

**Senate Standing Committee
for the
Scrutiny of Bills**



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Senate Standing Committee for the Scrutiny of Bills

Members of the Committee

Senator J McLucas (Chair)
Senator B Mason (Deputy Chairman)
Senator G Barnett
Senator T Crossin
Senator D Johnston
Senator A Murray

Terms of Reference

Extract from **Standing Order 24**

- (1) (a) At the commencement of each parliament, a Standing Committee for the Scrutiny of Bills shall be appointed to report, in respect of the clauses of bills introduced into the Senate, and in respect of Acts of the Parliament, whether such bills or Acts, by express words or otherwise:
- (i) trespass unduly on personal rights and liberties;
 - (ii) make rights, liberties or obligations unduly dependent upon insufficiently defined administrative powers;
 - (iii) make rights, liberties or obligations unduly dependent upon non-reviewable decisions;
 - (iv) inappropriately delegate legislative powers; or
 - (v) insufficiently subject the exercise of legislative power to parliamentary scrutiny.
- (b) The committee, for the purpose of reporting upon the clauses of a bill when the bill has been introduced into the Senate, may consider any proposed law or other document or information available to it, notwithstanding that such proposed law, document or information has not been presented to the Senate.

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- **The Committee has commented on these bills**

This Digest is circulated to all Honourable Senators.
Any Senator who wishes to draw matters to the attention of the
Committee under its terms of reference is invited to do so.

Crimes Legislation Amendment (People Smuggling, Firearms Trafficking and Other Measures) Bill 2002

This bill was introduced into the House of Representatives on 4 December 2002 by the Minister for Children and Youth Affairs, on behalf of the Minister representing the Minister for Justice and Customs. [Portfolio responsibility: Justice and Customs]

Schedule 1 to the bill proposes to:

- amend the *Criminal Code Act 1995* to insert new provisions criminalising the smuggling of persons from Australia to another country, or from a country other than Australia to a third country, with or without transit through Australia; and
- insert offences prohibiting the making, providing or possessing false travel or identity documents for use in securing the unlawful entry of a person into a foreign country.

Schedule 2 to the bill proposes to amend the *Criminal Code Act 1995* to insert cross-border firearms trafficking offences.

Schedule 3 to the bill proposes to amend the:

- *Criminal Code Act 1995* to make minor amendments to the theft and fraud offences;
- *Crimes Act 1914* to amend sentencing provisions;
- *Crimes (Traffic in Narcotic Drugs and Psychotropic Substances) Act 1990* to include the drug ‘fantasy’ as a psychotropic drug;
- *International Transfer of Prisoners Act 1997* to clearly define the role of the Minister for Immigration and Multicultural and Indigenous Affairs; and the
- *Financial Transaction Reports Act 1988* to ensure that remittance dealers are covered by the definition of ‘cash dealer’ in the Act and to correct a cross reference.

Retrospectivity

Item 23 of Schedule 3

By virtue of item 4 in the table to subclause 2(1) of this bill, the amendment proposed by item 23 of Schedule 3 would commence at the same time as sections 3 to 338 of the *Proceeds of Crime Act 2002*. However, it is pointed out on page 3 of the Explanatory Memorandum that for one thing the *Proceeds of Crime Act 2002* will not come into force until 1 January 2003, so that the amendment proposed by item 23 of Schedule 3 will only have a limited retrospective effect, and for another thing the amendment itself “will not take away a person’s rights, but will actually ensure that a protection currently in the *Financial Transactions Reports Act 1988* will continue to apply.”

In the circumstances, the Committee makes no further comment on the provisions.

Absolute liability

Proposed new subsections 73.1(2) and 73.3(2)

Proposed new subsections 73.1(2) and 73.3(2) of the *Criminal Code*, to be added by item 1 of Schedule 1 to this bill, would impose absolute criminal liability on one element of the offences created by proposed new subsections 73.1(1) and 73.3(1). The relevant element is that a person who is unlawfully smuggled into a country (whether Australia or not) is not a citizen or permanent resident of that country. The effect of this imposition of absolute criminal liability is spelt out on page 6 of the Explanatory Memorandum. The prosecution will have to show that the person who has been smuggled into a country is not a citizen or permanent resident of that country, but will not have to prove any knowledge or other mental element on the part of the accused in relation to that fact. Furthermore, the defence of mistake of fact will not be available to the defence. The Explanatory Memorandum justifies this imposition of absolute criminal liability by pointing out that the fact that a person is not a citizen or permanent resident of a country into which they have been unlawfully smuggled “does not affect the culpability of the people smuggler, but is an important limit on the scope of the offence, and ensures that only people smuggling activity covered by the Smuggling Protocol is prosecuted under [either of these provisions].”

In the circumstances, the Committee makes no further comment on the provisions.

Absolute liability and double jeopardy
Proposed new subsection 360.2(2)

Proposed new subsection 360.2(2) of the *Criminal Code*, to be inserted by item 1 of Schedule 2 to this bill, would impose absolute criminal liability on one element of the offence to be created by subsection 360.2(1). The relevant element is that the accused has engaged in conduct which constitutes an offence against a State or Territory law relating to firearms. As the Explanatory Memorandum observes, at page 16, absolute liability has been imposed in order to prevent the application of the default provision of the prosecution having to prove intention or recklessness. Since the Commonwealth offence is constituted (in part) by conduct which is an offence under State or Territory law – which includes any necessary mental element on the part of the accused – it is unnecessary to provide for any further mental element in the Commonwealth offence. In that respect, it is suggested that the imposition of absolute criminal liability is unexceptionable. However, there does not appear to be any provision in the bill relating to the interaction between State and Territory laws on the one hand and the provisions of this bill on the other. It is not clear, for instance, whether a person is liable to be prosecuted and convicted of an offence against a State or Territory firearms law, and might then be charged, for the second time, because his or her conduct included the interstate disposal of firearms. The Committee **seeks the Minister's advice** as to this latter point.

Pending the Minister's advice, the Committee draws Senators' attention to the provision, as it may be considered to trespass unduly on personal rights and liberties, in breach of principle 1(a)(i) of the Committee's terms of reference.

Absolute liability
Various provisions

Proposed new subsections 135.2(1A), 135.2(2A), 136.1(1A), 136.1(4A) and 137.1(1A) of the *Criminal Code*, to be inserted by items 6, 7, 8, 9 and 10 of Schedule 3 to this bill, would impose absolute criminal liability on certain elements of offences already contained in the *Code*. The offences relate to obtaining a financial advantage from the Commonwealth, or making false or misleading statements to a Commonwealth officer or entity, etc. The purpose of these amendments is to impose absolute criminal liability on the element of the offence that the advantage has been gained from the Commonwealth, or that the statement has been made to a Commonwealth officer etc. The Explanatory Memorandum seeks to justify these amendments on the ground that the fact, for instance, that “the advantage is gained from a Commonwealth entity is a jurisdictional element in that it limits the ambit of the relevant offence to fraud committed against the Commonwealth. It is not a substantive element of the offence which should affect the culpability of the offender.”

In the circumstances, the Committee makes no further comment on the provisions.

Crimes Legislation Enhancement Bill 2002

This bill was introduced into the Senate on 5 December 2002 by the Parliamentary Secretary to the Treasurer. [Portfolio responsibility: Justice and Customs]

Schedule 1 to the bill proposes to amend the *Crimes Act 1914* to:

- clarify and facilitate the taking of photographs and fingerprints;
- clarify provisions relating to the conduct of identification parades;
- extend the class of indictable offences that may be dealt with summarily; and
- make technical corrections to sentencing and parole provisions.

Schedule 2 to the bill proposes to amend eight Acts to make technical corrections and amendments.

Schedule 3 to the bill proposes to amend the *Crimes Act 1914* to make technical corrections to part numbering in the Act. The Schedule also contains a saving provision.

Retrospectivity **Various provisions**

By virtue of the table to subclause 2(1) of this bill, many of the amendments proposed therein would commence retrospectively, to coincide with the commencement of the legislation which is being amended. The Explanatory Memorandum seeks to justify this retrospectivity on the grounds that the amendments “relate to drafting corrections. They are therefore within the scope of what the Parliament has accepted is appropriate on previous occasions.”

In the circumstances, the Committee makes no further comment on the provisions.

Family and Community Services Legislation Amendment Bill 2002

This bill was introduced into the House of Representatives on 4 December 2002 by the Minister representing the Minister for Family and Community Services. [Portfolio responsibility: Family and Community Services]

Schedule 1 to the bill makes amendments to the *Social Security Act 1991*, the *Social Security (Administration) Act 1999* and the *Social Security (International Agreements) Act 1999* to correct cross-references, simplify and clarify existing provisions, achieve consistency between similar provisions and payment types and address unintended consequences of earlier amendments. Schedule 1 also makes some minor policy changes.

Schedule 2 to the bill makes amendments to the family assistance law and certain other New Tax System legislation to simplify and clarify existing provisions, achieve consistency between similar provisions and payment types, correct various cross-references and minor drafting errors and address some unintended consequences of earlier amendments.

Schedule 3 to the bill makes minor and technical amendments to various Family and Community Services portfolio legislation to repeal redundant provisions and references, renumber misdescribed provisions, and correct various cross-references. Amendments to the *Veterans' Entitlements Act 1986* are also proposed to restore the equivalent legislative position that existed prior to the introduction of the family assistance law.

Schedule 4 to the bill makes technical amendments to various provisions of the *Social Security Act 1991* and the *Social Security (Administration) Act 1999* to repeal redundant provisions, references and notes, renumber misdescribed provisions and correct various cross-references and minor drafting errors.

Schedule 5 to the bill repeals the redundant *First Home Owners Act 1983*.

Retrospectivity Various provisions

By virtue of the table to subclause 2(1) of this bill, many of the amendments proposed therein would commence retrospectively, to coincide with the commencement of the legislation which is being amended. The Explanatory Memorandum, on page 1, seeks to justify this retrospectivity on the ground that those items which “do not commence on Royal Assent are of a technical or beneficial nature”. It may further be noted that in the Outline and Financial Impact Statement at the front of the Explanatory Memorandum, it is stated that there are no financial implications from the changes proposed in Schedules 1, 3, 4 and 5, and that the changes proposed by Schedule 2 will result in a cost to Government.

In the circumstances, the Committee makes no further comment on the provisions.

Migration Legislation Amendment (Contributory Parents Migration Scheme) Bill 2002

This bill was introduced into the House of Representatives on 5 December 2002 by the Minister for Immigration and Multicultural and Indigenous Affairs. [Portfolio responsibility: Immigration and Multicultural and Indigenous Affairs]

Introduced with the Migration (Visa Application) Charge Amendment Bill 2002, the bill proposes to implement new migration policy in relation to permanent and temporary entry arrangements for parents.

Schedule 1 to the bill makes minor technical amendments to the *Migration Act 1958*.

Schedules 2 and 3 to the bill amend the Migration Regulations 1994 to:

- establish four new parent visa classes and subclasses;
- increase the assurance of support (“AOS”) bond and period of effect in relation to applicants for the new parent visa classes; and
- offset the health costs of parent entry by requiring applicants for the new visa classes to pay a \$25,000 second instalment of visa application charge.

Commencement

Schedule 1

By virtue of item 2 in the table to subclause 2(1) of this bill, the amendments proposed in Schedule 1 thereof would commence immediately after the commencement of the *Migration (Visa Application) Charge Amendment Act 2002*. However, the Explanatory Memorandum notes, in paragraph 3, that the bill for that latter Act has been introduced at the same time as this bill, and that the two bills “are to be considered as a package, and, as such, will pass through the Parliament together.”

In the circumstances, the Committee makes no further comment on the provision.

Migration (Visa Application) Charge Amendment Bill 2002

This bill was introduced into the House of Representatives on 5 December 2002 by the Minister for Immigration and Multicultural and Indigenous Affairs. [Portfolio responsibility: Immigration and Multicultural and Indigenous Affairs]

Introduced with the Migration Legislation Amendment (Contributory Parents Migration Scheme) Bill 2002 the bill proposes to amend the *Migration (Visa Application) Charge Act 1997* to set a new visa application charge limit in relation to four proposed new parent visas and establish a mechanism for indexing the new visa application charge limit. The visa application charge limit for applications made during the financial year beginning on 1 July 2002 is proposed to be set at \$26,745.

The Committee has no comment on this bill.

Parliamentary Commission of Inquiry (Bali Bombings) Bill 2002

This bill was introduced into the Senate on 4 December 2002 by Senator Brown as a Private Senator's bill.

The bill proposes the establishment of a Parliamentary Commission of Inquiry into the Bali bombings which is similar to the inquiry set up by Congress to investigate matters leading up to the terrorist attacks on September 11, 2001.

The Committee has no comment on this bill.

Taxation Laws Amendment Bill (No. 8) 2002

This bill was introduced into the House of Representatives on 5 December 2002 by the Parliamentary Secretary to the Minister for Finance and Administration. [Portfolio responsibility: Treasury]

Schedule 1 to the bill proposes to amend the *Income Tax Assessment Act 1997* and the *Income Tax Assessment Act 1936* to allow income tax deductions for gifts of \$2 or more made to certain organisations.

Schedule 2 to the bill proposes to amend the capital gains tax provisions in the *Income Tax Assessment Act 1997*, the *Income Tax (Transitional Provisions) Act 1997* and the *Fringe Benefits Tax Assessment Act 1986* that deal with employee share schemes to:

- ensure capital gains or capital losses that arise while shares or rights are held in trust are recognised;
- ensure the 12-month minimum qualifying period for the capital gains tax 50% discount begins from the time the trustee acquires the shares; and
- to make technical amendments to the capital gains tax and fringe benefit tax provisions as they relate to employee share schemes.

Schedule 3 to the bill proposes to amend provisions relating to the franking of distributions by co-operative companies in the *Income Tax Assessment Act 1997* and the *Income Tax Assessment Act 1936* to enable a co-operative company to either frank distributions to shareholders or, alternatively, to claim the existing deduction for distributions of assessable income to shareholders.

Schedule 4 to the bill proposes to amend the *Income Tax Assessment Act 1936* to rectify an anomaly in the Reasonable Benefit Limit provisions so that a reversionary pension benefit paid on the death of the original recipient will receive the same proportion of concessional taxation rebate as applied to the original pension.

Schedule 5 to the bill proposes to amend the *Petroleum Resource Rent Tax Assessment Act 1987* to:

- allow expenditures associated with closing down a facility that has ceased to be used in relation to a petroleum resource rent tax (PRRT) project, but continues to be used under an infrastructure licence, to be deductible against the project's PRRT receipts; and
- produce a more equitable and uniform treatment of partial use arrangements by extending the PRRT to include all receipts received; and allow a deduction for all expenditures incurred, that relate to certain PRRT project's petroleum activities.

Schedule 6 to the bill proposes to makes a number of technical corrections to the *Income Tax Assessment Act 1936* and the *Income Tax Assessment Act 1997* and other tax-related legislation.

Retrospectivity

Clause 5

By virtue of item 2 in the table to subclause 2(1) of this bill, the amendment proposed in clause 5 of this bill would commence on 11 October 2002. However, the Explanatory Memorandum points out that the purpose of this amendment is to ensure that there are no taxation consequences resulting from the corporate conversion of the Australian Gas Light Company.

In the circumstances, the Committee makes no further comment on the provision.

Retrospectivity

Schedule 6

By virtue of items 8 to 40 in the table to subclause 2(1) of this bill, the amendments proposed in Schedule 6 to this bill would commence retrospectively, to coincide with the commencement of the legislation which is being amended. The Explanatory Memorandum notes, in paragraph 6.3, that the amendments merely correct incorrect numbering, grammatical errors and the like, and, on page 9, that they have no financial impact.

In the circumstances, the Committee makes no further comment on the provisions.

Retrospectivity

Part 1 of Schedule 1

By virtue of Part 2 of Schedule 1 to this bill, some of the amendments proposed in Part 1 of that Schedule will apply retrospectively. However, those amendments are beneficial to those who made gifts to specified bodies.

In the circumstances, the Committee makes no further comment on the provision.

Retrospectivity

Part 1 of Schedule 2

By virtue of subitem 12(1) in Part 1 of Schedule 2 to this bill, many of the amendments proposed in Part 1 of that Schedule will apply to assessments from the 1998-99 income year. However, those amendments are technical, and have no financial effect. However, the amendments proposed by items 3, 5, 6 and 9 of that Schedule will apply from 5 pm on 27 February 2001, that being the date of the Press Release issued by the former Assistant Treasurer. Unfortunately, it is not entirely clear from the Explanatory Memorandum whether those amendments would impose new liabilities on taxpayers. The Committee would also appreciate advice on the length of time since 27 February 2001 that it has taken to introduce these provisions. The Committee therefore **seeks the Treasurer's advice** on these questions.

Pending the Treasurer's advice, the Committee draws Senators' attention to the provisions, as they may be considered to trespass unduly on personal rights and liberties, in breach of principle 1(a)(i) of the Committee's terms of reference.

Retrospectivity
Item 6 of Schedule 3

By virtue of item 6 of Schedule 3 to this bill, the amendments proposed in that Schedule will apply from 1 July 2002. However, those amendments are beneficial to taxpayers.

In the circumstances, the Committee makes no further comment on the provisions.

Retrospectivity
Item 2 of Schedule 4

By virtue of item 2 of Schedule 4 to this bill, the amendment proposed in that Schedule will apply from the 1999-2000 tax year. It appears from the Explanatory Memorandum, at page 6, that this amendment has a negligible financial impact, and will protect revenue that might otherwise be at risk.

In the circumstances, the Committee makes no further comment on the provisions.

Taxation Laws Amendment (Earlier Access to Farm Management Deposits) Bill 2002

This bill was introduced into the House of Representatives on 5 December 2002 by the Parliamentary Secretary to the Minister for Finance and Administration. [Portfolio responsibility: Treasury]

The bill proposes to amend the farm management deposits conditions in the *Income Tax Assessment Act 1936* to provide an exception to the 12-month waiting rule for persons in ‘exceptional circumstances’ areas. These persons will be able to withdraw funds early and still retain the tax benefit. The bill also proposes amendments that will enhance the flexibility and operation of the farm management deposits scheme.

Retrospectivity Parts 1 and 2 of Schedule 1

By virtue of items 2 and 3 in the table to subclause 2(1) of this bill, the amendments proposed in Parts 1 and 2 of Schedule 1 to this bill would commence on 2 January 1999 and 1 July 2002 respectively. However, in both instances the amendments are beneficial to taxpayers who have taken part in the farm management deposit scheme.

In the circumstances, the Committee makes no further comment on the provisions.

Veterans' Affairs Legislation Amendment Bill (No. 3) 2002

This bill was introduced into the House of Representatives on 5 December 2002 by the Parliamentary Secretary to the Prime Minister. [Portfolio responsibility: Veterans' Affairs]

The bill proposes to amend the *Veterans' Entitlements Act 1986* (the Act) to:

- provide for the continued indexation of the “saved” child-related payments received by certain service pension or income support supplement recipients;
- prevent the misuse of the commutation provisions relating to income streams;
- ensure that, in certain cases, periods of membership of the pension bonus scheme that would have accrued under social security law will contribute towards the calculation of a pension bonus payable under the Act;
- make amendments consequential upon the amendments proposed in Part 3 and other technical amendments to ensure that the bonus paid to a person accurately reflects the pension they were deferring and their marital status throughout the period they were accruing the bonus;
- allow, in specified circumstances, a claim for partner service pension to be granted from a date earlier than the date the claim was lodged; and
- align the compensation recovery provisions applicable to multiple lump sums of compensation with those that apply under the *Social Security Act 1991*.

The Committee has no comment on this bill.

Workplace Relations Amendment (Prohibition of Compulsory Union Fees) Bill 2002 [No. 2]

This bill was introduced into the House of Representatives on 4 December 2002 by the Minister for Employment and Workplace Relations. [Portfolio responsibility: Employment and Workplace Relations]

The bill proposes to amend the *Workplace Relations Act 1996* to amend the certified agreement and freedom of association provisions. The proposed amendments will:

- prevent the Australian Industrial Relations Commission (the AIRC) from certifying or varying an agreement that contains a provision requiring the payment of a bargaining services fee;
- amend section 298Y to make clear that bargaining services fee clauses in certified agreements are void and authorise the AIRC to remove these clauses on application by a party to the agreement or the Office of the Employment Advocate; and
- prohibit conduct designed to compel individuals to pay bargaining services fees.

The amendments proposed apply equally to fees for bargaining services imposed by trade unions or by employer associations.

This bill is the same as the Workplace Relations Amendment (Prohibition of Compulsory Union Fees) Bill 2002 that was laid aside by the House of Representatives on 18 September 2002 after the House rejected the Senate's amendments to that bill.

Retrospectivity

Item 14 of Schedule 1

Item 14 of Schedule 1 to this bill would apply the amendment proposed by item 11 of that Schedule to “any certified agreement whether certified before or after the commencement of that item.” Item 11 renders void certain provisions in certified agreements, so that, by force of item 14, a certified

agreement which currently contains such a provision would retrospectively become void, at least in part. However, this bill is in the same form as one which was introduced into the House of Representatives on 20 February 2002. On that occasion, the Committee raised the above concern, but the Minister responded by saying that the amendment proposed by item 11 of the bill was merely declaratory of the then current state of the law, and that, therefore, “item 14 cannot be regarded as taking away rights retrospectively, as those rights never existed.” Relevant extracts from the Committee’s Alert Digest, and the two responses by the Minister, are contained in the Committee’s *Eighth Report of 2002*.

Apart from this, the Committee makes no further comment on this bill.

PARLIAMENTARY AMENDMENTS AND THE COMMITTEE'S TERMS OF REFERENCE

AMENDMENTS IN THE SENATE

(2-5 December 2002)

Research Involving Embryos Bill 2002

(new citation: Research Involving Human Embryos Bill 2002): On 5 December 2002 the Senate agreed to amend this bill. The Committee commented on the bill in *Alert Digest No. 14 of 2002* in relation to incorporation of extraneous material as in force from time to time. Among other things the amendments removed such incorporation from the provisions mentioned by the Committee.

The amendments also insert a new provision, paragraph 16(3)(c), which provides for the Minister to exercise a discretion in relation to qualification for appointment as a member of the NHMRC Licensing Committee. There is no indication as to whether this discretion is subject to independent merits review, but given its nature and the fact that ultimate appointment in such cases would not usually be reviewable, the Committee makes no further comment on the provision.

Apart from this, the amendments raise no issues within the Committee's terms of reference.

Taxation Laws Amendment (Structured Settlements) Bill 2002

(new citation: Taxation Laws Amendment (Structured Settlements and Structured Orders) Bill 2002): On 5 December 2002 the Senate agreed to amend this bill. The amendments raise no issues within the committee's terms of reference.

STANDING COMMITTEE FOR THE SCRUTINY OF BILLS

INDEX OF BILLS COMMENTED ON AND MINISTERIAL RESPONSES SOUGHT/RECEIVED - 2002

NAME OF BILL	ALERT DIGEST	INTRODUCED		MINISTER	RESPONSE SOUGHT RECEIVED		REPORT NUMBER
		HOUSE	SENATE		SOUGHT	RECEIVED	
Bills dealt with in 2001							
<i>Air Passenger Ticket Levy (Collection Act 2001</i>	14(26.9.01)	20.9.01	26.9.01	Transport and Regional Services	27.9.01	31.12.01	1(20.2.02)
<i>Border Protection (Validation and Enforcement Powers) Act 2001</i>	13(20.9.01)	18.9.01	20.9.01	Immigration and Multicultural Affairs	20.9.01	6.02.02	1(20.2.02)
<i>Defence Legislation Amendment (Application of Criminal Code) Act 2001</i>	12(19.9.01)	29.8.01	24.9.01	Defence	20.9.01	8.11.01	1(20.2.02)
<i>Electoral and Referendum Amendment Act (No. 1) 2001</i>	4(28.3.01)	7.3.01	2.4.01	Finance and Administration	29.3.01	4.5.01	6(23.5.01)
Environment and Heritage Legislation Amendment Bill (No. 2) 2000 [2001]	1(7.2.01) 8(27.6.01)		7.12.00	Further response required	24.5.01	10.1.02	1(20.2.02)
<i>Environment Protection and Biodiversity Conservation Amendment (Wildlife Protection) Act 2001</i>	9(8.8.01)	25.6.01	24.5.01	Environment and Heritage re Amendments	23.8.01	18.10.01	1(20.2.02)
<i>Health and Aged Care Legislation Amendment (Application of Criminal Code) Act 2001</i>	10(22.8.01)	8.8.01	23.8.01	Health and Aged Care	23.8.01	8.10.01	1(20.2.02)

NAME OF BILL	ALERT DIGEST	INTRODUCED		MINISTER	RESPONSE		REPORT NUMBER
		HOUSE	SENATE		SOUGHT	RECEIVED	
Bills being dealt with in 2002							
Aboriginal and Torres Strait Islander Commission Amendment Bill 2002	3(20.3.02)	13.3.02	16.5.02	Immigration and Multicultural and Indigenous Affairs	21.3.02 20.6.02	13.5.02 28.6.02	FRR5(19.6.02) 8(21.8.02)
Airports Amendment Bill 2002	1(20.2.02)	14.2.02	--	Transport and Regional Services	21.2.02	6.5.02	DC
Australian Heritage Council Bill 2002	7(21.8.02)	27.6.02	15.11.02	Environment and Heritage	22.8.02	21.10.02	15(4.12.02)
Australian Heritage Council (Consequential and Transitional Provisions) Bill 2002	7(21.8.02)	27.6.02	15.11.02	Environment and Heritage	22.8.02	21.10.02	15(4.12.02)
Australian Radiation Protection and Nuclear Safety (Licence Charges) Amendment Bill 2002	4(15.5.02)	21.3.02	20.6.02	Health and Ageing	16.5.02	4.6.02	7(26.6.02)
Australian Security Intelligence Organisation Legislation Amendment (Terrorism) Bill 2002	4(15.5.02)	21.3.02	15.10.02	Attorney-General	16.5.02	27.9.02	12(16.10.02)
Border Security Legislation Amendment Bill 2002	3(20.3.02)	12.3.02	14.3.02	Attorney-General	21.3.02	23.4.02	4(15.5.02)
Charter of the United Nations Amendment Bill 2002	15(4.12.02)	14.11.02	5.12.02	Foreign Affairs	5.12.02		
<i>Coal Industry Repeal Act 2001</i>	1(20.2.02)	28.6.00	5.4.01	Industry, Science and Resources	21.2.02	11.3.02	2(13.3.02)
<i>Coal Industry Repeal (Validation of Proclamation) Act 2002</i>	2(13.3.02)	20.2.02	13.3.02	Industry, Tourism and Resources	14.3.02	22.3.02	4(15.5.02)

NAME OF BILL	ALERT DIGEST	INTRODUCED		MINISTER	RESPONSE SOUGHT	RESPONSE RECEIVED	REPORT NUMBER
		HOUSE	SENATE				
Communications Legislation Amendment Bill (No. 1) 2002	7(21.8.02)	27.6.02		Communications, Information Technology and the Arts	22.8.02	16.9.02	
Copyright Amendment (Parallel Importation) Bill 2002	3(20.3.02)	13.3.02	10.12.02	Attorney-General	21.3.02	5.6.02	16(11.12.02)
Corporate Responsibility and Employment Security Bill 2002	3(20.3.02)	11.3.02	--	Mr McClelland	21.3.02	--	DC
Criminal Code Amendment (Anti-hoax and Other Measures) Bill 2002	1(20.2.02)	13.2.02	11.3.02	Attorney-General	21.2.02	8.3.02	2(13.3.02)
					14.3.02	19.3.02	3(20.3.02)
					21.3.02	4.4.02	4(15.5.02)
Criminal Code Amendment (Espionage and Related Offences) Bill 2002 (new citation: Criminal Code Amendment (Espionage and Related Matters) Bill 2002)	3(20.3.02)	13.3.02	16.9.02	Attorney-General	21.3.02	14.6.02	9(28.8.02)
Criminal Code Amendment (Offences Against Australians) Bill 2002	15(4.12.02)	12.11.02	13.11.02	Attorney-General	5.12.02		
Customs Legislation Amendment Bill (No. 1) 2002	6(26.6.02)	19.6.02	22.8.02	Justice and Customs	27.6.02	20.8.02	9(28.8.02)
<i>Egg Industry Service Provision Act 2002</i>	9(18.9.02)	28.8.02	23.9.02	Agriculture, Fisheries and Forestry	19.9.02	15.11.02	15(4.12.02)
Electoral and Referendum Amendment (Roll Integrity and Other Measures) Bill 2002	3(20.3.02)	14.3.02		Special Minister of State	21.3.02	30.4.02	
Environment Protection and Biodiversity Conservation Amendment (Invasive Species) Bill 2002	15(4.12.02)		19.11.02	Senator Bartlett	5.12.02		

NAME OF BILL	ALERT DIGEST	INTRODUCED		MINISTER	RESPONSE		REPORT NUMBER
		HOUSE	SENATE		SOUGHT	RECEIVED	
Excise Laws Amendment Bill (No. 1) 2002	11(16.10.02)	26.9.02	17.10.02	Treasurer	17.10.02	23.10.02	14(13.11.02)
Financial Corporations (Transfer of Assets and Liabilities) Amendment Bill 2002	3(20.3.02)	15.5.02	12.3.02	Treasury	21.3.02	3.5.02	4(15.5.02)
Financial Sector Legislation Amendment Bill (No. 1) 2002	4(15.5.02)	21.3.02	20.6.02	Treasury	16.5.02	17.6.02	7(26.6.02)
Financial Sector Legislation Amendment Bill (No. 2) 2002	7(21.8.02)	26.6.02	2.12.02	Treasury	22.8.02	18.11.02	15(4.12.02)
Financial Services Reform Bill 2001	6(23.5.01) 11(29.8.01)	5.4.01	9.8.01	Treasurer re Amendments	24.5.01 30.8.01 17.5.02	7.8.01 13.5.02 14.8.02	9(8.8.01) 4(15.5.02) 8(21.8.02)
Financial Services Reform (Consequential Provisions) Bill 2001	7(20.6.01)	7.6.01	9.8.01	Treasurer Further response requested	21.6.01 9.8.01	7.8.01 13.5.02	9(8.8.01) 4(15.5.02)
Fuel Quality Standards (Renewable Content of Motor Vehicle Fuel) Amendment Bill 2002	13(13.11.02)	21.10.01		Mr Katter	14.11.02		
<i>General Insurance Reform Act 2001</i>	9(8.8.01)	28.6.01	27.8.01	Treasurer re Amendments	9.8.01 30.8.01	27.8.01 24.6.02	11(29.8.01) 7(26.6.02)
Health Insurance Amendment (Profession Services Review and Other Matters) Bill 2002	15(4.12.02)	27.6.02	11.11.02	re Amendments			
Higher Education Funding Amendment Bill 2002	5(19.6.02) 10(25.9.02) 11(16.10.02)	5.6.02	22.8.02	Education, Science and Training re Amendments re Amendments	20.6.02 26.9.02 17.10.02	20.8.02 9.12.02 9.12.02	9(28.8.02) 16(11.12.02) 16(11.12.02)

NAME OF BILL	ALERT DIGEST	INTRODUCED		MINISTER	RESPONSE		REPORT NUMBER
		HOUSE	SENATE		SOUGHT	RECEIVED	
Higher Education Legislation Amendment Bill (No. 1) 2002	1(20.2.02)	14.2.02	13.3.02	Education, Science and Training	--	12.3.02	2(13.3.02)
Import Processing Charges (Amendment and Repeal) Bill 2002	6(26.6.02)	19.6.02	22.8.02	Justice and Customs	27.6.02	20.8.02	9(28.8.02)
Intellectual Property Laws Amendment Bill 2002	7(21.8.02)	27.6.02		Industry, Tourism and Resources	22.8.02	17.9.02	
International Criminal Court Bill 2002	7(21.8.02)	25.6.02	26.6.02	Attorney-General	22.8.02		
International Criminal Court (Consequential Amendments) Bill 2002	7(21.8.02)	25.6.02	26.6.02	Attorney-General	22.8.02		
Medical Indemnity Bill 2002	15(4.12.02)	13.11.02	9.12.02	Health and Ageing	5.12.02	10.12.02	16(11.12.02)
Migration Legislation Amendment Bill (No. 1) 2002	3(20.3.02)	13.3.02		Immigration and Multicultural and Indigenous Affairs	21.3.02	27.5.02	
<i>Migration Legislation Amendment (Transitional Movement) Act 2002</i>	3(20.3.02)	13.3.02	20.3.02	Immigration and Multicultural and Indigenous Affairs	21.3.02	27.5.02	5(19.6.02)
Plant Breeder's Rights Amendment Bill 2002	3(20.3.02)	3.12.02	13.3.02	Agriculture, Fisheries and Forestry	21.3.02	23.5.02	5(19.6.02)
Proceeds of Crime Bill 2002	3(20.3.02)	13.3.02	20.8.02	Justice and Customs	21.3.02	9.5.02	8(21.8.02)
Proceeds of Crime (Consequential Amendments and Transitional Provisions) Bill 2002	3(20.3.02)	13.3.02	20.8.02	Justice and Customs	21.3.02	9.5.02	8(21.8.02)
Quarantine Amendment Bill 2002	3(20.3.02)	14.3.02	21.3.02	Agriculture, Fisheries and Forestry	21.3.02		

NAME OF BILL	ALERT DIGEST	INTRODUCED		MINISTER	RESPONSE		REPORT NUMBER
		HOUSE	SENATE		SOUGHT	RECEIVED	
Research Involving Embryos Bill 2002 (originally Prohibition of Human Cloning and Research Involving Embryos Bill 2002 – bill split) (new citation: Research Involving Human Embryos Bill 2002)	14(19.11.02)	27.6.02	15.10.02	Health and Ageing	20.11.02	3.12.02	15(4.12.02)
Security Legislation Amendment (Terrorism) Bill 2002 [No. 2]	3(20.3.02)	13.3.02	14.3.02	Attorney-General	21.3.02	14.5.02	4(15.5.02)
Superannuation Legislation (Commonwealth Employment) Repeal and Amendment Bill 2002	2(13.3.02)	21.2.02	19.6.02	Finance and Administration	14.3.02	16.5.02	FRR5(19.6.02)
Suppression of Financing of Terrorism Bill 2002	3(20.3.02)	12.3.02	14.3.02	--	--	14.5.02	4(15.5.02)
Taxation Laws Amendment Bill (No. 2) 2002	3(20.3.02)	14.3.02	24.6.02	Treasury	21.3.02	25.6.02	7(26.6.02)
Taxation Laws Amendment Bill (No. 3) 2002	4(15.5.02)	21.3.02	15.10.02	Treasury	16.5.02	27.9.02	12(16.10.02)
Taxation Laws Amendment (Medicare Levy and Medicare Levy Surcharge) Bill 2002	5(19.6.02)	14.5.02	19.6.02	Treasurer	20.6.02		
Telecommunications Interception Legislation Amendment Bill 2002	3(20.3.02)	12.3.02	14.3.02	--	--	14.5.02	4(15.5.02)
Therapeutic Goods Amendment Bill (No. 1) 2002	2(13.3.02)	20.2.02	20.3.02	Health and Ageing	14.3.02	19.3.02	3(20.3.02)
Trade Practices Amendment (Liability for Recreational Services) Bill 2002	9(18.9.02)	27.6.02	28.8.02	Treasurer	19.9.02	22.10.02	13(23.10.02)
					24.10.02	21.11.02	15(4.12.02)

