



46th Parliament

Senate Journals

No. 67: Tuesday, 6 October 2020

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1 **Meeting of Senate**

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

2 **Documents**

Documents were tabled (*see entry no. 47*).

3 **Committees—Leave to meet during sittings**

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

Australia's Family Law System—Joint Select Committee—private meeting otherwise than in accordance with standing order 33(1) today, from 12.30 pm.

Community Affairs Legislation Committee—private meeting otherwise than in accordance with standing order 33(1) today, from 3.05 pm.

Electoral Matters—Joint Standing Committee—private meeting otherwise than in accordance with standing order 33(1) on Wednesday, 7 October 2020, from 9.40 am.

Intelligence and Security—Joint Statutory Committee—private meetings otherwise than in accordance with standing order 33(1), followed by public meetings—

today, from 4 pm.

Wednesday, 7 October 2020, from midday.

Thursday, 8 October 2020, from 9.30 am.

4 **Vacancy in the representation of Victoria—Choice of Lidia Thorpe**

The President informed the Senate that he had received, through the Governor-General, from the Governor of Victoria, the certificate of the choice by the Parliament of Victoria of Lidia Thorpe to fill the vacancy caused by the resignation of Senator Di Natale.

The President tabled the certificate as follows:

7 September 2020

His Excellency General the Honourable David Hurley AC DSC (Retd)
Governor-General of the Commonwealth of Australia
Government House
Dunrossil Drive
Canberra ACT 2600

Your Excellency

I wish to advise that following the vacancy in the representation of the State of Victoria in the Senate through the resignation of Senator Dr Richard Di Natale on 26 August 2020, I have been informed by the Hon. Colin Brooks MP, Chair of the Joint Sitting of the Houses of Victorian Parliament, that Ms Lidia Thorpe was chosen to hold the vacant place in the Senate.

Yours sincerely

The Hon. Linda Dessau AC
Government House
Melbourne Victoria 3004 Australia

Senator sworn: Senator Thorpe, pursuant to the Constitution of the Commonwealth of Australia, made and subscribed the affirmation of allegiance at the table.

5 **Remote participation in Senate proceedings—Adoption of rules**

The Minister for Finance (Senator Cormann), by leave, moved—That the rules for remote participation of Senate proceedings recommended by the Procedure Committee in its first report of 2020 have effect during the sittings of the Senate from 6 to 8 October 2020.

Question put and passed.

6 **COVID-19 and the Parliament—Statement by President**

The President made a statement relating to arrangements for the operation of the Senate in response to the coronavirus disease (COVID-19) pandemic.

7 **Higher Education Support Amendment (Job-Ready Graduates and Supporting Regional and Remote Students) Bill 2020**

Order of the day read for the adjourned debate on the motion of the Assistant Minister for Superannuation, Financial Services and Financial Technology (Senator Hume)—That this bill be now read a second time.

Debate resumed.

Senator Faruqi moved the following amendment:

Omit all words after “That”, insert “, the bill be withdrawn and the Senate:

- (a) condemns the Morrison Government and Minister Tehan for attempting to ram legislation through the Parliament which would irreversibly damage Australia’s higher education system and harm and disadvantage students, university staff and communities; and
- (b) condemns the bill which will:
 - (i) hike fees, pushing students into decades of debt as they face rising unemployment and hurting women and First Nations students the most,
 - (ii) slash billions in funding from teaching, including from science, technology, engineering and mathematics (STEM) subjects, which will mean bigger classes, fewer teachers and a worse education, particularly in regional areas,
 - (iii) force universities to do more with less,
 - (iv) fail to create anywhere near enough new places to educate school leavers and people who want to study during the recession,
 - (v) shift the overall costs of university education away from the Commonwealth and onto students,
 - (vi) fail to encourage students to do STEM courses,
 - (vii) punish struggling students by unfairly and unnecessarily forcing them out of Commonwealth Supported Places instead of helping them, and
 - (viii) fail to save a single university worker’s job and worsen the research funding crisis; and

- (c) calls on the Government to:
 - (i) fully fund university education and research, and provide ongoing funding certainty into the future,
 - (ii) ensure job security and good conditions for all university staff, and
 - (iii) make university and TAFE fee-free for all”.

Debate continued.

At 2 pm: Debate was interrupted while Senator Davey was speaking.

8 Questions

Questions without notice were answered.

9 Centrelink’s compliance program—Explanation by minister

Pursuant to order (*see entry no. 25, 2 September 2020*), the Minister representing the Minister representing the Minister for Government Services (Senator Ruston) provided an explanation relating to claims of public interest immunity made during the Community Affairs References Committee’s inquiry into Centrelink’s compliance program.

Senator Siewert moved—That the Senate take note of the explanation.

Debate ensued.

Question put and passed.

10 Motions to take note of answers

Senator Keneally moved—That the Senate take note of the answers given by the Minister for Aged Care and Senior Australians (Senator Colbeck) to questions without notice asked by Senators Keneally, Sheldon and Gallagher today relating to COVID-19 in aged care.

Debate ensued.

Question put and passed.

Senator Siewert moved—That the Senate take note of the answer given by the Minister for Families and Social Services (Senator Ruston) to a question without notice asked by Senator Siewert today relating to tax cuts and the JobSeeker Payment.

Question put and passed.

11 Petition

The following petition, lodged with the Clerk by Senator Patrick, was received:

From 3,477 petitioners, requesting that the Senate call on the Government to guarantee that the South Australia-New South Wales interconnector project will be made with Australian steel.

12 Notices

Senators Dean Smith and Duniam: To move on the next day of sitting—That the Senate—

- (a) acknowledges that Rotary Australia will celebrate its centenary anniversary and first 100 years of service in 2021; and

(b) notes that:

- (i) the first Australian Rotary Clubs were founded in Melbourne and Sydney back in 1921,
- (ii) there are approximately 30,000 members who belong to one of the 1,100 charter Rotary Clubs established throughout Australia, and
- (iii) Australian Rotary Clubs are part of a larger international network of business, professional and community leaders who seek to make the world a better place through practical efforts at the local level. (*general business notice of motion no. 803*)

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

(a) notes that:

- (i) the proposed Brandy Hill Expansion Project will destroy more than 50 hectares of prime koala habitat and have significant impact on the koala and koala habitat,
- (ii) the project will fragment habitat and sever a crucial koala corridor restricting movement of koalas and access to breeding grounds,
- (iii) the expansion of the quarry will occur within a New South Wales (NSW) Government listed Area of Regional Koala Significance, with breeding having been cited near the current quarry boundary,
- (iv) at least 5,000 koalas died in NSW as a result of the 2019-20 bushfires,
- (v) a NSW parliamentary committee report, published in June 2020, found that without significant and urgent action koalas could face extinction in NSW within 30 years – it also found that the fragmentation and loss of habitat ‘poses the most serious threat to koala populations in New South Wales’, and
- (vi) if approved, this project will be a disaster for koalas; and

(b) calls on the Minister for the Environment, the Honourable Sussan Ley MP, to reject the proposed Brandy Hill Expansion Project. (*general business notice of motion no. 804*)

The Chair of the Standing Committee for the Scrutiny of Delegated Legislation (Senator Fierravanti-Wells): To move 15 sitting days after today—That the Australian Postal Corporation (Performance Standards) Amendment (2020 Measures No. 1) Regulations 2020, made under the *Australian Postal Corporation Act 1989*, be disallowed [F2020L00579].

The Minister for Families and Social Services (Senator Ruston): To move on the next day of sitting—That—

- (1) To ensure appropriate consideration of time critical bills by Senate committees, the provisions of all bills introduced into the House of Representatives after 8 October 2020 and up to and including 29 October 2020 that contain substantive provisions commencing on or before 1 January 2021 (together with the provisions of any related bill) are referred to committees for inquiry and report by 26 November 2020.

- (2) The committee to which each bill is referred shall be determined in accordance with the order of 13 February 2020, as amended, allocating departments and agencies to standing committees.
- (3) A committee to which a bill has been referred may determine, by unanimous decision, that there are no substantive matters that require examination and report that fact to the Senate.
- (4) This order does not apply in relation to bills which contain:
 - (a) no provisions other than provisions appropriating revenue or moneys (appropriation bills); and
 - (b) commencement clauses providing only for the legislation to commence on Royal Assent.

Senator Askew: To move on the next day of sitting—That the Senate notes that:

- (a) 25 August 2020 marked three years since over 700,000 Rohingya, including more than 400,000 children, fled from targeted violence in Myanmar's Rakhine State, to Bangladesh;
- (b) the camps in Bangladesh now host over 850,000 refugees in crowded conditions; which is also impacting the lives of over 400,000 local Bangladeshis;
- (c) an estimated 600,000 Rohingya remain in Rakhine State;
- (d) since 2017, the Australian Government has provided over \$260 million in lifesaving humanitarian assistance for displaced and conflict-affected communities in Bangladesh and Myanmar, working through UN agencies; international and national NGOs such as BRAC, Save the Children, CARE, World Vision, Plan and Oxfam and their local partners to deliver food, shelter; water and sanitation, health and education services; and targeted support for women and girls to help combat risks including gender-based violence and trafficking;
- (e) annual monsoons and cyclones have brought additional risks and the COVID-19 virus has now arrived with 88 confirmed cases to date in the Cox's Bazar camps and over 80 active cases in Rakhine; and
- (f) Australia remains committed to supporting Myanmar to create conditions on the ground conducive to voluntary, safe, dignified and sustainable returns for all displaced people. (*general business notice of motion no. 805*)

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

- (a) notes that:
 - (i) the Government's climate-wrecking 'gas-led recovery' plan includes coal seam gas drilling in Narrabri and a gas-fired power plant in the Hunter region of New South Wales (NSW),
 - (ii) on 30 September 2020, the NSW planning commission approved the Santos Narrabri coal seam gas project despite more than 20,000 submissions opposing it,
 - (iii) greenhouse gas emissions from the Narrabri gas project are estimated to be 128 million tonnes over the life of the project,
 - (iv) the gas industry creates just 0.3 jobs for every million dollars spent, and

- (v) coal seam gas drilling in Narrabri will increase carbon emissions, worsen the climate crisis, endanger farmers' livelihoods and jeopardise precious natural habitats, Aboriginal heritage sites, farmland and food and water security; and
- (b) calls on the Federal Government to abandon their so-called 'gas-led recovery' plan, and commit to phasing out coal and gas and making Australia a 100% renewable energy superpower by 2030. (*general business notice of motion no. 806*)

Senator Siewert: To move on 8 October 2020—That the following bill be introduced: A Bill for an Act to amend the law relating to social security, and for related purposes. ***Social Security Amendment (COVID-19 Supplement) Bill 2020***. (*general business notice of motion no. 807*)

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

- (a) notes:
 - (i) recent research by the Australian National University which confirms that non-smokers who vape are three times more likely, on average, to take up tobacco smoking, and
 - (ii) that researchers observed that, for people trying to quit tobacco smoking, e-cigarettes tend to result in prolonged use of nicotine, rather than cessation;
- (b) further notes that:
 - (i) the Therapeutic Goods Administration has not approved e-cigarettes as smoking cessation aids,
 - (ii) nicotine e-liquid is not commercially available within Australia and is meant to be imported with a prescription for personal use, though there is currently little stopping people buying these liquids online and importing them without prescription, and
 - (iii) the Government is consulting on proposed new rules that will, from next year, close this loophole by making a prescription a legal requirement for personal purchase of nicotine e-liquid, through domestic pharmacies or online sellers;
- (c) acknowledges the concern of the Royal Australian College of Physicians that the proposed Senate select committee inquiry on 'tobacco harm reduction' is unnecessary, and that the safest option for the community is to not use tobacco or e-cigarettes; and
- (d) calls on the Government to resist any attempts to weaken the laws surrounding vaping and nicotine e-liquids. (*general business notice of motion no. 808*)

Senator Faruqi: To move on the next day of sitting—That Part 3 of Schedule 1 of the Coronavirus Economic Response Package (Payments and Benefits) Amendment Rules (No. 8) 2020, made under the *Coronavirus Economic Response Package (Payments and Benefits) Act 2020*, be disallowed [F2020L01165].

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

No. 1—That Part 1 of Schedule 2 of the Social Security (Coronavirus Economic Response—2020 Measures No. 14) Determination 2020, made under the *Coronavirus Economic Response Package Omnibus Act 2020* and the *Social Security Act 1991*, be disallowed [F2020L01093].

No. 2—That items 1 to 3 of Schedule 1 and item 4 of Schedule 2 of the Social Security (Coronavirus Economic Response—2020 Measures No. 14) Determination 2020, made under the *Coronavirus Economic Response Package Omnibus Act 2020* and the *Social Security Act 1991*, be disallowed [F2020L01093].

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

(a) the Senate notes that:

- (i) when the Federal Circuit and Family Court of Australia Bill 2019 and a related bill were referred to the Legal and Constitutional Affairs Legislation Committee in December 2019, it was done so on the basis that the Legislation Committee would report after the Joint Select Committee on Australia's Family Law System had reported on 7 October 2020,
- (ii) on 31 August 2020 both Houses of Parliament agreed to extend the reporting date for the Joint Select Committee to the last sitting day in February 2021 due to COVID-19, and
- (iii) a new date of 31 March 2021 for the Legislation Committee to report would allow the committee one month to consider the final report of the Joint Select Committee and finalise its own report; and

(b) the time for the presentation of the report of the Legal and Constitutional Affairs Legislation Committee on the provisions of the Federal Circuit and Family Court of Australia Bill 2019 and the Federal Circuit and Family Court of Australia (Consequential Amendments and Transitional Provisions) Bill 2019 be extended to 31 March 2021. (*general business notice of motion no. 809*)

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

(a) notes that:

- (i) prior to 2012, the koala was not protected under Commonwealth law,
- (ii) on 22 September 2011, the Senate Environment and Communications References Committee tabled the report of its inquiry into the status, health and sustainability of Australia's koala population which, among other things, unanimously recommended that the Minister for the Environment consider listing the koala as a vulnerable species under the *Environment Protection and Biodiversity Conservation Act 1999* (the EPBC Act),
- (iii) on 2 May 2012 the Minister for the Environment listed koala populations in New South Wales, Queensland and the Australian Capital Territory as a vulnerable species under the EPBC Act, and
- (iv) one-third of New South Wales' koala population is estimated to have been killed in the 2019-20 bushfires; and

- (b) welcomes and supports the New South Wales Government's State Environmental Planning Policy (Koala Habitat Protection) 2019 instrument as being consistent with the koala's status under the EPBC Act and as a significant measure aimed at further protection of vulnerable and threatened New South Wales koala populations. (*general business notice of motion no. 810*)

Senator Dodson: To move on the next day of sitting—That Part 1 of Schedule 2 of the Social Security (Coronavirus Economic Response—2020 Measures No. 14) Determination 2020, made under the *Coronavirus Economic Response Package Omnibus Act 2020* and the *Social Security Act 1991*, be disallowed [F2020L01093].

Senator Watt: To move on the next day of sitting—That there be laid on the table by the Minister representing the Attorney-General, by no later than 3.30 pm on 8 October 2020, the unclassified version of the report by Dennis Richardson AC titled *Comprehensive review of the legal framework governing the national intelligence community*. (*general business notice of motion no. 811*)

Senator Sheldon: To move on 9 November 2020—That the Senate—

- (a) notes that:
 - (i) on Sunday, 27 September 2020, Mr Dede Fredy died following a crash with a car three days earlier while working for UberEats, and
 - (ii) on Wednesday, 30 September 2020, Mr Xiaojun Chen died after being involved in a crash with a bus in Zetland on 29 September 2020 while working for Hungry Panda;
- (b) expresses its condolences to the families and loved ones of Mr Dede Fredy and Mr Xiaojun Chen; and
- (c) recognises that the deaths of Mr Dede Fredy and Mr Xiaojun were workplace deaths and should be treated as such. (*general business notice of motion no. 812*)

The Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja): To move on the next day of sitting—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report as expeditiously as is practicable:

Services Australia—Proposed fit-out of new leased premises at 52-62 King William Street, Adelaide.

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

- (a) acknowledges:
 - (i) that superannuation is money which ultimately belongs to the fund members who make contributions,
 - (ii) the importance of the strict application of the Sole Purpose Test for superannuation, and
 - (iii) that *The New Daily* is an online news service funded by industry superannuation funds; and
- (b) calls on *The New Daily* to:
 - (i) disclose their financial records, and
 - (ii) to disclose payments to related and third parties, including journalists who are public figures. (*general business notice of motion no. 813*)

Senators Sheldon, Gallacher, Sterle, Bilyk and Patrick: To move on 8 October 2020—That the Senate—

- (a) notes that:
 - (i) on 29 March 2020 the Prime Minister announced that JobKeeper ‘is about keeping the connection between the employer and the employee and keeping people in their jobs’, and
 - (ii) on 21 July 2020 Qantas Chief Executive Officer Alan Joyce said to the Australian Financial Review that the extension of JobKeeper was ‘fantastic for our people and provides them with certainty’;
- (b) further notes that despite receiving over \$500 million in taxpayer support, including JobKeeper payments to keep employees connected to the company, Qantas intends to outsource 2,500 ramp, ground and cleaning staff and replace them with outsourced, cheaper labour;
- (c) recognises that:
 - (i) the work of these 2,500 employees is still being carried out and will likely now be done on lower rates and conditions,
 - (ii) Qantas has used the pandemic as cover to implement a long-term plan to further outsource labour, and
 - (iii) standards in safety and security will be lowered if Qantas outsources its entire ground operations;
- (d) calls on Qantas to reverse its decision to outsource the jobs of the 2,500 hardworking Australians; and
- (e) calls on the Federal Government to develop a national aviation plan. (*general business notice of motion no. 814*)

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

- (a) notes that:
 - (i) 15 October 2020 marks International Pregnancy and Infant Loss Remembrance Day,
 - (ii) on 15 October 2020, parents, families and friends will memorialise babies lost through miscarriage, stillbirth and infant death, and
 - (iii) this day is an opportunity to officially acknowledge the loss experienced by parents and families across Australia;
- (b) acknowledges that in Australia:
 - (i) approximately one in four pregnancies result in miscarriage – 103,000 every year,
 - (ii) in 2018, 2,419 lives were lost due to stillbirth or newborn death,
 - (iii) despite medical advancements, stillbirth rates have not changed in two decades,
 - (iv) the rate of stillbirth and newborn death is higher in Aboriginal and Torres Strait Islander peoples, and

- (v) the bipartisan Senate Select Committee on Stillbirth Research and Education tabled its report with 16 recommendations on 4 December 2018;
- (c) extends condolences and sympathies to the families who have suffered a miscarriage, a stillbirth or infant death;
- (d) acknowledges that social distancing restrictions – necessary during COVID-19 – have compounded the grief and sorrow for families mourning their stillborn babies; and
- (e) commends every person who has supported parents and families through their journey from the loss of a baby. (*general business notice of motion no. 815*)

Senator Hanson-Young: To move on the next day of sitting—That the Senate—

- (a) notes that:
 - (i) mining giant Rio Tinto has been lobbying the Morrison Government to transfer environmental approval powers to the Western Australian Government since at least August 2019, freedom of information documents reveal,
 - (ii) Rio Tinto is responsible for the devastating destruction of 46,000-year-old sacred site Juukan Gorge.
 - (iii) the Government has proposed amendments to Australia’s environment laws before the completion of a 10-year review into the Environment Protection and Biodiversity (EPBC) Act, that will devolve environmental approval powers to the states as Rio Tinto has urged, and
 - (iv) the Government’s EPBC amendment bill will make it easier for Rio Tinto to blow up cultural heritage sites and for mining companies to get approval for projects that damage the environment under weaker state laws; and
- (b) calls on the Government to:
 - (i) stop doing the bidding of fossil fuel companies like Rio Tinto; and
 - (ii) put environmental and cultural heritage protection ahead of corporate profits of mining companies. (*general business notice of motion no. 816*)

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

- (a) notes that:
 - (i) the number of people relying on unemployment benefits has doubled since the start of the recession, and now stands at 1.6 million Australians,
 - (ii) the Government expects 400,000 more people to be unemployed by the end of the year,
 - (iii) on 25 September 2020 the Government cut the Coronavirus Supplement – hurting over 2.2 million Australians and risking jobs by ripping over \$270 million from local economies every fortnight,
 - (iv) the rate of unemployment payments is scheduled to revert to the old Newstart rate in December – a rate which traps people in poverty and is a barrier to getting work, and
 - (v) Deloitte has calculated that the Government’s cuts to JobSeeker payments will cost 145,000 full time jobs over the next two years; and

- (b) calls on the Government to permanently increase JobSeeker payments, rather than prematurely cutting support for those who have lost their jobs. (*general business notice of motion no. 817*)

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

- (a) the hours of meeting for today be 9.30 am to adjournment;
- (b) the routine of business from 7.20 pm shall be consideration of the Commonwealth Electoral Amendment (Ensuring Fair Representation of the Northern Territory) Bill 2020 only;
- (c) the questions on all remaining stages of the bill shall be put 30 minutes after debate on the bill commences;
- (d) paragraph (c) of this order shall operate as a limitation of debate under standing order 142; and
- (e) the Senate shall adjourn after it has completed consideration of the bill. (*general business notice of motion no. 818*)

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

- (a) notes that:
 - (i) parents lose access to Paid Parental Leave and Dad and Partner Pay if they are out of work for just 12 weeks in the 13 months before the arrival of their child,
 - (ii) many thousands of parents – including many pregnant mums – will miss out on this support solely because they have lost their job during the current recession, and
 - (iii) the Government has deemed that parents getting JobKeeper remain eligible for this support, but not those who have lost their job because of the recession; and
- (b) calls on the Government to treat parents impacted by the recession equally and waive the work test for those that lost their job, so they can still access the Paid Parental Leave and Dad and Partner Pay they were counting on. (*general business notice of motion no. 819*)

13 **Leave of absence**

Senator Smith, by leave, moved—That leave of absence be granted from 6 to 8 October 2020 to the following senators:

- (a) Senators Brockman, McGrath, Paterson and Van, for personal reasons; and
- (b) Senator Payne, on account of ministerial business.

Question put and passed.

Senator Urquhart, by leave, moved—That leave of absence be granted to Senators Bilyk, Ciccone, Gallacher, Kitching and Walsh from 6 to 8 October 2020, for personal reasons.

Question put and passed.

Senator Siewert, by leave, moved—That leave of absence be granted to Senators Rice, Steele-John, and Whish-Wilson from 6 to 8 October 2020, for personal reasons.

Question put and passed.

14 **Postponements**

Business was postponed as follows:

Business of the Senate notice of motion no. 1 standing in the name of Senator O'Neill for today, proposing the disallowance of the Corporations Amendment (Litigation Funding) Regulations 2020, postponed till 8 October 2020.

General business notice of motion no. 753 standing in the names of Senators McCarthy and Dodson for today, relating to the Aboriginal and Torres Strait Islander flags, postponed till 9 November 2020.

General business notice of motion no. 785 standing in the name of Senator Brown for today, relating to Merchant Navy Day, postponed till 7 October 2020.

General business notice of motion no. 800 standing in the name of Senator McKim for today, relating to personal income tax cuts, postponed till 7 October 2020.

General business notice of motion no. 802 standing in the name of the Leader of the Australian Greens in the Senate (Senator Waters) for today, relating to a National Integrity Commission, postponed till 8 October 2020.

15 **Committee—Extension of time to report**

Finance and Public Administration Legislation Committee—Intelligence and Security Legislation Amendment (Implementing Independent Intelligence Review) Bill 2020 [Provisions]—from 14 October to 9 December 2020.

16 **Royal Commissions Amendment (Confidentiality Protections) Bill 2020**

Senator Siewert, at the request of Senator Steele-John and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 780—That the following bill be introduced:

A Bill for an Act to amend the law in relation to Royal Commissions, and for related purposes.

Question put and passed.

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

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

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

17 **National Packaging Covenant**

Senator Siewert, at the request of Senator Whish-Wilson and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 783—That the Senate—

- (a) notes that:
 - (i) in 1999, the first National Packaging Covenant was developed under the National Environment Protection (Used Packaging Materials) Measure,
 - (ii) in 2005, the second National Packaging Covenant set a recycling target of 30% to 35% of plastic packaging to be achieved by 2010,
 - (iii) in 2010, the Action Plan for the third Australian Packaging Covenant did not include a specific recycling target for plastic packaging,
 - (iv) in 2018, the fourth Australian Packaging Covenant included a recycling target of 70% of plastic packaging to be achieved by 2025, and
 - (v) the current rate of recycling for plastic packaging is 16%, which is only 50% of the 2005 target; and
- (b) acknowledges that:
 - (i) packaging is a significant source of problematic single-use plastic in the waste stream and the marine environment,
 - (ii) the Australian community is demanding federal leadership on solving the current waste crisis,
 - (iii) voluntary targets for plastic packaging recycling have never been met, and
 - (iv) in twenty years, no enforcement action has been taken or penalties levied on the Australian Packaging Covenant Organisation or any other organisation by state or federal authorities over failure to meet recycling targets.

Question put and passed.

18 **Australia's sovereign naval shipbuilding capacity—Order for production of documents**

Senator Urquhart, at the request of the Chair of the Economics References Committee (Senator Gallacher) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 786—That the Senate—

- (a) notes that:
 - (i) the Economics References Committee has repeatedly requested information relevant to its inquiry into Australia's sovereign naval shipbuilding capacity from the Department of Defence, and
 - (ii) in response to requests for information made on 24 February, 5 May, 3 June and 18 June 2020, the Department of Defence either failed to respond or failed to raise a public interest immunity claim when declining to provide the information;
- (b) considers that, as a matter of parliamentary oversight, it is vital that the committee obtain the requested information so that it is not impeded in its inquiry;

- (c) reaffirms the principle that information may only be withheld following consideration by the Senate of a properly founded claim of public interest immunity, as laid out in the order of the Senate of 13 May 2009 and reaffirmed multiple times since; and
- (d) orders the Secretary of the Department of Defence to provide complete copies of the following documents to the Economics References Committee by no later than 5 pm on 16 October 2020:
 - (i) Naval Group's:
 - (A) Australian Industry Capability (AIC) plan submitted under the competitive evaluation process from the then DCNS (November 2015) for the SEA1000 Project, and
 - (B) draft AIC plan and AIC strategy for the Australian Future Submarine Program (May 2018)
 - (ii) in relation to the SEA1000 project:
 - (A) the draft AIC plan (including AIC schedules) submitted as part of the response by Naval Group,
 - (B) the draft AIC plan (including AIC schedules) submitted as part of the response by Lockheed Martin, and
 - (C) the AIC plans delivered to the Commonwealth by Naval Group and Lockheed Martin under their respective contracts,
 - (iii) in relation to the SEA1180 project:
 - (A) the draft AIC plan (including AIC schedules) submitted as part of the response by Luerksen, and
 - (B) the AIC plan included in the contract at effective date,
 - (iv) in relation to the SEA3036 project:
 - (A) the draft AIC plan (including AIC schedules) submitted as part of the response by Austal, and
 - (B) the AIC plan included in the contract at effective date, and
 - (v) in relation to the SEA5000 project:
 - (A) the draft AIC plan (including AIC schedules) submitted as part of the response by BAE Systems,
 - (B) the overarching AIC strategy included in the head contract (at effective date),
 - (C) the AIC plan included in the head contract at effective date, and
 - (D) the AIC plan, which the department has previously advised was to be publicly released in the first quarter of 2020.

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

Question put and passed.

19 Tobacco Harm Reduction—Select Committee—Appointment

Senator Hughes, also on behalf of Senator Canavan, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 791—

- (1) That a select committee, to be known as the Select Committee on Tobacco Harm Reduction, be established to inquire into tobacco reduction strategies, with particular reference to:
 - (a) the treatment of nicotine vaping products (electronic cigarettes and smokeless tobacco) in developed countries similar to Australia (such as the United Kingdom, New Zealand, the European Union and United States), including but not limited to legislative and regulatory frameworks;
 - (b) the impact nicotine vaping products have had on smoking rates in these countries, and the aggregate population health impacts of these changes in nicotine consumption;
 - (c) the established evidence on the effectiveness of e-cigarettes as a smoking cessation treatment;
 - (d) the established evidence on the uptake of e-cigarettes amongst non-smokers and the potential gateway effect onto traditional tobacco products;
 - (e) evidence of the impact of legalising nicotine vaping products on youth smoking and vaping rates and measures that Australia could adopt to minimise youth smoking and vaping;
 - (f) access to e-cigarette products under Australia's current regulatory frameworks;
 - (g) tobacco industry involvement in the selling and marketing of e-cigarettes; and
 - (h) any other related matter.
- (2) That the committee present its final report on or before 1 December 2020.
- (3) That the committee consist of six senators, three nominated by the Leader of the Government in the Senate, two nominated by the Leader of the Opposition in the Senate, and one to be nominated by any minor party or independent senator.
- (4) That:
 - (a) participating members may be appointed to the committee on the nomination of the Leader of the Government in the Senate, the Leader of the Opposition in the Senate or any minor party or independent senator;
 - (b) participating members may participate in hearings of evidence and deliberations of the committee, and have all the rights of members of the committee, but may not vote on any questions before the committee; and
 - (c) a participating member shall be taken to be a member of the committee for the purpose of forming a quorum of the committee.
- (5) That the committee may proceed to the dispatch of business notwithstanding that all members have not been duly nominated and appointed and notwithstanding any vacancy.

- (6) That the committee elect as chair one of the members nominated by the Leader of the Government in the Senate and as deputy chair a member nominated by the Leader of the Opposition in the Senate.
- (7) That the deputy chair shall act as chair when the chair is absent from a meeting of the committee or the position of chair is temporarily vacant.
- (8) That the chair, or the deputy chair when acting as chair, may appoint another member of the committee to act as chair during the temporary absence of both the chair and deputy chair at a meeting of the committee.
- (9) That, in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, has a casting vote.
- (10) That the committee have power to send for and examine persons and documents, to move from place to place, to sit in public or in private, notwithstanding any prorogation of the Parliament or dissolution of the House of Representatives, and have leave to report from time to time its proceedings, the evidence taken and such interim recommendations as it may deem fit.
- (11) That the committee be provided with all necessary staff, facilities and resources and be empowered to appoint persons with specialist knowledge for the purposes of the committee with the approval of the President.
- (12) That the committee be empowered to print from day to day such documents and evidence as may be ordered by it, and a daily Hansard be published of such proceedings as take place in public.

Question put and passed. All Australian Greens and Centre Alliance senators, by leave, recorded their votes for the noes.

20 **Judges' Pensions Amendment (Pension Not Payable for Misconduct) Bill 2020**

Senator Patrick, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 793—That the following bill be introduced:

A Bill for an Act to amend the *Judges' Pensions Act 1968*, and for related purposes.

Question put and passed.

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

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

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

21 **Australia Post—Executive bonuses**

Senator Urquhart, at the request of Senator Kitching and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 794—That the Senate—

- (a) notes that:
 - (i) Australia is in recession,
 - (ii) 520,000 workers have lost their jobs, over a million Australians are unemployed, and families are struggling to pay their bills,
 - (iii) on 31 March 2020, the Australia Post Chief Executive Officer (CEO) declared senior management would take 20% wage cuts and forsake any right to a bonus this year,
 - (iv) on 28 August, the *Sydney Morning Herald* (SMH) reported that the CEO had secretly reversed course and asked the Board to reinstate up to \$7 million in senior executive bonuses, contradicting her statement in March,
 - (v) on 2 September, the SMH reported that Australia Post had asked workers to volunteer to deliver parcels in their own cars, rather than hiring new workers, and
 - (vi) on 2 September, the Minister for Communications claimed that foregoing executive bonuses should be a quid pro quo for being granted permission to cut services;
- (b) considers it highly inappropriate that the CEO has sought to obtain millions in executive bonuses in the midst of a recession and service cuts, and in contradiction of promises made in March; and
- (c) calls on the Chair of Australia Post to wake up and stop this inappropriate handout from proceeding.

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.

22 **Toxic waste disposal**

Senator Rennick amended general business notice of motion no. 796 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

- (a) acknowledges:
 - (i) the lack of appropriate disposal mechanisms and technology for much of the toxic waste from solar panels, wind turbines and other renewable products in many states and territories,
 - (ii) the significant environmental consequences the improper disposal of renewable energy waste products has on the environment; and
 - (iii) the Morrison Government's \$15.14 million partnership with leading Australian universities via the Australian Renewable Energy Agency (ARENA) to support new research projects that include addressing end-of-life issues for solar photovoltaic panels; and

- (b) calls on state governments to collect environmental bonds on entities which control these assets, similar to those charged on oil and mining companies, to fund the development of appropriate waste disposal mechanisms for renewable energy waste.

Question put and passed.

23 **Commonwealth Scientific and Industrial Research Organisation— Proposed order for production of documents**

Senator Roberts, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 797—That there be laid on the table, by the Minister representing the Minister for Industry, Science and Technology, by no later than 10 am on 8 October 2020, the following documents:

- (a) a letter from Dr Larry Marshall, Chief Executive of the Commonwealth Scientific and Industrial Research Organisation to the former Minister for Industry, Innovation and Science, former Senator Sinodinos, dated 9 August 2017; and
- (b) the attachment to that letter titled ‘Response to issues raised with references at the 26 July 2017 briefing’ in full and without any redactions.

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

Question put and negatived.

24 **COVID-19—Australian manufacturers**

Senator Davey, also on behalf of Senators Canavan, McKenzie, McDonald, McMahon and Henderson, amended general business notice of motion no. 798 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

- (a) commends the role that Australian manufacturers have had in responding to the COVID-19 pandemic through the increased production of medical equipment;
- (b) notes:
 - (i) the importance of manufacturing in regional areas, particularly where industry is strong as a result of access to reliable and affordable energy sources such as coal and gas, and
 - (ii) that Australian manufacturing is disadvantaged by protectionist policies overseas and comparatively higher energy costs;
- (c) expresses its desire for an expanding manufacturing sector in Australia that increases employment in regional Australia and guarantees the protection of essential supply chains;
- (d) further notes that an expansion of Australian manufacturing depends on:
 - (i) local procurement policies,
 - (ii) investment in reliable and affordable energy, and
 - (iii) financial incentives such as instant tax write-offs that encourage investment;
- (e) acknowledges the work of the National COVID-19 Coordination Commission’s manufacturing taskforce for engaging with industry to develop a plan to strengthen Australian manufacturing; and

- (f) commends the Liberals and Nationals in government for:
- (i) supporting manufacturing through the Manufacturing Modernisation Fund, instant asset write-offs, increasing local procurement and investigating the feasibility of reliable and affordable energy sources, and
 - (ii) the development of a Modern Manufacturing Strategy focused on building scale in priority sectors and strengthening supply chains.

Statements by leave: Senators Faruqi and Roberts, by leave, made statements relating to the motion.

Question put and passed. All Australian Greens senators, by leave, recorded their votes for the noes.

25 JobSeeker Payment

Senator Siewert, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 801—That the Senate—

- (a) acknowledges that Australia is in recession for the first time in 30 years;
- (b) notes that the Government is actively considering bringing forward \$48 billion worth of personal income tax cuts in the October Budget that will give even more cash to millionaires and the super wealthy;
- (c) recognises that the Government is cutting the Coronavirus Supplement to the JobSeeker Payment by \$300 a fortnight on 25 September 2020 and refuses to confirm that the rate of JobSeeker will not return to \$40 a day in December; and
- (d) calls on the Government to drop planned tax cuts to the wealthy and invest in those on income support and on low incomes.

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

Question put.

The Senate divided—

AYES, 8

Senators—

Faruqi
Griff

Hanson-Young
McKim

Patrick
Siewert*

Thorpe
Waters

NOES, 31

Senators—

Abetz
Antic
Askew
Bragg
Canavan
Carr
Cash
Chandler

Davey
Duniam
Fawcett
Fierravanti-Wells
Hanson
Henderson
Hughes
Hume

Keneally
Lambie
McKenzie
McLachlan
McMahon
Molan
O'Sullivan
Rennick

Roberts
Ruston
Ryan
Scarr
Stoker
Urquhart*
Watt

* Tellers

Question negatived.

26 Notice of motion withdrawn

Senator Lambie withdrew business of the Senate notice of motion no. 2 standing in her name for today, proposing a reference to the Foreign Affairs, Defence and Trade Legislation Committee.

27 Environment and Communications References Committee—Proposed reference—Major projects proposed under the Environment Protection and Biodiversity Conservation Act

Senator Hanson-Young, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 3—That the following matter be referred to the Environment and Communications References Committee for inquiry and report by the second sitting Tuesday of 2021:

The Government's proposed reduction in the assessment and decision time frames for 15 major projects under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act), including:

- (a) the process by which the need for a major projects list was decided upon;
- (b) the process for determining the criteria for the major projects list and by which the 15 major projects were identified;
- (c) any proposed or realised actions by the Government for the reduction in assessment and decision time frame, including the impact of that reduction on the integrity of the assessment process, the impact on protection of the environment, biodiversity and heritage values and on expected assessment and the impact on decision time frames for other projects undergoing EPBC Act assessment;
- (d) any interactions of the major projects process with the 10-year review of the EPBC Act and other proposed reforms to the EPBC Act already identified by the Government;
- (e) potential conflicts of interest that may have arisen through the major projects process; and
- (f) any other related matters.

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, 27

Senators—

Ayres	Green	McCarthy	Smith, Marielle
Brown	Griff	McKim	Sterle
Carr	Hanson-Young	Patrick	Thorpe
Chisholm	Keneally	Polley	Urquhart*
Dodson	Lambie	Pratt	Waters
Farrell	Lines	Sheldon	Watt
Faruqi	McAllister	Siewert	

NOES, 27

Senators—

Abetz	Colbeck	Hume	Roberts
Antic	Davey	McKenzie	Ruston
Askew	Duniam	McLachlan	Ryan
Birmingham	Fawcett	McMahon	Scarr
Bragg	Hanson	Molan	Seselja
Canavan	Henderson	O'Sullivan	Smith, Dean*
Cash	Hughes	Reynolds	

* Tellers

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

28 Queensland state election

Senator Urquhart, at the request of Senators Chisholm, Watt and Green and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 784—That the Senate notes—

- (a) the decision by the Liberal National Party in Queensland to preference the Greens in the state seat of South Brisbane; and
- (b) with concern:
 - (i) that this decision increases the chances of a minority government in Queensland, and
 - (ii) the Greens policies would do great economic damage to Queensland at a time when every job is vital as we look to recover from COVID-19.

Statements by leave: The Assistant Minister for Forestry and Fisheries (Senator Duniam), 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 motion.

Question put.

The Senate divided—

AYES, 18

Senators—

Ayres	Green	McCarthy	Smith, Marielle
Carr	Hanson	Polley	Sterle
Chisholm	Keneally	Pratt	Urquhart*
Dodson	Lines	Roberts	Watt
Farrell	McAllister		

NOES, 36

Senators—

Abetz	Davey	Lambie	Ruston
Antic	Duniam	McKenzie	Ryan
Askew	Faruqi	McKim	Scarr
Birmingham	Fawcett	McLachlan	Seselja
Bragg	Fierravanti-Wells	McMahon	Siewert
Canavan	Hanson-Young	Molan	Smith, Dean*
Cash	Henderson	O'Sullivan	Stoker
Chandler	Hughes	Rennick	Thorpe
Colbeck	Hume	Reynolds	Waters

* Tellers

Question negatived.

29 COVID-19—Border travel restrictions

The Leader of The Nationals in the Senate (Senator McKenzie), also on behalf of Senators Davey, Canavan, McDonald and McMahon, amended general business notice of motion no. 788 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

- (a) notes that border travel restrictions imposed by state and territory governments have negatively impacted the lives and livelihoods of hundreds of thousands of regional Australians who live and work across border communities;
- (b) further notes that many regional communities have and continue to be impacted despite having no local cases;
- (c) expresses concern where restrictions prevent or delay travel for:
 - (i) health purposes,
 - (ii) employment, particularly within the agricultural supply chain for those states that have not adopted the Agricultural Workers Code; and
- (d) commends the work of some state and territory governments that have eased unnecessary restrictions, but calls on all state and governments to adopt:
 - (i) a clear national definition of a COVID-19 hotspot,
 - (ii) fair, expeditious and proportionate protocols for essential travel within low-risk regional border communities based on medical advice,
 - (iii) the Agricultural Workers Code, and
 - (iv) a consistent protocol for people requiring medical treatment regardless of the accessibility of the service in their home state.

Question put and passed.

30 COVID-19—Australians stranded overseas

Senator Keneally, also on behalf of the Leader of the Opposition in the Senate (Senator Wong), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 790—That the Senate—

- (a) notes that:
 - (i) the Australian Government is responsible for borders, quarantine, and assisting Australians in jeopardy and stranded overseas,

- (ii) the Prime Minister agreed to cap international passenger arrivals on 13 July 2020,
 - (iii) since then, the number of stranded Australians overseas has risen dramatically, with 27,000 Australians unable to get home,
 - (iv) over 3,000 of these Australians are classified as vulnerable by the Morrison Government, including many with health and financial concerns requiring urgent attention,
 - (v) the United Kingdom Government says Australia is the only country in the world to have actively restricted its citizens returning, and
 - (vi) the Government has no meaningful plan to lift flight caps or increase quarantine capacity, including identifying new quarantine facilities and training quarantine personnel; and
- (b) calls on the Government to take urgent steps to help every stranded Australian return home by:
- (i) increasing the number of permitted arrivals under international flight caps through using Commonwealth resources to increase quarantine capacity,
 - (ii) stopping price gouging by airlines flying into Australia, and
 - (iii) putting all options on the table to return stranded Australians, especially from places like the United Kingdom, India, Philippines and Lebanon – including charter flights.

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

Question put.

The Senate divided—

AYES, 28

Senators—

Ayres	Green	McCarthy	Siewert
Brown	Griff	McKim	Smith, Marielle
Carr	Hanson	Patrick	Sterle
Chisholm	Hanson-Young	Polley	Thorpe
Dodson	Keneally	Pratt	Urquhart*
Farrell	Lines	Roberts	Waters
Faruqi	McAllister	Sheldon	Watt

NOES, 26

Senators—

Abetz	Davey	McLachlan	Ruston
Askew	Duniam	McMahon	Ryan
Birmingham	Fawcett	Molan	Scarr
Bragg	Hughes	O'Sullivan	Seselja
Canavan	Hume	Rennick	Smith, Dean*
Cash	Lambie	Reynolds	Stoker
Colbeck	McKenzie		

* Tellers

Question agreed to.

31 Discussion of matter of public importance—Inequality and climate collapse

The President informed the Senate that the following matter of public importance submitted by the Leader of the Australian Greens in the Senate (Senator Waters) under standing order 75 had been selected for discussion today:

Instead of investing in Australia's future, the Morrison Government is choosing inequality and climate collapse in its federal budget

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

32 Documents—Consideration

Documents tabled earlier today (*see entry no. 47*) were considered as follows:

Motion to take note of documents nos 9 to 11, 16, 17, 19, 21, 29 and 34 moved by Senator Urquhart. Consideration to resume on Thursday.

33 Committee reports and government responses—Tabling and consideration

The following committee reports and government responses presented out of sitting (*see entry no. 47*) were considered:

Motion to take note of document no. 36 moved by Senator Siewert and debated. Consideration to resume on Thursday.

Motion to take note of document no. 37 moved by Senator Urquhart. Consideration to resume on Thursday.

Motion to take note of document no. 38 moved by Senator Faruqi. Consideration to resume on Thursday.

Motion to take note of document no. 40 moved by Senator Henderson and agreed to.

34 Leave of absence

Senator Dean Smith, by leave, moved—That leave of absence be granted to Senator McDonald from 6 to 8 October 2020, for personal reasons.

Question put and passed.

35 Income Compliance Program—Orders for production of documents—Documents

The Minister for Aged Care and Senior Australians (Senator Colbeck) tabled the following documents:

Income Compliance Program—Orders of 2 September 2020—Letter to the President of the Senate from the Minister representing the Minister for Government Services (Senator Ruston), dated 6 October 2020, responding to the order and raising public interest immunity claims, and attachments.

Senator Brown moved—That the Senate take note of the documents.

At 6.30 pm: Debate was interrupted while Senator Brown was speaking.

At 8.30 pm—

36 Budget statement and documents 2020-21

The Minister for Finance (Senator Cormann) tabled the following documents:

The Budget 2020-21—Statement by the Treasurer (Mr Frydenberg), dated 6 October 2020.

Budget papers—

No. 1—Budget strategy and outlook.

No. 2—Budget measures.

No. 3—Federal financial relations.

No. 4—Agency resourcing.

Ministerial statement—Growing a strong and resilient regional Australia—Statement by the Deputy Prime Minister and Minister for Infrastructure, Transport and Regional Development (Mr McCormack), dated 6 October 2020.

Senator Cormann, by leave, moved—That the Senate take note of the statement and documents.

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

37 Particulars of proposed and certain expenditure for 2020-21—Documents—Reference of estimates to committees

The Minister for Finance (Senator Cormann) tabled the following documents:

Particulars of proposed expenditure in respect of the year ending on 30 June 2021.

Particulars of certain proposed expenditure in respect of the year ending on 30 June 2021.

Particulars of proposed expenditure in relation to the parliamentary departments in respect of the year ending on 30 June 2021.

Senator Cormann, by leave, moved—That the documents be referred to legislation committees for the consideration of the estimates.

Question put and passed.

38 Estimates of proposed expenditure for 2020-21—Portfolio budget statements—Parliamentary departments—Documents

The President tabled the following documents:

Estimates of proposed expenditure for 2020-21—Portfolio budget statements—Parliamentary departments—

Senate.

Parliamentary Budget Office.

Parliamentary Services.

39 Estimates of proposed expenditure for 2020-21—Portfolio budget statements—Portfolios and executive departments—Documents

The Minister for Finance (Senator Cormann) tabled the following documents:

Estimates of proposed expenditure for 2020-21—Portfolio budget statements—
Portfolios and executive departments—

Agriculture, Water and the Environment portfolio.

Attorney-General's portfolio.

Defence portfolio.

Department of Veterans' Affairs.

Education, Skills and Employment portfolio.

Finance portfolio.

Foreign Affairs and Trade portfolio.

Health portfolio.

Home Affairs portfolio.

Industry, Science, Energy and Resources portfolio.

Infrastructure, Transport, Regional Development and Communications portfolio.

Prime Minister and Cabinet portfolio.

Social Services portfolio.

Treasury portfolio.

**40 Defence Legislation Amendment (Enhancement of Defence Force Response to Emergencies) Bill 2020
Environment Protection and Biodiversity Conservation Amendment
(Streamlining Environmental Approvals) Bill 2020**

Messages from the House of Representatives were reported transmitting for the concurrence of the Senate the following bills:

Message no. 251, dated 6 October 2020—A Bill for an Act to amend the law relating to the Australian Defence Force, and for related purposes.

Message no. 248, dated 3 September 2020—A Bill for an Act to amend the *Environment Protection and Biodiversity Conservation Act 1999*, and for related purposes.

The Minister for Finance (Senator Cormann) moved—That these bills may proceed without formalities, may be taken together and be now read a first time.

Question put and passed.

Bills read a first time.

Senator Cormann moved—That these bills be now read a second time.

On the motion of Senator Cormann the debate was adjourned till the next day of sitting and the bills listed as separate orders of the day.

41 Payment Times Reporting 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. 250, dated 6 October 2020—Payment Times Reporting Bill 2020.

42 Committee membership

A message from the House of Representatives was reported informing the Senate of the appointment of a member of the House of Representatives to the Joint Select Committee on Australia's Family Law System, as follows:

Message no. 249, dated 6 October 2020—Mr Young.

43 Governor-General's messages—Assent to laws

Messages from His Excellency the Governor-General were reported, informing the Senate that he had assented to the following laws:

2 September 2020—Message no. 15—*National Skills Commissioner Act 2020* (Act no. 76, 2020).

3 September 2020—Messages nos—

16—

National Vocational Education and Training Regulator Amendment (Governance and Other Matters) Act 2020 (Act no. 77, 2020)

Tertiary Education Quality and Standards Agency Amendment (Prohibiting Academic Cheating Services) Act 2020 (Act no. 78, 2020)

Treasury Laws Amendment (2020 Measures No. 2) Act 2020 (Act no. 79, 2020)

Treasury Laws Amendment (Your Superannuation, Your Choice) Act 2020 (Act no. 80, 2020).

17—*Coronavirus Economic Response Package (Jobkeeper Payments) Amendment Act 2020* (Act no. 81, 2020).

7 September 2020—Message no. 18—

Product Stewardship (Oil) Amendment Act 2020 (Act no. 82, 2020)

Norfolk Island Amendment (Supreme Court) Act 2020 (Act no. 83, 2020)

Family Assistance Legislation Amendment (Improving Assistance for Vulnerable and Disadvantaged Families) Act 2020 (Act no. 84, 2020)

Excise Tariff Amendment Act 2020 (Act no. 85, 2020)

Superannuation Amendment (PSSAP Membership) Act 2020 (Act no. 86, 2020).

17 September 2020—Message no. 19—

Aboriginal Land Rights (Northern Territory) Amendment (Jabiru) Act 2020 (Act no. 87, 2020)

Australian Citizenship Amendment (Citizenship Cessation) Act 2020 (Act no. 88, 2020)

Payment Times Reporting (Consequential Amendments) Act 2020 (Act no. 89, 2020)

Primary Industries (Customs) Charges Amendment (Dairy Cattle Export Charge) Act 2020 (Act no. 90, 2020).

44 **Committee membership**

The President informed the Senate that he had received a letter requesting changes in the membership of committees.

The Minister for Finance (Senator Cormann), by leave, moved—That senators be discharged from and appointed to committees as follows:

Corporations and Financial Services—Joint Statutory Committee—

Discharged—Senator Whish-Wilson

Appointed—Senator McKim

Financial Technology and Regulatory Technology—Select Committee—

Appointed—Participating member: Senator McKim

Foreign Affairs, Defence and Trade—Joint Standing Committee—

Appointed—Senator Rice

Foreign Interference through Social Media—Select Committee—

Appointed—Participating member: Senator Rice

Human Rights—Joint Statutory Committee—

Discharged—Senator McKim

Appointed—Senator Thorpe

Legal and Constitutional Affairs Legislation and References Committees—

Discharged—Senator McKim

Appointed—

Senator Thorpe

Participating member: Senator McKim

Rural and Regional Affairs and Transport Legislation and References Committees—

Discharged—

Senator Rice

Participating member: Senator Whish-Wilson.

Appointed—

Senator Whish-Wilson

Participating member: Senator Rice.

Question put and passed.

45 **Adjournment**

The President proposed the question—That the Senate do now adjourn.

Debate ensued.

The Senate adjourned at 10.25 pm till Wednesday, 7 October 2020 at 9.30 am.

46 Attendance

Present, all senators except Senators Bilyk*, Brockman*, Ciccone*, Gallacher*, Kitching*, McDonald*, McGrath*, Paterson*, Payne*, Rice*, Steele-John*, Van*, Walsh* and Whish-Wilson* (*on leave).

47 Documents

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

[Documents presented since the last sitting of the Senate, pursuant to standing order 166, were authorised for publication on the dates indicated]

Document presented by the President

- 1 Commonwealth Ombudsman—Activities under Part V of the *Australian Federal Police Act 1979*—Report for 2018-19. *[Received 1 October 2020]*

Auditor-General's report for 2019-20

- 2 No. 37—Performance audit—Procurement of garrison support and welfare services: Department of Home Affairs—Corrigendum. *[Received 10 September 2020]*

Auditor-General's reports for 2020-21

- 3 No. 5—Performance audit—Regulation of the National Energy Market: Australian Energy Regulator.
- 4 No. 6—Performance audit—Design and implementation of the Defence Export Strategy: Department of Defence. *[Received 10 September 2020]*
- 5 No. 7—Assurance review—Advances to the Finance Minister for the period 1 August 2020 to 28 August 2020: Department of Finance. *[Received 14 September 2020]*
- 6 No. 8—Performance audit—Administration of financial disclosure requirements under the Commonwealth Electoral Act: Australian Electoral Commission. *[Received 17 September 2020]*
- 7 No. 9—Performance audit—Purchase of the 'Leppington Triangle' land for the future development of Western Sydney Airport: Department of Infrastructure, Transport, Regional Development and Communications. *[Received 21 September 2020]*
- 8 No. 10—Performance audit—System redevelopment – Managing risks while planning transition: Services Australia. *[Received 24 September 2020]*
- 9 No. 11—Performance audit—Indigenous Advancement Strategy – Children and Schooling Program and Safety and Wellbeing Program: National Indigenous Australians Agency. *[Received 28 September 2020]*

Report of the Independent Auditor

- 10 Australian National Audit Office—Report by Independent Auditor—Performance audit of internal budgeting and forecasting processes and practices, dated September 2020. *[Received 24 September 2020]*

Government documents

- 11 Aged Care Quality and Safety—Royal Commission—Aged care and COVID-19: A special report. *[Received 1 October 2020]*

- 12 Australian Building and Construction Commission—Performance of the functions and the exercise of powers of the Australian Building and Construction Commissioner—Quarterly report for the period 1 April to 30 June 2020.
- 13 Australian National Audit Office—Report for 2019-20. [*Received 28 September 2020*]
- 14 Clean Energy Regulator—2019 Renewable Energy Target administrative report and Annual Statement to the Parliament on the progress towards the 2020 Large-scale Renewable Energy Target. [*Received 17 September 2020*]
- 15 Export Market Development Grants Scheme and the financial assistance to small and medium enterprises—Review, dated July 2020. [*Received 10 September 2020*]
- 16 Final budget outcome 2019-20—Report by the Treasurer (Mr Frydenberg) and the Minister for Finance (Senator Cormann), dated September 2020.
- 17 Independent Scientific Committee on Wind Turbines—Report for 2019. [*Received 24 September 2020*]
- 18 International Air Services Commission—Report for 2019-20.
- 19 *Migration Act 1958*—Section 486O—Assessment of detention arrangements—
Commonwealth Ombudsman's reports—Reports nos 28 to 30 of 2020.
Government responses to Commonwealth Ombudsman's reports—Reports nos 28 to 30 of 2020.
- 20 National Heavy Vehicle Regulator (NHVR)—Report for 2019-20.
- 21 Office of the National Wind Farm Commissioner—Report for 2019. [*Received 24 September 2020*]
- 22 Productivity Commission—Report no. 94—National transport regulatory reform, dated 7 April 2020. [*Received 1 October 2020*]
- 23 *Security of Critical Infrastructure Act 2018*—Report for 2019-20 on the operation of the Act.
- 24 *Superannuation (Government Co-contribution for Low Income Earners) Act 2003*—
Operation of the Government co-contribution scheme—
Annual reports for 2019-20—
 Subsection 12G(2).
 Subsection 54(2).
Quarterly reports for the period—
 1 January to 31 March 2020—
 Subsection 12G(1).
 Subsection 54(1).
 1 April to 30 June 2020—
 Subsection 12G(1).
 Subsection 54(1).
- 25 Telecommunications Sector Security Reforms—Report for 2019-20.
- 26 Tertiary Education Quality and Standards Agency (TEQSA)—Report for 2019-20.

27 Treaties—*Bilateral*—National interest analyses—

Suspension of the Agreement between the Government of Australia and the Government of Hong Kong concerning Mutual Legal Assistance in Criminal Matters.

Suspension of the Agreement for the Surrender of Accused and Convicted Persons between the Government of Australia and the Government of Hong Kong.

28 *Water Act 2007*—First review of the Water for the Environment Special Account—
Report, dated March 2020. [*Received 4 September 2020*]

Government response, dated October 2020. [*Received 2 October 2020*]

Responses to Senate resolutions

29 COVID-19—Border travel restrictions—Resolution of 25 August 2020—Letters to the President of the Senate from—

Premier of Tasmania (Mr Gutwein), dated 22 September 2020.

Chief of Staff for the Premier of Queensland (Mr Murphy), dated 24 September.

30 Procedure—Standing Committee—Reference—COVID-19 and the Senate—Resolution of 3 September 2020—Letter to the President of the Senate from the New South Wales Chief Health Officer (Dr Chant), dated 23 September 2020.

Documents pursuant to continuing orders

31 Australian Research Council—Grant recommendations—Letter of advice pursuant to the order of the Senate of 27 February 2020—August 2020. [*Received 10 September 2020*]

32 Department of Home Affairs—Protection visas—Statement pursuant to the order of the Senate of 14 November 2019—August 2020. [*Received 17 September 2020*]

33 Entity contracts for 2019-20—Letters of advice pursuant to the order of the Senate of 20 June 2001, as amended—

Defence portfolio—Defence Housing Australia. [*Received 4 September 2020*]

Industry, Science, Energy and Resources portfolio—Small and Family Business. [*Received 10 September 2020*]

Prime Minister and Cabinet portfolio. [*Received 10 September 2020*]

34 Estimates hearings—Unanswered questions on notice—Statements pursuant to the order of the Senate of 25 June 2014—Additional estimates 2019-20—

Agriculture, Water and the Environment portfolio. [*Received 18 September 2020*]

Attorney-General's portfolio. [*Received 24 September 2020*]

Defence portfolio. [*Received 1 October 2020*]

Education, Skills, and Employment portfolio. [*Received 24 September 2020*]

Home Affairs portfolio. [*Received 4 September 2020*]

Industry, Science, Energy and Resources portfolio—

Employment, Skills, Small and Family Business. [*Received 10 September 2020*]

Industry, Science and Technology. [*Received 24 September 2020*]

Resources, Water and Northern Australia. [*Received 24 September 2020*]
 Social Services portfolio. [*Received 24 September 2020*]

- 35 Indexed lists of departmental and agency files for the period 1 January to 30 June 2020—Statements relating to the order of the Senate of 30 May 1996, as amended—Attorney-General's portfolio. [*Received 30 September 2020*]
 Employment, Skills, Small and Family Business portfolio. [*Received 24 September 2020*]
 Home Affairs portfolio. [*Received 30 September 2020*]
 Industry, Science, Energy and Resources portfolio—Industry, Science and Technology. [*Received 1 October 2020*]
 Treasury portfolio—Australian Taxation Office. [*Received 30 September 2020*]

Government responses to committee reports

- 36 Environment and Communications References Committee—Interim report—Australia's faunal extinction crisis—Government response, dated September 2020. [*Received 24 September 2020*]
 37 Northern Australia—Joint Select Committee—Report—Northern horizons: Unleashing our tourism potential—Government response, dated September 2020. [*Received 17 September 2020*]
 38 Rural and Regional Affairs and Transport References Committee—Report—Feasibility of a national horse traceability register for all horses—Government response, dated September 2020. [*Received 10 September 2020*]
 39 Trade and Investment Growth—Joint Standing Committee—Trade transformation: Supporting Australia's export and investment opportunities—Government response, dated September 2020. [*Received 1 October 2020*]

Committee reports presented out of sitting

The following reports and documents were presented and authorised for publication on the dates indicated pursuant to standing order 38(7)(a):

- 40 Human Rights—Joint Statutory Committee—Report 11 of 2020—Human rights scrutiny report, dated 24 September 2020. [*Received 24 September 2020*]
 41 Public Works—Joint Statutory Committee—5th report of 2020—Referral made in May 2020, dated September 2020. [*Received 28 September 2020*]
 42 Scrutiny of Bills—Standing Committee—Scrutiny digest 12 of 2020, dated 18 September 2020. [*Received 18 September 2020*]

References initiated by the Selection of Bills Committee

- 43 Economics Legislation Committee—
 National Consumer Credit Protection Amendment (Small Amount Credit Contract and Consumer Lease Reforms) Bill 2019 (No. 2)—Report, dated September 2020, Hansard record of proceedings, additional information and submissions. [*Received 21 September 2020*]

National Radioactive Waste Management Amendment (Site Specification, Community Fund and Other Measures) Bill 2020 [Provisions]—Report, dated September 2020, Hansard record of proceedings, documents presented to the committee, additional information and submissions. [*Received 14 September 2020*]

- 44 Education and Employment Legislation Committee—Higher Education Support Amendment (Job-Ready Graduates and Supporting Regional and Remote Students) Bill 2020—Report, dated September 2020, Hansard record of proceedings, additional information and submissions. [*Received 25 September 2020*]
- 45 Environment and Communications Legislation Committee—Recycling and Waste Reduction Bill 2020 [Provisions] and related bills—Report, dated October 2020, Hansard record of proceedings, additional information and submissions. [*Received 1 October 2020*]
- 46 Finance and Public Administration Legislation Committee—Public Governance, Performance and Accountability Amendment (Tax Transparency in Procurement and Grants) Bill 2019—Report, dated September 2020, Hansard record of proceedings, additional information and submissions. [*Received 4 September 2020*]

Committee reporting dates—Extensions pursuant to the order of 23 March 2020

Environment and Communications Legislation Committee—Recycling and Waste Bills 2020 and related bills [Provisions]—from 30 September to 1 October 2020. [*Received 30 September 2020*]

Rural and Regional Affairs and Transport References Committee—

Australia’s dairy industry and the profitability of Australian dairy farmers since deregulation in 2000—from 12 November 2020 to 11 February 2021. [*Received 29 September 2020*]

Federal Government’s drought response—from 7 October 2020 to 11 February 2021. [*Received 29 September 2020*]

Management of the Inland Rail project—from 11 November 2020 to 11 February 2021. [*Received 29 September 2020*]

Road transport industry—from 14 October 2020 to 11 February 2021. [*Received 29 September 2020*]

Water quality outcomes in the Great Barrier Reef—from 1 October to 8 October 2020. [*Received 30 September 2020*]

Temporary Migration—Select Committee—from 2 December 2020 to last sitting day of the first sitting week in August 2021. [*Received 23 September 2020*]

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.*]

A New Tax System (Family Assistance) Act 1999—Child Care Subsidy Amendment (Coronavirus Response Measures No. 7) Minister’s Rules 2020 [F2020L01276].

A New Tax System (Goods and Services Tax) Act 1999—A New Tax System (Goods and Services Tax) Third Party Adjustment Note Information Requirements Determination 2020 [F2020L01210].

Acts Interpretation Act 1901—Subsection 34C(6)—Statements relating to extension of time for presentation of periodic reports—

Coal Mining Industry (Long Service Leave Funding) Corporation—Report for 2019-20.

Department of the Treasury—Report for 2019-20.

Indigenous Land and Sea Corporation—Report for 2019-20.

Age Discrimination Act 2004—Age Discrimination Regulations 2020 [F2020L01138].

Aged Care Act 1997—

Aged Care (Leave from Residential Care Services) (Situation of Emergency—Human Coronavirus with Pandemic Potential) Amendment Determination 2020 [F2020L01180].

Aged Care (Subsidy, Fees and Payments) Amendment (September Indexation) Determination 2020 [F2020L01188].

Aged Care Act 1997 and Aged Care (Transitional Provisions) Act 1997—Aged Care Legislation Amendment (Subsidies—COVID-19 Support Supplement and Workforce Continuity Funding Measures No. 2) Instrument 2020 [F2020L01183].

Aged Care (Transitional Provisions) Act 1997—Aged Care (Transitional Provisions) Amendment (September Indexation) Principles 2020 [F2020L01187].

Agricultural and Veterinary Chemicals Code Act 1994—Agricultural and Veterinary Chemicals Code (MRL Standard) Amendment Instrument (No. 7) 2020 [F2020L01117].

Airports Act 1996, A New Tax System (Goods and Services Tax) Act 1999, Australian Citizenship Act 2007 and Income Tax Assessment Act 1997—Statute Update (Regulations References) Regulations 2020 [F2020L01137].

Anti-Money Laundering and Counter-Terrorism Financing Act 2006—Anti-Money Laundering and Counter-Terrorism Financing Rules Amendment Instrument 2020 (No. 4) [F2020L01161].

Australian Citizenship Act 2007—Citizenship (LIN 20/084: Class of Persons Who May Receive a Pledge of Commitment) Instrument 2020 [F2020L01139].

Australian Film, Television and Radio School Act 1973—

Determination of Degrees, Diplomas and Certificates No. 2020/1 [F2020L01130].

Determination of Degrees, Diplomas and Certificates No. 2020/2 [F2020L01169].

Australian Prudential Regulation Authority Act 1998—Australian Prudential Regulation Authority (confidentiality) determination No. 2 of 2020 [F2020L01148].

Australian Research Council Act 2001—

Approval of ARC 2020 Australian Laureate Fellowships for funding commencing in 2020—Determination No. 215.

Approval of ARC Future Fellowships for funding commencing in 2020—
Determination No. 216.

Banking Act 1959—Banking (prudential standard) determination No. 4 of 2020
[F2020L01147].

Biosecurity Act 2015—

Biosecurity (Human Biosecurity Emergency) (Human Coronavirus with
Pandemic Potential) (Overseas Travel Ban Emergency Requirements)
Amendment (No. 1) Determination 2020 [F2020L01176].

Biosecurity (Human Biosecurity Emergency) (Human Coronavirus with
Pandemic Potential) (Overseas Travel Ban Emergency Requirements)
Determination 2020 [F2020L00306]—Replacement explanatory statement.

Biosecurity (Human Biosecurity Emergency) (Human Coronavirus with
Pandemic Potential) Variation (Extension No. 2) Instrument 2020
[F2020L01129].

Broadcasting Services Act 1992—

Broadcasting Services (Parental Lock) Technical Standard 2020 [F2020L01182].

Broadcasting Services (Primary Commercial Television Broadcasting Service)
Declaration 2020 [F2020L01192].

Christmas Island Act 1958—Christmas Island Utilities and Services Ordinance
2016—Christmas Island Utilities and Services (Water, Sewerage and Building
Application Services Fees) Amendment (2020 Measures No. 1) Determination 2020
[F2020L01144].

Civil Aviation Act 1988—

Civil Aviation Regulations 1988 and Civil Aviation Safety Regulations 1998—

Civil Aviation Order 82.6 Amendment Instrument 2020 (No. 1)
[F2020L01243].

Civil Aviation Order 95.10 (Exemption from provisions of the Civil Aviation
Regulations 1988 and the Civil Aviation Safety Regulations 1998—
microlight aeroplanes) Instrument 2020 [F2020L01242].

Civil Aviation Safety Regulations 1998—

DAMP Organisations to provide Information to CASA Exemption 2020—
CASA EX135/20 [F2020L01248].

Engine Mount—AD/GC-1/6 [F2020L01124].

Landing Gear Rework—AD/GC-1/4 [F2020L01119].

Landing Gear Stop Ring—AD/GC-1/5 [F2020L01120].

Licensing, and Operator Training and Checking (Extensions of Time Due to
COVID-19) Exemptions Amendment Instrument 2020 (No. 3)—CASA
EX132/20 [F2020L01202].

Main Landing Gear Retraction System – Inspection—AD/GC-1/2
[F2020L01121].

Operation of Certain Unmanned Aircraft Directions 2020—CASA 55/20
[F2020L01260].

Part 101 Manual of Standards (Miscellaneous Amendments) Instrument 2020 (No. 1) [F2020L01249].

Prescription of Aircraft and Ratings — CASR Part 61 (Edition 7) Instrument 2020 [F2020L01160].

Stabilizer Spar Attachment — Inspection—AD/GC-1/3 [F2020L01122].

State of Design Airworthiness Directives—AD/GC-1/1 [F2020L01118].

Cocos (Keeling) Islands Act 1955—Cocos (Keeling) Islands Utilities and Services Ordinance 2016—Cocos (Keeling) Islands Utilities and Services (Water, Sewerage and Building Application Services Fees) Amendment (2020 Measures No. 1) Determination 2020 [F2020L01142].

Commissioner of Taxation—Public Rulings—

Class Rulings CR 2020/46-CR 2020/53.

Goods and Services Tax Determination—GSTD 2020/1.

Goods and Services Tax Rulings—

Addendum—GSTR 2004/4.

GSTR 2020/1.

Product Ruling—Addendum—PR 2020/4.

Competition and Consumer Act 2010—

Competition and Consumer (Consumer Data Right) Amendment Rules (No. 2) 2020 [F2020L01278].

Competition and Consumer (Price Inquiry—Water Markets in the Murray-Darling Basin) Amendment Direction 2020 [F2020L01143].

Coronavirus Economic Response Package Omnibus Act 2020—Coronavirus Economic Response Package (Deferral of Sunsetting—ASIO Special Powers Relating to Terrorism Offences) Determination 2020 [F2020L01134].

Coronavirus Economic Response Package (Payments and Benefits) Act 2020—

Coronavirus Economic Response Package (Payments and Benefits) Amendment Rules (No. 8) 2020 [F2020L01165].

Coronavirus Economic Response Package (Payments and Benefits) Rules 2020—

Coronavirus Economic Response Package (Payments and Benefits) Alternative Decline in Turnover Test Rules (No. 2) 2020 [F2020L01200].

Coronavirus Economic Response Package (Payments and Benefits) Alternative Reference Period Determination 2020 [F2020L01173].

Coronavirus Economic Response Package (Payments and Benefits) Higher Rate Determination 2020 [F2020L01172].

Coronavirus Economic Response Package (Payments and Benefits) (Timing of Supplies Made and Decline in Turnover Test) Rules 2020 (No. 1) [F2020L01171].

Corporations Act 2001—

Amendments to Australian Accounting Standards — Interest Rate Benchmark Reform — Phase 2—AASB 2020-8 [F2020L01241].

ASIC Corporations (Amendment) Instrument 2020/827 [F2020L01264].

ASIC Corporations (Amendment) Instrument 2020/853 [F2020L01205].

ASIC Corporations (Amendment) Instrument 2020/862 [F2020L01198].

ASIC Corporations (Amendment) Instrument 2020/885 [F2020L01235].

ASIC Corporations (Stub Equity in Control Transactions) Instrument 2020/734 [F2020L01199].

ASIC Derivative Transaction Rules (Reporting) 2013—ASIC Regulated Foreign Markets Determination (Amendment) Instrument 2020/828 [F2020L01263].

ASIC Market Integrity Rules (Securities Markets) 2017—

ASIC Market Integrity Rules (Securities Markets) Determination 2020/830 [F2020L01157].

ASIC Market Integrity Rules (Securities Markets) Repeal Instrument 2020/831 [F2020L01156].

Corporations (Coronavirus Economic Response) Determination (No. 3) 2020 [F2020L01194].

Corporations (Coronavirus Economic Response) Determination (No. 4) 2020 [F2020L01206].

Corporations Act 2001 and Bankruptcy Act 1966—Corporations and Bankruptcy Legislation Amendment (Extending Temporary Relief for Financially Distressed Businesses and Individuals) Regulations 2020 [F2020L01191].

Corporations Act 2001 and National Consumer Credit Protection Act 2009—ASIC Corporations and Credit (Repeal) Instrument 2020/839 [F2020L01162].

Criminal Code Act 1995—Criminal Code (Terrorist Organisation—Islamic State East Asia) Regulations 2020 [F2020L01135].

Currency Act 1965—

Currency (Australian Coins) Amendment (2020 Perth Mint No. 3) Determination 2020 [F2020L01132].

Currency (Australian Coins) Amendment (2020 Royal Australian Mint No. 4) Determination 2020 [F2020L01155].

Customs Act 1901—

Comptroller (Operational Safety) Directions 2020 [F2020L01233].

Comptroller-General of Customs (Operational Safety) Directions 2020 [F2020L01232].

Defence Act 1903—

Defence Determination, Conditions of service Amendment (COVID-19 Postings) Determination 2020 (No. 19) [F2020L01239].

Defence Determination, Conditions of service Amendment Determination 2020 (No. 20) [F2020L01246].

Defence Determination, Conditions of service Amendment (Imprisonment, detention and custody) Determination 2020 (No. 18) [F2020L01238].

Salaries – Surveyor employment category – amendment—Defence Force Remuneration Tribunal Determination No. 7 of 2020.

Disability Discrimination Act 1992—Disability (Access to Premises – Buildings) Amendment Standards 2020 [F2020L01245].

Environment Protection and Biodiversity Conservation Act 1999—

Amendment of List of Exempt Native Specimens – Queensland Sea Cucumber Fishery (East Coast), September 2020 [F2020L01231].

Amendment of List of Exempt Native Specimens – Victorian Corner Inlet Fishery, September 2020—EPBC303DC/SFS/2020/06 [F2020L01193].

Amendment to the list of threatened species made under sections 178 and 184 (222) [F2020L01211].

Amendment to the list of threatened species made under sections 178 and 184 (223) [F2020L01213].

Amendment to the lists of threatened species, threatened ecological communities and key threatening processes under sections 178, 181 and 183 (224) [F2020L01214].

Amendment to the lists of threatened species, threatened ecological communities and key threatening processes under sections 178, 181 and 183 (226) [F2020L01209].

Cape Byron Lighthouse Heritage Management Plan 2020 [F2020L01271].

List of Specimens taken to be Suitable for Live Import Amendment (Common Garden Snail) Instrument 2020 [F2020L01154].

Fair Work Act 2009—Fair Work Amendment (Jobkeeper Payments) Regulations 2020 [F2020L01185].

Family Law Act 1975—Family Law Amendment (Powers Delegated to Registrars) Rules 2020 [F2020L01220].

Federal Circuit Court of Australia Act 1999—Federal Circuit Court Amendment (Powers Delegated to Registrars) Rules 2020 [F2020L01219].

Federal Financial Relations Act 2009—

Federal Financial Relations (General Purpose Financial Assistance—2020-21 Payment No. 3) Determination 2020 [F2020L01168].

Federal Financial Relations (Housing, Homelessness and Housing Affordability Payments for 2019-20) Determination 2020 [F2020L01151].

Federal Financial Relations (National Partnership Payments—2020-21 Payment No. 4) Determination 2020 [F2020L01128].

Federal Financial Relations (National Specific Purpose Payments for 2019-20) Determination 2020 [F2020L01152].

Financial Sector (Collection of Data) Act 2001—

Financial Sector (Collection of Data) (reporting standard) determination No. 8 of 2020 [F2020L01149].

Financial Sector (Collection of Data) (reporting standard) determination No. 9 of 2020 [F2020L01272].

Financial Sector (Collection of Data) (reporting standard) determination No. 10 of 2020 [F2020L01274].

Foreign Acquisitions and Takeovers Act 1975—Foreign Acquisitions and Takeovers Amendment (Commercial Land Lease Threshold Test) Regulations 2020 [F2020L01131].

Health Insurance Act 1973—

Health Insurance (Approvals for Eligible Collection Centres) Principles 2020 [F2020L01179].

Health Insurance Legislation Amendment (Bulk-billing Incentive (No. 2)) Regulations 2020 [F2020L01203].

Health Insurance Legislation Amendment (Extend Cessation Date of Temporary COVID-19 Items) Determination 2020 [F2020L01190].

Health Insurance Legislation Amendment (Section 3C – Cardiac Services) Determination 2020 [F2020L01158].

Health Insurance Legislation Amendment (Section 3C – Cardiac Services) (No. 2) Determination 2020 [F2020L01166].

Industrial Chemicals Act 2019—Industrial Chemicals (Fees and Charges) Rules 2020 [F2020L00704]—Supplementary explanatory statement.

Lands Acquisition Act 1989—Statement describing property acquired by agreement for specified purposes.

Legislation Act 2003—

Legislation (Deferral of Sunsetting—National Health Midwives and Nurse Practitioners Instruments) Certificate 2020 [F2020L01240].

List of legislative instruments due to sunset on 1 April 2022.

Migration Act 1958—

Directions under section 499—

Order of Consideration – Certain Skilled Migration visas—No. 87.

Order of Priority Allocation within the Subclass 482 (Temporary Skill Shortage) visa program and Subclass 457 (Temporary Work (Skilled)) visa program—No. 88.

Migration Amendment (COVID-19 Concessions) Regulations 2020 [F2020L01181].

Migration (Approved Activities) Instrument (LIN 20/053) 2020 [F2020L01253].

Migration (LIN 20/156: Jobactive – Period, manner and evidence of labour market testing) Amendment Instrument 2020 [F2020L01123].

Migration Regulations 1994—Migration (LIN 20/229: COVID-19 Pandemic event for Subclass 408 (Temporary Activity) visa and visa application charge for Temporary Activity (Class GG) visa) Instrument 2020 [F2020L01145].

Mutual Recognition Act 1992—Mutual Recognition Amendment (WA Container Deposit Scheme) Regulations 2020 [F2020L01184].

National Consumer Credit Protection Act 2009—

ASIC Credit (Electronic Precontractual Disclosure) Instrument 2020/835 [F2020L01261].

Financial Sector Reform (Hayne Royal Commission Response—Protecting Consumers) (Mortgage Brokers) Regulations 2020 [F2020L01189].

National Consumer Credit Protection Amendment (Responsible Lending Obligations) Regulations 2020 [F2020L01277].

National Consumer Credit Protection (Transitional and Consequential Provisions) Act 2009—ASIC Credit (Notice Requirements for Unlicensed Carried Over Instrument Lenders) Instrument 2020/834 [F2020L01259].

National Consumer Credit Protection (Transitional and Consequential Provisions) Act 2009 and *National Consumer Credit Protection Act 2009*—ASIC Credit (Repeal) Instrument 2020/836 [F2020L01266].

National Greenhouse and Energy Reporting Act 2007—National Greenhouse and Energy Reporting (Safeguard Mechanism) Amendment (Additional Prescribed Production Variables) Rule 2020 [F2020L01275].

National Health Act 1953—

National Health (Commonwealth Price – Pharmaceutical benefits supplied by private hospitals) Determination 2020—PB 99 of 2020 [F2020L01208].

National Health (Continued Dispensing) Amendment Determination 2020 (No. 1)—PB 98 of 2020 [F2020L01252].

National Health (Continued Dispensing – Emergency Measures) Amendment Determination 2020 (No. 8)—PB 91 of 2020 [F2020L01250].

National Health (COVID-19 Supply of Pharmaceutical Benefits) Special Arrangement Amendment (Extension and Record Forms) Instrument 2020—PB 101 of 2020 [F2020L01212].

National Health (Efficient Funding of Chemotherapy) Special Arrangement Amendment Instrument 2020 (No. 8)—PB 94 of 2020 [F2020L01262].

National Health (Highly specialised drugs program) Special Arrangement Amendment Instrument 2020 (No. 8)—PB 93 of 2020 [F2020L01267].

National Health (Listed drugs on F1 or F2) Amendment Determination 2020 (No. 9)—PB 95 of 2020 [F2020L01251].

National Health (Listing of Pharmaceutical Benefits) Amendment Instrument 2020 (No. 9)—PB 89 of 2020 [F2020L01268].

National Health (Originator Brand) Amendment Determination 2020 (No. 6)—PB 96 of 2020 [F2020L01257].

National Health (Pharmaceutical benefits – early supply) Amendment Instrument 2020 (No. 8)—PB 90 of 2020 [F2020L01265].

National Health (Pharmaceutical Benefits) Legislation Amendment (Continuing Treatment during Coronavirus Pandemic) Instrument 2020 (No. 2)—PB 100 of 2020 [F2020L01247].

National Health (Prescriber bag supplies) Amendment Determination 2020 (No. 4)—PB 92 of 2020 [F2020L01256].

National Health (Price and Special Patient Contribution) Amendment Determination 2020 (No. 8)—PB 97 of 2020 [F2020L01258].

National Health (Weighted average disclosed price – October 2020 reduction day) Amendment Determination 2020—PB 88 of 2020 [F2020L01159].

National Rental Affordability Scheme Act 2008—National Rental Affordability Scheme Regulations 2020 [F2020L00282]—Supplementary explanatory statement.

Norfolk Island Act 1979—Norfolk Island Continued Laws Ordinance 2015—Norfolk Island Continued Laws Amendment (Coronavirus Economic Response Measures) Rules (No. 2) 2020 [F2020L01207].

Offshore Petroleum and Greenhouse Gas Storage Act 2006—Offshore Petroleum and Greenhouse Gas Storage Legislation Amendment (Cross-boundary Greenhouse Gas Storage) Regulations 2020 [F2020L01186].

Offshore Petroleum and Greenhouse Gas Storage (Regulatory Levies) Act 2003—Offshore Petroleum and Greenhouse Gas Storage (Regulatory Levies) Amendment (Cross-boundary Greenhouse Gas Storage) Regulations 2020 [F2020L01177].

Ozone Protection and Synthetic Greenhouse Gas Management Act 1989—Ozone Protection and Synthetic Greenhouse Gas Management Amendment (HFC Quota Allocation—Grandfathered Quota) Regulations 2020 [F2020L01229].

Parliamentary Business Resources Act 2017—Parliamentary Business Resources Regulations 2017—Consolidated statement of expenditure for 2019–20.

Parliamentary Contributory Superannuation Act 1948—Parliamentary Contributory Superannuation (Early Release Payments) Amendment Regulations 2020 [F2020L01136].

Private Health Insurance Act 2007—Private Health Insurance Legislation Amendment Rules (No. 6) 2020 [F2020L01244].

Private Health Insurance (Complaints Levy) Act 1995—Private Health Insurance (Complaints Levy) Rules 2020 [F2020L01195].

Product Stewardship (Oil) Act 2000—Product Stewardship (Oil) Amendment (Re-refined Base Oil) Regulations 2020 [F2020L01140].

Public Governance, Performance and Accountability Act 2013—

Corporate Commonwealth entity acquires shares in a company—

Cann Group Ltd—27 August 2020.

Nourish Ingredients Pty Ltd—6 August 2020.

NutriV Pty Ltd—27 August 2020.

Corporate Commonwealth entity ceases to be a member of a company—Greatcell Solar Limited—6 August 2020.

Corporate Commonwealth entity disposes of shares in a company—Benitec Biopharma Limited—6 August 2020.

Public Governance, Performance and Accountability (Relevant Company) Amendment (2020 Measures No. 1) Rules 2020 [F2020L01234].

Radiocommunications Act 1992—Radiocommunications (Prohibited Device) (RNSS Jamming Devices) Amendment Declaration 2020 (No. 1) [F2020L01164].

Radiocommunications (Spectrum Licence Tax) Act 1997—Radiocommunications (Spectrum Licence Tax) Amendment Determination 2020 (No. 1) [F2020L01167].

Regional Investment Corporation Act 2018—Regional Investment Corporation (Drought and Small Business Drought Loans)(Cessation of Interest-Free Period) Amendment Instrument 2020 [F2020L01201].

Remuneration Tribunal Act 1973—Remuneration Tribunal Amendment Determination (No. 5) 2020 [F2020Lo1153].

Retirement Savings Accounts Act 1997 and *Superannuation Industry (Supervision) Act 1993*—Treasury Laws Amendment (Release of Superannuation on Compassionate Grounds) Regulations (No. 3) 2020 [F2020Lo1133].

Road Vehicle Standards Act 2018—

Road Vehicle Standards (Classes of Components that are not Road Vehicle Components) Determination 2020 [F2020Lo1196].

Vehicle Standard (Australian Design Rule 61/03 – Vehicle Marking) 2020 [F2020Lo1254].

Safety, Rehabilitation and Compensation Act 1988—Safety, Rehabilitation and Compensation (Specified Laws) Amendment Declaration 2020 [F2020Lo1126].

Seafarers Rehabilitation and Compensation Act 1992—Seafarers Rehabilitation and Compensation (Specified Laws) Amendment Declaration 2020 [F2020Lo1127].

Social Security Act 1991—

Disability Care Load Assessment (Child) Amendment (Age Adjustment Table) Determination 2020 [F2020Lo1163].

Social Security (Australian Government Disaster Recovery Payment—Eastern Queensland Bushfires) Amendment Determination 2020 (No. 1)—LIN20/210 [F2020Lo1125].

Social Security (Administration) Act 1999—

Social Security (Administration) (Classes of Exempt Welfare Payment Recipients) Specification 2020 [F2020Lo1223].

Social Security (Administration) (Declared child protection State or Territory – Northern Territory) Determination 2020 [F2020Lo1224].

Social Security (Administration) (Declared voluntary income management area – Northern Territory) Determination 2020 [F2020Lo1221].

Social Security (Administration) (Deductible portion – section 123XPA) Specification 2020 [F2020Lo1226].

Social Security (Administration) (Exempt Welfare Payment Recipients – Principal Carers of a Child) (Indications of Financial Vulnerability) Principles 2020 [F2020Lo1225].

Social Security (Administration) (Weekly Payments – Class of Persons) Specification 2020 [F2020Lo1227].

Supply Act (No. 1) 2020-2021—Advance to the Finance Minister Determination (No. 3 of 2020-2021) [F2020Lo1237].

Supply Act (No. 2) 2020-2021—Advance to the Finance Minister Determination (No. 4 of 2020-2021) [F2020Lo1273].

Telecommunications Act 1997—Telecommunications (Nominated Service Area and Statutory Infrastructure Provider) Declaration 2020 [F2020Lo1228].

Telecommunications (Interception and Access) Act 1979—

Telecommunications (Interception and Access) (Communications Access Co-ordinator) Amendment Instrument 2020—LIN 20/218 [F2020Lo1146].

Telecommunications (Interception and Access) (Communications Access Co-ordinator) Instrument 2019—LIN 19/028 [F2020L01141].

Therapeutic Goods Act 1989—

Poisons Standard October 2020 [F2020L01255].

Therapeutic Goods (Biologicals—Authorised Supply) Rules 2020 [F2020L01178].

Therapeutic Goods (Declared Goods) Amendment (Sports Supplements) Order 2020 [F2020L01204].

Therapeutic Goods (Medical Devices—Authorised Supply) Rules 2020 [F2020L01174].

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The Clerk tabled the following document pursuant to the order of the Senate of 25 June 2014:

Estimates hearings—Unanswered questions on notice—Additional estimates 2019-20—Statement—Finance portfolio—Australian Public Service Commission.

RICHARD PYE
Clerk of the Senate