

**2001-2002-2003-2004**

**LEGISLATIVE ASSEMBLY FOR THE  
AUSTRALIAN CAPITAL TERRITORY**

**MINUTES OF PROCEEDINGS**

**No. 98**

**THURSDAY, 1 APRIL 2004**

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- 1 The Assembly met at 10.30 a.m., pursuant to adjournment. The Speaker (Mr Berry) took the Chair and asked Members to stand in silence and pray or reflect on their responsibilities to the people of the Australian Capital Territory.
- 2 **MRS DUNNE – PROPOSED MOTION OF CENSURE**

Mr Wood (Minister for Urban Services), by leave, moved – That this Assembly censure Mrs Dunne for her actions of contempt in relation to the distribution of a flyer at the Belconnen Markets.

Debate ensued.

Mr Hargreaves, by leave, was granted an extension of time.

Debate continued.

*Paper:* Mr Cornwell, by leave, presented the following paper:  
Privileges 2004 – Select Committee – Transcript of evidence in camera, dated 8 March 2004 – Uncorrected proof copy.

Debate continued.

Mr Smyth (Leader of the Opposition) sought leave for an extension of time –  
Objection being raised, leave not granted.

*Suspension of standing and temporary orders – Extension of time:* Mr Smyth moved – That so much of the standing and temporary orders be suspended as would prevent Mr Smyth having an extension of time.

Question – put and passed, with the concurrence of an absolute majority.

Debate continued.

Ms Dundas, by leave, moved the following amendment: Omit all words after “That”, substitute “this Assembly expresses grave concern about the actions of Mrs Dunne in relation to the distribution of a flyer at the Belconnen Markets.”.

Ms Dundas, who had already spoken, by leave, again addressed the Assembly.

Debate continued.

Question – put.

The Assembly voted —

Ayes, 16		Noes, 1
Mr Berry	Ms MacDonald	Mrs Cross
Mrs Burke	Mr Pratt	
Mr Corbell	Mr Quinlan	
Mr Cornwell	Mr Smyth	
Ms Dundas	Mr Stanhope	
Mrs Dunne	Mr Stefaniak	
Ms Gallagher	Ms Tucker	
Mr Hargreaves	Mr Wood	

And so it was resolved in the affirmative.

Debate interrupted in accordance with standing order 74, and the resumption of the debate made an order of the day for a later hour this day.

### 3 QUESTIONS

Questions without notice were asked.

### 4 A.C.T. CRIMINAL JUSTICE STATISTICAL PROFILE – DECEMBER 2003 QUARTER – PAPER – MOTION TO TAKE NOTE OF PAPER

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

ACT Criminal Justice Statistical Profile – December 2003 quarter –

and moved – That the Assembly takes note of the paper.

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

### 5 PRESENTATION OF PAPER

Mr Stanhope (Chief Minister) presented the following paper:

Administrative Arrangements 2004 (No 1) – Notifiable instrument NI2004-34 (S1, dated Monday, 16 February 2004).

**6 TRANS-TASMAN MUTUAL RECOGNITION ACT (CWLTH) – PAPERS AND STATEMENT BY MINISTER**

Mr Stanhope (Chief Minister) presented the following papers:

Trans-Tasman Mutual Recognition Act (Cwlth) –

Trans-Tasman Mutual Recognition (Commonwealth Regulations) Endorsement 2004 (No 1) – Notifiable instrument NI2004-76, dated 24 March 2004.

Draft Trans-Tasman Mutual Recognition Amendment Regulations 2004 – Statutory Rules 2004 –

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

**7 INSURANCE AUTHORITY ACT – INSURANCE AUTHORITY (INSURANCE SETTLEMENT FUNDS) DIRECTION 2004 (NO 1) – PAPER AND STATEMENT BY MINISTER**

Mr Quinlan (Treasurer) presented the following paper:

Insurance Authority Act, pursuant to section 12 (1) – Insurance Authority (Insurance Settlement Funds) Direction 2004 (No 1), dated 10 March 2004 –

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

**8 INDIGENOUS EDUCATION – SEVENTH SIX MONTHLY REPORT – PAPER AND STATEMENT BY MINISTER – MOTION TO TAKE NOTE OF PAPER**

Ms Gallagher (Minister for Education, Youth and Family Services) presented the following paper:

Indigenous Education – Seventh Six Monthly report to 31 August 2003 –

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

Ms Gallagher moved – That the Assembly takes note of the paper.

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

**9 PRESENTATION OF PAPERS**

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

**Subordinate legislation (including explanatory statements unless otherwise stated)**

Legislation Act, pursuant to section 64 –

Cemeteries and Crematoria Act – Cemeteries and Crematoria Appointment 2004 (No 2) – Disallowable Instrument DI2004-34 (LR, 25 March 2004).

Hotel School Act –

Hotel School Appointment 2004 (No 1) – Disallowable Instrument DI2004-35 (LR, 25 March 2004).

Hotel School Appointment 2004 (No 2) – Disallowable Instrument DI2004-36 (LR, 25 March 2004).

Legislative Assembly (Members' Staff) Act –

Legislative Assembly (Members' Staff) Speaker's Salary Cap Determination 2004 (No 1) – Disallowable Instrument DI2004-32 (LR, 22 March 2004).

Legislative Assembly (Members' Staff) Members' Salary Cap Determination 2004 (No 1) – Disallowable Instrument DI2004-33 (LR, 22 March 2004).

University of Canberra Act –

University of Canberra Council Appointment 2004 (No 1) – Disallowable Instrument DI2004-37 (LR, 29 March 2004).

University of Canberra Council Appointment 2004 (No 2) – Disallowable Instrument DI2004-38 (LR, 29 March 2004).

University of Canberra Council Appointment 2004 (No 3) – Disallowable Instrument DI2004-39 (LR, 29 March 2004).

#### **10 SUSPENSION OF STANDING AND TEMPORARY ORDERS – PROPOSED MOTION OF GRAVE CONCERN**

Mr Wood (Manager of Government Business) moved – That so much of the standing and temporary orders be suspended as would prevent the resumption of the debate on the motion of grave concern against Mrs Dunne being called on forthwith.

Question – put and passed, with the concurrence of an absolute majority.

#### **11 MRS DUNNE – RESOLUTION OF GRAVE CONCERN**

The order of the day having been read for the resumption of the debate on the motion of Mr Wood (Manager of Government Business), as amended –

“That this Assembly expresses grave concern about the actions of Mrs Dunne in relation to the distribution of a flyer at the Belconnen Markets.” –

Mr Hargreaves, who had already spoken, by leave, again addressed the Assembly.

Mrs Dunne, who had already spoken, by leave, again addressed the Assembly.

Question – That the motion, as amended, be agreed to – put and passed.

#### **12 MATTER OF PUBLIC IMPORTANCE – DISCUSSION – SKILLS SHORTAGE IN THE A.C.T.**

The Assembly was informed that Ms Dundas, Ms MacDonald and Mr Pratt had proposed that matters of public importance be submitted to the Assembly for discussion. In accordance with the provisions of standing order 79, the Speaker had determined that the matter proposed by Ms Dundas be submitted to the Assembly, namely, “The skills shortage currently facing a number of ACT industries and the role of Government in encouraging and supporting ACT business to take on trainees and apprentices.”.

Discussion ensued.

Discussion concluded.

#### **13 POSTPONEMENT OF ORDER OF THE DAY**

Ordered – That order of the day No. 1, Assembly business, be postponed until after order of the day No. 2, Executive business.

**14 ENVIRONMENT LEGISLATION AMENDMENT BILL 2004**

Mr Stanhope (Minister for Environment), pursuant to notice, presented a Bill for an Act to amend the *Nature Conservation Act 1980*, and the *Environment Protection Act 1997*.

*Paper:* Mr Stanhope presented an explanatory statement to the Bill.

Title read by Clerk.

Mr Stanhope moved – That this Bill be agreed to in principle.

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

**15 STATUTE LAW AMENDMENT BILL 2004**

Mr Stanhope (Attorney-General), pursuant to notice, presented a Bill for an Act to amend certain legislation for the purpose of statute law revision.

*Paper:* Mr Stanhope presented an explanatory statement to the Bill.

Title read by Clerk.

Mr Stanhope moved – That this Bill be agreed to in principle.

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

**16 CHARITABLE COLLECTIONS AMENDMENT BILL 2004**

Mr Wood (Minister for Urban Services), pursuant to notice, presented a Bill for an Act to amend the *Charitable Collections Act 2003*.

*Paper:* Mr Wood presented an explanatory statement to the Bill.

Title read by Clerk.

Mr Wood moved – That this Bill be agreed to in principle.

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

**17 PLANNING AND ENVIRONMENT – STANDING COMMITTEE – AGED CARE FACILITIES IN HOLT – PROPOSED REFERENCE**

The order of the day having been read for the resumption of the debate on the motion of Mrs Dunne – That the Legislative Assembly refer to the Standing Committee on Planning and Environment for investigation and report by 1 July 2004, the proposal for aged care facilities on part of Section 99, Block 11, Holt, the disused holes 19 to 27 of the Belconnen Golf Course and on the amendment moved by Ms Dundas: Omit everything after “1 July 2004”, substitute:

- “(1) the proposal for aged care facilities on part of Section 99 Holt, and disused holes 19 to 27 of the Belconnen Golf Course;
- (2) the proposal for aged care facilities on Section 87 Belconnen, with particular reference to any impact on the social and environmental impact upon Belconnen Lakeshore; and

- (3) refer to the demand for aged care accommodation in the Belconnen region and any other relevant sites.”.

Debate adjourned (Ms MacDonald) and the resumption of the debate be made an order of the day for the next sitting.

**18 PRIVILEGES 2004 – SELECT COMMITTEE – REPORT – WHETHER THE ACTIONS OF THE CHAIR OF THE STANDING COMMITTEE ON PLANNING AND ENVIRONMENT WITH REGARD TO THE DISTRIBUTION OF A FLYER IN HER NAME AT THE BELCONNEN MARKETS DID CONSTITUTE A CONTEMPT OF THE ASSEMBLY – REPORT NOTED**

The order of the day having been read for the resumption of the debate on the motion of Ms Tucker (Chair) – That the report be noted (*presented 30 March 2004*) –

Privileges 2004 – Select Committee – Report – *Report on whether the actions of the Chair of the Standing Committee on Planning and Environment with regard to the distribution of a flyer in her name at the Belconnen Markets did constitute a contempt of the Assembly*, dated 19 March 2004 –

Debate resumed.

Question – put and passed.

**19 COMMUNITY SERVICES AND SOCIAL EQUITY – STANDING COMMITTEE – INQUIRY – THE EFFECTIVENESS OF SUPPORT SERVICES FOR FAMILIES OF PEOPLE IN CUSTODY FROM THE A.C.T. – PRINTING, CIRCULATION AND PUBLICATION OF REPORT**

Mr Hargreaves (Chair), by leave, moved – That if the Assembly is not sitting when the Standing Committee on Community Services and Social Equity has completed its inquiry into support services for families of people in custody, the Committee may send its report to the Speaker, or in the absence of the Speaker, to the Deputy Speaker, who is authorised to give directions for its printing, circulation and publication.

Question – put and passed.

**20 PLANNING AND ENVIRONMENT – STANDING COMMITTEE – INQUIRY – KARRALIKA DRUG REHABILITATION FACILITY – PRINTING, CIRCULATION AND PUBLICATION OF REPORT**

Mrs Dunne (Chair), by leave, moved – That the resolution of the Assembly of 11 February 2004 be amended by inserting a new paragraph:

“(9) if the Assembly is not sitting when the Standing Committee on Planning and Environment has completed its inquiry into the Karralika Drug Rehabilitation Facility, the Committee may send its report to the Speaker, or in the absence of the Speaker, to the Deputy Speaker, who is authorised to give directions for its printing, circulation and publication.”.

Question – put and passed.

**21 POSTPONEMENT OF ORDER OF THE DAY**

Ordered – That order of the day No. 1, Executive business, relating to the Electoral Amendment Bill 2003 be postponed until the next sitting.

**22 ARCHITECTS BILL 2004**

The order of the day having been read for the resumption of the debate on the question –  
That this Bill be agreed to in principle –

Debate resumed.

Ms Tucker addressing the Assembly –

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*Adjournment negated:* It being 5 p.m. – The question was proposed – That the Assembly do now adjourn.

Mr Wood (Manager of Government Business) requiring the question to be put forthwith without debate –

Question – put and negated.

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Debate continued.

Question – That this Bill be agreed to in principle – put and passed.

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*Detail stage*

Clauses 1 to 6, by leave, taken together and agreed to.

Clause 7 –

On the motion of Mrs Dunne, her amendment No. 1 (*see* [Schedule 1](#)) was made, after debate.

Clause 7, as amended, agreed to.

Clauses 8 to 29, by leave, taken together and agreed to.

Clause 30 –

On the motion of Mr Corbell (Minister for Planning), by leave, his amendments Nos 1 to 3 (*see* [Schedule 2](#)) were made together, after debate.

Clause 30, as amended, agreed to

Clauses 31 to 40, by leave, taken together and agreed to.

Clause 41 –

Mrs Dunne moved her amendment No. 2 (*see* [Schedule 1](#)).

Debate continued.

Amendment negated.

Clause 41 agreed to.

Clause 42 –

Mrs Dunne moved her amendment No. 3 (*see* [Schedule 1](#)).

Debate continued.

Amendment negated.

Clause 42 agreed to.

Clauses 43 to 66, by leave, taken together and agreed to.

*New clause –*

On the motion of Ms Tucker, new clause 66A (her amendment No. 1 – *see* [Schedule 3](#)), was inserted in the Bill, after debate.

Clauses 67 to 71, by leave, taken together and agreed to.

Clause 72 –

On the motion of Ms Tucker, her amendment No. 2 (*see* [Schedule 3](#)) was made, after debate.

Clause 72, as amended, agreed to.

Clauses 73 to 104, by leave, taken together and agreed to.

Schedule 1 –

On the motion of Ms Tucker, her amendment No. 3 (*see* [Schedule 3](#)) was made.

Schedule 1, as amended, agreed to.

Dictionary agreed to.

Title agreed to.

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Question – That this Bill, as amended, be agreed to – put and passed.

**23 PUBLIC ACCOUNTS – STANDING COMMITTEE – REPORT 10 – FINANCIAL MANAGEMENT AMENDMENT BILL 2003 (NO 3) – PUBLICATION OF REPORT – REPORT NOTED**

Mr Smyth (Chair), pursuant to order, presented the following report:

Public Accounts – Standing Committee – Report 10 – *Financial Management Amendment Bill 2003 (No 3)*, including a dissenting report, dated 31 March 2004, together with a copy of the extracts of the relevant minutes of proceedings –

and, by leave, moved – That the report be authorised for publication.

Question – put and passed.

Mr Smyth moved – That the report be noted.

Debate ensued.

Question – put and passed.

**24 SUSPENSION OF STANDING AND TEMPORARY ORDERS – CONSIDERATION OF ASSEMBLY BUSINESS**

Mrs Dunne moved – That so much of the standing and temporary orders be suspended as would allow Notice No. 2, Assembly business, relating to the establishment of the Select Committee on Estimates 2004-2005 being called on forthwith.

Question – put and passed, with the concurrence of an absolute majority.

**25 ESTIMATES 2004-2005 – SELECT COMMITTEE – APPOINTMENT**

Mr Smyth (Leader of the Opposition), pursuant to notice, as amended, by leave, moved – That:

- (1) a Select Committee on Estimates 2004-2005 be appointed to examine the expenditure proposals contained in the Appropriation Bill 2004-2005 and any revenue estimates proposed by the Government in the 2004-2005 Budget;
- (2) the Committee be composed of:
  - (a) two Members to be nominated by the Government;
  - (b) two Members to be nominated by the Opposition;
  - (c) one Member to be nominated by the Crossbench;
 to be notified in writing to the Speaker by 9 pm today;
- (3) the Committee report by 22 June 2004;
- (4) if the Assembly is not sitting when the Committee has completed its inquiry the Committee may send its report to the Speaker or, in the absence of the Speaker, to the Deputy Speaker who is authorised to give directions for its printing, publishing and circulation; and
- (5) the foregoing provisions of this resolution so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

Question – put and passed.

**26 HUMAN CLONING (PROHIBITION) BILL 2004**

The order of the day having been read for the resumption of the debate on the question – That this Bill be agreed to in principle –

Debate resumed.

Question – That this Bill be agreed to in principle – put and passed.

Leave granted to dispense with the detail stage.

Question – That this Bill be agreed to – put and passed.

**27 HUMAN EMBRYO (RESEARCH) BILL 2004**

The order of the day having been read for the resumption of the debate on the question – That this Bill be agreed to in principle –

Debate resumed.

Question – That this Bill be agreed to in principle – put and passed.

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*Detail stage*

Clauses 1 to 9, by leave, taken together and agreed to.

Clause 10 –

Ms Tucker moved her amendment No. 1 (*see* [Schedule 4](#)).

Ms Tucker, by leave, was granted an extension of time.

Debate continued.

Mrs Dunne, by leave, was granted an extension of time.

Debate continued.

Ms Dundas, by leave, was granted an extension of time.

Question – put.

The Assembly voted —

Ayes, 4	Noes, 12	
Mrs Burke	Mr Berry	Mr Hargreaves
Mrs Dunne	Mr Corbell	Mr Pratt
Mr Stefaniak	Mr Cornwell	Mr Quinlan
Ms Tucker	Mrs Cross	Mr Smyth
	Ms Dundas	Mr Stanhope
	Ms Gallagher	Mr Wood

And so it was negatived.

Mrs Dunne moved her amendment No. 1 (*see* [Schedule 5](#)).

Debate continued.

Question – put.

The Assembly voted —

Ayes, 4	Noes, 12	
Mrs Burke	Mr Berry	Mr Hargreaves
Mrs Dunne	Mr Corbell	Mr Pratt
Mr Smyth	Mr Cornwell	Mr Quinlan
Mr Stefaniak	Mrs Cross	Mr Stanhope
	Ms Dundas	Ms Tucker
	Ms Gallagher	Mr Wood

And so it was negatived.

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*Suspension of standing order – New business:* Mr Hargreaves moved – That standing order 76 be suspended for the remainder of this sitting.

Question – put and passed, with the concurrence of an absolute majority.

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Mrs Dunne moved her amendment No. 2 (*see* [Schedule 5](#)).

Debate continued.

Amendment negatived.

Clause 10 agreed to.

Clause 11 –

Mrs Dunne moved her amendment No. 3 (*see* [Schedule 5](#)).

Debate continued.

Amendment negatived.

Clause 11 agreed to.

Clauses 12 to 34, by leave, taken together and agreed to.

Clause 35 –

On the motion by Ms Dundas, her amendment No. 1 (*see* [Schedule 6](#)) was made, after debate.

Clause 35 agreed to.

Clauses 36 to 39, by leave, taken together and agreed to.

Clause 40 debated and agreed to.

Remainder of Bill, by leave, taken as a whole and agreed to.

*Clause 40 – Reconsideration:* Mrs Dunne, pursuant to standing order 187, moved – That clause 40 be reconsidered.

Question – put and passed.

Clause 40 –

Mrs Dunne moved her amendment No. 1 (*see* [Schedule 7](#)).

Debate continued.

Amendment negatived.

Clause 40 agreed to.

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Question – That this Bill, as amended, be agreed to – put.

The Assembly voted —

Ayes, 11

Noes, 5

Mr Berry	Mr Hargreaves	Mrs Burke
Mr Corbell	Mr Pratt	Mrs Dunne
Mr Cornwell	Mr Quinlan	Mr Smyth
Mrs Cross	Mr Stanhope	Mr Stefaniak
Ms Dundas	Mr Wood	Ms Tucker
Ms Gallagher		

And so it was resolved in the affirmative – Bill, as amended, agreed to.

## 28 ESTIMATES 2004-2005 – SELECT COMMITTEE – MEMBERSHIP

The Speaker, pursuant to the resolution of the Assembly of today, 1 April 2004, informed the Assembly that he had been notified in writing of the nominations of Mrs Dunne, Mr Hargreaves, Ms MacDonald, Mr Stefaniak and Ms Dundas to be members of the Select Committee on Estimates 2004-2005.

Mr Wood (Manager of Government Business) moved – That the Members so nominated be appointed as members of the Select Committee on Estimates 2004-2005.

Question – put and passed.

## **29 ADJOURNMENT**

Mr Wood (Manager of Government Business) moved – That the Assembly do now adjourn.

Debate ensued.

Question – put and passed.

And then the Assembly, at 11.25 p.m., adjourned until Tuesday, 4 May 2004 at 10.30 a.m.

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**MEMBERS' ATTENDANCE:** All Members were present at some time during the sitting.

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**T Duncan**  
**Clerk of the Legislative Assembly**

# SCHEDULES OF AMENDMENTS

## Schedule 1

### ARCHITECTS BILL 2004

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#### Amendments circulated by Mrs Dunne

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1

**Clause 7 (1), definition of *architectural service***  
**Page 4, line 18—**

*omit the definition, substitute*

*architectural service* means a service provided in connection with the design, planning or construction of buildings that is ordinarily provided by architects.

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2

**Clause 41**  
**Page 23, line 3—**

*omit clause 41, substitute*

**41 Definitions for pt 5**

In this part:

*architect*, in relation to an act or omission, means a registered person or a person who was registered at the time of the act or omission.

*professional misconduct*, by an architect, means—

- (a) unsatisfactory professional conduct of a sufficiently serious nature to justify the suspension or cancellation of the architect's registration; or
- (b) any other conduct by the architect prescribed under the regulations.

*unsatisfactory professional conduct*, by an architect, means any of the following:

- (a) a contravention by the architect of the conditions of the architect's registration;
- (b) a failure by the architect to comply with a requirement of any code of professional conduct adopted under this Act;

- (c) a failure without reasonable excuse by the architect to comply with a direction, order or requirement of the architects board, a tribunal or court;
  - (d) if the architect is a nominee—a failure without reasonable excuse by the architect to properly supervise the provision of architectural services for which the architect is responsible;
  - (e) a contravention of this Act by the architect;
  - (f) conduct of the architect that demonstrates incompetence, or a lack of adequate knowledge, skill, judgment or care in the practice of architecture;
  - (g) improper or unethical conduct by the architect in the course of the practice of architecture;
  - (h) the architect has been convicted, or found guilty, in the ACT or elsewhere, of an offence involving fraud or dishonesty that is punishable by imprisonment for 1 year or more;
  - (i) the architect has been convicted, or found guilty, of an offence against a corresponding law of a local jurisdiction;
- Note*     *Corresponding law*—see dict.
- (j) conduct by the architect prescribed under the regulations.

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**3****Clause 42 (1)****Page 23, line 9—**

*omit clause 42 (1), substitute*

- (1) If an architect has committed professional misconduct, then the unsatisfactory professional conduct on which it is based is a ***disciplinary ground*** in relation to the architect.
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## **Schedule 2**

### **ARCHITECTS BILL 2004**

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#### Amendments circulated by the Minister for Planning

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**1**

**Clause 30 (1)**

**Page 16, line 3—**

*omit clause 30 (1), substitute*

- (1) A nominee of a firm has the function of ensuring that the architectural services for which the nominee is responsible (the *relevant architectural services*) comply with this Act.
- 

**2**

**Clause 30 (2) (b)**

**Page 16, line 11—**

*omit clause 30 (2) (b), substitute*

- (b) the nominee fails to ensure that the relevant architectural services comply with this Act.
- 

**3**

**Clause 30 (4) and (5)**

**Page 17, line 1—**

*omit clause 30 (4) and (5), substitute*

- (4) A firm that is a corporation commits an offence if a nominee of the firm fails to ensure that the relevant architectural services comply with this Act.

Maximum penalty: 50 penalty units.

- (5) A partner in a firm that is a partnership commits an offence if a nominee of the firm fails to ensure that the relevant architectural services comply with this Act.

Maximum penalty: 50 penalty units.

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### **Schedule 3**

## **ARCHITECTS BILL 2004**

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Amendments circulated by Ms Tucker

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**1**

**Proposed new clause 66A**

**Page 38, line 19—**

*insert*

**66A Annual report by board**

- (1) The architects board is a public authority for the *Annual Reports (Government Agencies) Act 2004*.
- (2) A report prepared by the architects board under the *Annual Report (Government Agencies) Act 2004* for a financial year must include the details prescribed under the regulations.

*Note* **Financial year** has an extended meaning in the *Annual Reports (Government Agencies) Act 2004*.

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**2**

**Clause 72 (4)**

**Page 42, line 12—**

*omit clause 72 (4), substitute*

- (4) The board chairperson must, within 7 days after the end of each financial year, give the Minister a statement that sets out the details of all disclosures under this section made during the financial year.
- (5) The Minister must give to the relevant committee of the Legislative Assembly a copy of a statement received under subsection (4) within 14 days after the day the Minister receives the statement.
- (6) In this section:
 

**relevant committee** means—

  - (a) a standing committee of the Legislative Assembly nominated by the Speaker for this section; or
  - (b) if no nomination under paragraph (a) is in effect—the standing committee of the Legislative Assembly responsible for the scrutiny of public accounts.

**relevant interest**, in an issue, means a direct or indirect financial or other interest in the issue.

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**3**  
**Schedule 1, proposed new regulations**  
**Proposed new part 3**  
**Page 63, line 11—**

*insert*

## **Part 3                      Miscellaneous**

### **11                      Definitions for pt 3**

In this part:

*architect*—

- (a) means a person registered under the Act; and
- (b) includes—
  - (i) for a complaint—a person who was registered when the thing complained of happened; and
  - (ii) for a disciplinary action—a person who was registered when the contravention happened.

*contravention*, for disciplinary action against an architect, means what the architect did that caused disciplinary action to be taken.

### **12                      Information in annual report—Act, s 66A**

- (1) The architects board's annual report for a financial year must include the following information about complaints:
  - (a) the total number of complaints made in the year;
  - (b) the number of complaints made about architects;
  - (c) the number of complaints made about architects who are not registered;
  - (d) a description of the kinds of complaints made about architects.
- (2) The architects board's annual report for a financial year must include the following information about disciplinary action:
  - (a) the name of each architect against whom disciplinary action was taken during the financial year;
  - (b) for each person mentioned in paragraph (a)—
    - (i) the contravention; and
    - (ii) the disciplinary action taken; and
    - (iii) the result of any review of the decision to take disciplinary action.

- (3) The architects board annual report for a financial year must report about other activities undertaken by the architects board.

**Example of board activity**

general advice given to consumers by the architects board

*Note* An example is part of the Act, is not exhaustive and may extend, but does not limit, the meaning of the provision in which it appears (see Legislation Act, s 126 and s 132).

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## **Schedule 4**

### **HUMAN EMBRYO (RESEARCH) BILL 2004**

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Amendments circulated by Ms Tucker

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**1**  
**Clause 10 (1) (a)**  
**Page 6, line 24**

*omit*

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**2**  
**Clause 13 (a) and (b)**  
**Page 9, line 5**

*omit*

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**3**  
**Division 2.4 (Clauses 14-22)**  
**Page 9, line 11**

*omit*

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**4**  
**Division 2.5 (Clauses 23-24)**  
**Page 14, line 11**

*omit*

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**5**  
**Division 2.6 (Clauses 25-26)**  
**Page 17, line 18**

*omit*

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**Schedule 5****HUMAN EMBRYO (RESEARCH) BILL 2004**

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Amendments circulated by Mrs Dunne

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**1**

**Clause 10 (3), definition of *exempt use*, paragraph (a) (v)**

**Page 7, line 18—**

*omit*

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**2**

**Clause 10 (3), definition of *exempt use*, paragraph (b)**

**Page 7, line 19—**

*omit*

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**3**

**Clause 11 (b)**

**Page 8, line 12—**

*omit*

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## **Schedule 6**

### **HUMAN EMBRYO (RESEARCH) BILL 2004**

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Amendments circulated by Ms Dundas

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1

**Clause 35**

**Page 24, line 3—**

*after*

As soon as practicable

*insert*

(but within 6 sitting days)

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**Schedule 7**

**HUMAN EMBRYO (RESEARCH) BILL 2004**

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Amendments circulated by Mrs Dunne

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1  
**Clause 40 (3)**  
**Page 25, line 22—**

*omit*

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