

2004

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

THE SENATE

## NOTICE PAPER

No. 2

THURSDAY, 18 NOVEMBER 2004

*The Senate meets at 9.30 am*

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

## BUSINESS OF THE SENATE

### Notices of Motion

*Notice given 16 November 2004*

- 1 **Senator Ridgeway:** To move—That the Aboriginal and Torres Strait Islander Heritage Protection Amendment Regulations 2004 (No. 1), as contained in Statutory Rules 2004 No. 176 and made under the *Aboriginal and Torres Strait Islander Heritage Protection Act 1984*, be disallowed.

Fourteen 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 **Leader of the Australian Democrats (Senator Bartlett):** To move—That the Customs (Prohibited Imports) Amendment Regulation 2004 (No. 3), as contained in Statutory Rules 2004 No. 121 and made under the *Customs Act 1901*, be disallowed.

Fourteen 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.*

*Notice given 17 November 2004*

- \*3 **Senator Forshaw:** To move—

- (1) That the following matter be referred to the Finance and Public Administration References Committee for inquiry and report by 22 June 2005:
  - (a) the level of expenditure on, and the nature and extent of, Commonwealth government advertising since 1996;
  - (b) the processes involved in decision-making on Commonwealth government advertising, including the role of the Government Communications Unit and the Ministerial Committee on Government Communications;
  - (c) the adequacy of the accountability framework and, in particular, the 1995 guidelines for government advertising, with reference to relevant reports, guidelines and principles issued by the Auditor-General and the Joint Committee of Public Accounts and Audit;
  - (d) the means of ensuring the ongoing application of guidelines based on those recommended by the Auditor-General and the Joint Committee of Public Accounts and Audit to all government advertising; and
  - (e) the order of the Senate of 29 October 2003 relating to advertising projects, and whether the order is an effective mechanism for parliamentary accountability in relation to government advertising.
- (2) That the committee have power to consider and use the records of the Finance and Public Administration References Committee appointed in the previous Parliament.

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## GOVERNMENT BUSINESS

### Orders of the Day

**\*1 Customs Amendment (Thailand-Australia Free Trade Agreement Implementation) Bill 2004**

**Customs Tariff Amendment (Thailand-Australia Free Trade Agreement Implementation) Bill 2004**—(Minister for Family and Community Services, Senator Patterson)

Second reading—Adjourned debate (*adjourned, Senator George Campbell, 17 November 2004*).

(Bills exempted on 17 November 2004 from the provisions of paragraphs (5) to (8) of standing order 111—see *Orders of the Senate—Legislation*)

**2 Governor-General's Opening Speech**

Adjourned debate on the motion of Senator Knowles—That the following address-in-reply be agreed to:

*To His Excellency the Governor-General*

MAY IT PLEASE YOUR EXCELLENCY—

We, the Senate of the Commonwealth of Australia in Parliament assembled, desire to express our loyalty to our Most Gracious Sovereign and to thank Your Excellency for the speech which you have been pleased to address to Parliament.

*And on the amendment moved by the Leader of the Australian Democrats (Senator Bartlett)*—That the following words be added to the address-in-reply:

“, but the Senate is of the opinion that:

- (a) Her Majesty Queen Elizabeth the Second is to be commended for her reported public support for implementation of the Kyoto Protocol; and
- (b) the Government's failure to ratify the Kyoto Protocol, to take strong action to reduce Australia's greenhouse emissions and to urge the United States of America to do likewise, is putting at risk international efforts on climate change”—(Senator Humphries, *in continuation, 17 November 2004*).

**\*3 Telecommunications (Interception) Amendment (Stored Communications) Bill 2004**—(Senate bill)—(Minister for the Environment and Heritage, Senator Ian Campbell)

Second reading—Adjourned debate (*17 November 2004*).

(Bill exempted on 17 November 2004 from the provisions of paragraphs (5) to (8) of standing order 111—see *Orders of the Senate—Legislation*)

**\*4 National Security Information (Criminal Proceedings) Bill 2004**

**National Security Information (Criminal Proceedings) (Consequential Amendments) Bill 2004**—(Senate bills)—(Minister for the Environment and Heritage, Senator Ian Campbell)

Second reading—Adjourned debate (*17 November 2004*).

(Bills exempted on 17 November 2004 from the provisions of paragraphs (5) to (8) of standing order 111—see *Orders of the Senate—Legislation*)

- \*5 **Surveillance Devices Bill 2004**—(*Senate bill*)—(*Minister for the Environment and Heritage, Senator Ian Campbell*)  
 Second reading—Adjourned debate (17 November 2004).  
 (*Bill exempted on 17 November 2004 from the provisions of paragraphs (5) to (8) of standing order 111—see Orders of the Senate—Legislation*)
- \*6 **Aviation Security Amendment Bill 2004**—(*Senate bill*)—(*Minister for the Environment and Heritage, Senator Ian Campbell*)  
 Second reading—Adjourned debate (17 November 2004).  
 (*Bill exempted on 17 November 2004 from the provisions of paragraphs (5) to (8) of standing order 111—see Orders of the Senate—Legislation*)
- \*7 **Workplace Relations Amendment (Agreement Validation) Bill 2004**—(*Senate bill*)—(*Minister for the Environment and Heritage, Senator Ian Campbell*)  
 Second reading—Adjourned debate (17 November 2004).  
 (*Bill exempted on 17 November 2004 from the provisions of paragraphs (5) to (8) of standing order 111—see Orders of the Senate—Legislation*)

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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 **National Capital and External Territories—Joint Standing Committee—Report—Indian Ocean territories: Review of the annual reports of the Department of Transport and Regional Services and the Department of the Environment and Heritage**  
 Consideration (16 November 2004).
- 2 **National Capital and External Territories—Joint Standing Committee—Report—Difficult choices: Inquiry into the role of the National Capital Authority in determining the extent of redevelopment of the Pierces Creek Settlement in the ACT**  
 Consideration (16 November 2004).
- 3 **Legal and Constitutional References Committee—Report—The road to a republic**  
 Consideration (16 November 2004).
- 4 **Australian Crime Commission—Joint Statutory Committee—Report—Examination of the annual report for 2002-03 of the National Crime Authority and the Australian Crime Commission**  
 Consideration (16 November 2004).
- 5 **Administration of Indigenous Affairs—Select Committee—Interim report**  
 Consideration (16 November 2004).

- 6 **Employment, Workplace Relations and Education Legislation Committee—Report—Provisions of the Higher Education Legislation Amendment Bill (No. 3) 2004**  
Consideration (16 November 2004).
- 7 **Economics Legislation Committee—Report—Annual reports (No. 2 of 2004), September 2004**  
Consideration (16 November 2004).
- 8 **Employment, Workplace Relations and Education Legislation Committee—Report—Annual reports (No. 2 of 2004), September 2004**  
Consideration (16 November 2004).
- 9 **Environment, Communications, Information Technology and the Arts Legislation Committee—Report—Annual reports (No. 2 of 2004), September 2004**  
Consideration (16 November 2004).
- 10 **Finance and Public Administration Legislation Committee—Report—Annual reports (No. 2 of 2004), September 2004**  
Consideration (16 November 2004).
- 11 **Foreign Affairs, Defence and Trade Legislation Committee—Report—Annual reports (No. 2 of 2004), September 2004**  
Consideration (16 November 2004).
- 12 **Legal and Constitutional Legislation Committee—Report—Annual reports (No. 2 of 2004), September 2004**  
Consideration (16 November 2004).
- 13 **Rural and Regional Affairs and Transport Legislation Committee—Report—Annual reports (No. 2 of 2004), including final report on the administration of the Civil Aviation Safety Authority, September 2004**  
Consideration (16 November 2004).
- 14 **Rural and Regional Affairs and Transport Legislation Committee—Report—Provisions of the Agriculture, Fisheries and Forestry Legislation Amendment Bill (No. 2) 2004**  
Consideration (16 November 2004).
- 15 **Rural and Regional Affairs and Transport References Committee—Report—Australian forest plantations: A review of *Plantations for Australia: The 2020 Vision***  
Consideration (16 November 2004).
- 16 **Environment, Communications, Information Technology and the Arts References Committee—Interim report—Budgetary and environmental implications of the Government's energy white paper**  
Consideration (16 November 2004).
- 17 **Employment, Workplace Relations and Education Legislation Committee—Supplementary report—Provisions of the Higher Education Legislation Amendment Bill (No. 3) 2004**  
Consideration (16 November 2004).

- 18 **Finance and Public Administration References Committee—Interim report—Inquiry into government advertising and accountability**  
Consideration (16 November 2004).
- 19 **Rural and Regional Affairs and Transport References Committee—Report—Australian forest plantations: A review of *Plantations for Australia: The 2020 Vision*—Corrigendum**  
Consideration (16 November 2004).
- 20 **Legal and Constitutional Legislation Committee—Report—Marriage Amendment Bill 2004**  
Consideration (16 November 2004).
- 21 **Legal and Constitutional Legislation Committee—Report—Provisions of the Criminal Code Amendment (Suicide Related Material Offences) Bill 2004**  
Consideration (16 November 2004).
- 22 **Finance and Public Administration Legislation Committee—Report—Annual reports (No. 2 of 2004), September 2004—Corrigendum**  
Consideration (16 November 2004).
- 23 **Foreign Affairs, Defence and Trade References Committee—Interim report—Inquiry into the effectiveness of Australia’s military justice system**  
Consideration (16 November 2004).
- 24 **Rural and Regional Affairs and Transport Legislation Committee—Interim report—Provisions of the National Animal Welfare Bill 2003**  
Consideration (16 November 2004).
- 25 **Employment, Workplace Relations and Education Legislation Committee—Interim report—Provisions of the Workplace Relations Amendment (Protecting Small Business Employment) Bill 2004**  
Consideration (16 November 2004).
- 26 **Community Affairs Legislation Committee—Report—Tobacco advertising prohibition**  
Consideration (16 November 2004).
- 27 **Community Affairs References Committee—Interim report—Inquiry into aged care**  
Consideration (16 November 2004).
- 28 **Legal and Constitutional References Committee—Interim report—Inquiry into Australian expatriates**  
Consideration (16 November 2004).
- 29 **Employment, Workplace Relations and Education References Committee—Interim report—Inquiry into lifelong learning**  
Consideration (16 November 2004).
- 30 **Employment, Workplace Relations and Education References Committee—Interim report—Inquiry into Indigenous training and employment**  
Consideration (16 November 2004).

- 31 **Employment, Workplace Relations and Education References Committee—Interim report—Inquiry into student income support**  
Consideration (16 November 2004).
- 32 **Employment, Workplace Relations and Education Legislation Committee—Interim report—Inquiry into the proposed amendment in the form of Schedule 1B to the Workplace Relations Amendment (Codifying Contempt Offences) Bill 2004**  
Consideration (16 November 2004).
- 33 **Lindeberg Grievance—Select Committee—Report**  
Consideration (16 November 2004).

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

- 1 **Auditor-General—Audit report no. 10 of 2004-05—Business support process audit—The Senate order for departmental and agency contracts (calendar year 2003 compliance)**  
Consideration (16 November 2004).
- 2 **Auditor-General—Report for 2003-04**  
Consideration (16 November 2004).
- 3 **Auditor-General—Audit report no. 11 of 2004-05—Performance audit—Commonwealth entities' foreign exchange risk management: Department of Finance and Administration**  
Consideration (16 November 2004).
- 4 **Auditor-General—Audit report no. 12 of 2004-05—Performance audit—Research project management follow-up audit: Commonwealth Scientific and Industrial Research Organisation (CSIRO)**  
Consideration (16 November 2004).
- 5 **Auditor-General—Audit report no. 13 of 2004-05—Business support process audit—Superannuation payments for independent contractors working for the Australian Government**  
Consideration (16 November 2004).
- 6 **Auditor-General—Audit report no. 14 of 2004-05—Performance audit—Management and promotion of citizenship services: Department of Immigration and Multicultural and Indigenous Affairs**  
Consideration (16 November 2004).



## GENERAL BUSINESS

### Notices of Motion

*Notice given 16 November 2004*

- 1 **Senator Ludwig:** To move—That—
  - (a) the Select Committee on the Scafton Evidence, appointed by resolution of the Senate on 30 August 2004, be reappointed with the same powers and provisions for membership, except as otherwise provided by this resolution;
  - (b) the committee have power to consider and use for its purposes the minutes of evidence and records of the select committee appointed on 30 August 2004; and
  - (c) the committee report by 2 December 2004.
- 2 **Senator Allison:** To move—That the Senate—
  - (a) notes that:
    - (i) the United Nations (UN) Security Council resolution 1570 of 28 October 2004, reaffirms its commitment to the self-determination of the people of Western Sahara, and
    - (ii) the republic of South Africa extended full recognition and established diplomatic relations with the Saharawi Republic on 15 September 2004; and
  - (b) urges the Government to:
    - (i) recognise the Saharawi Arab Democratic Republic which is a fully-fledged member of the African Union and recognised by over 70 countries worldwide,
    - (ii) extend full support to the organisation of a free, fair and transparent referendum of self-determination for the people of Western Sahara,
    - (iii) vote in favour of the resolution on Western Sahara in the UN General Assembly,
    - (iv) use its best efforts to persuade Morocco to accept the latest UN peace plan that is based on the organisation of a referendum of self-determination in Western Sahara, and
    - (v) provide humanitarian assistance to the Saharawi refugees who need food and medicine urgently.
- 3 **Senator Allison:** To move—That the Senate—
  - (a) notes:
    - (i) the resolution on 28 October 2004 by the European Parliament which calls on its 25 member states to stop deploying high-intensity active naval sonar until more is known about the harm it inflicts on whales and other marine life,
    - (ii) the call for the establishment of a multinational task force for developing international agreements on sonar and other sources of intense ocean noise and to exclude and seek alternatives to the harmful sonars used today, and
    - (iii) the July 2004 report of the Scientific Committee of the International Whaling Commission which found compelling evidence that entire populations of whales and other marine mammals are potentially



threatened by increasingly intense man-made underwater noise both regionally and ocean-wide; and

- (b) calls on the Government to:
  - (i) support the proposed multinational task force,
  - (ii) encourage the United States of America to do likewise, and
  - (iii) impose an immediate ban on high-intensity active naval sonar use in Australian waters pending the outcome of the work of the proposed multinational task force.

**6 Senator Nettle:** To move—That the Senate—

- (a) notes the recent passing of the President of the Palestinian Authority Yasser Arafat;
- (b) extends its condolences to the Palestinian community of Australia who are mourning the loss of their deeply respected leader;
- (c) recognises the historic contribution Yasser Arafat has made to the goal of securing a just peace in the Middle East, and in particular the recognition of the need for a two-state solution; and
- (d) calls on the Government to play a more positive role in the international efforts to achieve a just peace for the peoples of Palestine and Israel.

**7 Senator Harris:** To move—That the Senate—

- (a) notes that:
  - (i) the Tri-nations Rugby League series is currently being played in the United Kingdom,
  - (ii) one of the composite teams is made up of players from Australia and New Zealand, and
  - (iii) this team is being represented by Channel 9 and possibly others as ‘The ANZACS’;
- (b) further notes that the use of the term ‘ANZACS’ is contrary to Commonwealth legislation unless there is approval given by the Minister for Veterans’ Affairs;
- (c) requests the Minister for Veterans’ Affairs to advise the Senate whether an application for the use of the name ‘ANZACS’ has been received from Channel 9 and, if so, whether the Minister granted such approval, or, if not, whether the Minister will ensure that such reference by Channel 9 ceases immediately; and
- (d) if the name has been used without approval, calls on the Minister to request a public apology on air from Channel 9 for the misuse of the name ‘ANZACS’.

**9 Senator Nettle:** To move—That the Senate—

- (a) notes that:
  - (i) the US-led assault on Fallujah has, according to the International Committee of the Red Cross, created a ‘humanitarian crisis’,
  - (ii) despite claims by the United States (US) appointed Prime Minister Allawi that ‘there have been no civilian casualties’, large numbers of civilians have been killed and injured in the attack,
  - (iii) at least one clinic has been bombed and a hospital looted and that Red Cross ambulances and a relief convoy have been refused access to Fallujah by the US-led Multinational Forces in breach of the Geneva Conventions,

- (iv) destroying this ancient city will not bring peace and will increase support for the resistance, as shown by the shift of control of large areas of Ramadi, Samarra, Haditha, Baquba and other cities in the Sunni triangle to insurgent forces, and
  - (v) the recent study by US medical researchers at the John Hopkins Bloomberg School of Public Health and Columbia University which estimated that as many as 100 000 civilians may have died as a result of the US-led invasion and occupation of Iraq;
  - (b) is concerned that elections in Iraq will be further delayed as a result of the actions of the Multinational Forces and the US-appointed Iraqi Government;
  - (c) calls on the Australian Government to:
    - (i) clarify the role of Australian Defence Force members in the planning of, and participation in, the assault on Fallujah,
    - (ii) reverse its policy of support for the US-led occupation of Iraq, and
    - (iii) bring the Australian troops home from Iraq.
- 10 **Senator Harradine:** To move—That Budget estimates supplementary hearings by legislation committees for the 2004-05 estimates meet, where senators give notice of matters in accordance with standing order 26(10), as follows:

**Group A:**

Environment, Communications, Information Technology and the Arts  
 Finance and Public Administration  
 Legal and Constitutional  
 Rural and Regional Affairs and Transport

Tuesday, 30 November, from 8 pm till 11 pm; and

**Group B:**

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

Wednesday, 1 December, from 8 pm till 11 pm.

*Notice given 17 November 2004*

- \*11 **Leader of the Australian Democrats (Senator Bartlett):** To move—That the Senate—
- (a) notes that:
    - (i) 20 November 2004 marks the 15th anniversary of the United Nations Convention on the Rights of the Child (UNCROC),
    - (ii) UNCROC is the most widely ratified human rights convention of all time, ratified by 192 countries,
    - (iii) millions of children worldwide suffer from preventable diseases and malnutrition,
    - (iv) numerous children have no hope of even receiving a basic education,
    - (v) numerous children work in inhumane conditions and are exploited as cheap labour,
    - (vi) children are the sad victims of trafficking, including for heinous purposes of prostitution and sexual exploitation, and

- (vii) children are affected by armed conflict and the ravages of war; and
- (b) expresses the view that an important way for Australia to demonstrate its commitment to UNCROC is to ensure that Australia's domestic laws comply with the spirit and terms of the treaty.

**\*12 Senator Stott Despoja:** To move—That the Senate—

- (a) notes:
  - (i) the briefing provided to the United Nations Security Council by the Secretary-General's Special Representative for Sudan on 4 November 2004, indicating that 'the Sudanese Government made no progress last month in either stopping militia attacks against civilians in Darfur, disarming those armed groups or prosecuting the individuals responsible for the worst atrocities',
  - (ii) there are now approximately 1.45 million internally displaced persons within Sudan and the number of Sudanese refugees in Chad has risen to 200 000,
  - (iii) there have been fresh reports of attacks against internally displaced persons in the Darfur region,
  - (iv) UNICEF has reported that armed militias continue to rape women and girls in the Darfur region with impunity, including numerous reports of gang rapes,
  - (v) the suffering of those affected by the conflict is being prolonged, and the death toll is rising, as a result of international inaction,
  - (vi) the Secretary-General of the United Nations has called on all Member States to provide urgent and generous support to the African Union to enable it to expand its mission in Sudan, and
  - (vii) the Security Council has proposed to meet in Nairobi on 18 and 19 November 2004, at which time it will discuss the crisis in Darfur;
- (b) welcomes the signing of humanitarian and security accords between the Sudanese Government and rebels on 10 November 2004;
- (c) acknowledges the Australian Government's provision of \$20 million in humanitarian assistance to Sudan and its offer to assist the African Union mission by providing the use of two C-130 Hercules transport aircraft;
- (d) calls on the Australian Government to:
  - (i) as a matter of urgency, provide additional, generous support to help facilitate the expansion of the African Union mission, and
  - (ii) make immediate representations to Security Council members, prior to the meeting in Nairobi, regarding the need for urgent action to prevent further loss of life and suffering within Sudan and neighbouring Chad; and
- (e) calls on the Sudanese Government to take immediate action to disarm militia groups, prevent further attacks against civilians, and prosecute the perpetrators of atrocities.

**\*13 Senator Conroy:** To move—That the Senate—

- (a) notes that:
  - (i) the Government has failed to ensure that telecommunications service standards are up to scratch in rural and regional Australia,
  - (ii) the chief of the Government's telecommunications inquiry, Mr Dick Estens, has said that telecommunications services in the bush remain a 'shemozzle', and

- (iii) selling Telstra will cost the budget \$255 million over the next 4 years; and
  - (b) calls on the Government to keep Telstra in majority public ownership to ensure reliable telecommunications services for all Australians.
- \*14 **Senator Harradine:** To move—That answers be provided by 31 January 2005 to:
- (a) estimates questions on notice lodged with legislation committees in the course of the estimates hearings in May and June 2004; and
  - (b) estimates questions on notice lodged with legislation committees by 2 December 2004.

### Orders of the Day relating to Government Documents

- 1 **Australian Law Reform Commission—Report no. 99—Genes and ingenuity: Gene patenting and human health, June 2004**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 2 **Sydney Airport Demand Management Act 1997—Quarterly report on the maximum movement limit for Sydney Airport for the period 1 April to 30 June 2004**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 3 **Reserve Bank of Australia—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 4 **Australian Radiation Protection and Nuclear Safety Agency—Quarterly report for the period 1 January to 31 March 2004**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 5 **Medibank Private—  
Report for 2003-04  
Statement of corporate intent 2004-2007**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 6 **Repatriation Medical Authority—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 7 **Final Budget Outcome 2003-04—Report by the Treasurer (Mr Costello) and the Minister for Finance and Administration (Senator Minchin), September 2004**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 8 **Australian War Memorial—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

- 9 **Defence Housing Authority—Statement of corporate intent, 2004-05**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 10 **Australian Electoral Commission—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 11 **Australian Strategic Policy Institute—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 12 **National Standards Commission—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 13 **Housing Assistance Act 1996—Report for 2002-03 on the operation of the 1999 Commonwealth-State Housing Agreement [Final]**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 14 **Department of Foreign Affairs and Trade—Reports for 2003-04**  
**Volume 1—Department of Foreign Affairs and Trade**  
**Volume 2—Australian Agency for International Development (AusAID)**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 15 **National Residue Survey—Report for 2003-04, incorporating the report for 2003-04 on the National Residue survey results**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 16 **Australian Bureau of Statistics—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 17 **Australian Safeguards and Non-Proliferation Office—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 18 **Department of Agriculture, Fisheries and Forestry—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 19 **Civil Aviation Safety Authority Australia—Corporate plan 2004-05 to 2006-07**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 20 **Indigenous Land Corporation—National Indigenous land strategy 2001-2006—Changes to strategy, February 2004**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

- 21 **Repatriation Medical Authority—Report for 2003-04—Corrigendum**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 22 **Stevedoring Industry Finance Committee—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 23 **Albury-Wodonga Development Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 24 **Department of Industry, Tourism and Resources—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 25 **Export Finance and Insurance Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 26 **Australian Wine and Brandy Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 27 **Australian Trade Commission (Austrade)—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 28 **Maritime Industry Finance Company Limited—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 29 **Department of the Prime Minister and Cabinet—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 30 **Australian Centre for International Agricultural Research—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 31 **Australian Industrial Relations Commission and Australian Industrial Registry—Reports for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 32 **Remuneration Tribunal—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 33 **Department of Communications, Information Technology and the Arts—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

- 34 **Telstra Corporation Limited—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 35 **National Archives of Australia and National Archives of Australia Advisory Council—Reports for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 36 **National Gallery of Australia—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 37 **Australian Film, Television and Radio School—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 38 **Australia Council—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 39 **Australian National Maritime Museum—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 40 **Australian Communications Authority—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 41 **NetAlert Limited—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 42 **Film Australia Limited—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 43 **Australian Broadcasting Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 44 **National Library of Australia—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 45 **National Museum of Australia—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 46 **Australian Postal Corporation (Australia Post)—Equal employment opportunity program—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

- 47 **Australia Business Arts Foundation Ltd—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 48 **Australian Postal Corporation (Australia Post)—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 49 **Office of Film and Literature Classification—Classification Board and Classification Review Board—Reports for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 50 **Office of Parliamentary Counsel—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 51 **Federal Police Disciplinary Tribunal—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 52 **Family Law Council—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 53 **Great Barrier Reef Marine Park Authority—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 54 **Film Finance Corporation Australia Limited—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 55 **Family Court of Australia—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 56 **Office of the Federal Privacy Commissioner—Report for 2003-04 on the operation of the *Privacy Act 1988***  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 57 **Australian Transaction Reports and Analysis Centre (AUSTRAC)—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 58 **Industrial Relations Court of Australia—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 59 **Australian Government Information Management Office—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).



- 60 **Australian Film Commission—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 61 **Department of Family and Community Services—Report for 2003-04—Volumes 1 and 2**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 62 **Australian Institute of Family Studies—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 63 **Commonwealth Director of Public Prosecutions—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 64 **Australian Greenhouse Office—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 65 **PSS Board—Public Sector Superannuation Scheme—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 66 **CSS Board—Commonwealth Superannuation Scheme—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 67 **Department of Finance and Administration—Statement pursuant to section 34C(6) relating to the extension of specified period for the presentation of a report—Minute to the Minister for Finance and Administration concerning the department's report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 68 **Australian Research Council—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 69 **Repatriation Commission, Military Rehabilitation and Compensation Commission, Department of Veterans' Affairs and National Treatment Monitoring Committee—Reports for 2003-04, including reports pursuant to the Defence Service Homes Act 1918 and the War Graves Act 1980**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 70 **Department of the Environment and Heritage—Report for 2003-04, including reports on the operation of the Environment Protection and Biodiversity Conservation Act 1999, the Fuel Quality Standards Act 2000, the Hazardous Waste (Regulation of Exports and Imports (Act) 1989, the Ozone Protection and Synthetic Greenhouse Gas Management Act 1989, the Product Stewardship (Oil) Act 2002 and the Protection of Movable Cultural Heritage Act 1986**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

- 71 **Commonwealth Grants Commission—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 72 **Australian National Training Authority—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 73 **Aboriginal and Torres Strait Islander Services—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 74 **Aboriginal Land Commissioner—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 75 **Anindilyakwa Land Council—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 76 **Indigenous Land Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 77 **Tiwi Land Council—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 78 **Central Queensland Land Council Aboriginal Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 79 **Goldfields Land and Sea Council Aboriginal Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 80 **Gurang Land Council (Aboriginal Corporation)—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 81 **Kimberley Land Council Aboriginal Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 82 **Aboriginal Legal Rights Movement Inc.—Native Title Unit—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 83 **North Queensland Land Council Native Title Representative Body Aboriginal Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

- 84 **South West Aboriginal Land and Sea Council Aboriginal Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 85 **Yamatji Marlpa Barna Baba Maaja Aboriginal Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 86 **National Oceans Office—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 87 **Australian National Training Authority—Report for 2003**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 88 **Inspector-General of Intelligence and Security—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 89 **Office of the Renewable Energy Regulator—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 90 **National Australia Day Council—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 91 **Commonwealth Ombudsman—Report for 2003-04, including a report of the Defence Force Ombudsman and a report pursuant to the *Complaints (Australian Federal Police) Act 1981***  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 92 **Department of the Treasury—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 93 **Australian Office of Financial Management—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 94 **Public Lending Right Committee—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 95 **Australian Broadcasting Authority—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 96 **Bundanon Trust—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

97 **Public Service Commissioner—Report for 2003-04, incorporating the report of the Merit Protection Commissioner**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

98 **Australian Nuclear Science and Technology Organisation (ANSTO)—Report for 2003-04**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

99 **Australian Institute of Marine Science—Report for 2003-04**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

100 **Department of Education, Science and Training—Report for 2003-04**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

101 **Enterprise and Career Education Foundation Limited—Report for 2003-04**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

102 **Administrative Appeals Tribunal—Report for 2003-04**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

103 **Australian Law Reform Commission—Report for 2003-04 (Report no. 100)**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

104 **Federal Magistrates Court—Report for 2003-04**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

105 **Australian Government Solicitor—Report for 2003-04**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

106 **Administrative Review Council—Report for 2003-04**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

107 **Federal Court of Australia—Report for 2003-04**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

108 **Food Standards Australia New Zealand—Report for 2003-04**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

109 **Comcare Australia—Report for 2003-04, including the report of QWL Corporation Pty Limited**

Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

- 110 **CrimTrac Agency—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 111 **Australian Customs Service—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 112 **Australian Reinsurance Pool Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 113 **Inspector-General of Taxation—Report for the period 7 August 2003 to 30 June 2004**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 114 **Sydney Harbour Federation Trust—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 115 **Supervising Scientist—Report for 2003-04 on the operation of the Environment Protection (Alligator Rivers Region) Act 1978**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 116 **Employment Advocate—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 117 **Commissioner of Taxation—Report for 2003-04, including reports of the Australian Valuation Office and the Development Allowance Authority**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 118 **Social Security Appeals Tribunal—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 119 **Aboriginal Hostels Limited—Report for the period 29 June 2003 to 26 June 2004**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 120 **International Air Services Commission—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 121 **Australian Security Intelligence Organisation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 122 **Special Broadcasting Service Corporation (SBS)—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

- 123 **Attorney-General's Department—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 124 **Insolvency and Trustee Service Australia—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 125 **Inspector-General in Bankruptcy—Report for 2003-04 on the operation of the Bankruptcy Act 1966**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 126 **Department of Transport and Regional Services—Statement pursuant to section 34C(6) relating to the extension of specified period for the presentation of a report—Minute to the Minister for Transport and Regional Services concerning the department's report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 127 **Australian Prudential Regulation Authority—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 128 **Royal Australian Air Force Veterans' Residences Trust Fund—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 129 **Services Trust Funds—Reports for 2003-04 of the Australian Military Forces Relief Trust Fund, the Royal Australian Navy Relief Trust Fund and the Royal Australian Air Force Welfare Trust Fund**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 130 **Commissioner for Complaints—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 131 **Aged Care Standards and Accreditation Agency Limited—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 132 **Australian Maritime Safety Authority—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- 133 **Department of Immigration and Multicultural and Indigenous Affairs—Report for 2003-04, including reports pursuant to the Immigration (Education) Act 1971 and the Australian Citizenship Act 1948**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

- \*134 **Review of the corporate governance of statutory authorities and office holders—Report, June 2003**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*135 **Review of the corporate governance of statutory authorities and office holders—Government response**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*136 **Tobacco Research and Development Corporation—Report for 2003-04 [Final report]**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*137 **Australian Government Solicitor—Statement of corporate intent 2004-05**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*138 **Product Stewardship (Oil) Act 2000—Independent review—Report by The Allen Consulting Group, May 2004**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*139 **Product Stewardship for Oil Program—Independent review of the transitional assistance—Report by Australian Academy of Technological Sciences and Engineering, March 2004**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*140 **Companies Auditors and Liquidators Disciplinary Board—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*141 **Financial Reporting Council and Australian Accounting Standards Board—Reports for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*142 **Corporations and Markets Advisory Committee—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*143 **Australian Securities and Investments Commission—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*144 **Australian Statistics Advisory Council—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

- \*145 **Australian Radiation Protection and Nuclear Safety Agency—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*146 **Australian Institute of Aboriginal and Torres Strait Islander Studies—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*147 **Murray-Darling Basin Commission—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*148 **Advance to the Finance Minister—Statement and supporting applications for funds for June 2004**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*149 **Department of Finance and Administration—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*150 **Commissioner for Superannuation (ComSuper)—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*151 **Australia–Indonesia Institute—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*152 **Reserve Bank of Australia—Equity and diversity—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*153 **Australian Institute of Criminology and Criminology Research Council—Reports for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*154 **National Native Title Tribunal—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*155 **Crimes Act 1914—Report on assumed identities for 2003-04—Australian Federal Police**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*156 **Crimes Act 1914—Report on controlled operations for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).



- \*157 **National Witness Protection Program—Report for 2003-04 on the operation of the Witness Protection Act 1994**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*158 **Department of Employment and Workplace Relations—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*159 **Defence Force Remuneration Tribunal—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*160 **Safety, Rehabilitation and Compensation Commission—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*161 **Seafarers Safety, Rehabilitation and Compensation Authority—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*162 **Coal Mining Industry (Long Service Leave Funding) Corporation—Report for 2003-04**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).
- \*163 **APEC—Australia’s individual action plan 2004**  
Adjourned debate on the motion of Senator Buckland—That the Senate take note of the document (*Senator Buckland, in continuation, 17 November 2004*).

### Orders of the Day

- \*1 **Anti-Genocide Bill 1999 [2004]—(Senate bill)—(Senator Greig)**  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*2 **Charter of Political Honesty Bill 2000 [2004]—(Senate bill)—(Senator Murray)**  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*3 **Constitution Alteration (Appropriations for the Ordinary Annual Services of the Government) 2001 [2004]—(Senate bill)—(Senators Murray and Stott Despoja)**  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*4 **Constitution Alteration (Electors’ Initiative, Fixed Term Parliaments and Qualification of Members) 2000 [2004]—(Senate bill)—(Senator Murray)**  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*5 **Defence Amendment (Parliamentary approval for Australian involvement in overseas conflicts) Bill 2003 [2004]—(Senate bill)—(Leader of the Australian Democrats, Senator Bartlett, and Senator Stott Despoja)**  
Second reading (*restored pursuant to resolution of 17 November 2004*).

- \*6 **Electoral Amendment (Political Honesty) Bill 2003 [2004]**—(*Senate bill*)—  
(*Senator Murray*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*7 **Environment Protection and Biodiversity Conservation Amendment (Invasive Species) Bill 2002 [2004]**—(*Senate bill*)—(*Leader of the Australian Democrats, Senator Bartlett*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*8 **Euthanasia Laws (Repeal) Bill 2004**—(*Senate bill*)—(*Senator Allison*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*9 **Financial Management and Accountability (Anti-Restrictive Software Practices) Amendment Bill 2003 [2004]**—(*Senate bill*)—(*Senator Greig*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*10 **Freedom of Information Amendment (Open Government) Bill 2003 [2004]**—  
(*Senate bill*)—(*Senator Murray*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*11 **Genetic Privacy and Non-discrimination Bill 1998 [2004]**—(*Senate bill*)—  
(*Senator Stott Despoja*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*12 **Ministers of State (Post-Retirement Employment Restrictions) Bill 2002 [2004]**—(*Senate bill*)—(*Senators Stott Despoja and Murray*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*13 **National Animal Welfare Bill 2003 [2004]**—(*Senate bill*)—(*Leader of the Australian Democrats, Senator Bartlett*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*14 **Patents Amendment Bill 1996 [2004]**—(*Senate bill*)—(*Senator Stott Despoja*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*15 **Parliamentary Approval of Treaties Bill 1995 [2004]**—(*Senate bill*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*16 **Public Interest Disclosure (Protection of Whistleblowers) Bill 2002 [2004]**—  
(*Senate bill*)—(*Senator Murray*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*17 **Reconciliation Bill 2001 [2004]**—(*Senate bill*)—(*Senator Ridgeway*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*18 **Republic (Consultation of the People) Bill 2001 [2004]**—(*Senate bill*)—  
(*Senator Stott Despoja*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*19 **Sexuality Anti-Vilification Bill 2003 [2004]**—(*Senate bill*)—(*Senator Greig*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*20 **Sexuality and Gender Identity Discrimination Bill 2003 [2004]**—(*Senate bill*)—(*Senator Greig*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).

- \*21 **State Elections (One Vote, One Value) Bill 2001 [2004]**—(*Senate bill*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*22 **Textbook Subsidy Bill 2003 [2004]**—(*Senate bill*)—(*Senator Stott Despoja*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*23 **Uranium Mining in or near Australian World Heritage Properties (Prohibition) Bill 1998 [2004]**—(*Senate bill*)—(*Senator Allison*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).
- \*24 **Workplace Relations Amendment (Paid Maternity Leave) Bill 2002 [2004]**—(*Senate bill*)—(*Senator Stott Despoja*)  
Second reading (*restored pursuant to resolution of 17 November 2004*).

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## BUSINESS FOR FUTURE CONSIDERATION

### On 29 November 2004

#### Government Business—Notice of Motion

*Notice given 17 November 2004*

- \*1 **Minister for the Environment and Heritage (Senator Ian Campbell):** To move—That the provisions of paragraphs (5) to (8) of standing order 111 not apply to the following bills:
  - Administrative Appeals Tribunal Amendment Bill 2004
  - Bankruptcy and Family Law Legislation Amendment Bill 2004
  - Disability Discrimination Amendment (Education Standards) Bill 2004
  - Family Law Amendment (Annuities) Bill 2004
  - Fisheries (Validation of Plans of Management) Bill 2004.

### On 30 November 2004

#### Government Business—Notice of Motion

*Notice given 17 November 2004*

- \*1 **Minister for the Environment and Heritage (Senator Ian Campbell):** To move—That the provisions of paragraphs (5) to (8) of standing order 111 not apply to the following bills:
  - Family and Community Services and Veterans' Affairs Legislation Amendment (2004 Election Commitments) Bill 2004
  - National Water Commission Bill 2004
  - Tax Laws Amendment (Retirement Villages) Bill 2004
  - Tax Laws Amendment (Small Business Measures) Bill 2004
  - Tax Laws Amendment (Superannuation Reporting) Bill 2004.

### Fourteen days after today (2 December 2004)

#### Government Business—Orders of the Day

- \*164 **Administrative Appeals Tribunal Amendment Bill 2004**—(*Senate bill*)—  
(Minister for the Environment and Heritage, Senator Ian Campbell)  
Second reading—Adjourned debate (17 November 2004).
- \*165 **Bankruptcy and Family Law Legislation Amendment Bill 2004**—(*Senate bill*)—  
(Minister for the Environment and Heritage, Senator Ian Campbell)  
Second reading—Adjourned debate (17 November 2004).
- \*166 **Disability Discrimination Amendment (Education Standards) Bill 2004**—  
(*Senate bill*)—(Minister for the Environment and Heritage, Senator Ian Campbell)  
Second reading—Adjourned debate (17 November 2004).
- \*167 **Family Law Amendment (Annuities) Bill 2004**—(*Senate bill*)—(Minister for  
the Environment and Heritage, Senator Ian Campbell)  
Second reading—Adjourned debate (17 November 2004).
- \*168 **Fisheries (Validation of Plans of Management) Bill 2004**—(*Senate bill*)—  
(Minister for the Environment and Heritage, Senator Ian Campbell)  
Second reading—Adjourned debate (17 November 2004).
- \*169 **Postal Industry Ombudsman Bill 2004**—(*Senate bill*)—(Minister for the  
Environment and Heritage, Senator Ian Campbell)  
Second reading—Adjourned debate (17 November 2004).

### On 8 March 2005

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

- \*1 **Administration of Indigenous Affairs—Select Committee**  
Report to be presented.



### QUESTIONS ON NOTICE

Question Nos, as shown, from 55 to 3115 remain unanswered for 30 or more days (see standing order 74(5)).

*Notice given 16 November 2004*

- 1 **Senator Brown:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the announcement by the Minister on 23 August 2004 of a \$48 million package to improve security within Australia's regional airports:
  - (1) Is any of the money for this package coming from the air passenger ticket levy that was imposed in order to meet the entitlements of former Ansett employees.
  - (2) (a) How much money was raised by the levy; and (b) of this, how much has been paid to former Ansett employees.

- (3) How much remains to be paid to former Ansett employees in order to fully meet their entitlements.
- 2 **Senator Nettle:** To ask the Minister for the Environment and Heritage—With reference to work on the Middle Head Road to Balmoral track undertaken by the Sydney Harbour Foreshore Trust:
- (1) On what basis was the decision made to commence work on the road before an upgrade of the existing track from Chowder Bay to Middle Head Road was undertaken.
  - (2) (a) What form of assessment has been undertaken regarding the potential increased risk of fire resulting from the construction of the walking track; and (b) can a copy of the assessment be provided.
  - (3) (a) What is the proposed timeline for the completion of the Middle Head Road to Balmoral track; and (b) when will the track be completed.
  - (4) What is the cost of this section of track.
  - (5) What precautions are being taken during the building of the track to prevent further spread of *phytophthora*.
  - (6) (a) What measures will be in place once the track is completed to prevent the further spread of *phytophthora*; (b) at what stage can these measures be reviewed; and (c) what will the review process involve.
- 3 **Senator Brown:** To ask the Minister for Immigration and Multicultural and Indigenous Affairs—With reference to the administration of the *Aboriginal Councils and Associations Act 1976* and, in particular, to section 60:
- (1) Given that an authorised person must produce written authority provided by the Registrar before exercising any powers under this section: (a) which Aboriginal corporations were served with written authority; (b) how was this written authority served and by whom; (c) what were the names of the persons to whom the written authority was given; and (d) which Aboriginal corporations were not served with any written authority.
  - (2) Which Aboriginal corporations were and are subject to legal actions by the Registrar.
  - (3) Since 1996: (a) how much has been spent by the Registrar's office on legal matters in relation to section 60 findings; and (b) what are the names of the Aboriginal corporations involved in these matters.
  - (4) (a) Did the Registrar act upon complaints from former employees of the Aboriginal and Torres Strait Islander Commission (ATSIC) and the Aboriginal and Torres Strait Islander Service (ATSIS) to institute action under section 60; and (b) which Aboriginal corporations were recommended for examination on the instruction of the former ATSIC or ATSIS.
  - (5) Were procedures in place between the Registrar's office and the former ATSIC and ATSIS to allow for Commonwealth employees of either the Registrar's office or the former ATSIC or ATSIS to engage in a deliberate process of instructing solicitors engaged in court proceedings initiated by the Registrar's office.
- 4 **Senator Brown:** To ask the Minister for Immigration and Multicultural and Indigenous Affairs—With reference to the administration of the *Aboriginal Councils and Associations Act 1976*:
- (1) Since 1996, how many Aboriginal corporations were subjected to examination under section 60 of the Act.

- (2) (a) Which corporations were involved; and (b) in which state or territory did or do these corporations exist.
  - (3) What was the name of the person or persons or company that undertook the examination of corporations' office documents.
  - (4) Did the Registrar's office ensure prior probity checks were conducted on all the nominated persons or companies that undertook the examinations.
  - (5) (a) Who did the Registrar engage to undertake the examinations; and (b) was this selection made through a tender process; if so, can a copy be provided of the notice that appeared in national newspapers calling for expressions of interest.
- 5 **Senator Brown:** To ask the Minister for Defence—With reference to the Salt Ash Air Weapons Range near Port Stephens, which is used by aircraft from the Royal Australian Air Force Base, Williamtown, and to studies by PPK Consultants of an alternative range site using land at Mungo Brush (Tea Gardens):
- (1) Is a second study by PPK Consultants, commissioned by the department in response to deficiencies in the initial study, a classified document.
  - (2) Has the Defence Inspector-General refused to release the study to the Australian National Audit Office.
  - (3) Will the study be made publicly available.
  - (4) Given that in media release 328/03, dated 13 November 2003, the department stated that, 'Under the conditions attached to the introduction of the Hawk fighter, Defence is required to engage with local and state planning authorities to establish guidelines to ensure proposed developments near both sites are compatible with Defence operational and training requirements', what consultation has since taken place with local and state planning authorities.
  - (5) Will the department also consult with these authorities in relation to the impact upon existing communities.
  - (6) In examining the environmental impact of the range, have the effects of exposure to aerosol jet fuel spray been investigated.
  - (7) Will the department commission on-going studies to determine the actual, as compared to the predicted, impact of the range upon local communities.
  - (8) Has there been any study of potential dangers to nearby residents arising from the use of live munitions in proximity to their homes.
- 6 **Senator Brown:** To ask the Minister representing the Prime Minister—With reference to a letter dated 17 September 2003 sent by Mr D Brown of Ocean Reef, Western Australia, to the Commonwealth Ombudsman, Professor John McMillan, in which he specified six alleged irregularities in the conduct of the ombudsman, and asked for a detailed response to each complaint:
- (1) Has the ombudsman received this letter; if so, has he responded to the complaints made in the letter; if not, when will a response be made.
  - (2) Does the Office of the Commonwealth Ombudsman respond to complaints made about the office itself, whether or not these are the basis of a formal complaint about a particular individual within the office.
  - (3) Has the Office of the Commonwealth Ombudsman established a benchmark time frame for responding to complaints about the office.
- 7 **Senator Brown:** To ask the Minister representing the Attorney-General—With reference to the prospective trials of Mr David Hicks and Mr Mamdouh Habib

before a United States (US) Military Commission established under a Military Commission Order, under which a statement is admissible in evidence ‘if it has probative value to a reasonable person’:

- (1) Does this provision give the defendants less protection against making admissions as a result of physical or mental torture than they would have if they were tried by a civil court in either Australia or the US.
- (2) Will the Australian Government petition the US Administration to ensure that statements made by the defendants under duress are not admitted as evidence by the military commission.
- (3) Will the Australian Government petition the US Administration for an inquiry into whether Mr Hicks and/or Mr Habib have been subjected to torture to be conducted by an independent inquiry rather than by an inquiry held within the US Navy.

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

- (1) Did staff at Villawood Detention Centre advise detainees on 14 July 2004 that families with children would be sent to a detention centre in South Australia; if so, was the notification followed by a protest.
- (2) (a) What protocols are in force to handle such protests; and (b) what eventuated in this case.
- (3) If a detained sole parent is taken from the detention centre for any reason: (a) what provision is made for the care of his or her children; and (b) what protocols are in force for this situation.
- (4) (a) Under what circumstances can a detainee be given medical or psychiatric treatment; and (b) who is empowered to decide on the necessity for, or type of, treatment to be given; and (c) is the consent of the detainee required.

9 **Senator Brown:** To ask the Minister for Fisheries, Forestry and Conservation— Given the following extract from the website of the South Australian Branch of Marine and Coastal Community network <http://www.mccn.org.au/sa/>; ‘South Australian fishers have continued to criticize Australian Fisheries Management Authority (AFMA) to allow automatic longline fishing in the southern fishery. Speaking on ABC radio, Alan Suter, from the Commercial Marine Scalefish Executive Committee and the West Coast Fishermen’s Association has claimed most South Australia fishers are opposed to the practice. The fishers have also expressed extreme disappointment in State Fisheries for failing to protect the fishers and fish stocks. Fourteen trial auto-long-lining permits have been issued, allowing each fisher to put up to 15,000 hooks into the water twice a day. AFMA claims it will not compromise sustainability in deciding to allow the use of automatic long-lining in the Southern and Eastern Scalefish and Shark Fishery (SESSF). Apart from existing trial permits, no further auto-long-lining permits will be granted until further examination of the management measures required’:

- (1) Were relevant stakeholders consulted before the AFMA issued the auto-long-lining permits.
- (2) Has there, in the light of the criticisms by the industry, been any review of the policy of allowing automatic longline fishing; if not, will the Government instruct the AFMA to conduct such a review, involving full consultation with the affected parties within the Australian fishing industry.

- 10 **Senator Brown:** To ask the Minister representing the Minister for Transport and Regional Services—With reference to the sub-contracting of the carriage of road freight by transport operators:
- (1) In circumstances where monies are collected from sub-contractors for insurance purposes: (a) are operators required to lodge these monies with an insurance agency; (b) are operators required to notify their sub-contractors in writing of the extent to which they are covered by insurance that is held by the contracting company; and (c) is there an available estimate of the yearly value of insurance levies collected by contracting companies where the above conditions are not met.
  - (2) In circumstances where monies are collected from customers, as a levy to cover the increased cost of fuel: (a) are operators required to pass these levies to sub-contractors where the fuel is purchased by the sub-contractor; and (b) is there an available estimate of the yearly value of fuel levies that are not passed on to sub-contractors who purchase their own fuel.
  - (3) Will the Government ask the National Road Transport Commission to investigate whether sub-contractors should be given further protection with respect to both of the above issues.
- 11 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the abandoned Woodsreef asbestos mine, located east of Barraba in New South Wales:
- (1) Is the Government aware of any study as to whether the tailings dump from the mine currently constitutes either: (a) a health hazard to nearby communities; or (b) a pollutant risk to river systems, whether localised or impacting significant components of the Murray-Darling river system.
  - (2) Given the interest of Pacific Magnesium Corporation in re-opening the site in order to extract magnesium from the tailings, is the Government aware of any assessment of the environmental impact of such a development.
  - (3) (a) Has there been any rehabilitation work preformed on the site since the mine was closed; (b) are there any plans for such work to be commenced; and (c) is such work dependent upon a decision as to whether the site will be reopened for the extraction of magnesium.
- 12 **Senator Brown:** To ask the Minister representing the Attorney-General—With reference to the *Marriage Amendment Act 2004* and in particular to couples where one partner has undergone, or is contemplating, gender reassignment:
- (1) What is the meaning of the terms: (a) ‘man’; and (b) ‘woman’.
  - (2) (a) What is the situation of married couples where one partner undergoes a gender reassignment; (b) is their marriage invalidated by the legislation; and (c) what are the consequences for: (i) the couple, (ii) their children (including adopted children), (iii) property, including inheritance, (iv) entitlement to government benefits, (v) citizenship, and (vi) any other circumstance.
  - (3) If the law in effect annuls such marriages, how and when will the Government inform couples of this fact.
- 13 **Senator Brown:** To ask the Minister representing the Minister for Foreign Affairs—
- (1) Before, or since, the Minister’s comments on the Australian Broadcasting Corporation’s *Lateline* program on 12 May 2004, what action has the Minister taken to establish the complete picture of treatment or



mistreatment of the two Australians, and other persons, at Guantanamo Bay.

- (2) What is the complete picture regarding the treatment of the two Australians at Guantanamo Bay.
- (3) Since 12 May 2004, what specific request has been made to the United States Government for details of the treatment of Mr Hicks and Mr Habib, known to Major Mori or any other person involved.
- (4) What details of the treatment of Mr Hicks and Mr Habib have been received.

14 **Senator Allison:** To ask the Minister for Family and Community Services—

- (1) Is the Minister aware that in Victoria: (a) there are now 3 155 individuals on the waiting list for supported accommodation; (b) 1 160 individuals are rated as urgent; and (c) the average waiting time for supported accommodation is now 140 weeks.
- (2) When negotiating the next Commonwealth State Territory Disability Agreement, will the Government require state and territory governments to better meet their obligations in regard to people with disabilities who are assessed as being in need of accommodation services; if so, what targets will be set for reducing this serious unmet need and reducing waiting times; if not, why not.
- (3) Is the Minister aware that families provide over 90 per cent of the accommodation, personal care and support of people with dependent disabilities.
- (4) Is the Minister aware that only 10 500 Victorian parents of children with disabilities receive assistance from the state government, out of approximately 140 000 who require assistance; if so, what representation has been made by the Commonwealth to the Victorian Government to meet the needs of those currently not receiving assistance.
- (5) Has the Government made representation to the Victorian Government suggesting that the revenue from selling the land on which Kew Cottages is located should be used for accommodation for people with disabilities; if not, why not.
- (6) Does the Minister advocate choice of support and accommodation for families that are currently caring for a disabled and dependent person; if so, how.
- (7) Is the Minister aware that the board of Endeavour, the largest service provider for people with intellectual disability in the southern hemisphere, has been forced, through inadequate Commonwealth and state funding, to close its services; if so, what action does the Minister intend to take to ensure that those services will continue to be made available to those who need them.
- (8) What progress has been made in moving young people with disabilities from nursing homes into more appropriate accommodation in each state and territory.

15 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—With reference to an article in the *Herald Sun*, dated 18 October 2004, which reported that the Premier of Victoria (Mr Bracks) will ask for funds to compensate for the loss of revenue expected after 2006 when exemptions for

motor racing from the *Tobacco Advertising Prohibition Act 1992* will not be provided by the Federal Government:

- (1) Has such an approach been made; if so, can a copy of the correspondence or records be provided.
- (2) Is the Minister aware that compensation of \$18 million was paid to Mr Ecclestone for the Montreal Formula One Grand Prix when the Canadian Government banned tobacco advertising in 2004.
- (3) Has the Government considered providing revenue for this purpose; if so, will it do so.
- (4) Has the Minister advised the Victorian Government that exemptions will not be provided after the Melbourne Formula One Grand Prix in 2006; if not, will it do so.

16 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—With reference to the report of the National Drug Research Institute released on 29 June 2004:

- (1) Given that 90 per cent of drug-caused disability and death is caused by alcohol and tobacco, will the Minister consider any change to the current proportion of spending on harm reduction and prevention programs that relate to legal and illegal substance use, namely the approximately \$120 million spent per year on alcohol and tobacco; if not, why not.
- (2) Will the Minister consider the following suggested strategies, where appropriate in collaboration with state and territory governments: (a) further restrictions on smoking in public spaces; (b) increased taxes on high strength alcoholic products; (c) increasing the legal age for purchasing tobacco products; (d) enforcing liquor laws; and (e) improving the advice and intervention given by general practitioners to patients who smoke and/or drink to excess.

17 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—

- (1) Is the Minister aware that Canada is joining New Zealand, the United Kingdom and France in introducing mandatory warnings on all alcoholic beverages similar to those that are currently used in the United States of America and Japan.
- (2) Given that the long-term effects of irresponsible alcohol use include chronic health problems, alcoholic dependence, unemployment, family breakdown, and homelessness and the short-term effects include loss of control and intoxication contributing to road trauma, public violence, domestic violence, falls, accidents operating machinery, increased sexual vulnerability and unwanted pregnancies; what plans does the Government have to investigate the efficacy of introducing improved consumer information labelling on alcoholic beverages in Australia.

18 **Senator Brown:** To ask the Minister for Defence—With reference to the answer to question on notice no. 2811 (Senate Hansard, 12 May 2004, p. 23190): Is the scenario outlined in the October 2003 Pentagon report, *Abrupt climate change scenario and its implications for United States National Security* by Peter Schwartz and Doug Randall, including ‘Fortress USA’ and/or ‘Fortress Australia’ plausible; if not, why not.

**Senator Allison:** To ask the Ministers listed below (Question Nos 19-20)—

- (1) Is the Minister aware of the resolution of the Parliament of the European Union (EU) dated 28 October 2004 which calls on its 25 member states to stop the deployment of high intensity active naval sonar until more is known about the harm it inflicts on whales and other marine life.
- (2) Is the Minister aware of the report of the Scientific Committee of the International Whaling Commission (IWC) which found compelling evidence that entire populations of whales and other marine mammals are potentially threatened by increasingly intense man-made underwater noise, both regionally and ocean-wide.
- (3) Is the Minister aware that the IWC expressed particular concern about the effects of high intensity sonar, noting that the association with certain mass strandings 'is very convincing and appears overwhelming'.
- (4) Will the Government consider joining the EU in supporting the establishment of a multinational task force to develop an international agreement on sonar and other sources of intense ocean noise in order to exclude and seek alternatives to the harmful sonars used and to immediately restrict the use of high intensity active naval sonars in waters falling under their jurisdiction; if not, why not.
- (5) Will the Minister provide details of: (a) the sonar systems used in Australian waters; and (b) the proposals to use active sonar during the proposed joint military training exercises between Australia and the United States of America (US) in Shoalwater Bay and surrounding waters.
- (6) Will the environmental management plans for these joint military training exercises be made public and will the precautionary principle be adopted in all circumstances.
- (7) Will the Minister provide details of proposals to adopt the new Surveillance Towed Array Sensor System Low Frequency Active system, currently in use on two US Navy ships, for Australian warships and submarines.
- (8) What efforts have been made by the Government to improve knowledge about the distribution of whales in Australian waters and the effects of active sonar systems on marine life.
- (9) Will the environmental impact of the use of active sonar systems in joint military exercises and more generally be overseen and assessed by marine scientists independent of government; if so, by whom; if not, why not.

19 Minister for Defence

20 Minister for the Environment and Heritage

21 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—

- (1) Is the Minister aware of a study conducted by the Victorian Cancer Council which found that 90 per cent of customers with very fair skin were able to use solariums, and that this use is in breach of Australian standards.
- (2) Will the Minister require solarium operators to comply with Australian standards.
- (3) Will the Minister require solarium operators to give warnings those who are at high risk of developing skin damage and skin cancer.

- 22 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—
- (1) When will the report resulting from the Investment Review of Health and Medical Research be made public.
  - (2) What are the reasons for the delay in the publication of the report.
  - (3) What plans does the Government have to implement the recommendations of the report.
- 23 **Senator Marshall:** To ask the Minister for Immigration and Multicultural and Indigenous Affairs—
- (1) For each of the years 2002, 2003 and 2004 (to date): (a) how many appeals for ministerial discretion to grant a visa to remain in Australia were made by people whose visas were cancelled under subsection 501(2) of the *Migration Act 1958*; and (b) how many times did the Minister exercise discretion to grant a visa to a person whose visa was cancelled under section 501 of the Act.
  - (2) Does the Minister have the power to re-instate a permanent resident visa previously cancelled under sections 200 or 501 of the Act.
- 24 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—
- (1) What discussions or consultations were conducted with industry and consumer groups regarding the pre-election announcement of compulsory 12.5 per cent cuts in the Pharmaceutical Benefits Scheme (PBS) prices for newly listed medicines.
  - (2) (a) How will this savings measure be realised; (b) what legislative changes will be required; and (c) when will these be presented to the Parliament for consideration.
  - (3) What information does the Minister have on the potential consequences of these enforced cuts in PBS prices for the sustainability of the pharmaceutical industry in Australia.
  - (4) What work has been done to study the impact of this decision on the take-up of generic medicine manufacture.
  - (5) What information does the Minister have on the potential consequences of these enforced cuts in PBS prices for community pharmacies.
- 25 **Senator Allison:** To ask the Minister for the Environment and Heritage—With reference to threatened ecological community listings and the report, *Identification and assessment of nationally threatened woodlands*:
- (1) What course of action will the Minister take to ensure the further assessment of national ecological communities identified as lacking data or not assessed.
  - (2) Does the Minister intend to proceed with the listing of the two national ecological communities identified as eligible for listing under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act), namely: (a) coolabah woodlands and open woodlands in the Mulga Lands and Darling Riverine Plains (and neighbouring lands); and (b) woodlands of *Eucalyptus formanii* or the arid region of Western Australia.
  - (3) Given the findings of the report, will public nomination for coolabah (*Eucalyptus coolabah*)/blackbox (*Eucalyptus largiflorens*) woodlands of

the northern New South Wales wheatbelt and Queensland Brigalow Belt Bioregion, be progressed under the EPBC Act, particularly as the New South Wales portion of this region has recently been recognised as an endangered ecological community under the New South Wales *Threatened Species Conservation Act 1995*.

26 **Senator Allison:** To ask the Minister for Defence—With reference to the answer to question on notice no. 3097 regarding use of live munitions in military exercises and the effects on the marine environment:

- (1) Will the Minister provide a copy of the environmental management plan and environmental impact assessment for activities in the Shoalwater Bay area.
- (2) With reference to the answer to part (5) of question on notice no. 3097: (a) would foreign armed forces be required to refer for assessment any nuclear actions that may have a significant impact on matters of national environmental significance; and (b) do foreign or Australian armed forces have plans to undertake any activities which may constitute nuclear actions in operational exercises within Australia.

27 **Senator Allison:** To ask the Minister representing the Prime Minister—

- (1) With reference to a claim made by the Prime Minister before the war that only the threat of force by the United States of America (US) allowed the United Nations Monitoring, Verification and Inspection Commission (UNMOVIC) weapons inspectors back into Iraq, and given that it was the threat of force by Washington which pulled the weapons inspectors out of Iraq in March 2003 before they could complete their work (as in December 1998), does the Prime Minister now concede that the threat of force failed again to disarm Iraq of its weapons of mass destruction.
- (2) What is the Government's response to the claim of the Executive Chairman of UNMOVIC, Dr Blix, that the US was guilty of 'fabricating' evidence against Iraq to justify the war, and his belief that the discovery of weapons of mass destruction had been replaced by the main objective of the US of toppling Saddam Hussein (*The Guardian*, 12 April 2003).
- (3) With reference to claims made by the Prime Minister before the war that there was no doubt that Iraq had weapons of mass destruction and that that this was the primary reason for Australia's participation in the 'coalition of the willing', what is the Prime Minister's position now that, even after the collapse of the regime in Baghdad, no weapons of mass destruction have been found despite United States Defence Secretary Donald Rumsfeld's claim to know where they are.
- (4) Given the Prime Minister's statements that 'regime change' was only a secondary concern for Australia, does the Government agree that the primary justification for the war may prove to be a lie.
- (5) If, as the Prime Minister repeatedly claimed, Iraq had weapons of mass destruction and Saddam Hussein could not be contained or deterred, what is the Government's analysis of why they were not used in the regime's terminal hours against the invading US, United Kingdom and Australian forces.
- (6) With reference to the Prime Minister's argument that stopping the spread of weapons of mass destruction was a primary motive for Australia's participation in a war against Iraq: (a) is the Government concerned that one of the direct effects of the war may be the proliferation of weapons of

mass destruction to third parties, including other so called 'rogue states' and possibly terrorist groups, and (b) what analysis has the Government done of this likelihood, and (c) can details be provided.

- (7) Does the Prime Minister now regret saying just before the war (at the National Press Club and elsewhere) that Saddam Hussein could stay on in power providing he got rid of his weapons of mass destruction, thus allowing him to continue the repression of Iraqis; if so, what circumstances altered the Prime Minister's view.
- 28 **Senator Allison:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—
- (1) Has Basslink Pty Ltd prepared a code of conduct for commercial and recreational fishing activities, as is required for approval of the Basslink project; if so; (a) has the code been approved; and (b) can a copy of the code be provided.
  - (2) With which fishing groups and individuals did the proponents consult when developing the code.
  - (3) If consultations did not include Gippsland fisher's such as those from Yarram, McLaughlin's Beach and Lakes Entrance, why were these groups not consulted.
- 29 **Senator Allison:** To ask the Leader of the Government in the Senate—When will the Minister respond to Senator Allison's letter of 7 April 2003 concerning orders for the production of documents.
- 30 **Senator Allison:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—
- (1) For each of the financial years 2000-01, 2001-02 and 2002-03, how much was spent on advertising and marketing in relation to the National Action Plan for Salinity and Water Quality (NAP).
  - (2) For the 2003-04 financial year to date, how much has been spent on advertising and marketing in relation to the NAP.
  - (3) For each state and territory, how much has been spent on foundation funding, priority actions, regional investment strategies and capacity building under the NAP.
  - (4) Can details be provided of the priority actions that have received funding under the NAP in South Australia, Queensland, Western Australia and New South Wales.
  - (5) Can copies be provided of the strategic investment plans that have been prepared in relation to the NAP for each state and territory,.
- 31 **Senator Allison:** To ask the Minister representing the Minister for Ageing—
- (1) What monitoring has taken place of the Kanella Aged Care Home since the audit report of February 2004, which found non-compliance with 14 expected outcomes.
  - (2) Which of these non-compliant outcomes has been made compliant.
  - (3) What monitoring took place between the audit report of 2003 and the subsequent decision to accredit this aged care home, and the 2004 audit.
  - (4) Why were the non-compliant outcomes not identified before February 2004.

32 **Senator Allison:** To ask the Minister representing the Treasurer—

- (1) Why has the Treasurer imposed competition payment penalties on the Government of South Australia and ignored the arguments it put forward about the social impact that would result from that state removing its 'proof of need' test for hotel and retail liquor merchant licences, as required by the National Competition Council.
- (2) Does the Treasurer accept advice from the Government of South Australia, and the Drug and Alcohol Services Council, the Salvation Army and the South Australia Police, that removing the 'proof of need' test would result in greater alcohol-related harm; if not, why not.
- (3) Does the Treasurer accept the arguments put forward by the South Australian Premier on 2 June 2004 that the 'proof of need' test protects against business failures in the industry, and against market domination by one or two powerful players, which would lead to a reduction in competition; if not, why not.
- (4) What other competition payment penalties will be or have been imposed on state governments, despite arguments put forward by those governments in relation to social and/or health impacts.

33 **Senator Allison:** To ask the Minister representing the Treasurer—

- (1) Is the company Betfair registered for the goods and services tax (GST) in Australia; if so, when did it register.
- (2) Is it correct that GST was payable by Betfair on revenues received from Australian residents using this wagering platform; if so: (a) was the GST paid; and (b) if the GST was not paid, what action has been taken in respect of that non-payment.

34 **Senator Allison:** To ask the Minister for Communications, Information Technology and the Arts—

- (1) What is the status of the referral by the Australian Broadcasting Authority (ABA) to the Australian Federal Police (AFP), following complaint 03CE001251J made in March 2003, of gross breaches of law under subsection 8A(2) of the *Interactive Gambling Act 2001*, particularly since the complainant was advised by the AFP in August 2003 when taking formal statements that the AFP would proceed to prosecution of Betfair.
- (2) If no charges have been laid, why is this the case.
- (3) Does the Minister intend to refer to the ABA or the AFP the complaint made by Mr Tim Ryan that Betfair breached the law under subsection 8A(2)(a) of the *Interactive Gambling Act 2001* by taking a bet on 19 June 2004 on the US Golf Open after the event had started.
- (4) Has there been any investigation of the claims that Betfair continue to offer betting, contravening subsection 8A(2)(a) of the *Interactive Gambling Act 2001*; if so, have charges been laid; if not, why not.
- (5) Is Betfair registered for the goods and services tax (GST) in Australia; if so, when did it register.
- (6) Is it correct that the GST was payable by Betfair on revenues received from Australian residents using their wagering platform; if so: (a) was the GST paid; and (b) if the GST was not paid, what action has been taken in respect of that non-payment.

- (7) Have any money laundering matters in relation to betting exchanges and unregulated cross-border wagering come to the attention of the Government; if so: (a) have any such matters been referred to the AFP; and (b) have any been charges laid.
- (8) Has the Government considered banning cross-border gambling, except where mutual recognition of jurisdictional authority and extradition provisions are in place; if not, why not.
- (9) Has the Government considered a ban on betting exchanges because they provide opportunities for individuals who are unlicensed, and therefore unregulated, to lay or bet against contestants; if not, why not.
- (10) Given that the Government considered amending the *Interactive Gambling Act 2001* to make all exemptions under the Act (not just wagering) subject to the holding of an Australian state or (internal) territory licence at the time of its passage through the Parliament but did not do so because there was little time for consultation, will the Government now consider doing so.
- (11) Why is the Government permitting offshore wagering operators to shelter behind the subsection 8A(2) exemption of the *Interactive Gambling Act 2001* s8A exemption, allowing these operators to provide services to Australian residents (in New South Wales and Western Australia) that are illegal for those residents to use.

35 **Senator Allison:** To ask the Minister for Justice and Customs—

- (1) Has the Australian Broadcasting Authority or anyone else referred to the Australian Federal Police any complaints that Betfair breached subsection 8A(2) of *Interactive Gambling Act 2001* by taking a bet on the US Golf Open after the event had started; if so: (a) what is the status of that referral; and (b) have charges been laid.
- (2) Has there been any investigation of claims that Betfair continue to offer betting that contravenes subsection 8A(2) of the *Interactive Gambling Act 2001*; if so, have charges been laid; if not, why not.

36 **Senator Allison:** To ask the Minister representing the Minister for Ageing—

- (1) Does the data provided to the Aged and Community Services Association survey of December 2003 in the Australian Capital Territory and New South Wales show that: (a) an estimated 8 800 people have their names on nursing home (high care) waiting lists and 11 800 on hostel (low care) waiting lists; (b) a further 1 700 people are estimated to have their names on waiting lists for Community Aged Care Packages (CACPs); (c) the average waiting time for: (i) nursing homes is 24 weeks (up from 19 weeks in 2001), (ii) hostels is 36 weeks (up from 32 weeks in 2001), and (iii) CACPs is 18 weeks (up from 13 weeks in 2001), and (d) areas with particularly long waiting lists, compared to the number of available places, include the Australian Capital Territory, the Central Coast, the Hunter region, Western Sydney and Far North Queensland.
- (2) Is more recent data on waiting lists in any or all of these areas available; if so, can it be provided.
- (3) Can data on waiting lists for the other states and territories in any or all of these areas be provided.
- (4) Can the latest data be provided on the number of non-operational residential care places in each state and territory.



- (5) For each state and territory, what is the average wait for low and high care residential places following assessment by an Aged Care Assessment Team that a person requires residential care.
- (6) For each state and territory, how many people who have been assessed as requiring low and high residential care are: (a) in acute care public hospitals; (b) in acute care private hospitals; and (c) in transitional placements other than in their homes or those of family carers.

37 **Senator Allison:** To ask the Minister representing the Prime Minister—

- (1) Did the Prime Minister receive a letter dated 18 May 2004 from Federation Fellowship holders recommending that the Government include in its Energy White Paper the following fundamental policy principles: (a) raising subsidies for the installation of photovoltaics or solar hot water systems; and (b) actively stimulating both fundamental research and the commercialisation of renewable energy products.
- (2) Given that the Federation Fellows are recognised as being at the forefront expertise in scientific research, what steps did the Prime Minister take to ensure the Fellows' recommendations were taken into account in the development of the Energy White Paper.

38 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—With reference to *Healthy Weight 2008 – Australia's Future*, the National Action Agenda for Children and Young People and their families; what progress has been made on the following 2004 actions listed on the action agenda:

- (a) develop, disseminate and promote physical activity guidelines for children under five;
- (b) disseminate, promote and implement the National Health and Medical Research Council (NHMRC) *Dietary Guidelines for Children and Adolescents*;
- (c) introduce 'good practice' standards on healthy eating and physical activity that meet the above guidelines and build on accreditation and funding frameworks;
- (d) address real and perceived barriers that may limit the achievement of standards and guidelines (for example, legal liability issues, food safety regulations) including education with regard to 'perceived' barriers;
- (e) implement 'good practice' interventions, including training for childcare workers and information and support for parents, grandparents and carers on active play and healthy eating (including breast feeding);
- (f) identify, disseminate and implement 'good practice' and innovative curricula and environmental interventions on a national basis (for example, fruit and vegetable promotion, cooking skills, physical activity) in schools;
- (g) promote widely the implementation of the NHMRC *Dietary Guidelines for Children and Adolescents* and *Australian Guide to Healthy Eating* by introducing standards for school canteens, vending machines, fund raising, sponsorships, special events, and by strengthening nutrition education in the curriculum;
- (h) develop and promote widely the implementation of physical activity guidelines for children and adolescents, and increase the amount and reach of physical education in schools (including traditional Indigenous games);
- (i) support initiatives for safe active travel and/or transport to school, for example, walking and/or cycling to school programs;

- (j) develop integrated programs to reduce excessive television watching and computer games using multiple strategies with young people, teachers and parents;
- (k) forge and extend partnerships between schools and the wider community to raise awareness and provide resources and information to young people and families, for example, sporting and recreational bodies, local government, horticulture industry;
- (l) develop programs to support children and adolescents to be advocates for healthy eating and active living and promote NHMRC guidelines and/or prompt sheets on the prevention, treatment;
- (m) promote NHMRC guidelines and/or prompt sheets on the prevention, treatment and management of overweight and obesity to all primary health care professional groups;
- (n) develop IT software for GP child and adult screening of body mass index and intervention and referral pathways;
- (o) develop and implement 'Lifestyle Scripts' for young people and parents;
- (p) increase the number of community-based support programs for management of overweight in young people and families, which are culturally appropriate;
- (q) extend 'good' practice programs for healthy eating (including breastfeeding) and active living within antenatal and postnatal care (including home visiting), and increase the access of these services by Indigenous people;
- (r) develop and disseminate information resources for parents at different stages of their child's development - starting with new parents - on healthy eating, active living and healthy weight for themselves as well as their child;
- (s) assist hospitals and health services to be accredited as 'Baby Friendly' hospitals and community services;
- (t) develop and implement breastfeeding support policies and programs for all government organisations at local, state, territory and federal levels – with health departments leading by example;
- (u) introduce healthy eating and active living initiatives in existing and future urban design projects, neighbourhood renewal and community strengthening programs;
- (v) strengthen state/territory government, local government and community planning of physical and service infrastructure to support healthy eating and active living (for example, density of food outlets, integrated planning for 'mixed-use localities', availability of swimming pools in rural areas);
- (w) develop and promote tools for local government and community organisations (including sporting bodies) on 'good practice' options, including partnerships with the private sector such as retailers, the development industry and community service providers;
- (x) promote the National Indigenous Housing Guide to ensure improvement in household environment design and essential amenities (for example, food storage, cooking facilities, power, safe water, and sanitation);
- (y) investigate ways to address legal liability issues where they pose barriers to active living;

- (z) encourage other public sector agencies as well as the private and non-government sectors to provide supportive healthy eating and active living workplace environments, and improve workplace policies to assist parents with healthy eating and active living in their families (for example, disseminate parent support information);
- (aa) support programs promoting active travel and/or transport, for example, walking and/or cycling to work and Transport Access Guides, with government agencies taking the lead;
- (ab) initiate programs in healthy eating and active living to support parents of young children seeking work;
- (ac) support and extend good practice programs (including codes of practice) to promote healthy eating (especially vegetables and fruit) through all types of food service and retail outlets, including a focus on remote and rural communities;
- (ad) enhance consumer education, including point of sale advice, to improve understanding of food labels, dietary guidelines, and the links between weight, energy intake and physical activity levels;
- (ae) monitor the cost and availability of healthy food choices including further development of the Healthy Food Access Basket Surveys;
- (af) develop a national accreditation system for food service outlets and Aboriginal community controlled stores based on sales of healthy food and encourage funding bodies to recognise accreditation when funding;
- (ag) encourage the food service industry to limit size of servings and reduce energy content of less healthy meals and snacks, and support the food manufacturing industry to develop less energy dense products;
- (ah) develop cold chain management initiatives to improve the quality and safety of fresh produce in rural and remote areas;
- (ai) address food access and food security issues for young people in social disadvantaged, remote and Indigenous communities, to increase the availability of healthy foods and establish patterns of healthy eating;
- (aj) coordinate a national program of marketing and communication activities, which supports healthy weight through promoting healthy eating and active living;
- (ak) undertake research to understand and assess the impact of current food and drinks advertising practices on community levels of overweight and obesity;
- (al) monitor and assess the effectiveness of the Children's Television Standards and the revised regulatory framework for food and drinks advertising to children in meeting health objectives, and recommend modifications if necessary, for example, the inclusion of health objectives in the regulatory code of practice;
- (am) develop and implement a coordinated a whole-of-community education and social marketing strategy - acknowledging the needs of different communities particularly indigenous communities – which links with other relevant communication strategies;
- (an) support the Australian Fruit and Vegetable Coalition in its work to promote and increase the consumption of vegetables and fruit;
- (ao) develop parent-focused multi-media campaigns with associated support services, for example websites;

- (ap) create and implement an ongoing public relations program and specific marketing initiatives, which support the Healthy Weight 2008 Settings Strategies;
- (aq) develop a national awards program for innovation in promoting healthy eating and active living across the full range of Settings Strategies;
- (ar) establish and promote a common identity and image for all initiatives.
- (as) support parents, carers and families directly in healthy eating and active living by actions initiated through the National Agenda for Early Childhood (for example, home visiting, income support);
- (at) select, designate and resource at least one whole-of-community demonstration area in each state and territory (including at least two Indigenous communities) which comprises comprehensive, community-wide interventions that are evaluated;
- (au) establish a network of demonstration areas, and through a planned and systematic mechanism actively exchange experiences, opportunities and results;
- (av) establish a professional support unit and clearinghouse, to provide technical assistance, training, analysis and evaluation of the demonstration areas;
- (aw) initiate a proactive dissemination and professional development strategy to inform policy and interventions, and strengthen capacity throughout the whole of Australia;
- (ax) establish mechanisms to disseminate findings to other sectors particularly education and local government;
- (ay) establish a pool of 'local champions and/or leaders of good practice' within demonstration areas to provide local support (for example, skills and experiences) to a range of sectors;
- (az) scope and develop specifications for national nutrition and physical activity monitoring and surveillance systems, including culturally appropriate Indigenous components;
- (ba) design a comprehensive, regular, coordinated monitoring system for height and weight status (particularly of young people) and a series of validated indicators of key behaviours and environments related to healthy eating and active living;
- (bb) establish benchmarks and strategic tracking indicators for best practice and monitor performance across the strategies;
- (bc) begin to implement continuous progress reporting across all the Healthy Weight 2008 strategies through a performance management cycle;
- (bd) conduct strategic and policy research to inform decision-making, and fast track the sharing and application of new research evidence Australia-wide;
- (be) consider the value and validity of setting measurable targets when baseline measures are available;
- (bf) undertake health impact assessments of new policies likely to impact on healthy weight;
- (bg) develop and disseminate healthy weight resources to community members who are in a position to influence healthy eating and active living behaviours, such as parents, teachers, child care workers, health professionals, Indigenous leaders, sports managers, caterers, manufacturers and employers;

- (bh) establish a new national leadership development programme for obesity prevention including strong Indigenous participation;
  - (bi) support relevant professional networks that can assist in the dissemination of 'good practice', including specific assistance for Indigenous health, education and other sector workers;
  - (bj) seek the support, commitment and cooperation of all levels of government, the private sector, non-government organisations and the public for national cross-sectoral action to tackle obesity;
  - (bk) encourage and support key workers and organisations to lead by example as champions for healthy weight.
- 39 **Senator Allison:** To ask the Minister representing the Minister for Education, Science and Training—
- (1) How much would providing free preschool places to all 3 and 4 year olds cost.
  - (2) Can a breakdown of the projected cost be provided for each age group and for each state.
- 40 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—
- (1) What action is the Government taking in response to data that shows that 25 per cent of new breast cancer cases are now in women aged between 20 and 49.
  - (2) (a) What information is available regarding the level of awareness of women between the ages of 40 and 49 that they can access free mammograms through the BreastScreen Australia program; and (b) what data is available on the proportion of women in this age group who are using the program.
  - (3) What action is the Government taking to educate women under the age of 40 about the importance of breast self-examination.
  - (4) What data is available on the relationship between the cost of mammograms and the late detection of breast cancer in young women.
  - (5) (a) What has the Government done to distribute the National Health and Medical Research Council *Clinical practice guidelines for the management and support of younger women with breast cancer*; (b) what has the Government done to monitor the use of these guidelines; and (c) can the results of such monitoring be made available.
  - (6) Given that young women who are not able to take Tamoxifen face costs of thousands of dollars per year for alternative medications such as Zoladex or Arimidex, will these drugs be considered for listing on the pharmaceutical benefits scheme for those young women; if so, when.
  - (7) What measures will the Government implement to help these young women pay for the costs of life-saving treatment.
- 41 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—With reference to the recall on 28 April 2003 of products manufactured by Pan Pharmaceuticals:
- (1) Have criminal charges been laid in relation to any of the following matters of which Pan Pharmaceuticals was accused: (a) serious, widespread deficiencies in the company's manufacturing and quality control procedures; (b) substitution and/or omission of active ingredients;

(c) falsification of documents; (d) systematic and deliberate manipulation of test results; (e) inadequate cleaning of equipment between manufacture of different products; and (f) failure of end product testing prior to release of the product for supply to consumers.

- (2) Can copies of documents that were deliberately falsified by Pan Pharmaceuticals be provided.
- (3) When were documents falsified.
- (4) Have federal or state prosecutors been briefed by the Therapeutic Goods Administration in relation to potential criminal charges; if so, can details be provided; if not, why not.
- (5) Given that the risks said to be associated with the recalled products included severe organ damage, severe allergic reactions and infections, how many cases were reported in each of these areas that are attributed to products manufactured by Pan Pharmaceuticals and consumed in the 6 and 12 month period prior to the recall.
- (6) With reference to the answer to question on notice no. 2527 (Senate *Hansard*, 22 March 2004, p. 21617), can data now be provided in relation to: (a) the total quantity of recalled product returned; (b) the total quantity of recalled product destroyed; and (c) where the recalled products were destroyed.
- (7) What is the status of the product currently held by sponsors pending the resolution of legal and financial matters associated with the recall.

42 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—

- (1) Can details be provided of each of the audits conducted by the Therapeutic Goods Administration (TGA) in Australia since April 2003 including the name of manufacturer audited, the date of audit, the cost charged by the TGA and any subsequent action including products recalled.
- (2) Which manufacturers voluntarily withdrew licenses within 3 months of a TGA audit.
- (3) (a) Which manufacturers were advised by the TGA to voluntarily withdraw licenses; and (b) what was the form of that advice.
- (4) Can the reports of those audits be provided; if not, why not.
- (5) How many auditors are currently employed by the TGA.
- (6) How many contract auditors are currently being used by the TGA.
- (7) How many audits have been conducted by contract auditors.
- (8) Is it the correct that contract auditors are required to sign confidentiality agreements with the TGA; if so, why.
- (9) Have any audits since April 2003 found that formulae had been changed by the manufacturer without approval.
- (10) What is the process by which a manufacturer can resume a license previously voluntarily withdrawn.
- (11) To the knowledge of the TGA, how many and which Australian manufacturers have or intend to transfer their production overseas.
- (12) Is it the correct that the TGA does not undertake unannounced audits of overseas manufacturing sites.
- (13) Can copies be provided of the audits conducted on the Sigma Company since 1997.

- (14) Has there been any change in the auditing standard since 1998; if so, what are the changes.
- (15) Were any of the following found in any of these audits; if so, what was found: (a) serious, widespread deficiencies in the company's manufacturing and quality control procedures; (b) substitution and/or omission of active ingredients; and (c) falsification of documents; (d) systematic and deliberate manipulation of test results; (e) inadequate cleaning of equipment between manufacture of different products; and (f) failure of end product testing prior to release of the product for supply to consumers.
- 43 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—
- (1) Can a copy be provided of the performance information framework for the draft 2004-2009 Public Health Outcomes Funding Agreements (PHOFAs) between the Government and the states and territories; if not, why not.
  - (2) Can a copy be provided of the performance indicators applicable to family and reproductive health within the draft 2004-2009 PHOFAs; if not, why not.
  - (3) What action is the Government taking to ensure that current programs and services funded under the existing PHOFAs applicable to family and reproductive health will continue to be recognised under the new PHOFAs.
  - (4) Will the performance indicators for the 2004-2009 PHOFAs recognise family and reproductive health.
- 44 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—By month, what applications were made to list items on the Pharmaceutical Benefits Scheme from 1 January 2003 to 30 July 2004, indicating applicant, pharmaceutical product proposed for listing and status of application.
- 45 **Senator Allison:** To ask the Minister for Communications, Information Technology and the Arts—
- (1) Is the Minister aware that television programs for older people such as *Move it or lose it*, aired by Renaissance Television, which broadcasts on Channel 31, were axed on 1 August 2004.
  - (2) Is the Minister aware that over the past 4 years, *Move it or lose it* provided exercises designed for older people to help with arthritis and diabetes.
  - (3) Does the Minister agree that these programs are effective in preventing ill health in older people.
  - (4) What action will the Government take to encourage the resumption of broadcasting of such programs for older people.
- 46 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—With reference to the answer to question on notice no. 3027 (Senate *Hansard*, 5 August 2004, p. 25668): Will the Minister now seek permission from all of the states and territories to release a copy of the report into the 2003 review of the Public Health Outcomes Funding Agreements; if not, why not.
- 47 **Senator Allison:** To ask the Minister representing the Minister for Education, Science and Training—With reference to the answer to question on notice no. 3073: What is the projected expenditure for the National Safe Schools Framework for the period 2006 to 2008.

48 **Senator Allison:** To ask the Minister representing the Minister for Health and Ageing—

- (1) Does the Government anticipate that sections of the draft Therapeutic Products Advertising Code (Draft 8A, June 2004) concerning internet advertising will be changed prior to endorsement by federal Australian and New Zealand governments and Australian state and territory governments; if so: (a) in what way will they be changed; (b) has the process of consultation commenced with other governments; and (c) can details be provided of any related meetings and correspondence.
- (2) Does the Government anticipate that the section of the draft Therapeutic Products Advertising Code (Draft 8A, June 2004) concerning unbranded advertisements will be changed prior to endorsement by federal Australian and New Zealand governments and Australian state and territory governments; if so: (a) why; (b) has the process of consultation commenced with other governments; and (c) can details be provided of any related meetings and correspondence.
- (3) In what way, if any, will the Therapeutic Products Advertising Code be affected by Annex 2-C of the Australia-United States Free Trade Agreement.
- (4) When is the new Therapeutic Products Advertising Code expected to be endorsed.

49 **Senator Murray:** To ask the Minister for the Environment and Heritage—

- (1) Is the Minister, in his capacity as Manager of Government Business in the Senate, aware of the following statement made by the Minister for Small Business and Tourism (Mr Hockey) in a *Meet the Press* interview aired on 14 September 2003: 'What I do know is the Labor Party and the Democrats are holding up a vast amount of legislation that the Government has put in place in the Senate'.
- (2) Does the Minister accept the *Australian Concise Oxford Dictionary's* definition of 'vast' as 'immense, huge, very great'.
- (3) Can the Minister: (a) provide a list for the Senate of any bill that could conceivably be regarded as being held up, as described by Mr Hockey; and (b) give his reasons for making that judgment.

50 **Senator Murray:** To ask the Minister representing the Minister for Employment and Workplace Relations—

- (1) Can a table be provided of all unfair dismissal applications under federal and state law for the 1996 calendar year for each state and territory, showing the number of applications under federal law, state law, and the total.
- (2) Can a table be provided of all unfair dismissal applications under federal and state law for the 2003 calendar year for each of the states and territories, showing the number of applications under federal law, state law, and the total.
- (3) Can a table be provided showing the number and percentage change of applications for the 2003 calendar year against the 1996 calendar year for each of state and territory, broken down by whether the applications were lodged under federal or state law.



- (4) Can a breakdown be provided showing the same information shown in (1) to (3) above in relation to small business (classified as 20 or fewer employees).
- (5) Can an estimate be provided of the numbers of small businesses that fall under state and federal workplace relations law separately, for each state and territory.
- (6) Can an estimate be provided of the numbers of small business employees that fall under state and federal workplace relations law separately, for each state and territory.

51 **Senator Harris:** To ask the Minister representing the Minister for Agriculture, Fisheries and Forestry—With reference to the National Livestock Identification System:

- (1) Which specific country or countries have asked Australia to implement the electronic tagging system.
- (2) Why has Meat and Livestock Australia refused to carry out a cost-benefit analysis of this system.
- (3) Why is this system, which imposes a cost burden on the beef industry, not being implemented for other industries such as pork, seafood and chicken, which have a far worse food contamination track record.
- (4) Has the Minister applied any pressure on or requested any state to implement the system.
- (5) Will the Government meet or subsidise the cost of implementing the system in Queensland.

52 **Senator Greig:** To ask the Minister representing the Minister for Revenue and Assistant Treasurer—With reference to a recent application by Open Doors Youth Service Inc. to the Australian Taxation Office for public benevolent institution and deductible gift recipient status, which was rejected on the grounds that the organisation, a support service for lesbian, gay, bisexual and transgender young people, did not satisfy the requirements of a benevolent institution:

- (1) Does the Minister consider that the conditions or misfortunes Open Doors is seeking to relieve, that is, suffering, distress, destitution, homelessness, suicide risk, disadvantage, discrimination, and isolation, which it claims occur as a direct result of homophobia, are such as to arouse pity or compassion in the community.
- (2) What criteria does the Australian Taxation Office use to determine that a condition or misfortune arouses pity or compassion in the community.
- (3) Does the Minister consider the experience of discrimination and homophobia experienced by many young lesbian, gay, bisexual and transgender people to be part of the emotional stress and pain encountered in ordinary human experience.
- (4) What balance between direct benevolent relief and other purposes and activities must an organisation achieve to satisfy the test that it is predominantly for benevolent relief.
- (5) Given that the Australian Taxation Office has advised that 'one may readily accept that an institution with an independent object of fostering the cultural values of a particular group would not be a public benevolent institution': (a) what constitutes an 'independent object'; and (b) in instances where an organisation's main objectives relate to benevolent relief, but contain additional objectives that refer to fostering of cultural

values, how does the Australian Taxation Office determine those other objectives to be of such significant weight as to indicate that the dominant purpose of the organisation is not to provide benevolent relief.

- (6) Does the Minister acknowledge that in certain circumstances, an individual's experience of poverty, sickness, suffering, distress, misfortune, disability or helplessness may be directly relieved through the provision of community education or services that foster values and, if so, that such activity would then constitute benevolent relief.

53 **Senator Greig:** To ask the Minister for Family and Community Services—With reference to the answer to question on notice no. 2863 (Senate *Hansard*, 15 June 2004, p. 23810) in which the Minister advised in paragraph 10(b) that the 2001 Agreement covers all Dutch pension payments being made into Australia allowing closer cooperation between Centrelink and the Sociale Verzekeringsbank (SVB), and in paragraph 10(a) that prior to commencement of the current agreement in 2003, SVB privacy rules did not allow for the exchange of information on customers paid without the aid of the agreement:

- (1) Can the Minister confirm whether these statements mean that not all Dutch pension recipients fell within the scope of the 1991 Agreement on Social Security between Australia and the Netherlands; if so, on what basis did a Dutch pension recipient fall or not fall within the scope of the 1991 Agreement.
- (2) Can the Minister confirm whether Centrelink or the department received information about individual customers who were paid because of the 1991 Agreement; if so, what was the nature of that information.
- (3) Of the 11 952 Dutch pension recipients who were subject to the Centrelink payment review that commenced in October 2002, did any of these fall within the scope of the 1991 Agreement; if so, how many.
- (4) Can the Minister confirm that the information of a general nature provided by the SVB to Centrelink under Article 16 of the 1991 Agreement, referred to in paragraph 10(a) of the answer, included information about periodic adjustments to rates of payment; if so, would that information have been sufficient to alert Centrelink or the department to the likely necessity for Dutch pension recipients to notify it of changes in their circumstances.
- (5) Did Centrelink or the department actively and specifically seek this information from individual Dutch pension recipients prior to the October 2002 review.

*Notice given 17 November 2004*

\*54 **Senator Allison:** To ask the Minister representing the Minister for Education, Science and Training—

- (1) Will the Minister provide a statement on Mr Alan Parkinson's exact involvement in the Maralinga cleanup project which Dr Perkins of the Australian Radiation Protection and Nuclear Safety Agency (ARPANSA) undertook to provide during hearings of the Employment, Workplace Relations and Education Legislation Committee when considering estimates on 4 June 2003.
- (2) Will the Minister provide a copy of the department's Health Physics Management document that was to have been attached to the Maralinga Rehabilitation Technical Advisory Committee (MARTAC) report which Dr Loy of ARPANSA undertook to provide during the hearings of the

Community Affairs Legislation Committee when considering estimates on 3 June 2003.

- (3) With reference to the Employment, Workplace Relations and Education Legislation Committee consideration of estimates on 4 June 2003 in which Dr Perkins advised that she could recall no formal request being made by members of MARTAC for Mr Alan Parkinson to be involved in writing the report: Were there requests in writing from members of MARTAC for Mr Parkinson's involvement in writing the report; if so: (a) from whom and to whom; and (b) what were the reasons for refusing the request.
- (4) With reference to the answer to question no. 25 taken on notice by the Department of Industry, Science and Resources during the supplementary hearings of the Economics Legislation Committee additional estimates on 3 May 2000: (a) is it not the case that, according to the minutes of the MARTAC meeting of June 1998, as reported in the MARTAC report of 29 April 1999, Mr Chamberlain of GHD Pty Ltd suggested, that once the in situ vitrification (ISV) work on the first 14 pits had been completed, the remainder be exhumed and buried rather than ISV treated; and (b) why is the answer provided to question no. 25 incorrect.
- (5) Is it the case that the MARTAC report notes the reason given by GHD Pty Ltd suggesting burial rather than ISV as the increase in cost from 'the original estimate of \$9.2 million to, as a worst case estimate, \$26.7 million'.
- (6) Why has the Government consistently denied that cost was a factor in the decision not to proceed with ISV for all the plutonium-contaminated material in the Taranaki pits.

**\*55 Senator Marshall:** To ask the Minister representing the Treasurer—

- (1) Can the Treasurer provide all budgetary details, including amounts of appropriation and relevant budget lines, for all expenditure on the National Electricity Code Administrator (NECA) in the: (a) 2003-04 Budget; and (b) 2004-05 Budget.
- (2) Can the Treasurer provide an explanation of any difference in expenditure in the 2003-04 Budget and the 2004-05 Budget ; if not, why not.

**\*56 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'.)

\*57 **Senator Evans:** To ask the Minister for Defence—With reference to the Defence and Industry Advisory Council

- (1) When was the council established.
- (2) Who established the council.
- (3) For what purpose was the council established.
- (4) Can a copy of the council's terms of reference be provided.
- (5) What is the membership of the council.
- (6) What are the reporting arrangements for the council, for example: (a) to whom does it report; (b) how regularly are such reports made; and (c) what do the reports contain.
- (7) Can a list be provided of meeting dates for the council since its establishment.

\*58 **Senator Evans:** To ask the Minister for the Environment and Heritage—With reference to the ex-Defence lands managed by the Sydney Harbour Federation Trust:

- (1) Were there any valuations done on any of the sites prior to the transfer from the Department of Defence to the Sydney Harbour Federation Trust.
- (2) What was the valuation for each of the sites managed by the Trust.
- (3) (a) Who undertook these valuations; and (b) when were they undertaken.
- (4) What is the estimated current valuation for each of the sites being managed by the Trust.
- (5) (a) Was there any valuation of the cost of the remediation works that were required at each of the ex-Defence sites being managed by the Trust; and (b) what was the amount of these valuations.
- (6) For each financial year to date: How much has been spent on remediation and environmental works at each of the ex-Defence sites now managed by the Trust.
- (7) When is it expected that all remediation work at the ex-Defence sites will be completed.
- (8) What is the process by which the ex-Defence sites will be transferred to the State of New South Wales following completion of remediation works at these sites.
- (9) (a) Will the sites then become part of the Sydney Harbour National Park, under the management of the New South Wales Government; and (b) when is it expected that this will occur.

**\*59 Senator Evans:** To ask the Minister for the Environment and Heritage—

- (1) How much funding has the Sydney Harbour Federation Trust received from the Commonwealth Government in each financial year since its establishment.
- (2) Does this include the initial funding of \$96 million that the Trust received as part of the Federation Fund.
- (3) Can a breakdown be provided of how this funding has been spent for each financial year since the Trust was established.
- (4) Can a breakdown be provided of how the \$96 million allocated to the Trust as part of the Federation Fund was spent.
- (5) Can a breakdown be provided of every payment greater than \$1 million made by the Trust since its establishment.
- (6) (a) When is it expected that the work of the Trust will be completed; and (b) will the Trust be closed down once its work is completed.
- (7) What are the forecasts for Commonwealth funding to the Trust for the next 4 financial years.
- (8) Has the New South Wales Government made any financial contributions to the Trust at any time since its establishment; if so, can a list be provided of these contributions (i.e. date, amount, purpose etc.).
- (9) Is it expected that the New South Wales Government will make any financial contributions to the Trust at any time over the next 4 years.
- (10) When the remediation work being undertaken at the ex-Defence sites managed by the Trust is fully completed, and the lands are transferred to the State of New South Wales, will the New South Wales Government have to pay any money to the Commonwealth in respect of the transfer; if not, why not.

**\*60 Senator Evans:** To ask the Minister for Defence—

- (1) Can the following information about each committee within Defence chaired by a one star rank equivalent or higher be provided: (a) name of the committee; (b) its function and role; and (c) when it met during 2002 and 2003.
- (2) (a) For the years 2001, 2002 and 2003, when did the Defence Industry Advisory Council meet; (b) what is its function and role; and (c) what is its current membership.

**\*61 Senator Evans:** To ask the Minister for Defence—With reference to the AGM-142 weapon:

- (1) What is the latest estimate on the total cost of modifying the F-111 fleet to enable these aircraft to deploy the AGM-142.
- (2) To date, how much has been spent on the project to equip the F-111 fleet with AGM-142s.
- (3) What is the latest estimate of when those modifications will be completed.
- (4) When is it expected that the AGM-142 will enter service.
- (5) What is the latest estimate of the total cost of the project to equip the F-111 fleet with AGM-142.
- (6) (a) Have any AGM-142s been delivered to Australia; if so, how many; and (b) do any AGM-142s remain overseas; if so, how many.

\*62 **Senator Evans:** To ask the Minister for Defence—With reference to a luncheon function involving senior business people on Sunday, 28 March 2004, which was held at Fort Denison to promote Defence Reserves to employers:

- (1) Did the Minister for Employment Services and General Cosgrove attend the lunch.
- (2) How many other Australian Defence Force (ADF) and departmental personnel attended the lunch.
- (3) Did any other federal government parliamentarians attend; if so, who.
- (4) Were any non-government federal parliamentarians invited to attend; if so, who.
- (5) Which business people attended the lunch.
- (6) Were the travel costs of any of the business people who travelled from around Australia to attend the lunch borne by the taxpayer; and (b) can details be provided of all travel costs that were met, specifying which Defence program was used to fund this travel.
- (7) Can copies be provided of the menu and the drinks menu.
- (8) Were the following dishes served: Peking duck with cucumber, shallots and plum; seared scallops with prawn gow gee; soy and ginger glaze salt rubbed salmon with Asian mushrooms and fried sage; slow roasted, pepper crusted, rib eye fillet; and crisp roasted barramundi.
- (9) What was the cost of the food served at the lunch.
- (10) How many bottles of wine, champagne and beer were served.
- (11) What was the cost of alcohol served at the lunch.
- (12) What was the cost per bottle of the most expensive wine and champagne served.
- (13) Did the department pay for this lunch; if so, which program was the money drawn from; if not, who paid.
- (14) Can a list be provided showing all of the associated costs of this lunch, including table hire, glass hire, waiting staff etc.

\*63 **Senator Evans:** To ask the Minister for Defence—

- (1) When did the department first become aware of the Mitchell Shire Council's plans to build a refuse tip in the vicinity of the army base at Puckapunyal.
- (2) (a) What is the exact distance of the proposed site from the entrance to the Puckapunyal base; and (b) how big is the site.
- (3) (a) When did the department first raise concerns with the Mitchell Shire Council about the proposal to use the land for a refuse tip; and (b) how were these concerns raised, for example, by letter, face-to-face meetings etc.
- (4) Who raised the concerns with the council.
- (5) When was it decided that the department would seek to compulsorily acquire the proposed landfill site.
- (6) Who made this decision.
- (7) On what basis was this decision taken.
- (8) How much will it cost the department to acquire the land.
- (9) (a) Is the Minister aware that the Victorian Civil and Administration Tribunal (VCAT) found that the department's concerns about the proposed

landfill site were not substantiated; and (b) why was this decision not accepted by the Commonwealth.

- (10) Was it always the Commonwealth's intention to compulsorily acquire the proposed landfill site, regardless of the outcome of the VCAT's deliberations; if so, why.
- (11) Given that the VCAT found that the department's concerns were not justified, why has the Commonwealth now compulsorily acquired land at this site to prevent the building of the tip.
- (12) Has the Commonwealth valued the site; if so: (a) when; (b) what was the value of the site; and (c) can a copy of the valuation be provided.
- (13) When was the law firm Clayton Utz first engaged to advise the Commonwealth on this matter.
- (14) Can a list be provided of all Clayton Utz lawyers who have represented and/or advised the Commonwealth in respect of this matter.
- (15) How much has been paid to Clayton Utz in respect of this matter.
- (16) (a) What other law firms were engaged to provide advice and/or representation on this matter; (b) was the Australian Government Solicitor engaged; and (c) how much were they paid.
- (17) (a) How much has the Commonwealth spent on legal advice and/or representation in respect of this matter; and (b) can a breakdown be provided of all legal expenses in respect of this matter.

\*64 **Senator Evans:** To ask the Minister for Defence—With reference to page 96 of the 2004-05 Defence Portfolio Budget Statements, which indicates that the Government has agreed on a schedule of surplus Defence properties to be offered for sale in the 2004-05 financial year, and that on current valuations these sales will reap an estimated \$164.5 million in revenue: Can a list be provided of all properties that the Government has agreed will be offered for sale during the 2004-05 financial year including: (a) the property name and/or address; (b) the type of property (vacant/buildings); (c) the size of the property; and (d) the type of sale (auction, request for proposal, advertised price).

\*65 **Senator Evans:** To ask the Minister for Defence—For each Defence establishment, can the following information be provided: (a) whether contracts have been let for garrison support work; (b) the name of the organisations that are undertaking the work; (c) the nature of the activities covered by the contract (for example, cleaning, catering, security, laundry, etc); (d) the date the contract commenced; (e) the date the contract ends; and (f) the value of the contract.

\*66 **Senator Evans:** To ask the Minister for Defence—

- (1) What was the value of computing and information technology equipment purchased by Defence in each month of the 2003-04 financial year.
- (2) Is all of this equipment now in use within Defence.
- (3) Is any of the equipment not in use and instead in storage; if so, how much of the equipment is in storage (that is, how many monitors, personal computers, printers etc)

\*67 **Senator Evans:** To ask the Minister for Defence—With reference to Project Sea 1390:

- (1) Can an assessment be provided of how this project is proceeding.
- (2) Have the problems that caused the project to be delayed by 2 years been overcome.

- (3) Is there a chance that the project could be further delayed.
- (4) When will the upgrade of the HMAS *Sydney* be completed.
- (5) (a) When will the upgrade of the ships subsequent to the HMAS *Sydney* commence; and (b) for each ship, when will the upgrade be completed.
- (6) (a) How much scope is there for Defence to absorb additional costs if there are further delays or design variations; and/or (b) will further delays or design variations lead to a budget blowout.
- (7) Given that only 4 ships are being upgraded instead of the 6 planned, will the budget for this project be revised downwards; if not, why not.
- (8) Can details be provided of all incentive payments or bonuses that could be payable to the contractor for this project.
- (9) Given that the project is 2 years overdue, why is the Commonwealth still liable for incentive payments and/or bonuses.

\*68 **Senator Brown:** To ask the Minister representing the Prime Minister—(a) What is the Halliburton stake in the consortium which built and operates the Alice Springs to Darwin railway line; (b) was Halliburton the project leader; and (c) what discussions has the Prime Minister or the department had with Halliburton about the projects, including where and when these were held.

\*69 **Senator Brown:** To ask the Minister for Communications, Information Technology and the Arts—With reference to a letter written by the Minister's Senior Policy Adviser, David Kelly, to Ms Margaret Hale of Bateau Bay, New South Wales, regarding the slow Internet speeds of 12 kbps experienced by Ms Hale because of obsolete telecommunication connections:

- (1) Did Mr Kelly indicate that 19.2 kbps is the 'absolute minimum' standard.
- (2) Did Mr Kelly indicate that a 64kbps service is part of the universal service obligations that Telstra must meet.
- (3) Did Mr Kelly refer the matter to Telstra.
- (4) What percentage of customers must still rely upon the technology that Mr Kelly indicated was unsatisfactory.
- (5) For what percentage of customers is Telstra still unable to meet its universal service obligations.
- (6) What steps is Telstra taking to meet its obligations to all customers.
- (7) Can the Government be satisfied that Telstra services to rural areas meet the minimum requirements for the sale of the Government share of the organisation if the universal service obligations are not being fully met.

\*70 **Senator Brown:** To ask the Minister for Communications, Information Technology and the Arts—With reference to Telstra's proposal to build a telecommunications tower at Bindaree Road, Legana, Tasmania:

- (1) Does the Government support Telstra's decision to appeal against the decision of a democratically-elected local government which refused to allow the construction of a telecommunications tower at Bindaree Road; if so, does the Government believe that Telstra's agenda should override the wishes of a local community.
- (2) Does the Government consider that Telstra's decision to refuse to discuss alternative sites at a mediation meeting that it facilitated is reasonable.
- (3) What regulations are in place concerning the placing of telecommunications towers in close proximity to residences.



- (4) What regulations are in place to prevent Telstra constructing telecommunications towers in existing electrical transmission corridors.
- (5) Taking into account the precautionary principle, can the Government guarantee that no adverse human health effects result from living in close proximity to telecommunications towers; if so, why has the Government allocated further funding for on-going research into potential health risks from electro-magnetic emissions devices and phone towers.

\*71 **Senator Brown:** To ask the Minister representing the Minister for Industry, Tourism and Resources—With reference to the Rio Tinto Foundation for a Sustainable Minerals Industry:

- (1) Can a copy of the foundation's 2002-03 annual report be provided.
- (2) Can a list be provided of the 32 programs to which funding was allocated in the first year, including the title of the program, the amount of funding, start and finish dates, key researchers, and expected outcomes.
- (3) Can a list be provided of patents applied for arising from research funded wholly or partially by the foundation.
- (4) Can a detailed account be provided of the expenditure to date of the \$35 million of public money and the matching funds from Rio Tinto.

\*72 **Senator Brown:** To ask the Minister for Communications, Information Technology and the Arts—With reference to the letter sent to the then Minister, the Hon Daryl Williams, on 30 May 2004 by the Australian Indigenous Communications Association, which included 19 requests for an undertaking by the Minister in relation to the department taking over responsibility for Indigenous broadcasting and other Indigenous media from the Aboriginal and Torres Strait Islander Commission:

- (1) Has the Minister responded to each of the points raised; if not, which responses are still outstanding.
- (2) Which of the requested undertakings has the Government: (a) agreed to; and (b) declined.
- (3) Subsequent to receipt of the letter, has there been any meeting between representatives of the association and: (a) the previous or current Minister; (b) ministerial advisers; and (c) officers of the department.

\*73 **Senator Brown:** To ask the Minister for Communications, Information Technology and the Arts—With reference to the statement to the Senate by the Environment, Communications, Information Technology and the Arts Legislation Committee on the Casualties of Telstra (COT) issues, which was tabled on 11 March 1999:

- (1) How much has been spent by Telstra in relation to the COT issues.
- (2) How much of this money has been spent on settlements with the original claimants.
- (3) (a) How many of the original claimants have reached a settlement with Telstra; and (b) how many have still to reach a settlement.
- (4) Has any settlement been reached between Telstra and each of the original complainants in relation to the communication problems which were the basis of the inquiry.

\*74 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office (ATO) and the non-payment of superannuation contributions by small businesses: Why does the ATO not regularly and routinely

monitor superannuation compliance in the same way that it monitors goods and services tax and provisional tax compliance.

- \*75 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office and the non-payment of superannuation contributions by small businesses: Why is the system structured in such a way that small businesses are able to avoid paying superannuation contributions by using such strategies as changing their corporate identities every few years.
- \*76 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office (ATO) and the non-payment of superannuation contributions by small businesses: Given that it is reasonable for an employee to fear that an employer may not look kindly on the act of informing to the ATO, why are employees who ‘blow the whistle’ given no form of reassurance, written or oral, that their names will not be revealed to the employers in relation to whom they are reporting.
- \*77 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office and the non-payment of superannuation contributions by small businesses: In cases when an employer is found guilty of non-payment of superannuation for one tax year, why is that employer not investigated for non-payment in other years.
- \*78 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office (ATO) and the non-payment of superannuation contributions by small businesses:
- (1) Why are complainants not routinely issued with receipts or reference numbers to help them keep track of the details of their complaints.
  - (2) Would such records assist with any disputes with the ATO in relation to complaints that have not been followed up properly.
- \*79 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office and the non-payment of superannuation contributions by small businesses: Why are employees not offered information or feedback on the progress of investigations they have initiated and likely outcomes that could help them with decisions regarding whether to continue their employment.
- \*80 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office and the non-payment of superannuation contributions by small businesses:
- (1) Why do employees have to wait until the October after the end of each financial year to find out whether or not their employer has made superannuation contributions.
  - (2) Why can employees not opt to have their employer pay superannuation contributions monthly or quarterly, as this would give them the opportunity to take action in the case of non-payment before the bill becomes too large.
- \*81 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office (ATO) and the non-payment of superannuation contributions by small businesses:
- (1) In cases where the ATO requires a particular number of complaints before starting an investigation, who decides how many complaints are required.
  - (2) What happens in cases when the employer employs only a small number of people, too few to make up the required number of complaints.

- (3) How many people must complain to initiate an inquiry.
- \*82 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office (ATO) and the non-payment of superannuation contributions by small businesses:
- (1) Why are the proceeds of fines that the ATO collects from companies that are in breach of the requirement to pay staff superannuation not distributed to the employees who are often left out of pocket.
  - (2) While the ATO states that it requires the company to pay the employees' contributions as well, if these companies go bankrupt before the contributions are paid is it the case that the ATO is paid but the employees are not.
- \*83 **Senator Brown:** To ask the Minister representing the Treasurer—With reference to the Australian Taxation Office and the non-payment of superannuation contributions by small businesses:
- (1) Why are employees not provided with basic advice about what to do if their employer is not making superannuation contributions, for example 'keeping payslips because it is an offence under corporations law to falsify records'.
  - (2) Are employees told what they should do if they have evidence that their employer is falsifying records.
- \*84 **Senator Brown:** To ask the Minister for Communications, Information Technology and the Arts—Given that: (a) according to the Yellow Pages section of the Sensis website, there are '14 million directories delivered free every year to virtually every home and business in Australia'; (b) in some cases, several directories are delivered to the one home or business; (c) on-line directories are available as an alternative to printed versions; (d) many directories are never used; and (e) each directory uses resources and energy for its production and delivery: Will the Government, as the majority shareholder in Telstra or through regulation, require Telstra, through its directories arm Sensis, to attempt to reduce the numbers of Yellow Pages directories circulated to those that are actually needed by the community.
- \*85 **Senator Brown:** To ask the Minister for Family and Community Services—With reference to the baby bonus and maternity payments delivered by the 2004-05 Budget:
- (1) Why did the payments only apply to children who are born into their families or join them within 26 weeks of birth and not to those children who have joined families through inter-country adoption.
  - (2) Does the Minister agree that families choosing inter-country adoption incur large costs in addition to the normal expenses involved with the addition of a new family member.
  - (3) Will the Minister review the baby bonus and maternity payments to include children who have joined families through inter-country adoptions.
- \*86 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the proposed importation of nine Asian elephants from Thailand by a consortium of Australasian zoos:
- (1) Is there a proposal by a consortium of Australasian zoos, including Taronga Zoo and Melbourne Zoo, to import nine Asian elephants from Thailand.
  - (2) Is this proposal part of a broader plan to establish a herd of up to 64 Asian elephants in Australia.

- (3) Is it the correct that: (a) under the Convention on International Trade in Endangered Species, Asian elephants may only be imported into Australia for conservation breeding purposes, and not for commercial purposes; (b) Asian elephants have never been bred in Australian zoos; and (c) international attempts to breed elephants in captivity have been largely unsuccessful with few, if any, conservation benefits.
  - (4) Is it correct that elephants in zoos routinely suffer from serious health and behavioural problems.
  - (5) Will the Minister approve the current application to import the nine elephants.
- \*87 **Senator Brown:** To ask the Minister for Justice and Customs—With reference to Mr Kirk Pinner, an Australian citizen incarcerated in the United States of America (USA):
- (1) Is Australia a signatory to the International Transfer of Prisoners Scheme; if so, what assistance can an Australian citizen imprisoned in the USA expect from the Australian Government once an application for transfer has been lodged in the USA.
  - (2) What action has the Australian Government taken to facilitate such a transfer since Mr Pinner lodged an application for transfer back to Australia from Idaho in May 2004.
  - (3) Does Mr Pinner meet the criteria for prisoner transfer, given that he is an Australian citizen whose principal place of residence is Australia and has at least six months of his sentence remaining to be served.
  - (4) Will the Minister now pursue the transfer of Mr Pinner to Australia with the USA authorities.
- \*88 **Senator Brown:** To ask the Minister representing the Minister for Health and Ageing—With reference to funding for the National Women’s Health Program: Will the National Women’s Health Program be excluded from the Public Health Outcomes Funding Agreement; if so, what alternative funding provision is being made for funding women’s health services nationally and regionally, including the Women’s Health Program in Tasmania.
- \*89 **Senator Brown:** To ask the Minister for the Environment and Heritage—With reference to the rehabilitation of mine sites in Tasmania: What strategy does the Government have for remediation of the impact of mining on the environment of the west coast of Tasmania, including Macquarie Harbour and the Tasmanian Wilderness World Heritage Area.
- \*90 **Senator Brown:** To ask the Minister representing the Prime Minister—
- (1) Has the Government provided any funding for the reconstruction of Iraq; if so: (a) how much; (b) when was it allocated; and (c) to which fund in Iraq was it allocated.
  - (2) If funding has been provided: (a) who oversaw the distribution of the funds; (b) how much has been expended to date; (c) what oversight and bidding requirements were placed on the distribution of that funding by the Australian Government; (d) what activities and projects have been funded; (e) which companies have been successful tenderers for that funding in Iraq; and (f) has Halliburton been the recipient of any of that funding; if so: (i) how much, and (ii) for what purpose.
  - (3) Has there been an audit of the fund into which any Australian funds were deposited under the Coalition Provisional Authority; if so, will the Prime

Minister release the audit; if not, will the Prime Minister request such an audit.

\*91 **Senator Stott Despoja:** To ask the Minister for Family and Community Services—With reference to the 1988 Australian study, ‘Domestic violence: Costing of service provision for female victims—20 case histories’ in the report of the Queensland Domestic Violence Task Force, *Beyond These Walls*, which showed that health service costs constituted the greatest community service cost for victims of domestic violence; and with further reference to another study conducted by the Department of Psychiatry, University of Queensland, at the Royal Brisbane Hospital Emergency Department from 1990 to 1993 which showed that one in five women who presented at emergency departments had a history of domestic violence:

- (1) Given the difficulty in obtaining information and taking medical privacy into consideration: (a) how many women arriving in emergency wards need treatment for injuries resulting from domestic disputes; and (b) what associated health service costs are due to domestic violence.
- (2) Given that there has never been a national survey conducted in Australia on women presenting in emergency departments with a history of domestic violence, does the Government intend to conduct a national survey to facilitate the process of information gathering.

\*92 **Senator Stott Despoja:** To ask the Minister representing the Minister for Education, Science and Training—With reference to the review of indexation, required in accordance with section 198-25 of the *Higher Education Support Act 2003*:

- (1) When will the review be initiated.
  - (2) (a) When will the review be undertaken; and (b) who will undertake the review.
  - (3) What action has been taken to initiate and undertake the review.
  - (4) When did the charges for an application for a student (temporary) visa, as detailed on the Department of Immigration and Multicultural and Indigenous Affairs Form 990i, increase to \$410.
  - (5) (a) Why was this visa application charge increased; and (b) when and why was the International Education Contribution increased to \$114.
  - (6) (a) Who was consulted in relation to these two increases; and (b) what was the process by which these increases to the application for a student (temporary) visa charge and the International Education Contribution were made.
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## ORDERS OF THE SENATE

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### **Address-in-reply**

#### **\*1 Address-in-reply**

That standing order 3(4) be suspended to enable the Senate to consider business other than that of a formal character before the address-in-reply to the Governor-General's opening speech has been adopted.

*(Agreed to 17 November 2004.)*

### **Committees**

#### **2 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  
Human Services

##### *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 2000, 13 February 2002 and 17 November 2004.)

**3 Estimates—Reference of annual Tax Expenditures Statement to legislation committees**

That the annual Tax Expenditures Statement stands referred to legislation committees for consideration by the committees during their examination of the estimates of government expenditure under standing order 26.

(Agreed to 11 May 2004 upon adoption of recommendations in the Procedure Committee's third report of 2003.)

**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**

That the provisions of paragraphs (5) to (8) of standing order 111 not apply to the Customs Amendment (Thailand-Australia Free Trade Agreement Implementation) Bill 2004 and the Customs Tariff Amendment (Thailand-Australia Free Trade Agreement Implementation) Bill 2004.

(Agreed to 17 November 2004.)

**\*6 Senate consideration—Variation**

That the provisions of paragraphs (5) to (8) of standing order 111 not apply to the following bills:

Agriculture, Fisheries and Forestry Legislation Amendment Bill (No. 2) 2004

Australian Security Intelligence Organisation Amendment Bill 2004

Aviation Security Amendment Bill 2004

Classification (Publications, Films and Computer Games) Amendment Bill (No. 2) 2004

Health Insurance Amendment (100% Medicare Rebate and Other Measures) Bill 2004

Indigenous Education (Targeted Assistance) Amendment Bill 2004

National Security Information (Criminal Proceedings) Bill 2004 and

National Security Information (Criminal Proceedings) (Consequential Provisions) Bill 2004

Schools Assistance (Learning Together—Achievement through Choice and Opportunity) Bill 2004 and States Grants (Primary and Secondary Education Assistance) Legislation Amendment Bill 2004

Superannuation Legislation Amendment Bill 2004  
 Surveillance Devices Bill 2004  
 Telecommunications (Interception) Amendment (Stored Communications)  
 Bill 2004  
 Textile, Clothing and Footwear Strategic Investment Program Amendment  
 (Post-2005 Scheme) Bill 2004 and Customs Tariff Amendment (Textile,  
 Clothing and Footwear Post-2005 Arrangements) Bill 2004  
 Vocational Education and Training Funding Amendment Bill 2004  
 Workplace Relations Amendment (Agreement Validation) Bill 2004.

*(Agreed to 17 November 2004.)*

## Meeting of Senate

### 7 Adjournment debate on Tuesdays—Temporary order

- (1) On the question for the adjournment of the Senate on Tuesday, a senator who has spoken once subject to the time limit of 10 minutes may speak again for not more than 10 minutes if no other senator who has not already spoken once wishes to speak, provided that a senator may by leave speak for not more than 20 minutes on one occasion.
- (2) This order shall have effect till the conclusion of the last sitting day in 2004.

*(Agreed to 19 November 2002 upon adoption of recommendations in the Procedure Committee's second report of 2002; readopted and extended 10 February 2004.)*

### 8 Divisions on Thursday—Temporary order

That the following order operate as a temporary order until the conclusion of the 2004 sittings:

If a division is called for on Thursday after 4.30 pm, the matter before the Senate shall be adjourned until the next day of sitting at a time fixed by the Senate.

*(Agreed to 4 August 2004.)*

### \*9 Meeting of Senate

That the days of meeting of the Senate for 2004 and 2005 be as follows:

#### **Spring sittings (2004):**

Tuesday, 16 November to Thursday, 18 November  
 Monday, 29 November to Thursday, 2 December  
 Monday, 6 December to Thursday, 9 December

#### **Summer sittings (2005):**

Tuesday, 8 February to Thursday, 10 February

#### **Autumn sittings (2005):**

Monday, 7 March to Thursday, 10 March  
 Monday, 14 March to Thursday, 17 March

#### **Budget sittings (2005):**

Tuesday, 10 May to Thursday, 12 May



**Winter sittings (2005):**

Tuesday, 14 June to Thursday, 16 June

Monday, 20 June to Thursday, 23 June

**Spring sittings (2005):**

Tuesday, 9 August to Thursday, 11 August

Monday, 15 August to Thursday, 18 August

Monday, 5 September to Thursday, 8 September

Monday, 12 September to Thursday, 15 September

Tuesday, 4 October to Thursday, 6 October

Monday, 10 October to Thursday, 13 October

**Spring sittings (2) (2005):**

Monday, 7 November to Thursday, 10 November

Monday, 28 November to Thursday, 1 December.

*(Agreed to 17 November 2004.)***Orders for production of documents****10 Parliament—Telstra senior officers—Order for production of document**

That there be laid on the table by not later than 1 March 2005 a statement of measures taken by Telstra to ensure that its senior officers are appropriately trained in their obligations to Parliament, including the number and level of officers who have undergone such training and the dates of any such training.

*(Agreed to 5 August 2004 upon adoption of a recommendation in the Committee of Privileges' 119th report.)*

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

<b>Date of order</b>	<b>Subject</b>	<b>Addressed to</b>
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
27.06.2000	Tax reform—Petrol pricing	Assistant Treasurer (Senator Kemp)

<b>Date of order</b>	<b>Subject</b>	<b>Addressed to</b>
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
19.06.2002	Mining—Christmas Island	
24.06.2002	Superannuation system	
25.06.2002	Finance—Retirement and income modelling	
27.06.2002	Health—Tobacco	Australian Competition and Consumer Commission
20.08.2002	Animal Welfare—Cattle	
28.08.2002	Superannuation Working Group	
11.11.2002	Environment—Queensland—Nathan Dam	
14.11.2002	Trade—General Agreement on Trade in Services	Minister representing the Minister for Trade
18.11.2002	Environment—Oceans policy	
19.11.2002	Superannuation—Insurance and Superannuation Commission	Minister representing the Treasurer (Senator Minchin) and the Minister for Revenue and Assistant Treasurer (Senator Coonan)
10.12.2002	Minister for Revenue and Assistant Treasurer	
11.12.2002	Environment—Tasmania—Logging	Minister for Fisheries, Forestry and Conservation

<b>Date of order</b>	<b>Subject</b>	<b>Addressed to</b>
12.12.2002	Science and Technology— Genetically-modified food	Minister representing the Minister for Foreign Affairs and representing the Prime Minister (Senator Hill)
05.02.2003	Environment—National Radioactive Waste Repository	
05.02.2003	Environment—National Radioactive Waste Repository	
05.03.2003	Environment—National Radioactive Waste Repository	
25.03.2003	Immigration—Illegal migration	
14.05.2003	Environment—Radioactive waste—National store	Minister representing the Minister for Science
14.05.2003	Industry—Basslink	
19.06.2003	Energy Grants (Credits) Scheme—Draft regulations	
17.09.2003	Animal Welfare—Live sheep export	The Government
08.10.2003	Health—National Drug Research Strategy	Minister representing the Minister for Health and Ageing
13.10.2003	Immigration—Management of detention centres	Minister for Immigration and Multicultural and Indigenous Affairs
13.10.003	Finance—Calculation of the IBNR levy	Minister for Revenue and Assistant Treasurer
14.10.2003	Animal Welfare—Live sheep export	
16.10.2003	Environment—Sepon Mine	Minister representing the Minister for Trade (Senator Hill)
28.10.2003	Science and Technology— Assisted reproductive technology	Leader of the Government in the Senate (Senator Hill)
28.10.2003	Education—Higher education—Regional impact statement	Minister representing the Minister for Education, Science and Training
25.11.2003	Finance—Deposit bonds	
01.12.2003	Taxation—First home owners, 'bracket creep' and Intergeneration Report	Minister representing the Treasurer
03.12.2003	Health—Pharmaceutical Benefits Scheme	
03.12.2003	Environment—Sepon mine	
10.02.2003	Science and Technology— Assisted reproductive technology	Leader of the Government in the Senate (Senator Hill)

<b>Date of order</b>	<b>Subject</b>	<b>Addressed to</b>
24.03.2004	Superannuation—Departing temporary residents	Minister for Revenue and Assistant Treasurer
24.03.2004	Australian Federal Police Commissioner—Statement	Leader of the Government in the Senate
01.04.2004	Immigration—Ministerial discretion	Minister for Immigration and Multicultural and Indigenous Affairs
21.06.2004	Indigenous Australians—Lands Acquisition Amendment Regulations 2004 (No. 2)	Minister for Immigration and Multicultural and Indigenous Affairs
22.06.2004	Defence—Iraq—Human rights abuses	Minister for Defence
23.06.2004	Science and Technology—Synthetic aperture radar	Minister representing the Minister for Industry, Tourism and Resources
23.06.2004	Defence—Office of National Assessments report	Leader of the Government in the Senate
24.06.2004	Environment—Videophone facilities	
04.08.2004	Defence—Missile defence program	Minister for Defence
05.08.2004	Environment—Bushfire mitigation and management	Minister representing the Prime Minister
10.08.2004	Environment—Repulse Bay	Minister for the Environment and Heritage
11.08.2004	Environment—Nuclear waste storage	Minister for Finance and Administration

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## CONTINGENT NOTICES OF MOTION

### Auditor-General's reports—Consideration

- 1 **Leader of the Opposition in the Senate (Senator Evans)**  
**Leader of the Australian Democrats (Senator Bartlett)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Nettle**  
\* **Senator Lees**

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 Evans)**  
**Leader of The Nationals in the Senate (Senator Boswell)**  
**Leader of the Australian Democrats (Senator Bartlett)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Nettle**
- \* **Senator Lees**  
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 matter.

## **Government documents**

- 4 **Leader of the Opposition in the Senate (Senator Evans)**  
**Leader of The Nationals in the Senate (Senator Boswell)**  
**Leader of the Australian Democrats (Senator Bartlett)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Nettle**
- \* **Senator Lees**  
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 Evans)**  
**Leader of the Australian Democrats (Senator Bartlett)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Nettle**
- \* **Senator Lees**
- 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 Evans)**  
**Leader of The Nationals in the Senate (Senator Boswell)**  
**Leader of the Australian Democrats (Senator Bartlett)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Nettle**  
 \* **Senator Lees**
- 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 Evans)**  
**Leader of The Nationals in the Senate (Senator Boswell)**  
**Leader of the Australian Democrats (Senator Bartlett)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Nettle**  
 \* **Senator Lees**
- 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 Evans)**  
**Leader of The Nationals in the Senate (Senator Boswell)**  
**Leader of the Australian Democrats (Senator Bartlett)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Nettle**  
\* **Senator Lees**

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 Evans)**  
**Leader of The Nationals in the Senate (Senator Boswell)**  
**Leader of the Australian Democrats (Senator Bartlett)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Nettle**  
\* **Senator Lees**

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 Evans)**  
**Leader of The Nationals in the Senate (Senator Boswell)**  
**Leader of the Australian Democrats (Senator Bartlett)**  
**Senator Brown**  
**Senator Harradine**  
**Senator Harris**  
**Senator Nettle**  
\* **Senator Lees**

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.



## **TEMPORARY CHAIRS OF COMMITTEES**

Senators Bolkus, Brandis, Chapman, Cherry, Crossin, Ferguson, Hutchins, Kirk, Knowles,  
Lightfoot, Sandy Macdonald, Marshall, Moore 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**

Administration of Indigenous Affairs  
Lindeberg Grievance

### **Joint Statutory Committees**

ASIO, ASIS and DSD  
Australian Crime Commission  
Broadcasting of Parliamentary Proceedings



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

**Joint Committee**

National Capital and External Territories

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

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## COMMITTEES

**Administration of Indigenous Affairs—Select Committee**

*(appointed 16 June 2004; reappointed 17 November 2004; reporting date: 8 March 2005)*

*Report presented*

*Interim report (presented to the President on 31 August 2004, pursuant to standing order 38(7); tabled 16 November 2004)*

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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

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

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**Australian Crime Commission—Joint Statutory Committee**

*Report presented*

Examination of the annual report for 2002-03 of the National Crime Authority and the Australian Crime Commission *(presented to the President on 31 August 2004, pursuant to standing order 38(7); tabled 16 November 2004)*

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

*Members*

The President, the Speaker

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**Community Affairs Legislation Committee***Portfolios*

Family and Community Services; Health and Ageing

*Report presented*

Tobacco advertising prohibition (*presented to the Temporary Chair of Committees, Senator Kirk, on 30 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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**Community Affairs References Committee***Report presented*

Inquiry into aged care—Interim report (*presented to the Temporary Chair of Committees, Senator Kirk, on 30 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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**Corporations and Financial Services—Joint Statutory Committee****Economics Legislation Committee***Portfolios*

Treasury; Industry, Tourism and Resources

*Report presented*

Annual reports (No. 2 of 2004), September 2004 (*presented to the Temporary Chair of Committees, Senator Ferguson, on 1 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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**Economics References Committee****Employment, Workplace Relations and Education Legislation Committee***Portfolios*

Employment and Workplace Relations; Education, Science and Training

*Reports presented*

Provisions of the Higher Education Legislation Amendment Bill (No. 3) 2004 (*presented to the President on 31 August 2004, pursuant to standing order 38(7); tabled 16 November 2004*) and a supplementary report from the Australian Democrats (*presented to the Temporary Chair of Committees, Senator Ferguson, on 2 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

Annual reports (No. 2 of 2004), September 2004 (*presented to the Temporary Chair of Committees, Senator Ferguson, on 1 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

Provisions of the Workplace Relations Amendment (Protecting Small Business Employment) Bill 2004—Interim report (*presented to the President on 14 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

Inquiry into the proposed amendment in the form of Schedule 1B to the Workplace Relations Amendment (Codifying Contempt Offences) Bill 2004—Interim report (*presented to the Temporary Chair of Committees, Senator McLucas, on 27 October 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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

#### *Reports presented*

Inquiry into lifelong learning—Interim report (*presented to the Temporary Chair of Committees, Senator Kirk, on 20 October 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

Inquiry into Indigenous training and employment—Interim report (*presented to the Temporary Chair of Committees, Senator Kirk, on 20 October 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

Inquiry into student income support—Interim report (*presented to the Temporary Chair of Committees, Senator Kirk, on 20 October 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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

#### *Portfolios*

Environment and Heritage; Communications, Information Technology and the Arts

#### *Report presented*

Annual reports (No. 2 of 2004), September 2004 (*presented to the Temporary Chair of Committees, Senator Ferguson, on 1 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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

#### *Report presented*

Budgetary and environmental implications of the Government's energy white paper—Interim report (*presented to the Temporary Chair of Committees, Senator Ferguson, on 2 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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

#### *Portfolios*

Parliament; Prime Minister and Cabinet; Finance and Administration; Human Services

#### *Report presented*

Annual reports (No. 2 of 2004), September 2004 (*presented to the Temporary Chair of Committees, Senator Ferguson, on 1 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*) and corrigendum (*presented to the Temporary Chair of Committees, Senator McLucas, on 7 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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**Finance and Public Administration References Committee***Report presented*

Inquiry into government advertising and accountability—Interim report (*presented to the Temporary Chair of Committees, Senator Brandis, on 3 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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

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

*Report presented*

Annual reports (No. 2 of 2004), September 2004 (*presented to the Temporary Chair of Committees, Senator Ferguson, on 1 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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**Foreign Affairs, Defence and Trade References Committee***Report presented*

Inquiry into the effectiveness of Australia's military justice system—Interim report (*presented to the Temporary Chair of Committees, Senator McLucas, on 8 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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**House—Standing Committee***Members*

The President (*Chair*), the Deputy President

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**Legal and Constitutional Legislation Committee***Portfolios*

Attorney-General; Immigration and Multicultural and Indigenous Affairs

*Reports presented*

Annual reports (No. 2 of 2004), September 2004 (*presented to the Temporary Chair of Committees, Senator Ferguson, on 1 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

Marriage Amendment Bill 2004 (*presented to the President on 6 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

Provisions of the Criminal Code Amendment (Suicide Related Material Offences) Bill 2004 (*presented to the President on 6 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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**Legal and Constitutional References Committee**

*Reports presented*

The road to a republic (*presented to the President on 31 August 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

Inquiry into Australian expatriates—Interim report (*presented to the President on 1 October 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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**Library—Standing Committee**

*Members*

The President (*Chair*)

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**Lindeberg Grievance—Select Committee**

(*appointed 1 April 2004; final report tabled 16 November 2004*)

*Report presented*

Report (*presented to the Deputy President on 15 November 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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**National Capital and External Territories—Joint Standing Committee**

*Reports presented*

Indian Ocean territories: Review of the annual reports of the Department of Transport and Regional Services and the Department of the Environment and Heritage (*presented to the President on 31 August 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

Difficult choices: Inquiry into the role of the National Capital Authority in determining the extent of redevelopment of the Pierces Creek Settlement in the ACT (*presented to the President on 31 August 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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**Native Title and the Aboriginal and Torres Strait Islander Land Fund—Joint Statutory Committee**

(*term extended until 23 March 2006 in accordance with the Extension of Sunset of Parliamentary Joint Committee on Native Title Act 2004*)

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**Privileges—Standing Committee**

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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

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**Public Accounts and Audit—Joint Statutory Committee****Public Works—Joint Statutory Committee****Publications—Standing Committee****Regulations and Ordinances—Legislative Scrutiny Standing Committee****Rural and Regional Affairs and Transport Legislation Committee***Portfolios*

Transport and Regional Services; Agriculture, Fisheries and Forestry

*Reports presented*

Annual reports (No. 2 of 2004), including final report on the administration of the Civil Aviation Safety Authority, September 2004 (*presented to the Temporary Chair of Committees, Senator Ferguson, on 1 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

Provisions of the Agriculture, Fisheries and Forestry Legislation Amendment Bill (No. 2) 2004 (*presented to the Temporary Chair of Committees, Senator Ferguson, on 2 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

Provisions of the National Animal Welfare Bill 2003—Interim report (*presented to the Temporary Chair of Committees, Senator Watson, on 8 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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**Rural and Regional Affairs and Transport References Committee***Report presented*

Australian forest plantations: A review of *Plantations for Australia: The 2020 Vision* (*presented to the Temporary Chair of Committees, Senator Ferguson, on 2 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*) and corrigendum (*presented to the Temporary Chair of Committees, Senator Brandis, on 3 September 2004, pursuant to standing order 38(7); tabled 16 November 2004*)

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**Scrutiny of Bills—Legislative Scrutiny Standing Committee**

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**Selection of Bills—Standing Committee**

*Members*

The Government Whip (*Chair*), the Opposition Whip, the Australian Democrats Whip, the Nationals Whip

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**Senators' Interests—Standing Committee**

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**SENATE APPOINTMENTS TO STATUTORY AUTHORITIES**

**Advisory Council on Australian Archives**

Senator Faulkner—(*appointed 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

<b>Minister</b>	<b>Representing</b>
<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 Veterans' Affairs
<b>Senator the Honourable Nicholas Minchin (<u>Nick</u>)</b> <i>Minister for Finance and Administration</i> <i>Deputy Leader of the Government in the Senate</i> <i>Vice-President of the Executive Council</i>	Treasurer Minister for Industry, Tourism and Resources
<b>Senator the Honourable Amanda Vanstone</b> <i>Minister for Immigration and Multicultural and Indigenous Affairs</i> <i>Minister Assisting the Prime Minister for Indigenous Affairs</i>	Minister for Education, Science and Training Minister for Citizenship and Multicultural Affairs Minister for Vocational and Technical Education
<b>Senator the Honourable Kay Patterson</b> <i>Minister for Family and Community Services</i> <i>Minister Assisting the Prime Minister for Women's Issues</i>	Minister for Health and Ageing Minister for Human Services Minister for Ageing
<b>Senator the Honourable Helen Coonan</b> <i>Minister for Communications, Information Technology and the Arts</i>	Minister for Revenue and Assistant Treasurer
<b>Senator the Honourable Ian Campbell</b> <i>Minister for the Environment and Heritage</i>	Minister for Transport and Regional Services Minister for Local Government, Territories and Roads
<b>Senator the Honourable Christopher Ellison (<u>Chris</u>)</b> <i>Minister for Justice and Customs</i> <i>Manager of Government Business in the Senate</i>	Attorney-General
<b>Senator the Honourable Ian Macdonald</b> <i>Minister for Fisheries, Forestry and Conservation</i>	Minister for Agriculture, Fisheries and Forestry
<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 Employment and Workplace Relations Minister for Small Business and Tourism Minister for Workforce Participation
<b>Parliamentary Secretary</b>	
<b>Senator the Honourable Richard Colbeck</b> <i>Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry</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 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** lists all 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.

### 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 online version of the *Notice Paper*, available on ParlInfo and on the Senate’s Internet site at [aph.gov.au/senate](http://aph.gov.au/senate).

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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 3018.