

**SENATE STANDING COMMITTEE**

**FOR THE**

**SCRUTINY OF BILLS**

**SIXth REPORT**

**OF**

**2016**

**14 September 2016**

**ISSN 0729-6258 (Print)**

**ISSN 2204-3985 (Online)**

**Members of the Committee**

**Current members**

|  |  |
| --- | --- |
| Senator Helen Polley (Chair) | ALP, Tasmania |
| Senator John Williams (Deputy Chair) | NATS, New South Wales |
| Senator Jonathon Duniam | LP, Tasmania |
| Senator Jane Hume | LP, Victoria |
| Senator Janet Rice | AG, Victoria |
| Senator Murray Watt | ALP, Queensland |

**Secretariat**

Ms Toni Dawes, Secretary

Mr Glenn Ryall, Principal Research Officer

Ms Ingrid Zappe, Legislative Research Officer

**Committee legal adviser**

Associate Professor Leighton McDonald

**Committee contacts**

PO Box 6100

Parliament House

Canberra ACT 2600

Phone: 02 6277 3050

Email: scrutiny.sen@aph.gov.au

Website: http://www.aph.gov.au/senate\_scrutiny

**Terms of Reference**

Extract from **Standing Order 24**

(1) (a) At the commencement of each Parliament, a Standing Committee for the Scrutiny of Bills shall be appointed to report, in respect of the clauses of bills introduced into the Senate or the provisions of bills not yet before the Senate, and in respect of Acts of the Parliament, whether such bills or Acts, by express words or otherwise:

(i) trespass unduly on personal rights and liberties;

(ii) make rights, liberties or obligations unduly dependent upon insufficiently defined administrative powers;

(iii) make rights, liberties or obligations unduly dependent upon non-reviewable decisions;

(iv) inappropriately delegate legislative powers; or

(v) insufficiently subject the exercise of legislative power to parliamentary scrutiny.

(b) The committee, for the purpose of reporting on its terms of reference, may consider any proposed law or other document or information available to it, including an exposure draft of proposed legislation, notwithstanding that such proposed law, document or information has not been presented to the Senate.

(c) The committee, for the purpose of reporting on term of reference (a)(iv), shall take into account the extent to which a proposed law relies on delegated legislation and whether a draft of that legislation is available to the Senate at the time the bill is considered.

**SENATE STANDING COMMITTEE FOR THE SCRUTINY OF BILLS**

**SIXTH REPORT OF 2016**

The committee presents its *Sixth Report of 2016* to the Senate.

No responses were received for the committee's consideration during this sitting week.

Senator Helen Polley

Chair