

# **SELECTION OF BILLS COMMITTEE**

**REPORT NO. 12 OF 2018**

*18 October 2018*

## **MEMBERS OF THE COMMITTEE**

Senator David Bushby (Government Whip, Chair)

Senator Brian Burston (United Australia Party Whip)

Senator Stirling Griff (Centre Alliance Whip)

Senator Peter Georgiou (Pauline Hanson's One Nation Whip)

Senator Derryn Hinch (Derryn Hinch's Justice Party Whip)

Senator Rachel Siewert (Australian Greens Whip)

Senator Anne Urquhart (Opposition Whip)

Senator John Williams (The Nationals Whip)

Senator the Hon Jacinta Collins

Senator the Hon Mitch Fifield

Senator Chris Ketter

Senator Dean Smith

Senator Tim Storer

Secretary: Rachel Callinan  
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## SELECTION OF BILLS COMMITTEE

### REPORT NO. 12 OF 2018

1. The committee met in private session on Wednesday, 17 October 2018 at 7.40 pm.
2. The committee recommends that—
  - (a) contingent upon introduction in the House of Representatives, the *provisions* of the Copyright Amendment (Online Infringement) Bill 2018 be *referred immediately* to the Environment and Communications Legislation Committee **but was unable to reach agreement on a reporting date** (see appendix 1 for a statement of reasons for referral);
  - (b) the *provisions* of the Higher Education Support (Charges) Bill 2018 and the Higher Education Support Amendment (Cost Recovery) Bill 2018 be *referred immediately* to the Education and Employment Legislation Committee for inquiry and report by 23 November 2018 (see appendix 2 for a statement of reasons for referral);
  - (c) contingent upon introduction in the House of Representatives, the *provisions* of the Treasury Laws Amendment (Making Sure Every State and Territory Gets Their Fair Share of GST) Bill 2018 be *referred immediately* to the Economics Legislation Committee for inquiry and report by 8 November 2018 (see appendix 3 for a statement of reasons for referral); and
  - (d) the *provisions* of the Treasury Laws Amendment (Making Sure Multinationals Pay Their Fair Share of Tax in Australia and Other Measures) Bill 2018 be *referred immediately* to the Economics Legislation Committee for inquiry and report by 23 November 2018 (see appendix 4 for a statement of reasons for referral).
3. The committee recommends that the following bills *not* be referred to committees:
  - A Fair Go for Australians in Trade Bill 2018
  - Australian Broadcasting Corporation Amendment (Appointment of Directors) Bill 2018
  - Commonwealth Places and Services (Facial Recognition) Bill 2018
  - Corporations Amendment (Strengthening Protections for Employee Entitlements) Bill 2018
  - Customs Amendment (Product Specific Rule Modernisation) Bill 2018
  - Higher Education Support Amendment (VET FEE-HELP Student Protection) Bill 2018
  - Maritime Legislation Amendment Bill 2018
  - Shipping Registration Amendment Bill 2018
  - Treasury Laws Amendment (2018 Measures No. 5) Bill 2018
  - Treasury Laws Amendment (Black Economy Taskforce Measures No. 2) Bill 2018

Excise Tariff Amendment (Collecting Tobacco Duties at Manufacture) Bill 2018

- Treasury Laws Amendment (Lower Taxes for Small and Medium Businesses) Bill 2018
- Veterans' Affairs Legislation Amendment (Omnibus) Bill 2018.

4. The committee deferred consideration of the following bills to its next meeting:

- Agriculture and Veterinary Chemicals Legislation Amendment (Streamlining Regulation) Bill 2018
- Customs Amendment (Peru-Australia Free Trade Agreement Implementation) Bill 2018  
Customs Tariff Amendment (Peru-Australia Free Trade Agreement Implementation) Bill 2018
- Discrimination Free Schools Bill 2018
- National Housing Finance and Investment Corporation Amendment Bill 2018
- Social Services Legislation Amendment (Ending the Poverty Trap) Bill 2018.

(David Bushby)

**Chair**

18 October 2018

**SELECTION OF BILLS COMMITTEE**  
**Proposal to refer a bill to a committee**

Name of bill: Copyright Amendment (Online Infringement) Bill 2018

Reasons for referral/principal issues for consideration:

Careful scrutiny is needed over legislation that blocks websites to ensure sufficient safeguards and oversight.

Possible submissions or evidence from:

Australian Digital Alliance, Digital Rights Watch, Electronic Frontiers Australia, Communications Alliance, Australian Copyright Council

Committee to which bill is to be referred:

Environment and Communications Legislation Committee

Possible hearing date(s):

16 Nov, 30 Nov, 7 Dec

Possible reporting date:

21 March 2019

(signed)



A handwritten signature in blue ink, appearing to read 'Rachel Siewert', is written over a dotted horizontal line.

Print name: Senator Rachel Siewert

**SELECTION OF BILLS COMMITTEE**  
**Proposal to refer a bill to a committee**

Name of bill:

**Higher Education Support (Charges) Bill 2018**

**Higher Education Support Amendment (Cost Recovery) Bill 2018**

Reasons for referral/principal issues for consideration:

**Examine policy rationale for charges on Australia's universities; seek clarification about annual charge calculations to ensure they do not impose an unfair burden on students.**

Possible submissions or evidence from:

**Universities Australia**

**Council for Private Higher Education**

Committee to which bill is to be referred:

**Senate Education and Employment Legislation Committee**

Possible hearing date(s):

**To be determined by the committee**

Possible reporting date:

**3 December 2018**

  
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Senator Anne Urquhart

**SELECTION OF BILLS COMMITTEE**  
**Proposal to refer a bill to a committee**

Name of bills:

Higher Education Support (Charges) Bill 2018

Higher Education Support Amendment (Cost Recovery) Bill 2018

Reasons for referral/principal issues for consideration: The bills lack detail on the mechanisms, charges and implementation of the proposed charge.

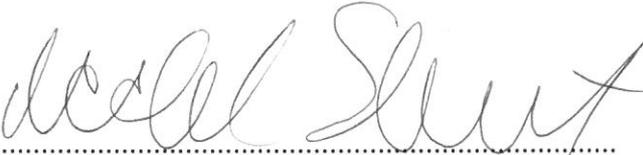
Possible submissions or evidence from: Universities Australia and their member universities, with other tertiary education stakeholders also likely.

Committee to which bill is to be referred: Education and Employment References Committee

Possible hearing date(s):

Possible reporting date: December 5th

(signed)

  
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Print name:

Senator Rachel Siewert

**SELECTION OF BILLS COMMITTEE**  
**Proposal to refer a bill to a committee**

Name of bill: Treasury Laws Amendment (Making Sure Every State and Territory Gets Their Fair Share of GST) Bill 2018

Reasons for referral/principal issues for consideration: To conduct further analysis of the bill and identify any issues.

Possible submissions or evidence from: State and Territory Treasuries, Commonwealth Treasury.

Committee to which bill is to be referred: Senate Economics Legislation Committee

Possible hearing date(s):  
To be determined by the Committee

Possible reporting date: 8 November 2018

  
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Senator Anne Urquhart

**SELECTION OF BILLS COMMITTEE**  
**Proposal to refer a bill to a committee**

Name of bill: Treasury Laws Amendment (Making Sure Multinationals Pay Their Fair Share of Tax in Australia and Other Measures) Bill 2018

Reasons for referral/principal issues for consideration: Further analysis of the proposed changes to the Research and Development Tax Incentive.

The Research and Development Tax Incentive is the major Commonwealth government investment in business research and development and this Bill introduces changes to the support provided and introduces new features into the program. There is a need to inquire on the overall impact of this Bill on business research and development and innovation; the administrative and program consequences for firms of the proposed R&D intensity threshold measure and tiered support; and the implications of the \$4 million cap on “refundable” tax offsets for small and start – up businesses. Consideration needs to be given to new compliance and management arrangements proposed as part of the Bill.

Possible submissions or evidence from: Industry organisations, unions, individual firms and their advisers across industry groups, consultants and accounting firms, universities and research providers.

Committee to which bill is to be referred: Senate Economics Legislation Committee

Possible hearing date(s):

To be determined by the Committee: preferably covering all major capitals

Possible reporting date: 3 December 2018

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Senator Anne Urquhart

**SELECTION OF BILLS COMMITTEE—  
PRESENTATION OF 12TH REPORT OF 2018—  
AMENDMENT AGREED TO BY THE SENATE ON  
THURSDAY, 18 OCTOBER 2018**

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At the end of the motion, add “and, in respect of:

- (a) the Copyright Amendment (Online Infringement) Bill 2018, the bill not be referred to the Environment and Communications Legislation Committee for inquiry and report; and
- (b) the Treasury Laws Amendment (Making Sure Multinationals Pay Their Fair Share of Tax in Australia and Other Measures) Bill 2018, the Economics Legislation Committee report by 3 December 2018.”.