LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

2012–2013

MINUTES OF PROCEEDINGS

No. 11

TUESDAY, 19 MARCH 2013

1 The Assembly met at 10 a.m., pursuant to adjournment.

2 The Clerk having informed the Assembly that the Speaker (Mrs Dunne) was temporarily absent, the Deputy Speaker (Ms Porter) took the Chair as Acting Speaker and made a formal recognition that the Assembly was meeting on the lands of the traditional custodians. The Acting Speaker asked Members to stand in silence and pray or reflect on their responsibilities to the people of the Australian Capital Territory.

3 CANBERRA'S CENTENARY

Ms Gallagher (Chief Minister), by leave, moved—That this Assembly:

(1) notes:

(a) that Tuesday, 12 March 2013 marked the 100th anniversary of the naming of Canberra as the national capital of Australia; and

(b) the celebration of our Centenary year in 2013; and

(2) expresses its appreciation for the input of those individuals and organisations who have contributed to the growth, development and governance of our city over the past 100 years.

Debate ensued.

Question—put and passed.

Suspension of sitting: The Acting Speaker, at 10.39 a.m., suspended the sitting and announced that the Chair would be resumed at the ringing of the bells.

Resumption of sitting: The bells having been rung, the Chair was resumed at 11.24 a.m.

4 JUSTICE AND COMMUNITY SAFETY (LEGISLATIVE SCRUTINY ROLE)—STANDING COMMITTEE—SCRUTINY REPORT 4—STATEMENT BY CHAIR

Mr Doszpot (Chair) presented the following report:

Justice and Community Safety—Standing Committee (Legislative Scrutiny Role)—Scrutiny Report 4, dated 14 March 2013, together with the relevant minutes of proceedings—

and, by leave, made a statement in relation to the report.

5 EDUCATION, TRAINING AND YOUTH AFFAIRS—STANDING COMMITTEE—STATUTORY APPOINTMENTS—STATEMENT BY CHAIR—PAPER

Ms Porter (Chair), pursuant to standing order 246A and Continuing Resolution 5A, made a statement concerning the consideration of statutory appointments by the Standing Committee on Education, Training and Youth Affairs from 1 July to 31 December 2012.

Paper: Ms Porter, pursuant to Continuing Resolution 5A, presented the following paper:

Education, Training and Youth Affairs—Standing Committee—Schedule of Statutory appointments—1 July to 31 December 2012.

6 BEYOND THE BINARY: LEGAL RECOGNITION OF SEX AND GENDER DIVERSITY IN THE A.C.T.—REPORT BY THE A.C.T. LAW REFORM ADVISORY COUNCIL—GOVERNMENT RESPONSE—PAPER AND STATEMENT BY MINISTER

Mr Corbell (Attorney-General) presented the following paper:

Beyond the Binary: legal recognition of sex and gender diversity in the ACT—Report by the ACT Law Reform Advisory Council—Government response—

and, by leave, made a statement in relation to the paper.

7 LEAVE OF ABSENCE TO MEMBERS

Mr Hanson (Leader of the Opposition) moved—That leave of absence for this sitting week be granted to Mr Coe, for personal reasons, and for Mrs Dunne, who is attending a CPA meeting overseas.

Question—put and passed.

8 A.C.T. WOMEN'S ECONOMIC AND FINANCIAL PROGRESS—MINISTERIAL STATEMENT—PAPER NOTED

Ms Burch (Minister for Women), by leave, made a ministerial statement concerning the economic and financial progress of women in the ACT and presented the following paper:

ACT Women's economic and financial progress—Ministerial statement, 19 March 2013.

Ms Burch moved—That the Assembly takes note of the paper.

Debate ensued.

Question—put and passed.

9 CRIMES LEGISLATION AMENDMENT BILL 2012 (NO. 2)

The Assembly, according to order, resumed consideration at the detail stage.

Detail Stage

Clause 1—

Debate adjourned (Mr Seselja) and the resumption of the debate made an order of the day for the next sitting.

10 QUESTIONS

Questions without notice were asked.

11 PRESENTATION OF PAPERS

The Acting Speaker presented the following papers:

Auditor-General Act—Auditor-General's Reports—

No. 1/2013—Care and Protection System, dated 7 March 2013.

No. 4/2012—Development Application and Approval System for High Density Residential and Commercial Developments—Corrigendum.

Standing order 191—Amendments to:

Aboriginal and Torres Strait Islander Elected Body Amendment Bill 2012 (No. 2), dated 1 and 4 March 2013.

Disability Services Amendment Bill 2012 (No. 2), dated 5 March 2013.

12 PUBLIC SECTOR MANAGEMENT ACT—EXECUTIVE CONTRACTS—PAPERS AND STATEMENT BY MINISTER

Ms Gallagher (Chief Minister) presented the following papers:

Public Sector Management Act, pursuant to sections 31A and 79—Copies of executive contracts or instruments—

Short-term contracts:

Carolyn Grayson, dated 28 February 2013.

Conrad Barr, dated 25 February 2013.

David Dutton, dated 25 January 2013.

Dennis Skerry, dated 15 February 2013.

Derise Cubin, dated 22 February 2013.

Jennifer Dodd, dated 28 February 2013.

Jeremy Logan, dated 7 December 2012.

Phil Canham, dated 25 February 2013.

Contract variations:

Alison Playford, dated 8 and 14 February 2013.

Benjamin Ponton, dated 27 February 2013.

Bianca Kimber, dated 8 February 2013.

Christopher Reynolds, dated 18 and 26 February 2013.

Helen Pappas, dated 12 and 13 February 2013.

Howard Wren, dated 26 February 2013.

Ian Hill, dated 30 April 2012.

Jancye Winter, dated 8 and 13 February 2013.

Jeanette MacCullagh, dated 31 January and 12 February 2013.

Mary Toohey, dated 8 February 2013.

Moira Crowhurst, dated 8 and 11 February 2013.

Nic Manikis, dated 8 and 11 February 2013.

Sandra Georges, dated 8 February 2013.

Sandra Kennedy, dated 8 February 2013.

Stephen Goggs, dated 18 February and 4 March 2013.

Thomas Gordon, dated 18 and 27 February 2013—

and, by leave, made a statement in relation to the papers.

13 ANNUAL REPORTS (GOVERNMENT AGENCIES) ACT—ANNUAL REPORT 2010-2011—ACTEW CORPORATION LIMITED—CORRIGENDUM—PAPER AND STATEMENT BY MINISTER

Mr Barr (Treasurer) presented the following paper:

Annual Reports (Government Agencies) Act, pursuant to section 13—Annual Report 2010-2011—ACTEW Corporation Limited—Corrigendum—

and, by leave, made a statement in relation to the paper.

14 PRESENTATION OF PAPER

Ms Burch (Minister for Disability, Children and Young People) presented the following paper:

Financial Management Act, pursuant to section 30E—Half-yearly performance report—December 2012—Community Services Directorate—Corrigendum.

15 PRESENTATION OF PAPERS

Mr Corbell (Manager of Government Business) presented the following papers:

Subordinate legislation (including explanatory statements unless otherwise stated)

Legislation Act, pursuant to section 64—

Auditor-General Act and Legislation Act—Auditor-General Standing Acting Appointment 2013—Disallowable Instrument DI2013-10 (without explanatory statement) (LR, 21 February 2013).

Canberra Institute of Technology Act—

Canberra Institute of Technology (Advisory Council) Appointment 2013 (No. 1)—Disallowable Instrument DI2013-19 (LR, 12 March 2013).

Canberra Institute of Technology (Advisory Council) Appointment 2013 (No. 2)—Disallowable Instrument DI2013-20 (LR, 12 March 2013).

Canberra Institute of Technology (Advisory Council) Appointment 2013 (No. 3)—Disallowable Instrument DI2013-21 (LR, 12 March 2013).

Education Act—

Education (Government Schools Education Council) Appointment 2013 (No. 1)—Disallowable Instrument DI2013-26 (LR, 12 March 2013).

Education (Non-Government Schools Education Council) Appointment 2013 (No. 1)—Disallowable Instrument DI2013-23 (LR, 12 March 2013).

Education (Non-Government Schools Education Council) Appointment 2013 (No. 2)—Disallowable Instrument DI2013-24 (LR, 12 March 2013).

Education (Non-Government Schools Education Council) Appointment 2013 (No. 3)—Disallowable Instrument DI2013-25 (LR, 12 March 2013).

Health Act—

Health (Local Hospital Network Council—Chair) Appointment 2013 (No. 1)—Disallowable Instrument DI2013-15 (LR, 28 February 2013).

Health (Local Hospital Network Council—Member) Appointment 2013 (No. 1)—Disallowable Instrument DI2013-14 (LR, 28 February 2013).

Land Rent Act—Land Rent (Discount—Registered Affordable Housing Providers) Determination 2013 (No. 1)—Disallowable Instrument DI2013-18 (LR, 7 March 2013).

Public Health Act—Public Health (Community Pharmacy Ownership) Amendment Regulation 2013 (No. 1)—Subordinate Law SL2013-4 (LR, 28 February 2013).

Race and Sports Bookmaking Act—Race and Sports Bookmaking (Sports Bookmaking Venues) Determination 2013 (No. 3)—Disallowable Instrument DI2013-13 (LR, 25 February 2013).

Racing Act—Racing (Race Field Information) Amendment Regulation 2013 (No. 1)—Subordinate Law SL2013-3 (LR, 28 February 2013).

Retirement Villages Act—Retirement Villages Regulation 2013—Subordinate Law SL2013-5 (LR, 1 March 2013).

Road Transport (General) Act—

Road Transport (General) (Vehicle Registration) Exemption 2013 (No. 1)—Disallowable Instrument DI2013-27 (LR, 12 March 2013).

Road Transport (General) Application of Road Transport Legislation Declaration 2013 (No. 2)—Disallowable Instrument DI2013-11 (LR, 19 February 2013).

Road Transport (General) Application of Road Transport Legislation Declaration 2013 (No. 3)—Disallowable Instrument DI2013-12 (LR, 21 February 2013).

Road Transport (General) Application of Road Transport Legislation Declaration 2013 (No. 4)—Disallowable Instrument DI2013-22 (LR, 7 March 2013).

Road Transport (General) CTP Regulator Levy Determination 2013 (No. 1)—Disallowable Instrument DI2013-17 (LR, 7 March 2013).

Water Resources Act—Water Resources (Fees) Determination 2013 (No. 1)—Disallowable Instrument DI2013-16 (LR, 7 March 2013).

16 MATTER OF PUBLIC IMPORTANCE—DISCUSSION—INFRASTRUCTURE PLANNING

The Assembly was informed that Ms Berry, Dr Bourke, Mr Gentleman, Mr Hanson (Leader of the Opposition), Mrs Jones, Mr Seselja, Mr Smyth and Mr Wall had proposed that matters of public importance be submitted to the Assembly for discussion. In accordance with the provisions of standing order 79, the Acting Speaker had determined that the matter proposed by Mr Smyth be submitted to the Assembly, namely, "The importance of good infrastructure planning in the ACT".

Discussion ensued.

The time for discussion having expired—

Discussion concluded.

17 ADJOURNMENT

Mr Barr (Deputy Chief Minister) moved—That the Assembly do now adjourn.

Debate ensued.

Question—put and passed.

And then the Assembly, at 4.48 p.m., adjourned until tomorrow at 10 a.m.

MEMBERS' ATTENDANCE: All Members were present at some time during the sitting, except Mrs Dunne* and Mr Coe*.

*on leave

Tom Duncan
Clerk of the Legislative Assembly