



# Senate Journals

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## 1 Meeting of Senate

The Senate met at 9.30 am. The President (Senator the Honourable Scott Ryan) took the chair, read prayers and made an acknowledgement of country.

## 2 Documents

The following documents were tabled pursuant to standing order 61(1)(b):

### **Auditor-General's report for 2019-20**

- 1 No. 40—Assurance review—Advances to the Finance Minister for the period 25 April to 29 May 2020: Department of Finance.

### **Government document**

- 2 Australian Radiation Protection and Nuclear Safety Agency—Quarterly report for the period 1 January to 31 March 2020.

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The Clerk tabled the following documents pursuant to statute:

*[Legislative instruments are identified by a Federal Register of Legislation (FRL) number. An explanatory statement is tabled with an instrument unless otherwise indicated by an asterisk.]*

*Income Tax Assessment Act 1997—Cents per Kilometre Deduction Rate for Car Expenses 2020 [F2020L00676].*

*National Health Act 1953—National Health (Electronic National Residential Medication Chart Trial) Amendment (Approved Residential Care Services) Special Arrangement 3 of 2020 [F2020L00675].*

*Public Governance, Performance and Accountability Act 2013—*

*PGPA Act Determination (Recovery of Compensation for Health Care and Other Services Special Account Amendment 2020) [F2020L00682].*

*PGPA Act Determination (Services Australia SOETM Special Account 2020) [F2020L00681].*

*Public Governance, Performance and Accountability Amendment (Corporate Plans) Rules 2020 [F2020L00677].*

## 3 Committees—Leave to meet during sittings

Committees were authorised to meet during the sittings of the Senate, as follows:

Environment and Communications Legislation and References Committees—private meeting otherwise than in accordance with standing order 33(1) today, from 1 pm.

Corporations and Financial Services—Joint Statutory Committee—private meeting otherwise than in accordance with standing order 33(1) on Thursday, 18 June 2020, from 9.30 am.

Foreign Affairs, Defence and Trade—Joint Standing Committee—

private briefings today, from 9.30 am.

public hearings on Monday, 15 June 2020, from 10 am.

private briefings on Tuesday, 16 June 2020, from 4.30 pm.

private briefing followed by a public hearing on Wednesday, 17 June 2020, from 9.30 am.

public hearings followed by a private briefing on Thursday, 18 June 2020, from 9.30 am.

Temporary Migration—Select Committee—private meeting otherwise than in accordance with standing order 33(1) on Friday, 12 June 2020, from 3.30 pm.

#### 4 **Senate committee system—50th anniversary—Statements**

*Statement by the President:* The President made a statement relating to the 50th anniversary of the establishment of the modern Senate committee system.

*Statements by leave:* Senators McAllister and Siewert made statements relating to the matter.

#### 5 **Paid Parental Leave Amendment (Flexibility Measures) Bill 2020**

Order of the day read for the adjourned debate on the motion of the Minister for Aged Care and Senior Australians (Senator Colbeck)—That this bill be now read a second time—*—and on the amendment moved by Senator Pratt (see entry no. 6, 10 June 2020).*

Debate resumed.

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 27

Senators—

Ayres	Gallacher	Lines	Sterle
Bilyk	Gallagher	McKim	Urquhart*
Carr	Green	O'Neill	Walsh
Chisholm	Griff	Patrick	Waters
Cicccone	Hanson-Young	Pratt	Watt
Di Natale	Kitching	Sheldon	Whish-Wilson
Faruqi	Lambie	Siewert	

NOES, 29

Senators—

Antic	Davey	McKenzie	Reynolds
Askew	Hanson	McLachlan	Roberts
Birmingham	Henderson	McMahon	Ruston
Bragg	Hughes	Molan	Ryan
Brockman	Hume	O'Sullivan	Seselja
Cash	McDonald	Paterson	Smith, Dean
Chandler	McGrath*	Rennick	Van
Colbeck			

\* Tellers

Question negatived.

Main question put and passed.

The Senate resolved itself into committee for the consideration of the bill.

Bill taken as a whole by leave.

On the motion of Senator Seselja, the following amendments, taken together by leave, were debated and agreed to:

2. Schedules 1 and 2 1 July 2020 1 July 2020.

Schedule 2, item 2, page 54 (lines 10 to 14), omit subitem (1), substitute:

Schedule 2, item 2, page 54 (line 16), omit “1 July 2020”, substitute “the commencement day”.

Schedule 2, item 3, page 55 (lines 16 to 20), omit subitem (1), substitute:

(1) The PPL Act, as amended by Schedule 1 to this Act, applies in relation to a claim for parental leave pay for a child made on or after the commencement day.

Schedule 2, item 3, page 55 (lines 23 to 25), omit “1 July 2020, the amendments of the PPL Act made by the following items of Schedule 1 to this Act are taken, on and after the day on which the child is born,” substitute “the commencement day, the amendments of the PPL Act made by the following items of Schedule 1 to this Act are taken”.

Schedule 2, item 3, page 56 (line 5), omit “is born”, substitute “was born”.

Bill, as amended, debated.

The Leader of the Australian Greens in the Senate (Senator Waters) moved the following requests for amendments together by leave:

That the House of Representatives be requested to make the following amendments:

Clause 2, page 2 (at the end of the table), add:

3. Schedule 1A The day after this Act receives the Royal Assent.

Page 53 (after line 9), after Schedule 1, insert:

### Schedule 1A—Work test for claimants impacted by an emergency circumstances event

## ***Paid Parental Leave Act 2010***

## 1 Section 6

Insert:

**emergency circumstances event declaration** means a declaration made by a Minister under subsection 33(2AC).

## 2 Section 30 (paragraph beginning “Division 3”)

Omit:

Special rules apply in the case of premature birth or complications or illness related to the pregnancy (see section 36A) or if the person is already eligible for dad and partner pay (see section 36B).

substitute:

Special rules apply in the case of premature birth or complications or illness related to the pregnancy (see section 36A), if the person is already eligible for dad and partner pay (see section 36B) or in circumstances when the Minister has made an emergency circumstances event declaration (see section 36C).

## 3 After paragraph 33(1)(a)

Insert:

- (aa) if:
- (i) subsection (2AA) applies in relation to the primary claimant; and
  - (ii) the primary claimant would not satisfy the work test if the claimant’s work test period were the work test period under paragraph (b) or (c) of this subsection;
- the claimant’s emergency-related reduction in work day; or

## 4 After subsection 33(2A)

Insert:

(2AA) This subsection applies in relation to a primary claimant if:

- (a) the primary claimant:
  - (i) will cease or ceased performing work on a particular day; or
  - (ii) will perform or performed less hours of paid work commencing from a particular day;
 because of an emergency circumstances event; and
- (b) any conditions prescribed by the PPL rules are satisfied.

(2AB) The particular day referred to in subparagraph (2AA)(a)(i) or (ii) is the ***claimant’s emergency-related reduction in work day***.

(2AC) The Minister may declare, by legislative instrument, that an event is an emergency circumstances event if the Minister is satisfied that:

- (a) the event is an emergency that has a significant impact on one or more industries; and
- (b) the event is likely to have a significant impact on employment or the number of hours ordinarily worked by workers; and
- (c) the occurrence of the event was unpredictable and outside of the control of employers and employees.

Note: The declaration is an ***emergency circumstances event declaration*** (see section 6).

(2AD) Without limiting the matters to which the Minister may have regard for the purposes of subsection (2AC), the Minister must have regard to:

- (a) the extent to which the nature or extent of the event is unusual; and
- (b) the number of workplaces that are disrupted.

**5 At the end of Division 3 of Part 2-3**

Add:

**36C If an emergency circumstances event declaration has been made**

A person also satisfies the *work test*, on the day the person's child was born, if:

- (a) the Minister has made an emergency circumstances event declaration under subsection 33(2AC); and
- (b) the person:
  - (i) ceased performing work on a particular day; or
  - (ii) performed less hours of paid work commencing from a particular day; because of the emergency circumstances event; and
- (c) any conditions prescribed by the PPL rules are satisfied; and
- (d) the Secretary is satisfied that the person would have satisfied the work test on the day the person's child was born if, during the period commencing on the particular day referred to in subparagraph (b)(i) or (ii) and ending on the day the person's child was born, the person had continued to:
  - (i) perform work; and
  - (ii) perform the person's ordinary hours of paid work.

**6 Coronavirus known as COVID-19—Emergency circumstances event declaration**

- (1) For the purposes of subsection 33(2AC) of the *Paid Parental Leave Act 2010*, as inserted by this Schedule, the economic downturn arising from the COVID-19 pandemic and government initiatives to slow the transmission of COVID-19 is declared to be an emergency circumstances event.
- (2) The declaration in subitem (1) is taken to be an emergency circumstances event declaration made by the Minister for the purposes of the *Paid Parental Leave Act 2010*.

Debate ensued.

Question—That the requests be agreed to—put.

The committee divided—

AYES, 30

Senators—

Ayres	Faruqi	Lines	Siewert
Bilyk	Gallacher	McCarthy	Sterle
Carr	Gallagher	McKim	Urquhart
Chisholm	Green	O'Neill	Walsh
Ciccione*	Griff	Patrick	Waters
Di Natale	Hanson-Young	Pratt	Watt
Dodson	Kitching	Sheldon	Whish-Wilson
Farrell	Lambie		

## NOES, 30

## Senators—

Antic	Davey	McKenzie	Roberts
Askew	Fierravanti-Wells	McLachlan	Ruston
Birmingham	Hanson	McMahon	Ryan
Brockman*	Henderson	Molan	Scarr
Canavan	Hughes	O'Sullivan	Seselja
Cash	Hume	Paterson	Smith, Dean
Chandler	McDonald	Rennick	Van
Colbeck	McGrath		

\* Tellers

The ayes and noes were equal and so the question was negatived.

Senator Griff moved the following request for an amendment:

That the House of Representatives be requested to make the following amendment:

Schedule 1, page 34 (after line 26), after item 111, insert:

**111A After paragraph 54(1)(a)**

Insert:

- (aa) if the child's birth mother is unlikely to satisfy the income test on the child's expected date of birth, or did not satisfy the income test on the day the child was born:
  - (i) the biological father of the child; or
  - (ii) the partner of the child's birth mother;

Debate ensued.

*Document:* Senator Griff, by leave, tabled the following document:

Paid Parental Leave Amendment (Flexibility Measures) Bill 2020—Policy costing—Letter from the Acting Parliamentary Budget Officer (Ms Ward) to Senator Griff, dated 29 May 2020, and attachment.

Question—That the request be agreed to—put.

The committee divided—

## AYES, 30

## Senators—

Ayres	Faruqi	Lines	Siewert
Bilyk	Gallacher	McCarthy	Sterle
Carr	Gallagher	McKim	Urquhart
Chisholm	Green	O'Neill	Walsh
Ciccone*	Griff	Patrick	Waters
Di Natale	Hanson-Young	Pratt	Watt
Dodson	Kitching	Sheldon	Whish-Wilson
Farrell	Lambie		



## NOES, 30

Senators—

Antic	Davey	McGrath	Rennick
Askew	Duniam	McKenzie	Roberts
Birmingham	Fierravanti-Wells	McLachlan	Ruston
Brockman*	Hanson	McMahon	Ryan
Canavan	Henderson	Molan	Scarr
Cash	Hughes	O'Sullivan	Smith, Dean
Chandler	Hume	Paterson	Van
Colbeck	McDonald		

\* Tellers

The ayes and noes were equal and so the question was negatived.

Bill agreed to and reported with amendments.

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On the motion of the Minister for Employment, Skills, Small and Family Business (Senator Cash) the report from the committee was adopted and the bill read a third time.

## 6 **Australian Sports Anti-Doping Authority Amendment (Enhancing Australia's Anti-Doping Capability) Bill 2019**

Order of the day read for the adjourned debate on the motion of the Minister for Families and Social Services (Senator Ruston)—That this bill be now read a second time.

Debate resumed.

*At 12.45 pm:* Debate was interrupted.

## 7 **Senators' statements**

Senators made statements.

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*At 2 pm—*

## 8 **Questions**

Questions without notice were answered.

## 9 **Motions to take note of answers**

Senator Pratt moved—That the Senate take note of the answers given by the Minister for Finance (Senator Cormann) and the Minister for Families and Social Services (Senator Ruston) to questions without notice asked by the Leader of the Opposition in the Senate (Senator Wong) and Senators Keneally and Kitching today relating to the income compliance program.

Debate ensued.

Question put and passed.

Senator Hanson-Young moved—That the Senate take note of the answer given by the Minister for Finance (Senator Cormann) to a question without notice asked by Senator Hanson-Young today relating to the arts.

Question put and passed.

## 10 Notices

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

(a) notes that:

- (i) during the coronavirus pandemic, there has been an increase in violence against women and their children,
- (ii) at least 23 women have been murdered so far this year at the hands of a current or former partner in Australia,
- (iii) on average, more than one woman a week is murdered by a current or former partner,
- (iv) violence against women and their children will continue to worsen in the face of job losses, stand-downs and financial stress and uncertainty, and
- (v) domestic and family violence services funding was inadequate before the COVID-19 pandemic; and

(b) calls on the Morrison Government to:

- (i) follow Labor's call to convene a national summit on violence against women and their children, and
- (ii) urgently provide more support for frontline domestic violence services.  
(*general business notice of motion no. 634*)

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

(a) notes that:

- (i) the COVID-19 pandemic has disproportionately impacted women's economic security:
  - (A) in April over half a million Australians lost their jobs, of which 55% were women,
  - (B) women's underemployment ratio now sits at an unprecedented 16%, compared to 14% for men, and
  - (C) modelling has estimated that more than 200,000 women casual workers in the accommodation, food services and retail trade sectors alone will miss out on the JobKeeper wage subsidy,
- (ii) women typically retire with half the superannuation balance of men and, if they choose to withdraw funds, women will suffer a significantly greater impact on their retirement income than men,
- (iii) Australian women have been on the frontline of the COVID-19 crisis in Australia in underpaid and undervalued roles:
  - (A) women account for 87% of registered nurses and midwives,
  - (B) women account for 87% of aged care workers, and
  - (C) women account for 96% of early childhood educators, and
- (iv) as a result of COVID-19, mothers are spending an extra hour each day on unpaid housework and four extra hours on childcare; and

(b) calls on the Morrison Government to recognise that women have been disproportionately impacted by the COVID-19 crisis and address women's interests in their recovery plans. (*general business notice of motion no. 635*)

Senator Griff: To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to amend the law in relation to financial transparency in the aged care sector, and for related purposes. ***Aged Care Legislation Amendment (Financial Transparency) Bill 2020.*** (*general business notice of motion no. 636*)

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

(a) notes that:

- (i) there has been a dramatic increase in Australians accessing public services due to the economic and social impacts of COVID-19,
- (ii) now more than ever we need to be strengthening our public services for people who need support, not making these services more difficult to access,
- (iii) the Government intended to close the Abbotsford (Yarra) Service Centre on Thursday, 21 May 2020, but in the face of strong community objection agreed to keep it open for a further three months,
- (iv) the Government now intends to close the centre in three months, despite the landlord publicly stating Centrelink could remain on the premises and despite clear community need,
- (v) unnecessarily closing this Centrelink Service Centre will harm and inconvenience thousands of vulnerable people reliant on it, and that suggesting that people travel to a centre almost 7 km away is not only unfair, but inappropriate at a time when people in Victoria are being told to stay at home and encouraged not to use public transport, and
- (vi) on 21 May 2020, after receiving news of the imminent closure of the Abbotsford (Yarra) Service Centre, Yarra councillors passed two motions which respectively direct Yarra Council to liaise with Services Australia over possible temporary and long-term sites for a Centrelink Service Centre in Yarra; and

(b) calls on the Government to:

- (i) recognise the value of public services and commit to keeping the Abbotsford (Yarra) Service Centre open permanently, and
- (ii) abandon any plans to shut down any further Centrelink service centres while Australians are experiencing the impacts of COVID-19. (*general business notice of motion no. 637*)

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

(a) notes that:

- (i) investments in developing and deploying vaccines, and helping to strengthen health systems, can enhance global health security by reducing the incidence of, and protecting children from, preventable diseases, enabling them to live longer and healthier lives, and contributing to poverty reduction,

- (ii) in 2000, governments of many countries, and multilateral health organisations and philanthropic organisations created Gavi, the Vaccine Alliance, a public-private partnership to expand access to new and underused childhood vaccines, reduce the incidence of deadly and debilitating diseases, prevent epidemics and save lives,
  - (iii) since 2000, Gavi has supported country-led vaccine programs in 73 countries (16 of them in our region), enabled immunisation of at least 760 million children, helped avert an estimated 13 million deaths, and contributed to a 70% reduction in the number of deaths globally due to vaccine-preventable diseases,
  - (iv) Gavi has pooled vaccine demand from implementing countries — expanding the global supplier base for vaccines, enhancing the competitiveness and security of vaccine supply chains, and creating efficiencies expected to achieve an estimated \$US900 million in savings, which can help accelerate access to vaccines between 2021 and 2025, and
  - (v) in response to the COVID-19 pandemic, Gavi has allowed implementing countries to reallocate up to 10% of their health support funding to domestic COVID-related needs, and has also launched COVAX, an innovative finance mechanism that will provide access to any vaccine against COVID-19 in the countries where Gavi works — an important first step in ensuring equitable access to a vaccine, and a role similar to the one Gavi played in the development and distribution of an Ebola vaccine; and
- (b) acknowledges that:
- (i) on 4 June 2020, the United Kingdom hosted Gavi’s third replenishment, the Global Vaccine Summit, with an ambitious goal to raise \$US7.4 billion in new donor commitments,
  - (ii) with this renewal of resources, Gavi plans to support the immunisation of 300 million more children against potentially fatal diseases and save an additional 7 million to 8 million lives between 2021 and 2025,
  - (iii) at the Summit, Australia, which has been a consistent contributor to Gavi since 2006, stepped up with a pledge of \$300 million, a 20% increase on our previous pledge, which will support improved access to vaccines throughout our region, and
  - (iv) the Global Vaccine Summit raised an impressive total of US\$8.8 billion in pledges, which will save lives, reduce poverty and protect against the threat of epidemics globally over the next five years, adding to the US\$150 billion in economic benefits already derived from Gavi-supported vaccines in participating countries since 2000. (*general business notice of motion no. 638*)

Senators Bilyk, Sterle and Keneally: To move on the next day of sitting—That the Senate—

- (a) notes that:
- (i) 1 to 7 June 2020 was World Haemochromatosis Week, and
  - (ii) Sunday, 14 June 2020 is World Blood Donor Day;

- (b) recognises that:
  - (i) hereditary haemochromatosis, or inherited iron overload disorder, is treated through therapeutic venesection,
  - (ii) subject to Australia Red Cross Lifeblood's safety requirements, blood collected through therapeutic venesection can be donated, and
  - (iii) treating haemochromatosis not only helps patients avoid the worst outcomes of the disorder but may save further lives by adding to Australia's blood supply; and
- (c) urges all members and senators to raise awareness among their constituents that:
  - (i) haemochromatosis, if left untreated, may be debilitating and fatal,
  - (ii) being tested and treated for haemochromatosis will also benefit others, and
  - (iii) Australians should remember the mnemonic 'TEST — Tricky to say, Easy to test, Simple to treat, Tragic to ignore'. (*general business notice of motion no. 639*)

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

- (a) notes that a strong and properly resourced public service will be critical during the COVID-19 recovery period, including:
  - (i) to continue to lead the national health response to prevent a second wave,
  - (ii) to design and implement economic recovery measures, and
  - (iii) to provide essential services to the community; and
- (b) calls on the Morrison Government to:
  - (i) abolish the arbitrary staffing cap, and
  - (ii) guarantee that no Australian Public Service jobs will be cut during this term of Parliament. (*general business notice of motion no. 640*)

Senators Hume, Payne, Askew, Cash, Chandler, Davey, Fierravanti-Wells, Henderson, Hughes, McDonald, McKenzie, McMahon, Reynolds, Ruston and Stoker: To move on the next day of sitting—That the Senate—

- (a) notes that:
  - (i) Friday, 12 June 2020, marks the 118th anniversary of the *Commonwealth Franchise Act 1902*, which was the first step to granting all Australian women the right to vote in national elections and stand for election to Parliament,
  - (ii) Aboriginal and Torres Strait Islander women were not able to vote until 1962, and not included in the census until the 1967 Referendum, and
  - (iii) while Australia was one of the first nations to grant political rights to women, it was more than 40 years until a woman was elected into Federal Parliament – one of the longest gaps of any other nation; and
- (b) acknowledges:
  - (i) the courage and fortitude of the first trail blazers, including the first woman elected to the House of Representatives, Dame Enid Lyons, and the first woman elected to the Senate, Dame Dorothy Tangney, and

- (ii) the 26 women who stood unsuccessfully for federal election before 1943; the 235 women, including those here today, who have come after; and the future generations of women who will continue in the footsteps of those who have come before. (*general business notice of motion no. 641*)

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

- (a) notes that:
  - (i) the Government has decided to scrap free childcare and begin forcing parents to pay expensive childcare fees again from next month,
  - (ii) this move will force many parents to reduce their work days or remove their children from care,
  - (iii) childcare is an essential service which should be universally available for everyone, and
  - (iv) the move away from free childcare will disproportionately impact women;
- (b) commends the vital and hard work of early childhood educators and care workers, who have been fighting for better wages and conditions; and
- (c) calls on the Government to invest to make childcare free permanently, with higher wages and better conditions for workers to reflect the value of what they contribute to our communities. (*general business notice of motion no. 642*)

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

- (a) notes that:
  - (i) the Morrison Government's HomeBuilder scheme includes grants of \$25,000 for home renovations valued between \$150,000 to \$750,000,
  - (ii) individuals can earn up to \$125,000, and couples can earn up to \$200,000, a year to be eligible for the grants, and
  - (iii) there is a huge backlog of urgent repairs needed in Australia's social housing stock; and
- (b) calls on the Government to scrap renovation grants from the HomeBuilder scheme and direct these funds towards addressing the backlog of social housing repairs and the shortfall in social housing stock. (*general business notice of motion no. 643*)

Senator O'Neill: To move on the next day of sitting—That the Senate—

- (a) recognises that:
  - (i) since the report of the Senate Education and Employment References Committee, *They never came home – the framework surrounding the prevention, investigation and prosecution of industrial deaths in Australia*, in late 2018, 190 workers have lost their lives in the workplace,
  - (ii) as of 4 June 2020, 78 Australian workers have died on the job this year, and
  - (iii) these preventable workplace fatalities highlight the urgent need for industrial manslaughter laws to protect workers;
- (b) congratulates the Victorian, Australian Capital Territory, Queensland and Northern Territory governments for passing comprehensive industrial manslaughter laws; and

- (c) calls on the Federal Government to act on the recommendations of the *They never came home* report, which has been gathering dust since October 2018. (*general business notice of motion no. 644*)

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

- (a) notes that:

- (i) the Federal Government's \$130 billion JobKeeper package is now a \$60 billion package with an unexpected 'saving' of \$70 billion as a result of administrative error,
- (ii) the Government has so far refused to extend JobKeeper or JobSeeker to temporary visa holders – including 97,000 asylum seekers – because it expects them to support themselves, even if they have lost their jobs and cannot return to their home country,
- (iii) many temporary visa holders and asylum seekers on visas with work rights are now unemployed as a result of the pandemic and have no safety net, despite previously contributing to the economy through taxes and being self-reliant,
- (iv) poverty resulting from recent job losses has led desperate asylum seekers to turn to charities and community groups to help feed their families and pay rent,
- (v) the South Australian-based Australian Refugee Association has reported a 200% increase in demand for emergency assistance between March and May 2020,
- (vi) the Asylum Seeker Resource Centre has reported a three-fold increase in demand for its food, health and employment services since March 2020, and Welcoming Australia has also reported a more than doubling in demand for emergency relief, and
- (vii) a May survey from Settlement Services International found 82% of temporary visa holder respondents had lost jobs in the past two months or had their hours reduced and found that:
  - (A) 62% had gone without meals due to lack of money,
  - (B) 29% had sought emergency assistance from a welfare or community organisation,
  - (C) almost 80% had borrowed money from friends and family to pay for essential items, and
  - (D) 52% could not buy medicines they normally take, and
- (viii) in May, 186 charities, unions, refugee and church groups wrote an open letter to Prime Minister Morrison asking for asylum seekers and other temporary visa holders to be included in the Government's COVID-19 responses as part of the 'Nobody Left Behind' campaign; and

- (b) calls on the Government to:
  - (i) extend the JobSeeker payment to asylum seekers on bridging visas currently ineligible for other income support, and
  - (ii) extend the JobKeeper payment to all temporary visa holders so that eligible businesses can continue to employ them. (*general business notice of motion no. 645*)

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

- (a) notes that the 2020 Australian Institute of Criminology report into ‘Deaths in custody in Australia’ revealed that:
  - (i) the 2017-18 rate of death in prison custody for:
    - (A) Indigenous persons was 0.14 per 100 prisoners, and
    - (B) non-Indigenous persons was 0.18 per 100 prisoners;
  - (ii) the 2017-18 total deaths in police custody and custody-related operations was:
    - (A) 3 Indigenous persons, and
    - (B) 14 non-Indigenous persons,
  - (iii) in the last 30 years, of the 328 indigenous deaths in prison custody, 79% were due to natural causes,
  - (iv) over the decade to 2018:
    - (A) non-Indigenous persons were nearly twice as likely as Indigenous persons to hang themselves in prison custody, and
    - (B) motor vehicle pursuits represented 38% of Indigenous deaths in police custody and custody-related operations, and
  - (v) from 2006 to 2016, a 41% increase in Indigenous imprisonment rates corresponded with a 42% increase in people identifying as Indigenous; and
- (b) further notes that, using the 437 unconvicted Indigenous deaths without reference to critical detail and context, results in a distorted discussion of Indigenous issues. (*general business notice of motion no. 646*)

Senators McKenzie, Canavan, Davey, McDonald and McMahon: To move on the next day of sitting—That the Senate notes the Federal Government’s commitment and support for the live animal export trade. (*general business notice of motion no. 647*)

Senators Watt, Chisholm and Green: To move on the next day of sitting—That the Senate—

- (a) notes that:
  - (i) the Brisbane Sikh Temple (Gurdwara) Inc (Brisbane Sikh Gurdwara) has provided approximately 20,000 free cooked meals and 2,000 free grocery hampers to people in need during the coronavirus pandemic,
  - (ii) assistance has been provided by the Brisbane Sikh Gurdwara to Australians and visitors to Australia irrespective of race, religion or nationality,



- (iii) in providing the assistance, members of the Brisbane Sikh Gurdwara have volunteered their time continually over the last three months, including by cooking food, organising groceries, packing hampers, delivering hampers and doing all the other activities needed to undertake such a large project,
  - (iv) prior to the coronavirus pandemic, the Brisbane Sikh Gurdwara had previously helped members of the Australian community during their time of need, including (most recently) through the delivery of water and other essential supplies to those impacted by drought and bush fires,
  - (v) the actions of the members of the Brisbane Sikh Gurdwara represent the best of Australian values — reaching out to help people in need, and
  - (vi) Senator Paul Scarr told INDOZ TV that ‘It doesn’t matter what the background is of the needy people, they’re there to support them, and that is all that is good about Australia — is summarised in what the Brisbane Sikh Temple is doing here...’;
- (b) acknowledges and deeply appreciates the outstanding contribution of all those members of the Brisbane Sikh Gurdwara who stepped up to help people who have been left behind by the Morrison Government during this pandemic — particularly the international students and temporary migrants who have lost their jobs, cannot return home, and are unable to support themselves;
- (c) thanks Senator Scarr for bringing this matter to the attention of the Senate; and
- (d) expresses its sorrow that so many people in Australia — including those people supported by the Brisbane Sikh Gurdwara and many other faith and community organisations — have been left behind by the Morrison Government’s response to the coronavirus pandemic. (*general business notice of motion no. 648*)

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

- (1) The Senate notes that:
- (a) in July 2019, the Defence Honours and Awards Appeals Tribunal recommended to the Minister for Defence Personnel that the Minister recommend to the Sovereign that Ordinary Seaman Edward ‘Teddy’ Sheean be posthumously awarded the Victoria Cross of Australia for the most conspicuous gallantry and a pre-eminent act of valour in the presence of the enemy during a Japanese aerial attack on the HMAS *Armidale* in the Timor Sea on 1 December 1942;
  - (b) it is understood that the Minister for Defence Personnel subsequently communicated to the Minister for Defence that he was supportive of the Tribunal’s recommendation for the award to be granted; and
  - (c) the independent, unanimous and expert recommendation was overruled.
- (2) There be laid on the table by the Minister representing the Minister for Veterans’ Affairs, by 2 pm on 24 June 2020, all documented correspondence between the Minister for Veterans’ Affairs and the Minister for Defence relating to the Defence Honours and Awards Appeals Tribunal’s consideration of the matter of posthumous awarding of a Victoria Cross of Australia for Edward Sheean, created between 22 July 2019 and 11 June 2020. (*general business notice of motion no. 649*)

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

- (a) notes that:
  - (i) while the *Sydney Morning Herald* and *The Age* have reported that international insurance companies Liberty Mutual, HDI-Talanx and Aspen Re are underwriting work on Adani's Carmichael coal mine, the coverage extends to early work only and Adani has still not secured insurance for the complete construction and operation of the Carmichael mine,
  - (ii) many major companies have refused to be involved in any part of the climate-wrecking project, including:
    - (A) at least sixteen global insurers, and
    - (B) at least sixty-five major insurance, construction, engineering, finance and haulage companies, and
  - (iii) in the ten years since this mine was announced, the Adani group has:
    - (A) misrepresented the number of jobs the Carmichael mine would create,
    - (B) illegally released contaminated water into protected wetlands and the Great Barrier Reef World Heritage Area, and
    - (C) been criminally convicted in relation to giving false and misleading information to the Queensland regulator in relation to unlawful clearing activities; and
- (b) calls on the Federal Government to:
  - (i) recognise that the Adani Carmichael coal mine project is unviable and withdraw its support for the project,
  - (ii) ban all new thermal coal mining in the Galilee Basin and plan a just transition for workers in existing coal mines, and
  - (iii) invest in renewable energy projects that will actually create jobs without turbo-charging the climate crisis. (*general business notice of motion no. 650*)

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

- (a) notes that:
  - (i) the Morrison Government is pushing for a 'gas led recovery', which is expected to increase gas extraction across Australia,
  - (ii) Australia's largest insurance company, Insurance Australia Group, has announced that it will no longer provide liability cover for farmers with coal seam gas (CSG) infrastructure on their property,
  - (iii) landholders, including farmers and First Nations peoples, have consistently raised concerns regarding the risks that unconventional gas poses to land, water and the climate, and farmers are concerned that loss of insurance cover exposes them to additional liability for those risks,

- (iv) on Q&A on 1 June 2020, Senator Canavan said in relation to gas and farmers' rights: 'I think we've got the balance wrong in this country. We don't give farmers enough rights ... I've been to some of those landowners and I've sat with them, having cups of tea. And there was not a lot of voluntary participation in lots of the [gas access] agreements', and
- (v) the Greens have proposed a number of bills since 2011 to give landholders, including farmers and First Nations peoples, the right to say no to unconventional gas and coal mining on their land, which the Liberal, Labor and National parties have consistently voted against; and
- (b) calls on the Federal Government to require gas companies to hold:
  - (i) public liability insurance coverage over any land where they have CSG infrastructure, and
  - (ii) comprehensive insurance coverage for environmental damage on that land. (*general business notice of motion no. 651*)

The Leader of the Australian Greens in the Senate (Senator Waters) and Senator Rice: To move on the next day of sitting—That—

- (1) There be laid on the table by the Minister representing the Minister for Infrastructure, Regional Development and Cities, by no later than Tuesday, 16 June 2020:
  - (a) any evaluation against Community Development Grant program criteria prepared by the Department in relation to any successful recipients identified during or after the 2019 election; and
  - (b) a list of all projects that have been identified by government as potential recipients prior to the 2019 election campaign, but have not yet been contracted or commenced.
- (2) In the event the Minister fails to table the documents requested in paragraph (1), the Senate requires the Minister to attend the Senate by 10 am on 17 June 2020 to provide an explanation, of no more than 10 minutes, of the Government's failure to table the documents requested.
- (3) Any senator may move to take note of the explanation required by paragraph (2).
- (4) Any motion under paragraph (3) shall have precedence over all business until determined, and senators may speak to the motion for not more than 10 minutes each. (*general business notice of motion no. 652*)

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

- (a) pays tribute to Australia's world-class healthcare professionals for their incredible, life-saving work during the unprecedented COVID-19 pandemic;
- (b) recognises that healthcare workers have placed themselves at personal peril while at work in order to save the lives of others during the pandemic, including in the face of shortages of personal protective equipment (PPE);
- (c) further recognises the role of our exceptional public health experts who have led Australia's response to the pandemic;
- (d) notes with gratitude the professionalism and dedication of our doctors, nurses, allied health professionals and all those working in our public health system, during the pandemic and throughout their careers;

- (e) acknowledges the significant mental health burden on health professionals during this challenging time; and
- (f) calls on the Federal Government to:
  - (i) support and appropriately fund Australia's world-class public health system and all those delivering essential health care within it, and
  - (ii) ensure that no healthcare worker is put at greater risk through lack of access to PPE or other essential equipment. (*general business notice of motion no. 653*)

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

- (a) notes that the Australian Greens have introduced the Coronavirus Economic Support and Recovery (No-one Left Behind) Bill 2020, which is a Bill for an Act to provide for a coronavirus economic support and recovery fund, amend the law relating to social security and expand eligibility for the JobKeeper scheme, and for related purposes; and
- (b) calls on the Government to:
  - (i) make sure that no-one is left behind by the coronavirus health and economic crisis,
  - (ii) expand the COVID-19 supplement to recipients of the Disability Support Pension and Carer Payment,
  - (iii) expand JobSeeker to people on temporary visas,
  - (iv) expand the JobKeeper scheme to include:
    - (A) all casual employees,
    - (B) employees who hold temporary visas,
    - (C) intermittent workers,
    - (D) higher education providers, and
    - (E) entities owned by foreign governments who are resident in Australia, and
  - (v) invest in:
    - (A) a \$2.3 billion recovery package for the arts and entertainment sector,
    - (B) a \$12 billion manufacturing fund,
    - (C) a \$6 billion electricity transmission fund, and
    - (D) a \$2 billion grant to the Australian Renewable Energy Agency. (*general business notice of motion no. 654*)

*Notice of motion withdrawn:* The Chair of the Standing Committee for the Scrutiny of Delegated Legislation (Senator Fierravanti-Wells), pursuant to notice of intention given on 10 June 2020, withdrew business of the Senate notice of motion no. 1 standing in her name for 12 sitting days after today for the disallowance of the Export Control (Sheepmeat and Goatmeat Export to the European Union Tariff Rate Quotas) Order 2019 [F2019L01564].

## 11 Postponements

Business was postponed as follows:

Business of the Senate notice of motion no. 1 standing in the name of Senator Hanson-Young for today, proposing the disallowance of the Australian Postal Corporation (Performance Standards) Amendment (2020 Measures No. 1) Regulations 2020, postponed till the next day of sitting.

General business notice of motion no. 581 standing in the name of Chair of the Standing Committee for the Scrutiny of Bills (Senator Polley) for today, proposing a temporary order relating to the consideration of legislation, postponed till 15 June 2020.

General business notice of motion no. 610 standing in the names of Senators Canavan, McDonald, McGrath, Rennick, Scarr and Stoker for today, relating to the Queensland resource industry, postponed till the next day of sitting.

General business notice of motion no. 633 standing in the name of Senator Dodson for today, relating to Juukan Gorge, postponed till 15 June 2020.

## 12 Discovery of formal business—Statements by leave

The Minister for Finance (Senator Cormann), the Leader of the Opposition in the Senate (Senator Wong), the Leader of the Australian Greens in the Senate (Senator Waters) and the Leader of Pauline Hanson's One Nation (Senator Hanson), by leave, made statements relating to the discovery of formal business today.

## 13 Electoral Legislation Amendment (Miscellaneous Measures) Bill 2020

The Minister for Finance (Senator Cormann) pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 1—That the following bill be introduced:

A Bill for an Act to amend the law relating to electoral matters, and for related purposes.

Question put and passed.

Senator Cormann presented the bill and moved—That this bill may proceed without formalities and be now read a first time.

Question put and passed.

Bill read a first time.

Senator Cormann moved—That this bill be now read a second time.

*Explanatory memorandum:* Senator Cormann tabled an explanatory memorandum relating to the bill.

*Consideration of legislation:* Pursuant to order, the debate was adjourned till the first day in the next period of sittings, 4 August 2020.

#### 14 **Defence Honours and Awards Appeals Tribunal—Order for production of documents**

Senator Urquhart, also on behalf of Senator Lambie, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 595—That—

- (1) The Senate notes that:
  - (a) on 23 July 2019 the Defence Honours and Awards Appeals Tribunal decided to recommend to the Minister for Defence Personnel that:
    - (i) the decision by the Chief of Navy to refuse to recommend the award of the Victoria Cross for Australia to Ordinary Seaman Edward Sheean in respect of his actions in HMAS *Armidale* during a Japanese aerial attack in the Timor Sea on 1 December 1942 be set aside, and
    - (ii) the Minister recommend to the Sovereign that Ordinary Seaman Edward Sheean be posthumously awarded the Victoria Cross for Australia for the most conspicuous gallantry and a pre-eminent act of valour in the presence of the enemy in HMAS *Armidale* during a Japanese aerial attack in the Timor Sea on 1 December 1942; and
  - (b) the Prime Minister explained in part his rejection of the recommendations to ABC Tasmania on 26 May 2020 by saying ‘I have taken advice from Australia’s military chiefs past and present in making this decision’.
- (2) There be laid on the table, by no later than noon on Wednesday, 17 June 2020, by the Minister representing the Prime Minister, all copies of documents and correspondence, whether written letters or via email, referred to in the advice outlined in (1)(b) above, held by the Prime Minister or his department relating to the decision of the Prime Minister to reject the recommendation of the Defence Honours and Awards Appeals Tribunal decision in *Barnett and the Department of Defence re: Sheean* [2019] DHAAT 09 (23 July 2019).

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

AYES, 31

Senators—

Ayres	Gallacher	McCarthy	Sterle
Bilyk	Gallagher	McKim	Urquhart*
Carr	Green	O’Neill	Walsh
Chisholm	Griff	Patrick	Waters
Ciccone	Hanson	Pratt	Watt
Di Natale	Hanson-Young	Roberts	Whish-Wilson
Farrell	Kitching	Sheldon	Wong
Faruqi	Lambie	Siewert	

## NOES, 27

Senators—

Antic	Colbeck	McMahon	Ruston
Askew	Cormann	Molan	Ryan
Birmingham	Duniam	O’Sullivan	Scarr
Bragg	Henderson	Paterson	Smith, Dean*
Brockman	Hughes	Payne	Stoker
Canavan	McKenzie	Rennick	Van
Cash	McLachlan	Reynolds	

\* Tellers

Question agreed to.

**15 Defence Honours and Awards Appeals Tribunal**

Senator Urquhart, also on behalf of Senators Lambie, Bilyk, Polley and Brown, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 596—That the Senate—

(a) notes:

- (i) the decision of the Defence Honours and Awards Appeals Tribunal in *Barnett and the Department of Defence re: Sheean* [2019] DHAAT 09 (23 July 2019),
- (ii) that the Defence Honours and Awards Appeals Tribunal is an independent statutory body established under the *Defence Act 1903* to consider Defence honours and awards matters, and
- (iii) that, on 23 July 2019, the Tribunal decided to recommend to the Minister for Defence Personnel that:
  - (A) the decision by the Chief of Navy to refuse to recommend the award of the Victoria Cross for Australia to Ordinary Seaman Edward Sheean in respect of his actions in HMAS *Armidale* during a Japanese aerial attack in the Timor Sea on 1 December 1942 be set aside,
  - (B) the Minister recommend to the Sovereign that Ordinary Seaman Edward Sheean be posthumously awarded the Victoria Cross for Australia for the most conspicuous gallantry and a pre-eminent act of valour in the presence of the enemy in HMAS *Armidale* during a Japanese aerial attack in the Timor Sea on 1 December 1942; and

(b) calls on the Prime Minister and Minister for Defence Personnel to uphold the recommendation of the Defence Honours and Awards Appeals Tribunal and immediately recommend to the Sovereign that Ordinary Seaman Edward ‘Teddy’ Sheean be posthumously awarded the Victoria Cross for Australia.

Question put and passed.

## 16 COVID-19—Protests

Senator Rennick, also on behalf of Senators Brockman and O’Sullivan, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 600—That the Senate—

- (a) notes:
  - (i) the tremendous sacrifices made by all Australians during the COVID-19 pandemic,
  - (ii) the more than 100 deaths that have occurred in Australia as a result of the virus,
  - (iii) the millions of livelihoods disrupted by shutdown of businesses and resultant job and income losses,
  - (iv) the negative mental health outcomes caused by social distancing for many in the community,
  - (v) that there are many worthy causes, gatherings and significant occasions which have been disrupted, including ANZAC and Labour Day marches,
  - (vi) the importance of political leaders leading by example in all matters, and
  - (vii) the comments of Australian Medical Association President Tony Bartone that the protests over the weekend were held ‘in defiance of public health warnings’; and
- (b) calls on members of this House and the other place who attended the protests over the weekend to:
  - (i) lead by example,
  - (ii) comply with public health laws and directives, and
  - (iii) acknowledge that their actions represent a failure of leadership and are an insult to all those who have suffered during this period.

*Statement by leave:* Senator Gallagher, by leave, made a statement relating to the motion. The question was divided at the request of Senator Gallagher.

Question—That the motion be agreed to in respect of paragraph (a)—put and passed.

Question—That the motion be agreed to in respect of paragraph (b)—put and passed.

## 17 Australian Broadcasting Corporation—Funding

Senator Griff, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 602—That the Senate—

- (a) thanks the Australian Broadcasting Corporation (ABC) for its service in delivering vital emergency broadcasts and comprehensive coverage during national catastrophes, especially this year’s devastating bushfires fires and the COVID-19 pandemic;
- (b) recognises that Australians turn to the ABC as the most trusted source of news and information during times of crisis;
- (c) notes that the ABC has released independent research, submitted to the Royal Commission into National Natural Disaster Arrangements, which found that:
  - (i) 60% of people in bushfire-affected areas said information from the ABC helped ensure their safety,



- (ii) 81% of people were aware of the ABC as an information source, and one in two used it as their main source of information during the summer crisis,
- (iii) respondents said they trusted the ABC's channels and websites more than the commercial ones, and ABC local radio was essential when internet and telecommunications failed in bushfire zones, and
- (iv) the ABC's Emergency website was the ABC's most trusted platform (74% trusting it 'greatly') along with ABC Local Radio (72%) and ABC News TV (71%);
- (d) acknowledges that:
  - (i) the ABC's emergency coverage saved lives during the bushfires,
  - (ii) the ABC has lost \$783m in funding since the Coalition Government came to power in 2014, and
  - (iii) 250 ABC workers will now lose their jobs across news, entertainment and regional divisions as a consequence of years of underfunding by the Coalition Government and the paused indexation funding; and
- (e) calls on the Government to properly fund the ABC and reverse the \$83.7 million paused indexation funding, as a matter of urgency.

*Statements by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam) and Senator Roberts, by leave, made statements relating to the motion.

Question put.

The Senate divided—

#### AYES, 29

Senators—

Ayres	Gallacher	McCarthy	Sterle
Bilyk	Gallagher	McKim	Urquhart*
Carr	Green	O'Neill	Walsh
Chisholm	Griff	Patrick	Waters
Ciccone	Hanson-Young	Pratt	Watt
Di Natale	Kitching	Sheldon	Whish-Wilson
Farrell	Lambie	Siewert	Wong
Faruqi			

#### NOES, 29

Senators—

Antic	Colbeck	McLachlan	Ruston
Askew	Cormann	Molan	Ryan
Birmingham	Duniam	O'Sullivan	Scarr
Bragg	Hanson	Payne	Seselja
Brockman	Hughes	Rennick	Smith, Dean*
Canavan	McDonald	Reynolds	Stoker
Cash	McKenzie	Roberts	Van
Chandler			

\* Tellers

The ayes and noes were equal and so the question was negatived.

## 18 First Nations peoples

*Motion determined as not formal:* Senator Faruqi requested that general business notice of motion no. 604 standing in her name and in the names of Senators Siewert and Di Natale for today, relating to First Nations peoples, be taken as formal. An objection was raised and the motion was not proceeded with as a formal motion.

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

## 19 COVID-19—Queensland state borders

Senator Scarr, also on behalf of Senators Rennick, McGrath, Canavan, McDonald and Stoker, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 605—That the Senate—

- (a) notes that:
  - (i) the Queensland Palaszczuk Labor Government closed the Queensland state border on 26 March 2020 and released a ‘Roadmap to easing restrictions’ on 8 May 2020 indicating the border would reopen on 10 July 2020,
  - (ii) on 18 May 2020, Premier Anastacia Palaszczuk contradicted her Government’s ‘roadmap’ by stating ‘I would say that things would look more positive towards September - having said that, I do not want to rule anything out’;
- (b) further recognises:
  - (i) that, as at Tuesday, 9 June 2020, there were only three active cases, and three new cases, of COVID-19 reported in the last seven days in Queensland,
  - (ii) comments made by the Prime Minister on 27 May 2020 that ‘the national medical advice that came from the expert panel that has driven all the other decisions never recommended closing [interstate] borders’ and that border closures such as these ‘do harm the economy, they do harm jobs and it is important that we get those removed as soon as possible’,
  - (iii) that the income lost in the Queensland economy from the border remaining closed is estimated to be in excess of \$50 million each day, and
  - (iv) that Queensland’s unemployment rate remains worse than the national average and increased greater than the national average last month; and
- (c) calls on the Queensland Palaszczuk Labor Government to:
  - (i) provide certainty and clarity to the people of Queensland on when the state border will reopen,
  - (ii) instil business confidence and restore lost jobs, particularly in the industries most affected by the COVID-19 pandemic and the subsequent border closure, and
  - (iii) return to a position on reopening the state border that more closely reflects the view as initially outlined in the ‘Roadmap to easing restrictions’.

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

Question put.

The Senate divided—

AYES, 29

Senators—

Antic	Cormann	McGrath	Reynolds
Askew	Duniam	McKenzie	Roberts
Birmingham	Hanson	McLachlan	Ryan
Bragg	Henderson	McMahon	Scarr
Brockman	Hughes	Molan	Seselja
Canavan	Hume	O'Sullivan	Smith, Dean*
Chandler	McDonald	Rennick	Stoker
Colbeck			

NOES, 26

Senators—

Ayres	Faruqi	McKim	Urquhart*
Bilyk	Gallacher	O'Neill	Walsh
Carr	Gallagher	Pratt	Waters
Chisholm	Green	Sheldon	Watt
Ciccone	Hanson-Young	Siewert	Whish-Wilson
Di Natale	Kitching	Sterle	Wong
Dodson	McCarthy		

\* Tellers

Question agreed to.

## 20 Juukan Gorge

Senator Siewert amended general business notice of motion no. 608 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that:

- (i) on 15 May 2020, the Puutu Kunti Kurrama and Pinikura peoples, the traditional owners of the Juukan Gorge in Western Australia's (WA) Pilbara, put in a request to Rio Tinto to access the site of two 46,000-year-old rock shelters and were advised that the site was laden with explosives and about to be destroyed to make way for a major expansion of an iron ore mine, and
- (ii) following this news, the Traditional Owners requested that Rio Tinto not go ahead due to the cultural significance of the Gorge; they phoned the WA Government and then appealed to the Federal Government but, on 24 May 2020, the site was destroyed;

(b) recognises that archaeological studies show that Juukan Gorge is one of the earliest occupied locations in Australia and that this is an irreplaceable loss of culture;

(c) acknowledges that Rio Tinto was aware of the significance of this site to the Traditional Owners having helped make a documentary about it years prior;

(d) further notes that:

- (i) it is reported that FMG, as part of its mining operations has plans to destroy other heritage sites in the Pilbara including a 60,000-year-old rock shelter, and

- (ii) there have been 463 applications to impact West Australian Aboriginal heritage sites on mining leases under section 18 of the WA Aboriginal Heritage Act in the past 10 years – none has been rejected;
- (e) condemns the destruction of Juukan Gorge and the loss of irreplaceable First Nations heritage; and
- (f) calls on:
  - (i) FMG, Rio Tinto, BHP and any other mining companies with proposals to destroy First Nations heritage and culture to immediately abandon those plans, and
  - (ii) governments around Australia to act to ensure no further loss of First Nations heritage or culture.

*Statements by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam) and Senator Gallagher, by leave, made statements relating to the motion.

Question put.

The Senate divided—

#### AYES, 10

Senators—

Di Natale  
Faruqi  
Griff

Hanson-Young  
Lambie  
McKim

Patrick  
Siewert\*

Waters  
Whish-Wilson

#### NOES, 36

Senators—

Antic  
Askew  
Birmingham  
Brockman  
Canavan  
Chandler  
Colbeck  
Cormann  
Duniam

Gallacher  
Gallagher  
Hanson  
Henderson  
Hughes  
Hume  
Kitching  
McDonald  
McKenzie

McLachlan  
McMahon  
Molan  
O'Sullivan  
Pratt  
Rennick  
Reynolds  
Roberts  
Ryan

Scarr  
Seselja  
Smith, Dean  
Sterle  
Stoker  
Urquhart\*  
Van  
Watt  
Wong

\* Tellers

Question negatived.

### 21 **Fair Work (Registered Organisations) Amendment (Ensuring Integrity No. 2) Bill 2019—Order of the day discharged**

The Leader of the Opposition in the Senate (Senator Wong), also on behalf of all Opposition senators, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 609—That the government business order of the day relating to the Fair Work (Registered Organisations) Amendment (Ensuring Integrity No. 2) Bill 2019 be discharged from the *Notice Paper*.

Question put and passed.

## 22 COVID-19—Arts and the entertainment industry

Senator Urquhart, at the request of Senators Bilyk and Sterle and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 611—That the Senate—

- (a) recognises that:
  - (i) arts and entertainment was one of the first Australian industries to be impacted by the restrictions on gatherings introduced in response to the COVID-19 outbreak, with the cancellation of exhibitions, concerts, theatre performances, festivals and other events,
  - (ii) this has threatened the livelihoods of 50,000 professional artists and the 600,000 workers that support them,
  - (iii) many artists are ineligible for existing economic support measures such as JobKeeper Payment, despite losing 100% of their income,
  - (iv) the Australian Government's \$27 million funding package and other minor support measures fall far short of what is needed to save this \$111 billion industry from financial disaster, and
  - (v) despite admitting that they are spending \$60 billion less on supporting Australian workers through this crisis, the Australian Government continues to refuse to provide the support the arts and entertainment industry needs; and
- (b) calls on the Australian Government to provide a tailored support package for the arts and entertainment industry, in consultation with the industry, which is substantial enough to ensure that artists, arts organisations, arts industry workers and their families can survive financially through the COVID-19 crisis.

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put and passed.

## 23 All lives matter

*Motion determined as not formal:* The Leader of Pauline Hanson's One Nation (Senator Hanson) requested that general business notice of motion no. 612 standing in her name for today, relating to a statement, 'All lives matter', be taken as formal. An objection was raised and the motion was not proceeded with as a formal motion.

*Proposed suspension of standing orders:* Senator Hanson, pursuant to contingent notice, moved—That so much of the standing orders be suspended as would prevent the motion being moved immediately and determined without amendment or debate.

Question—That the motion to suspend standing orders be agreed to—put.

The Senate divided—

AYES, 2

Senators—  
Hanson

Roberts\*

## NOES, 51

Senators—

Antic	Dodson	McCarthy	Sheldon
Askew	Duniam	McDonald	Siewert
Ayres	Faruqi	McKenzie	Smith, Dean
Bilyk	Gallacher	McKim	Sterle
Birmingham	Gallagher	McLachlan	Stoker
Bragg	Green	McMahon	Urquhart*
Brockman	Griff	O'Sullivan	Van
Canavan	Hanson-Young	Patrick	Walsh
Chandler	Henderson	Pratt	Waters
Ciccone	Hughes	Reynolds	Watt
Colbeck	Hume	Ryan	Whish-Wilson
Cormann	Kitching	Scarr	Wong
Di Natale	Lambie	Seselja	

\* Tellers

Question negatived.

**24 Commonwealth Integrity Commission—Order for production of documents**

Senator Urquhart, at the request of Senators Watt and Waters and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 615—That—

(1) The Senate notes:

- (a) the Prime Minister's statement that the Government started working on its proposed Commonwealth Integrity Commission in January 2018 – almost two-and-a-half years ago;
- (b) the Attorney-General's statement last September that the Government would release a draft bill to establish a Commonwealth Integrity Commission for public consultation by the end of 2019;
- (c) the Attorney-General's failure to meet his own deadline;
- (d) the Attorney-General's statement in January 2020 that '[w]ork to deliver the Commonwealth Integrity Commission draft consultation bill is now all but complete';
- (e) the Attorney-General's statement in May 2020 that '[t]he draft legislation to establish the Commonwealth Integrity Commission (CIC) was ready for release to allow for consultations ahead of introduction into Parliament before the global economic and health crisis caused by the coronavirus'; and
- (f) that despite it being 'ready for release' months ago, the Government has not released its draft legislation for public consultation.

(2) There be laid on the table by the Minister representing the Attorney-General, by no later than 15 June 2020, a copy of the draft legislation to establish a Commonwealth Integrity Commission.

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put and passed.

## 25 COVID-19—Aged care workers

Senator Urquhart, at the request of Senators Keneally and Sheldon and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 617—That the Senate—

- (a) notes that:
  - (i) the COVID-19 pandemic has had a significant impact on older Australians, their families, their carers and the aged care workforce,
  - (ii) valuable contributions have been made by the more than 360,000 aged care workers who have continued to deliver care and support to older Australians during the COVID-19 pandemic,
  - (iii) all aged care workers play a valuable role to deliver care and support to older Australians in residential and home care,
  - (iv) many aged care workers are low paid and around 87% of them are women,
  - (v) the Morrison Government has made a decision to exclude a large proportion of aged care workers from receiving the retention bonus,
  - (vi) excluded aged care workers who will not receive the retention bonus include those delivering services under the Commonwealth Home Support Program as well as indirect care workers in residential aged care facilities including lifestyle and leisure therapists, cleaners, hospitality workers and gardeners,
  - (vii) the exclusion of any aged care worker from receiving the retention bonus is unwarranted and unfair,
  - (viii) on 20 March 2020, the Minister for Aged Care and Senior Australians issued a media release that stated that the retention bonus payment would be ‘after tax’, and
  - (ix) on 5 June 2020, the Department of Health retention bonus guidelines stated, the payment would be ‘subject to income tax’;
- (b) conveys its disappointment that the Morrison Government made:
  - (i) a decision to exclude about 40% of aged care workers from receiving the retention bonus, and
  - (ii) a late decision to switch the retention bonus from being after tax to being before tax that will see aged care workers lose hundreds of dollars that they were previously promised;
- (c) calls on the Morrison Government, as a matter of urgency, to reconsider its decision and pay the retention bonus to all aged care workers irrespective of their role or where they work and to explain why it changed the rules around the payment being after tax to the payment now being subject to income tax; and
- (d) acknowledges the work all aged care workers undertake each and every day, and thanks them for their continued dedication to care and support older Australians in residential and home care.

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

The question was divided at the request of Senator Roberts.

Question—That the motion be agreed to in respect of paragraphs (a) to (c)—put.

The Senate divided—

AYES, 27

Senators—

Ayres	Faruqi	McCarthy	Sterle
Bilyk	Gallacher	McKim	Urquhart*
Carr	Gallagher	O'Neill	Walsh
Chisholm	Green	Patrick	Waters
Cicccone	Griff	Pratt	Watt
Di Natale	Hanson-Young	Sheldon	Whish-Wilson
Dodson	Kitching	Siewert	

NOES, 28

Senators—

Antic	Cormann	McGrath	Reynolds
Askew	Duniam	McKenzie	Roberts
Birmingham	Hanson	McLachlan	Ryan
Bragg	Henderson	McMahon	Scarr
Brockman	Hughes	Molan	Seselja
Canavan	Hume	O'Sullivan	Smith, Dean*
Colbeck	McDonald	Rennick	Stoker

\* *Tellers*

Question negatived.

Question—That the motion be agreed to in respect of paragraph (d)—put and passed.

## 26 Medically supervised injecting rooms

Senator Di Natale, also on behalf of Senator Keneally, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 623—That the Senate—

- (a) welcomes the announcement from the Victorian Government that a life-saving medically supervised injecting facility will be opened in the Melbourne CBD; only the second in Victoria and third in Australia;
- (b) further welcomes the continuation of the trial of the medically supervised injecting room (MSIR) in North Richmond for another three years;
- (c) notes that the MSIR trial review, released last week, found that:
  - (i) since its commencement in June 2018, the North Richmond MSIR has been one of the busiest supervised injecting facilities in the world, with 119,223 visits in the first 18 months,
  - (ii) despite 271 serious overdose incidents, no overdose deaths have occurred in the MSIR, and at least 21 lives have been saved,
  - (iii) there has been a reduction in local ambulance call-outs due to overdoses, and
  - (iv) there has been a reduction in reports of public injecting;
- (d) acknowledges that the Uniting Medically Supervised Injecting Centre, which opened in Kings Cross, Sydney, in May 2001 has managed 8,500 overdoses since commencement with zero deaths;



- (e) notes with concern that in Australia there are more than 2,000 preventable drug overdose deaths per year;
- (f) recognises that supervised injecting facilities save lives; and
- (g) calls on the Government to act to prevent drug overdose deaths by:
  - (i) supporting the states and territories in the establishment of supervised injecting facilities wherever there is need across Australia,
  - (ii) expanding access to drug treatment programs across Australia,
  - (iii) expanding access to needle and syringe programs across the country, including urgent roll out of trials inside prisons, and
  - (iv) promoting awareness of the life-saving opioid reversal drug naloxone and making it free for all people at risk of experiencing or witnessing an overdose.

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

#### AYES, 29

Senators—

Ayres	Gallacher	Lines	Sheldon
Bilyk	Gallagher	McAllister	Siewert
Carr	Green	McCarthy	Sterle
Chisholm	Griff	McKim	Urquhart*
Ciccone	Hanson-Young	O'Neill	Walsh
Di Natale	Kitching	Patrick	Waters
Dodson	Lambie	Pratt	Whish-Wilson
Faruqi			

#### NOES, 29

Senators—

Abetz	Cormann	McGrath	Roberts
Antic	Duniam	McLachlan	Ryan
Askew	Hanson	McMahon	Scarr
Birmingham	Henderson	Molan	Seselja
Bragg	Hughes	O'Sullivan	Smith, Dean*
Brockman	Hume	Rennick	Stoker
Canavan	McDonald	Reynolds	Van
Colbeck			

\* Tellers

The ayes and noes were equal and so the question was negatived.

## 27 **Australian Broadcasting Corporation—Funding**

Senator Hanson-Young, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 624—That the Senate—

- (a) notes that:
  - (i) the Australian Broadcasting Corporation (ABC) has asked staff to volunteer for redundancies as it prepares to axe more than 200 positions to meet the Federal Government's \$84 million budget cut,

- (ii) more than \$300 million has been cut from the ABC by the Coalition Government since 2013,
  - (iii) ratings show the ABC almost doubled its audience in March as the COVID-19 crisis took hold in Australia,
  - (iv) 60% of people in bushfire-affected areas said information from the ABC helped ensure their safety,
  - (v) emergency broadcasting during the summer bushfires cost the ABC an additional \$3 million,
  - (vi) the public broadcaster is the only news source in many regional areas, and
  - (vii) accurate news and information, and the telling of Australian stories is more important than ever right now; and
- (b) calls on the Government to restore every dollar cut from the ABC's budget since 2013.

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

#### AYES, 29

Senators—

Ayres	Gallacher	Lines	Sheldon
Bilyk	Gallagher	McAllister	Siewert
Carr	Green	McCarthy	Sterle
Chisholm	Griff	McKim	Urquhart*
Ciccone	Hanson-Young	O'Neill	Walsh
Di Natale	Kitching	Patrick	Waters
Dodson	Lambie	Pratt	Whish-Wilson
Faruqi			

#### NOES, 29

Senators—

Abetz	Cormann	McGrath	Roberts
Antic	Duniam	McLachlan	Ryan
Askew	Hanson	McMahon	Scarr
Birmingham	Henderson	Molan	Seselja
Bragg	Hughes	O'Sullivan	Smith, Dean*
Brockman	Hume	Rennick	Stoker
Canavan	McDonald	Reynolds	Van
Colbeck			

\* Tellers

The ayes and noes were equal and so the question was negatived.

## 28 Income compliance program—Settlements

Senator McCarthy, also on behalf of Senators Polley, O'Neill, Siewert and Griff, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 628—That the Senate—

- (a) notes that the Morrison Government:
  - (i) has announced it will refund at least \$721 million that it unjustly enriched itself with by raising unlawful debts against Australians,

- (ii) for years denied robodebt was illegal, but on Friday, 29 May 2020 conceded that ‘There wasn’t a lawful basis’ for the scheme, and
- (iii) only admitted robodebt was unlawful and suspended the scheme after a class action was launched on behalf of 600,000 victims; and
- (b) calls on the Minister representing the Minister for Government Services to produce all answers to questions asked by the Senate Community Affairs Legislation and References Committees relating to robodebt over which there have been public interest immunity claims made.

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

#### AYES, 29

Senators—

Ayres	Gallacher	Lines	Sheldon
Bilyk	Gallagher	McAllister	Siewert
Carr	Green	McCarthy	Sterle
Chisholm	Griff	McKim	Urquhart*
Cicccone	Hanson-Young	O’Neill	Walsh
Di Natale	Kitching	Patrick	Waters
Dodson	Lambie	Pratt	Whish-Wilson
Faruqi			

#### NOES, 27

Senators—

Abetz	Colbeck	McGrath	Ryan
Antic	Cormann	McLachlan	Scarr
Askew	Duniam	McMahon	Seselja
Birmingham	Henderson	Molan	Smith, Dean*
Bragg	Hughes	O’Sullivan	Stoker
Brockman	Hume	Rennick	Van
Canavan	McDonald	Reynolds	

\* Tellers

Question agreed to.

## 29 First Nations peoples

Senator McCarthy amended general business notice of motion no. 620 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

- (a) notes that:
  - (i) it is almost 30 years since the Royal Commission into Aboriginal Deaths in Custody handed down its recommendations,
  - (ii) 437 First Nations people have died in custody since the Royal Commission,
  - (iii) First Nations women are 21 times more likely to end up in jail, and men 14 times more likely,
  - (iv) First Nations people face discrimination in our justice, child protection, social security, health and education systems – as well as in society generally,

- (v) First Nations people continue to suffer poverty and poor social justice outcomes across Australia, and
- (vi) thousands of Australians peacefully rallied to support change in our justice system to reduce Indigenous incarceration and deaths, and that change:
  - (A) must be informed by First Nations people, and
  - (B) must include the aspirations of First Nations people as articulated in the Uluru Statement;
- (b) condemns:
  - (i) the unacceptably high rates of incarceration of First Nations people and the many preventable deaths in custody, and
  - (ii) the unacceptably high rates of children in out-of-home-care;
- (c) calls on the Government – along with the states, territories – to commit to clear, ambitious and urgent targets to reduce rates of First Nations incarceration and child removal;
- (d) calls on the Government to properly resource programs for justice re-investment, family support, social welfare and economic opportunity for First Nations Australians; and
- (e) calls on the Government to commit to including action to reduce Indigenous incarceration as a priority action for the National Federation Reform Council (NFRC).

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put and passed.

### 30 **Regional Forest Agreements**

Senator Whish-Wilson, also on behalf of Senators Rice, McKim, Hanson-Young, Faruqi, and Steele-John, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 616—That the Senate—

- (a) notes that:
  - (i) Regional Forest Agreements (RFA) are federal–state agreements under which native forest logging operations have been exempted from federal environment law (*Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act)) for more than 20 years,
  - (ii) the Federal Court has found that:
    - (A) VicForests logging operations breached its Code of Practice for Timber Production and did not apply the precautionary principle when assessing impacts on the greater glider or Leadbeater’s possum, and
    - (B) these breaches of the Code mean that the native forest logging exemption does not apply, and the Central Highlands logging operation must be assessed under the EPBC Act,

- (iii) this landmark decision sets an important legal precedent – meaning the exemption for native forest logging operations does not apply if they are in breach of rules that apply under the RFAs, and planned logging with a significant impact on federally listed threatened species must be assessed under the provisions of the EPBC Act, and
- (iv) this decision has implications for native forest logging in all 10 areas under Regional Forest Agreements:
  - (A) Tasmania, with implications for iconic species such as the Tasmanian devil, swift parrot, eastern quoll, giant freshwater crayfish, masked owl and others which are at serious risk due to logging,
  - (B) New South Wales in Eden, the North East NSW and Southern region, including implications for the feathertail glider, brushtail possum, koalas and others,
  - (C) Victoria in the Central Highlands, East Gippsland, Gippsland, West, and North East, including implications for the spot-tailed quoll, the smoky mouse and others, and
  - (D) Western Australia, including implications for the western ringtail possum, remaining continental populations of quokkas, the forest red-tailed black cockatoo, Carnaby's black cockatoo, the numbat and other species; and
- (b) calls on the Government to:
  - (i) accept the Federal Court decision that, in circumstances where the rules underpinning Regional Forest Agreements are not complied with, logging operations that will impact on matters of national environmental significance need to be assessed under the provisions of the EPBC Act, and
  - (ii) take immediate, urgent action to ensure Australia's native forests are protected for their values including threatened species habitat, carbon storage, water supplies, and regional tourism.

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

Question put.

The Senate divided—

AYES, 8

Senators—

Di Natale  
Faruqi

Griff  
Hanson-Young

McKim  
Siewert\*

Waters  
Whish-Wilson

## NOES, 39

Senators—

Abetz	Duniam	McDonald	Roberts
Antic	Gallacher	McGrath	Ryan
Askew	Gallagher	McKenzie	Scarr
Bilyk	Green	McLachlan	Sheldon
Brockman	Henderson	McMahon	Smith, Dean
Canavan	Hughes	Molan	Sterle
Chandler	Hume	O'Sullivan	Stoker
Ciccone	Kitching	Pratt	Urquhart*
Colbeck	Lambie	Rennick	Van
Dodson	McCarthy	Reynolds	

\* Tellers

Question negatived.

**31 Future submarine program**

Senator Griff, at the request of Senators Patrick and Gallacher, amended general business notice of motion no. 632 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that:

- (i) a Government objective for the Future Submarine program is to maximise Australian industry involvement through all phases of the Future Submarine program,
- (ii) Naval Group, a French company, is Australia's strategic partner for the design, development, build and delivery of the future submarine,
- (iii) to date, Naval Group, endorsed by Defence, has contracted four critical systems (diesels, main motors, main DC switchboards and the weapon discharge system) to foreign suppliers without a comparable competitive process,
- (iv) Australia has an established supplier of batteries for submarines: PMB Defence Pty Ltd has supplied batteries to the Collins Class submarines for three decades,
- (v) in total contrast to the approach with other critical equipment, Naval Group, with Defence's support, has forced the Australian battery supplier, PMB Defence Pty Ltd, into competition with a foreign supplier, and
- (vi) the Government made strong Australian industry participation promises at the commencement of the Future Submarine program and has manifestly failed to live up to its promises; and

(b) calls on the Federal Government to:

- (i) immediately explain why PMB Defence Pty Ltd was not engaged solely for the supply of the Future Submarine's battery, and
- (ii) immediately justify why capability or value-for-money requirements purportedly necessitated forcing PMB Defence Pty Ltd into competition with a foreign supplier, but that four critical Future Submarine systems went to foreign suppliers without a comparable competitive process,

- (iii) in all cases where there is an established Australian designer and producer of Future Submarine components or services, direct Defence to engage with that Australian company first as it assesses all market options, and
- (iv) provide assurances that the Future Submarine project will meet at least the same level of Australian industry content as was achieved in the building of the Collins-class submarines.

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put and passed.

### 32 **World Tuberculosis Day**

Senator Urquhart, at the request of Senators Pratt, Faruqi and Scarr and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 597—That the Senate—

- (a) notes that:
  - (i) World Tuberculosis (TB) Day is 24 March each year,
  - (ii) TB is contagious and airborne, is the world's leading infectious disease killer and kills more people than HIV/AIDS,
  - (iii) according to the World Health Organization, in 2018 alone, an estimated 10 million people became ill with TB,
  - (iv) according to estimates from Australian researchers, there are 1 million people in Australia infected with latent TB (dormant TB) and thus at risk of developing TB disease,
  - (v) 12 out of the 30 countries with the highest number of TB cases are in the Asia Pacific Region, accounting for more than 62% of the world's TB burden, and
  - (vi) Papua New Guinea has one of the highest rates of TB infection in the Pacific, with an estimated 37,000 total cases, including 2,000 drug-resistant cases in 2018;
- (b) further notes that:
  - (i) drug-resistant forms of TB are a major contributor to deaths from antimicrobial resistance globally, and anti-microbial resistance is a threat to achieving the health-related Sustainable Development Goals,
  - (ii) the impact of TB goes beyond death or illness for individuals, and includes effects on economies and communities, health systems, and threats to health security, and
  - (iii) committed funding for TB diagnosis and care fell short by US\$3.3 billion in 2019;
- (c) recognises:
  - (i) that the Australian Government has contributed \$242 million to the Global Fund to Fight AIDS, TB and Malaria for 2020 to 2022,
  - (ii) the provision of \$75 million over five years for Product Development Partnerships in the Indo-Pacific Health Security initiative,

- (iii) the provision of \$13 million to help support global efforts in eradicating tuberculosis in the Pacific region, and
- (iv) that Australia and other countries committed at the UN high-level meeting on TB in September 2018 to mobilise sufficient and sustainable financing, with the aim of increasing overall global research and development investments to US\$2 billion; and
- (d) calls on the Australian Government to:
  - (i) develop an action plan to demonstrate progress towards the targets and commitment made at the UN high-level meeting on TB, and
  - (ii) support the international adoption of the target to spend 0.1% of its annual gross domestic expenditure on research and development (R&D) on TB research in order to close the global TB R&D funding gap.

Question put and passed.

### 33 **Income compliance program—Apology**

Senator Griff, also on behalf of Senators Siewert and McCarthy, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 598—That the Senate—

- (a) notes that:
  - (i) the robodebt scheme inflicted unnecessary pain on thousands of Australians by demanding money many did not have,
  - (ii) the scheme reversed the onus of proof and forced victims into a bureaucratic nightmare until the Federal Court decided the debts were ‘not validly made’ because of the way they were calculated,
  - (iii) the Federal Court rejected the fundamental design of the flawed policy – the reliance on ‘income averaging’ to decide who breached the income test,
  - (iv) the Federal Government expected to ‘save’ \$2.3 billion through the scheme over 4 years but has only revealed they will repay \$721 million already collected,
  - (v) the Federal Government is refusing to apologise to people caught up in its controversial robodebt scheme, despite conceding hundreds of millions of dollars in debt were racked up unlawfully,
  - (vi) lawyers acting for hundreds of thousands of welfare recipients who have had unlawful ‘robodebts’ raised against them have urged the Government to apologise over its handling of the scheme, and promised not to use the apology against the Government in court, and
  - (vii) for the Federal Government, sorry seems to be the hardest word;
- (b) acknowledges the vulnerable Australians who have suffered, and in particular those who took their lives as a consequence of the stress and shame of being pursued for a robodebt; and
- (c) calls on the Federal Government to formally apologise, without prejudice, to all victims of the robodebt fiasco.



*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put and passed.

### 34 **Pancreatic cancer**

Senator Griff, also on behalf of Senator Bilyk, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 599—That the Senate—

- (a) notes that:
  - (i) pancreatic cancer is known as a silent killer, with symptoms often only appearing once the cancer has spread,
  - (ii) pancreatic cancer has the highest mortality of all major cancers:
    - (A) the 5-year survival rate for pancreatic cancer is just 10.7% compared with 95% for prostate cancer and 91% for breast cancer, and
    - (B) two thirds of pancreatic cancer patients will die within the first year of diagnosis,
  - (iii) survival rates for pancreatic cancer have not changed significantly in nearly 40 years, and
  - (iv) a recent report from the Australian Institute of Health and Welfare (AIHW) confirms pancreatic cancer is projected to become the third most common cancer killer in Australia in 2020, and will claim more lives than breast and prostate cancer;
- (b) acknowledges that, according to the Avner Pancreatic Cancer Foundation (the only Foundation in Australia exclusively dedicated to pancreatic cancer), pancreatic cancer is only the eleventh most government-funded cancer and receives less than 8% of available National Health and Medical Research Council (NHMRC) funding; and
- (c) calls on the Federal Government to:
  - (i) urgently increase research and clinical funding to meet the goals of the Avner Foundation to help improve survival and quality of life for patients with pancreatic cancer, which includes:
    - (A) identification of biomarkers to assist with early detection,
    - (B) identifying why pancreatic cancer is resistant to existing cancer therapies,
    - (C) gaining a greater understanding of the pancreatic cancer microenvironment,
    - (D) identifying new therapies for pancreatic cancer, including the repurposing of existing treatments, and
    - (E) creating a single pathway to ensure Australians affected by pancreatic cancer can gain instant support, guidance and care, including cancer care nurses who can help patients navigate the complexities of treatment, and

- (ii) implement the recommendations made in the report of the Senate Select Committee into Funding Research into Cancers with Low Survival Rates.

Question put and passed.

### 35 **Warning labels on packaged alcohol—Order for production of documents**

Senator Griff amended general business notice of motion no. 601 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That—

- (1) The Senate—
  - (a) notes that:
    - (i) Food Standards Australia New Zealand (FSANZ) has been asked to deliver a revised proposal for mandatory pregnancy warning labels on packaged alcohol to the Australia and New Zealand Ministerial Forum on Food Regulation (the Forum) by 22 June 2020,
    - (ii) the mandatory labelling proposal would replace the industry's voluntary labelling scheme of eight years, and includes a two-year transition phase and stock in trade exemptions, and
    - (iii) FSANZ's original proposal was rejected by some Forum ministers in March because of what they saw as 'unreasonable' costs to industry, the colour requirements of the label and the signal wording – that is, the use of the colour red and words 'health warning' – mirroring the objections made solely by the alcohol industry;
  - (b) respects the independence of the regulator FSANZ;
  - (c) questions how changing the signal wording 'health warning' on a label eases any cost burden;
  - (d) further notes Ministers Colbeck and Littleproud are the Federal representatives on the forum, which meets on 17 July 2020 to consider the revised FSANZ proposal; and
  - (e) urges the Federal Government and all jurisdictions to prioritise reducing the number of alcohol-exposed pregnancies and rates of incurable and devastating Fetal Alcohol Spectrum Disorder in children.
- (2) There be laid on the table, by 9.30 am on 12 June 2020, all advice sought by or provided to Ministers Colbeck and Littleproud regarding mandatory pregnancy warning labels on packaged alcohol – aside from advice sought from or provided by FSANZ – since 4 October 2019.

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put and passed.

### 36 **Ms Ann Marie Smith—Order for production of documents**

Senator Griff, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 603—That—

(1) The Senate—

(a) acknowledges that:

- (i) the shocking death of Ms Ann Marie Smith of Kensington Park, Adelaide, shows only too tragically what happens when people with a disability are treated as a number by a system meant to care for them – a system that has failed in its duty of care,
- (ii) Ms Smith lived alone and had to rely on a carer for all her needs following the death of her parents who loved her and made provision for her,
- (iii) Ms Smith died on 6 April 2020 from severe septic shock, multi-organ failure, severe pressure sores, malnutrition and issues connected with her cerebral palsy,
- (iv) it was not her disability that killed her,
- (v) Ms Smith died after being deposited in a woven cane chair for 24 hours a day for over a year, which operated as her toilet and bed,
- (vi) Ms Smith was denied love, denied care, denied respect and denied dignity, and
- (vii) no-one should ever have to endure such pain, suffering and isolation;

(b) notes that:

- (i) Ms Smith had been a National Disability Insurance Scheme (NDIS) participant since 2018 under the responsibility of the National Disability Insurance Agency (NDIA), and
- (ii) the NDIS Quality Safeguards Commission has the regulatory and safeguarding oversight for all NDIS clients; and

(c) further notes that the Minister for the National Disability Insurance Scheme was interviewed on ABC Adelaide on 27 May 2020 and confirmed that he knew how many times Ms Smith was checked on by the NDIA, but refused to provide this information in the public interest, arguing, erroneously, that it would prejudice the current inquiry by the NDIS Quality Safeguards Commission.

(2) There be laid on the table by the Minister representing the Minister for the National Disability Insurance Scheme, by 9.30 am on 12 June 2020, all advice sought by or provided to Minister Robert with respect to how many times Ms Smith was ‘checked on’ by the NDIA regarding her welfare while she was a participant of the NDIS, and all written correspondence between Minister Robert and the South Australian Minister for Human Services, Ms Michelle Lensink, concerning the death of Ms Smith.

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put and passed.

### 37 **Brisbane Sikh Temple**

Senator Scarr, also on behalf of Senators Rennick, Canavan, McDonald, Stoker and McGrath, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 606—That the Senate—

- (a) notes that:
  - (i) the Brisbane Sikh Temple (Gurdwara) Inc (Brisbane Sikh Gurdwara) has provided approximately 20,000 free cooked meals and 2,000 free grocery hampers to people in need during the coronavirus pandemic,
  - (ii) assistance has been provided by the Brisbane Sikh Gurdwara to Australians and visitors to Australia irrespective of race, religion or nationality, and
  - (iii) in providing the assistance, members of the Brisbane Sikh Gurdwara have volunteered their time continually over the last three months, including by cooking food, organising groceries, packing hampers, delivering hampers and doing all the other activities needed to undertake such a large project;
- (b) further notes that, prior to the coronavirus pandemic, the Brisbane Sikh Gurdwara has previously helped members of the Australian community during their time of need, including (most recently) through the delivery of water and other essential supplies to those impacted by drought and bush fires;
- (c) also notes that the actions of the members of the Brisbane Sikh Gurdwara represent the best of Australian values – reaching out to help people in need; and
- (d) acknowledges and deeply appreciates the outstanding contribution of all those members of the Brisbane Sikh Gurdwara who have been involved in helping people during the coronavirus pandemic.

Question put and passed.

### 38 **World MS Day 2020**

Senator Urquhart, at the request of Senators Bilyk, McCarthy, Askew, Siewert, O'Neill and Sterle and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 607—That the Senate—

- (a) notes that, on Saturday, 30 May 2020, the international multiple sclerosis (MS) community marked World MS Day 2020;
- (b) recognises that:
  - (i) MS is a condition of the central nervous system, interfering with nerve impulses within the brain, spinal cord and optic nerves,
  - (ii) MS affects over 25,600 people in Australia and more than two million diagnosed worldwide – most people are diagnosed between the ages of 20 and 40, but it can affect younger and older people too,
  - (iii) roughly three times as many women have MS as men,

- (iv) sadly, there is currently no known cure for MS, however there are a number of treatment options available to help manage symptoms and slow progression of the disease, and
- (v) the 2020-22 World MS Day theme is ‘connections’ – MS Connections is all about building community connection, self connection and connections to quality care, and campaigns around World MS Day 2020 are challenging social barriers that leave people affected by MS feeling lonely and socially isolated; and
- (c) urges all members and senators to raise awareness among their constituents of MS and World MS Day 2020 by:
  - (i) acknowledging 30 May as World MS Day, and
  - (ii) encouraging them to visit [www.msaustralia.org.au](http://www.msaustralia.org.au).

Question put and passed.

### 39 Financial Services Royal Commission

Senator Roberts, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 613—That the Senate—

- (a) notes that on 31 January 2020, the Treasurer issued a press release which made the following statement in respect of the Financial Services Royal Commission:
 

‘We are on track to meet the accelerated timetable outlined in our implementation roadmap which committed that, excluding the reviews to be conducted in 2022:

  - (i) by the end of 2019, more than 20 commitments, around one third, will be implemented or with legislation before the Parliament,
  - (ii) by mid-2020, more than 50 commitments, close to 90%, will have been implemented or have legislation before the Parliament, and
  - (iii) by the end of 2020, remaining Royal Commission recommendations requiring legislation will have been introduced’;
- (b) further notes that the Hayne Royal Commission Response—Protecting Consumers (2020 Measures) Bill 2020 was circulated in January for public comment, which closed on 29 February 2020; and
- (c) calls on the Government to ensure that:
  - (i) the Financial Sector Reform (Hayne Royal Commission Response—Protecting Consumers (2020 Measures) Bill 2020 is introduced in the Senate by 17 August 2020, and
  - (ii) the bill includes measures to implement recommendation 1.15 of the Financial Services Royal Commission (enforceable code provisions).

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put and passed.

**40 Building Landcare Community and Capacity grants programme—  
Order for production of documents**

Senator Ciccone, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 614—That there be laid on the table by the Minister representing the Minister for Agriculture, Drought and Emergency Management, by no later than 10 am on Monday, 15 June 2020, executed grant agreements and any and all associated performance, evaluation, expenditure and financial reports relating to monies dispensed under the Building Landcare Community and Capacity grants programme to the following organisations:

- (a) Kondinin Group;
- (b) Australian Broadcasting Corporation;
- (c) Australian Women in Agriculture;
- (d) Soil Science Australia;
- (e) Futureye;
- (f) Greening Australia;
- (g) Conservation Volunteers Australia;
- (h) NRM Regions Australia;
- (i) National Grower Group;
- (j) Primary Industries Education Foundation Australia;
- (k) Agricultural Shows Australia;
- (l) Meat and Livestock Australia;
- (m) Mulloon Institute;
- (n) Australian Garden Council;
- (o) Soil CRC;
- (p) South Australian No-Till Farmers Association;
- (q) Regional Development Australia (Far North Queensland and the Torres Strait);
- (r) Soils for Life; and
- (s) National Farmers Federation.

Question put and passed.

**41 Her Majesty Queen Elizabeth II**

Senator Dean Smith, also on behalf of Senators Griff, Antic and Askew, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 618—That the Senate—

- (a) notes that 2 June 2020 marked the 67th anniversary of the coronation of Her Majesty Queen Elizabeth II, Queen of Australia and Head of the Commonwealth;
- (b) recognises Her Majesty for the strong sense of duty and grace she has shown during her reign as the longest serving Queen of the United Kingdom, Queen of Australia, and Head of the Commonwealth realm; and
- (c) acknowledges:
  - (i) Her Majesty's unwavering commitment to execute her duties in the service of the Commonwealth, and

- (ii) Her Majesty's representative, His Excellency General the Honourable David Hurley, AC, DSC, and the other 26 former Governors-General, who have dutifully executed their constitutional and ceremonial duties in the service of Australia and its people.

Question put and passed.

#### 42 **Road safety—Fatality Free Friday**

Senator Urquhart, at the request of Senators Gallacher, Sterle, Sheldon, Bilyk and McDonald and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 619—That the Senate—

- (a) notes that:
  - (i) Australians have done extremely well in recent times to change our behaviour to help stop the spread of infectious diseases such as COVID-19,
  - (ii) when it comes to road safety, our behaviour has not changed and we are still seeing too many fatalities and injuries, despite fewer vehicles on our roads due to COVID-19,
  - (iii) on Friday, 29 May 2020, it was Fatality Free Friday – a road safety campaign promoting road safety, and
  - (iv) fatalities and injuries are still far too high and, by applying the Fatality Free Friday core principles, we as Australians can do our part to reduce the rates of fatalities and injuries on our roads;
- (b) recognises:
  - (i) the work of the Australian Road Safety Foundation and its promotion of road safety initiatives such as Fatality Free Friday, and
  - (ii) the importance of the Fatality Free Friday core principles of:
    - (A) always be fit to drive,
    - (B) stay focused on the road,
    - (C) scan the road ahead,
    - (D) keep a safe distance, and
    - (E) drive to suit the conditions; and
- (c) calls on the Government to adequately resource road safety to ensure there are no unnecessary deaths or injuries on Australian roads through road trauma.

Question put and passed.

#### 43 **Ms Ann Marie Smith**

Senator Hanson-Young, also on behalf of Senator Steele-John, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 621—That the Senate—

- (a) notes with deep concern that:
  - (i) so many disabled Australians are subjected to violence, abuse, neglect, and exploitation,

- (ii) disabled women are subjected to violence at significantly higher rates, more frequently, for longer, in more ways and by more perpetrators compared to the rest of the population,
  - (iii) the death of Ms Ann Marie Smith was horrific, but Ms Smith's case is not unique, with hundreds of disabled lives taken as a result of violence, abuse, and neglect – her treatment is an example of why the Royal Commission into Violence, Abuse, Neglect, and Exploitation of People with Disability (the Royal Commission) is so important to bring the reality of the situations that disabled people find themselves in every single day to light, and to ensure that the perpetrators of these crimes are brought to justice, and
  - (iv) Ms Smith's death and the failures that contributed to it are the product of individual, community, systemic, and cultural ableism that perpetuates violence, abuse, neglect, and exploitation of disabled people – this must be acknowledged and actively addressed to prevent these situations from occurring in the future;
- (b) notes that Ms Smith's death has had a profound impact on the South Australian community, particularly the disabled community; and
- (c) calls on:
- (i) the Federal Government to urgently address the systems which consistently fail disabled people,
  - (ii) the Federal Government to work with the community to confront the ableist attitudes which perpetuate violence, abuse, neglect and exploitation of disabled people in our communities, and
  - (iii) the Royal Commission to conduct a full and thorough investigation into Ms Smith's death.

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put and passed.

#### 44 **Coronavirus Economic Support and Recovery (No-one Left Behind) Bill 2020**

The Leader of the Australian Greens in the Senate (Senator Waters), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 625—That the following bill be introduced:

A Bill for an Act to provide for a coronavirus economic support and recovery fund, amend the law relating to social security and expand eligibility for the jobkeeper scheme, and for related purposes.

Question put and passed.

Senator Waters presented the bill and moved—That this bill may proceed without formalities and be now read a first time.

Question put and passed.



Bill read a first time.

Senator Waters moved—That this bill be now read a second time.

*Explanatory memorandum:* Senator Waters, by leave, tabled an explanatory memorandum relating to the bill.

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

#### 45 **Disability and economic support payments**

Senator Urquhart, at the request of Senator Bilyk and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 626—That the Senate—

(a) notes that:

- (i) the coronavirus crisis has increased costs for many people with disability, and carers, for instance through: higher energy bills, extra transport costs from avoiding public transport, grocery delivery charges, missing out on shopping at the market for specials, as well as extra health, and protective equipment costs,
- (ii) a survey by People With Disability Australia found that over 90% of people with disability have faced increased expenses due to the coronavirus crisis,
- (iii) despite the two \$750 Economic Support Payments, many people on the Disability Support Pension are temporarily receiving a lower payment rate than people on JobSeeker Payment, when the Coronavirus Supplement is taken into account,
- (iv) many carers are also being left in situations where they are worse off — particularly if they are caring for children with disability,
- (v) the Government can make changes to extend additional support to people who need it with the stroke of a pen, and
- (vi) the second Economic Support Payment will not be paid until 13 July 2020 — almost five weeks away — despite people with disability, and carers, facing extra costs now; and

(b) calls on the Government to allow people with disability, and carers, who have increased costs to bring forward the second \$750 Economic Support Payment.

Question put and passed.

#### 46 **JobKeeper recipient data—Order for production of documents**

The Leader of the Australian Greens in the Senate (Senator Waters) amended general business notice of motion no. 627 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That there be laid on the table by the Minister representing the Treasurer, by 9.30 am on 31 July 2020, all documents held within the Office of the Treasurer, the Australian Taxation Office and/or the Department of Education, Skills and Employment relating to:

- (a) any data regarding the breakdown of individuals in receipt of the JobKeeper Payment by gender, age and location;
- (b) any data regarding the salary of recipients prior to receiving the JobKeeper Payment;

- (c) any data regarding recipients who were earning less than the JobKeeper Payment prior to receiving the JobKeeper Payment, including:
  - (i) how much recipients were earning,
  - (ii) a breakdown of the age, gender and location of those recipients, and
  - (iii) whether those recipients were in receipt of any other social security payments and the details of those payments.

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put and passed.

#### 47 **Northern Australia—Joint Standing Committee—Reference—Juukan Gorge caves**

Senator Urquhart, at the request of Senators Chisholm and Dodson and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 629—That the following matter be referred to the Joint Standing Committee on Northern Australia for inquiry and report by 30 September 2020:

The destruction of 46,000 year old caves at the Juukan Gorge in the Pilbara region of Western Australia, with particular reference to:

- (a) the operation of the *Aboriginal Heritage Act 1972* (WA) and approvals provided under the Act;
- (b) the consultation that Rio Tinto engaged in prior to the destruction of the caves with Indigenous peoples;
- (c) the sequence of events and decision-making process undertaken by Rio Tinto that led to the destruction;
- (d) the loss or damage to the traditional owners, the Puutu Kunti Kurrama and Pinikura people, from the destruction of the site;
- (e) the heritage and preservation work that has been conducted at the site;
- (f) the interaction of state Indigenous heritage regulations with Commonwealth laws;
- (g) the effectiveness and adequacy of state and federal laws in relation to Aboriginal and Torres Strait Islander cultural heritage in each of the Australian jurisdictions;
- (h) how Aboriginal and Torres Strait Islander cultural heritage laws might be improved to guarantee the protection of culturally and historically significant sites;
- (i) opportunities to improve Indigenous heritage protection through the *Environment Protection and Biodiversity Conservation Act 1999*; and
- (j) any other related matters

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

Question put and passed.

#### 48 **Commonwealth Electoral Amendment (Ensuring Fair Representation of the Northern Territory) Bill 2020**

Senator McCarthy, also on behalf of Senators Farrell, Canavan, Davey, McKenzie, McDonald and McMahon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 622—That the following bill be introduced:

A Bill for an Act to amend the *Commonwealth Electoral Act 1918* in relation to representation of the Northern Territory, and for related purposes.

Question put and passed.

Senator McCarthy presented the bill and moved—That this bill may proceed without formalities and be now read a first time.

Question put and passed.

Bill read a first time.

Senator McCarthy moved—That this bill be now read a second time.

*Explanatory memorandum:* Senator McCarthy, by leave, tabled an explanatory memorandum relating to the bill.

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

#### 49 **Domestic violence**

The Leader of the Australian Greens in the Senate (Senator Waters), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 630—That the Senate—

(a) notes that:

- (i) 25 women have been killed by violence since the start of 2020, as reported by Counting Dead Women Australia from Destroy The Joint, eight more since the previous sitting of the Senate,
- (ii) there is no national government reporting program to record the ongoing toll of women killed by violence in real time and ensure that these horrifying statistics receive ongoing public attention,
- (iii) on average, one woman is murdered every week by her current or former partner,
- (iv) according to the Australian Bureau of Statistics Personal Safety Survey 2016:
  - (A) more than 370,000 Australian women are subjected to violence from men each year,
  - (B) 1 in 3 Australian women has experienced physical violence,
  - (C) 1 in 5 Australian women has experienced sexual violence,
  - (D) 1 in 6 Australian women has experienced physical or sexual violence by a current or former partner,
  - (E) 1 in 4 Australian women has experienced emotional abuse by a current or former partner,
  - (F) Australian women are nearly three times more likely than men to experience violence from an intimate partner, and

- (G) Australian women are 2.5 times more likely to be hospitalised for assault injuries arising from family and domestic violence than men, with hospitalisation rates rising by 23% since 2014-15,
- (v) in 2017, young women aged 15-34 accounted for more than half of reported sexual assaults,
- (vi) there is growing evidence that women with disabilities are more likely to experience violence,
- (vii) Aboriginal and Torres Strait Islander women report experiencing violence at 3.1 times the rate of non-Indigenous women,
- (viii) in 2016-17, Indigenous women were 32 times as likely to be hospitalised due to family violence as non-Indigenous women,
- (ix) the Fourth Action Plan of the National Plan to Reduce Violence against Women and their Children 2010-22 states that the overall prevalence of violence against women will only start to decrease in the very long term as gender roles change,
- (x) the Fourth Action Plan recognises that demand for domestic and family violence services has increased, and will continue to increase, and
- (xi) the COVID-19 crisis has put more women and children at risk of abuse and increased both the demand for domestic and family violence services and the complexity of the models for delivering these services; and
- (b) calls on the Government to:
  - (i) recognise violence against women as a national security crisis,
  - (ii) adequately fund frontline domestic, family and sexual violence and crisis housing services to ensure that all women seeking safety can access these services when and where they need them,
  - (iii) legislate for 10 days paid domestic and family violence leave so that women do not have to choose between paying the bills and seeking safety,
  - (iv) ensure that all government-funded counselling services for domestic and family violence are delivered by expert family violence service providers in accordance with the National Outcome Standards for Perpetrator Interventions,
  - (v) implement all 25 recommendations of the 2015 Senate inquiry into domestic violence in Australia, and
  - (vi) maintain and publish an official real-time national toll of women killed by violence in Australia.

*Statement by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put and passed.

**50 JobSeeker payments**

Senator Urquhart, at the request of Senator Pratt and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 631—That the Senate—

- (a) notes that:
  - (i) since mid-March the number of people receiving unemployment benefits has doubled, up from 812,000 on 13 March to 1,640,000 on 22 May 2020,
  - (ii) the Department of Social Services expects 1.7 million people to be relying on JobSeeker Payment by September this year,
  - (iii) the Government has temporarily increased the JobSeeker Payment, through the Coronavirus Supplement, but only until 24 September 2020,
  - (iv) the base rate of JobSeeker Payment – previously Newstart – is too low – it traps people in poverty and prevents them from getting work because they cannot afford essentials like transport, training, clothes, equipment and housing, and
  - (v) Deloitte Access Economics has warned the Government against the rapid withdrawal of support, and stated that, at the end of the Coronavirus Supplement period, ‘there is an obvious case to keep JobSeeker at a higher rate than Newstart’; and
- (b) calls on the Federal Government to:
  - (i) release economic modelling showing the impact on jobs and the economy of suddenly and completely stopping the Coronavirus Supplement, and
  - (ii) increase the base rate of the JobSeeker Payment when the Coronavirus Supplement ends, to keep people out of poverty and ensure they can get work when it is available.

Question put and passed.

**51 Discussion of matter of public importance—Child care subsidies**

The President informed the Senate that the following matter of public importance submitted by Senator Brown under standing order 75 had been selected for discussion today:

The Government’s decision to snap back to a complex and expensive child care subsidy system on 13 July 2020, as Australia enters its first recession in 29 years, will lead to child care becoming unaffordable and for families, particularly women, to think about going back to work and could now act as a handbrake on Australia’s economic recovery.

The proposal was supported by four senators and the matter was discussed.

**52 Documents—Consideration**

The documents tabled earlier today (*see entry no. 2*) were called on but no motion was moved.

### **53 Committee reports and government responses—Tabling and consideration**

Senator Dean Smith, on behalf of the Parliamentary Standing Committee on Public Works, tabled the following report:

Public Works—Joint Statutory Committee—3rd report of 2020—Referrals made November 2019 and February 2020, dated June 2020.

Senator Dean Smith moved—That the Senate take note of the report.

Question put and passed.

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Senator Dean Smith, on behalf of the Joint Standing Committee on Trade and Investment Growth, tabled the following report:

Trade and Investment Growth—Joint Standing Committee—Trade transformation: Supporting Australia's export and investment opportunities—Report, dated May 2020.

Senator Dean Smith moved—That the Senate take note of the report.

Question put and passed.

### **54 National Skills Commissioner Bill 2020**

A message from the House of Representatives was reported transmitting for the concurrence of the Senate the following bill:

Message no. 204, dated 10 June 2020—A Bill for an Act to provide for the appointment of a National Skills Commissioner, and for related purposes.

The Minister for Aged Care and Senior Australians (Senator Colbeck) moved—That this bill may proceed without formalities and be now read a first time.

Question put and passed.

Bill read a first time.

Senator Colbeck moved—That this bill be now read a second time.

On the motion of Senator Colbeck the debate was adjourned till the next day of sitting.

### **55 Paid Parental Leave Amendment (Flexibility Measures) Bill 2020**

A message from the House of Representatives was reported agreeing to the amendments made by the Senate to the following bill:

Message no. 205, dated 11 June 2020—Paid Parental Leave Amendment (Flexibility Measures) Bill 2020.

### **56 Australian Sports Anti-Doping Authority Amendment (Enhancing Australia's Anti-Doping Capability) Bill 2019**

Order of the day read for the adjourned debate on the motion of the Minister for Families and Social Services (Senator Ruston)—That this bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

The Senate resolved itself into committee for the consideration of the bill.

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*In the committee*

Bill taken as a whole by leave.

Question—That the bill stand as printed—divided at the request of Senator Farrell in respect of items 43 and 44 of Schedule 1.

Items debated.

Question—That items 43 and 44 of Schedule 1 stand as printed—put and negatived.

Senator Di Natale moved the following amendments together by leave:

Clause 2, page 2 (table item 2, column 1), omit “4”, substitute “4A”.

Schedule 1, item 16, page 5 (lines 17 and 18), omit the item, substitute:

**16 Subsection 14(4)**

Omit “ADRVP”, substitute “CEO”.

Schedule 1, item 40, page 9 (lines 5 to 9), omit subsection 78(5), substitute:

- (5) A national sporting organisation of Australia, or a person performing work or services for the organisation, is not liable to an action or other proceeding for damages for or in relation to an act done or omitted to be done in good faith:
  - (a) in the performance or purported performance of any function given to the national sporting organisation under the NAD scheme; or
  - (b) in the exercise or purported exercise of any power given to the national sporting organisation under the NAD scheme.

Schedule 1, page 12 (after line 6), after Part 4, insert:

**Part 4A—Athlete ombudsman**

**48A At the end of section 14**

Add:

*Athlete Ombudsman*

- (6) The NAD scheme must establish an Athlete Ombudsman.
- (7) The functions of the Athlete Ombudsman must include:
  - (a) providing independent advice to athletes and support persons, at no cost, in relation to the operation of the NAD scheme and this Act; and
  - (b) investigating complaints made in relation to matters arising under the NAD scheme; and
  - (c) providing assistance in disputes arising in relation to matters under the NAD scheme; and
  - (d) establishing and maintaining a list of legal practitioners who are able to provide pro bono assistance to athletes and support persons in relation to matters arising under the NAD scheme.
- (8) All money required to give effect to the Athlete Ombudsman is to be funded out of money appropriated by the Parliament for the purposes of this section.

Debate ensued

Question—That the amendment be agreed to—put and negatived.

Question—That the bill, as amended, be agreed to—divided at the request of Senator Di Natale in respect of items 14, 45 and 47 of Schedule 1.

Question—That items 14, 45 and 47 of Schedule 1 stand as printed—put and passed.  
Bill agreed to and reported with amendments.

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On the motion of the Minister for Aged Care and Senior Australians (Senator Colbeck) the report from the committee was adopted and the bill read a third time.

**57 Commonwealth Registers Bill 2019**  
**Treasury Laws Amendment (Registries Modernisation and Other Measures) Bill 2019**  
**Business Names Registration (Fees) Amendment (Registries Modernisation) Bill 2019**  
**Corporations (Fees) Amendment (Registries Modernisation) Bill 2019**  
**National Consumer Credit Protection (Fees) Amendment (Registries Modernisation) Bill 2019**

Order of the day read for the adjourned debate on the motion of the Assistant Minister for Forestry and Fisheries (Senator Duniam)—That these bills be now read a second time.

Debate resumed.

*At 7.20 pm:* Debate was interrupted while Senator Whish-Wilson was speaking.

**58 Adjournment**

The Acting Deputy President (Senator McGrath) proposed the question—That the Senate do now adjourn.

Debate ensued.

The Senate adjourned at 8 pm till Friday, 12 June 2020 at 9.30 am.

**59 Attendance**

Present, all senators except Senators Brown\*, Polley\*, Marielle Smith\* and Steele-John\* (\*on leave).

**RICHARD PYE**  
Clerk of the Senate