002*)

Taxation treatment of overseas superannuation transfers (*presented to the President on 25 July 2002, pursuant to standing order 38(7); tabled 19 August 2002*)

**Superannuation and Financial Services—Select Committee***(appointed 22 September 1999 with effect on and from 11 October 1999; re-appointed as the Superannuation—Select Committee, see above)**Report presented*

Early access to superannuation benefits (*presented to the Temporary Chair of Committees, Senator Hogg, on 31 January 2002, pursuant to standing order 38(7); tabled 12 February 2002*)

*Documents presented*

Early access to superannuation benefits—Discussion paper (*presented to the Temporary Chair of Committees, Senator Hogg, on 31 January 2002, pursuant to standing order 38(7); tabled 12 February 2002*)

Investing superannuation funds in rural and regional Australia—Issues paper (*presented to the Deputy President on 7 February 2002, pursuant to standing order 38(7); tabled 12 February 2002*)

**Treaties—Joint Standing Committee***(appointed 14 February 2002)**Members*

Ms JI Bishop (*Chair*), Mr Wilkie (*Deputy Chair*), Senators Barnett, Bartlett, Kirk, Marshall, Mason, Stephens and Tchen and Mr Adams, Mr Bartlett, Mr Ciobo, Mr Evans, Mr Hunt, Mr PE King and Mr Scott

*Reports presented*

Report 44—Four nuclear safeguards treaties tabled in August 2001 (*tabled 15 May 2002*)

Report 45—The Statute of the International Criminal Court (*tabled 15 May 2002*)

Report 46—Treaties tabled 12 March 2002 (*tabled 24 June 2002*)

Statement on the 46th report, dated 26 June 2002 (*tabled 26 June 2002*)

Report 47—Treaties tabled on 18 and 25 June 2002 (*tabled 26 August 2002*)

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## SENATE APPOINTMENTS TO STATUTORY AUTHORITIES

### **Advisory Council on Australian Archives**

Senator Faulkner—(*appointed 27 June 1999 for a period of 3 years; reappointed 24 June 2002, with effect from 27 June 2002, for a period of 3 years*).

### **Council of the National Library of Australia**

Senator Tierney (*appointed 14 February 2002 for a period of 3 years*).

### **Parliamentary Retiring Allowances Trust**

Senators Cook and Watson (*appointed 13 May 1998 and 10 February 1994, respectively*).

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**HARRY EVANS**

Clerk of the Senate

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## MINISTERIAL REPRESENTATION

Minister	Representing
<b>Senator the Honourable Robert Hill</b> <i>Minister for Defence</i> <i>Leader of the Government in the Senate</i>	Prime Minister Minister for Trade Minister for Foreign Affairs Minister for the Environment and Heritage Minister for Veterans' Affairs
<b>Senator the Honourable Richard Alston</b> <i>Minister for Communications, Information Technology and the Arts</i> <i>Deputy Leader of the Government in the Senate</i>	Minister for Employment and Workplace Relations Minister for Education, Science and Training Minister for Science Minister for Employment Services
<b>Senator the Honourable Nicholas Minchin (<u>Nick</u>)</b> <i>Minister for Finance and Administration</i>	Treasurer Minister for Industry, Tourism and Resources
<b>Senator the Honourable Amanda Vanstone</b> <i>Minister for Family and Community Services</i> <i>Minister Assisting the Prime Minister for the Status of Women</i>	Minister for Children and Youth Affairs
<b>Senator the Honourable Kay Patterson</b> <i>Minister for Health and Ageing</i>	Minister for Ageing
<b>Senator the Honourable Christopher Ellison (<u>Chris</u>)</b> <i>Minister for Justice and Customs</i>	Minister for Immigration and Multicultural and Indigenous Affairs Attorney-General Minister for Citizenship and Multicultural Affairs
<b>Senator the Honourable Ian Macdonald</b> <i>Minister for Forestry and Conservation</i>	Minister for Transport and Regional Services Minister for Agriculture, Fisheries and Forestry Minister for Regional Services, Territories and Local Government
<b>Senator the Honourable Charles Kemp (<u>Rod</u>)</b> <i>Minister for the Arts and Sport</i>	
<b>Senator the Honourable Eric Abetz</b> <i>Special Minister of State</i>	Minister for Small Business and Tourism
<b>Senator the Honourable Helen Coonan</b> <i>Minister for Revenue and Assistant Treasurer</i>	
<b>Parliamentary Secretaries</b>	
<b>Senator the Honourable Ian Campbell</b> <i>Parliamentary Secretary to the Treasurer</i> <i>Manager of Government Business in the Senate</i>	
<b>Senator the Honourable Judith Troeth</b> <i>Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry</i>	
<b>Senator the Honourable Ronald Boswell (<u>Ron</u>)</b> <i>Parliamentary Secretary to the Minister for Transport and Regional Services</i>	

*In those instances where Senators prefer to be known by other than their first name, the preferred name is underlined.*

## A GUIDE TO THE DAILY NOTICE PAPER

The *Notice Paper* is issued each sitting day and contains details of current business before the Senate. Its structure is based on four main types of business, as follows:

**Matters of privilege** take precedence over all other business and are listed at the beginning of the *Notice Paper* when they arise. They consist of notices of motion which the President has determined warrant such precedence and any orders relating to uncompleted debates on such motions.

**Business of the Senate** has precedence over government and general business for the day on which it is listed. It includes disallowance motions, orders of the day for the presentation of committee reports, motions to refer matters to standing committees, motions for leave of absence for a senator and motions concerning the qualification of a senator.

**Government business** is business initiated by a minister. It takes precedence over general business except for a period of 2½ hours each week set aside on Thursdays for general business.

**General business** is all other business initiated by senators who are not ministers. It takes precedence over government business only as described above.

Within each of these categories, business consists of notices of motion and orders of the day:

**Notices of motion** are statements of intention that senators intend to move particular motions on the days indicated. They are entered on the *Notice Paper* in the order given and may be given jointly by two or more senators. Notices of motion are usually considered before orders of the day.

**Orders of the day** are items of business which the Senate has ordered to be considered on particular days, usually arising from adjourned debates on matters (including legislation) or requirements to present committee reports.

On days other than Thursdays, the *Notice Paper* records in full current items of business of the Senate and government business, but includes only new items of general business from the previous sitting day. On Thursdays, business relating to the consideration of government documents, committee reports and government responses to committee reports is also published.

Other sections in the *Notice Paper* are as follows:

**Orders of the day relating to committee reports and government responses** follows government business and lists orders of the day for adjourned debates on motions to consider or adopt committee reports and government responses which have been presented during the week. These orders may be considered for one hour on Thursdays at the conclusion of general business. New items appear in the following day's *Notice Paper*. The section is printed in full on Thursdays.

**Orders of the day relating to government documents** appears in general business and lists orders of the day for adjourned debates on motions to take note of government documents. Such orders arise from consideration of the government documents presented on a particular day and include consideration of any documents not reached on the day. They are also listed for consideration for one hour on Thursdays during the consideration of general business. New items appear in the following day's *Notice Paper*. The section is printed in full on Thursdays.

**Business for future consideration** lists any notice of motion or order of the day to be considered on a specific day in the future; for example, a committee report ordered to be presented on a specific date, or a notice of motion given for a day other than the next day of sitting.

**Bills referred to committees** lists all bills or provisions of bills currently being considered by committees.

**Questions on notice** includes the text of new questions on notice and lists the numbers of unanswered questions.

**Orders of the Senate** includes orders of short-term duration such as orders for production of documents and those relating to days of sitting for a period of sittings.

**Contingent notices of motion** are statements of intention by senators that, contingent on a specified occurrence, they may move a motion, usually to suspend standing orders. They are grouped by subject.

**Temporary chairs of committees:** is a daily list of all senators appointed to take the chair in the absence of the President or Deputy President.

**Categories of committees:** is a daily list, categorised by type, of Senate and joint committees. Details of each committee appear in the committee section.

**Committees:** a daily list of Senate and joint committees, including membership, current inquiries and reports presented on or since the previous sitting day.

**Senate appointments to statutory authorities** lists the statutory authorities on which the Senate is represented and details of representation.

**Ministerial representation** lists Senate ministers and the portfolios they represent.

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## A GUIDE TO THE FULL NOTICE PAPER

On the first day of each period of sittings a full *Notice Paper* is printed listing all outstanding business before the Senate, including the full text of all unresolved notices of motion and unanswered questions on notice. This edition is a complete reference to unresolved business from earlier in the session and is useful to keep. All business before the Senate is published daily in the full electronic version of the *Notice Paper*, available on ParlInfo and on the parliament's Internet site.

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Inquiries concerning the *Notice Paper* or business listed in it may be directed to the Senate Table Office on (02) 6277 3015.

