



Legislative Assembly for the Australian Capital Territory

2020-2021

Notice Paper

No 6

Tuesday, 30 March 2021

The Assembly meets this day at 10 am

ASSEMBLY BUSINESS

Notices

- *1 **MS ORR:** To move—That the resolution of the Assembly of 2 December 2020 that established the general purpose standing committees be amended by omitting paragraph (5) and substituting the following:
- “(5) all bills presented to the Assembly stand referred to the relevant standing committee for inquiry and report within two months from the presentation of the bill, except for those bills introduced in the last sitting week of the calendar year where the committee shall report in three months. Within 14 days of the presentation of the bill in the Assembly, the committee must decide whether or not to undertake an inquiry, and shall inform the Speaker of its decision, the Speaker must then arrange for all members to be notified. In the event that the subject matter of the bill makes it unclear which committee it should be referred to, the Speaker will determine the appropriate committee;”. *(Notice given 29 March 2021. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).*

- *2 **MR PARTON:** To move—That we, the Members of the Tenth Legislative Assembly for the Australian Capital Territory, having adopted a code of conduct for Members, reaffirm our commitment to the principles, obligations and aspirations of the code. *(Notice given 29 March 2021. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).*

Orders of the day

9 April 2021

- 1 **STANDING COMMITTEES:** Presentation of reports on calendar and financial year annual and financial reports, pursuant to order of the Assembly of 2 December 2020.
- *2 **STANDING COMMITTEES:** Presentation of reports on the expenditure proposals contained in the main appropriation bills for the Territory and any revenue estimates proposed in the annual budget, pursuant to order of the Assembly of 2 December 2020.

Last sitting day in October 2021

- *3 **DRUGS OF DEPENDENCE (PERSONAL USE) AMENDMENT BILL 2021—SELECT COMMITTEE:** Presentation of report on the Drugs of Dependence (Personal Use) Amendment Bill 2021 and any other related matters, pursuant to order of the Assembly of 11 February 2021.

EXECUTIVE BUSINESS

Orders of the day

- 2 **PLASTIC REDUCTION BILL 2020:** *(Minister for Transport and City Services):* Agreement in principle—Resumption of debate *(from 2 December 2020—Mrs Jones).*
- 3 **PLANNING AND UNIT TITLES LEGISLATION AMENDMENT BILL 2020:** *(Minister for Planning and Land Management):* Agreement in principle—Resumption of debate *(from 2 December 2020—Mr Hanson).*
- 4 **CRIMES LEGISLATION AMENDMENT BILL 2020:** *(Attorney-General):* Agreement in principle—Resumption of debate *(from 3 December 2020—Ms Lee).*
- 5 **APPROPRIATION BILL 2020-2021:** *(Treasurer):* Agreement in principle—Resumption of debate *(from 11 February 2021—Mr Gentleman).* *(Referred to standing committees on 9 February 2021 for report by 9 April 2021.)*

- 6 **APPROPRIATION (OFFICE OF THE LEGISLATIVE ASSEMBLY) BILL 2020-2021:**
(Treasurer): Agreement in principle—Resumption of debate (from 11 February 2021—Mr Gentleman). (Referred to standing committees on 9 February 2021 for report by 9 April 2021.)
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PRIVATE MEMBERS' BUSINESS

Notices

- *1 **MS LEE:** To move—That this Assembly:
- (1) acknowledges there is no place for family or domestic violence in our community;
 - (2) notes the *Family Violence Act 2016* (the Act) was implemented to address the scourge of family and domestic violence;
 - (3) further notes the *Review of the Implementation of the Family Violence Act 2016* (the Review) and its findings that the Act is “not operating as intended” and requires reform;
 - (4) condemns the ACT Government for delaying the release of the Review; and
 - (5) calls on the ACT Government to table a formal response to the Review, including what legislative reforms will be undertaken, by the last sitting in June 2021. *(Notice given 29 March 2021. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).*
- *2 **MS ORR:** To move—That this Assembly:
- (1) notes that:
 - (a) the *Respect@Work: National Inquiry into Sexual Harassment in Australian Workplaces* report released in 2020 by the Australian Human Rights Commission showed sexual harassment is both widespread and pervasive in Australian workplaces with two in five women and one in four men experiencing sexual harassment at work in the previous five-year period;
 - (b) sexual harassment is a societal issue and all members of society can and must contribute to addressing it;
 - (c) Australia was once at the forefront of efforts to end sexual harassment in the workplace with the enactment of the *Federal Sex Discrimination Act 1984*, however, efforts for change have increasingly stalled and the Sex Discrimination Commissioner concluding the legal and regulatory system is no longer fit for purpose;

- (d) the Respect@Work findings as well as other advocates are calling for a shift from a reactive model reliant on victims to make a complaint to a positive system which requires employers to create an environment of prevention;
 - (e) reviews of the model work health and safety (WHS) laws and regulations, including the Boland review, have recommended psychosocial risk definitions and controls be strengthened;
 - (f) the ACT, through WHS responsibilities, its own workplace management and through its contractual reporting policy has an opportunity to drive this called for change and shift work environments to preventive environments; and
 - (g) the ACT Legislative Assembly's WHS Committee is close to finalising a review undertaken over the past year or so that will result in a contemporary "Respect in the Workplace" policy that will not only set out the sorts of behaviour that will not be tolerated but will increase the focus on prevention measures; and
- (2) calls on the ACT Government to further improve the safety of workers in the ACT by:
- (a) amending the notifications section of the WHS Act to include psychosocial hazards, while taking into consideration the privacy and autonomy of workers;
 - (b) developing regulations under the Act that incorporate psychosocial regulations;
 - (c) developing a code of practice for psychosocial hazards that enables workplaces to create a prevention focused work environment;
 - (d) developing as part of the code of practice, guidelines to address gender-based violence including sexual harassment;
 - (e) consulting with workers and their representatives on the implementation of these changes;
 - (f) reporting in the State of the Service report, as three separate reporting categories, the number of bullying and harassment, sexual harassment and gender-based violence incidents in the ACT Public Service;
 - (g) reporting in the State of the Service report, as three separate reporting categories, the number of non-disclosure agreements entered into which pertain to incidences of bullying and harassment, sexual harassment and gender-based violence in the ACT Public Service;
 - (h) requiring all government partners and contractors to publicly report, as three separate reporting categories, the number of harassment, sexual harassment and gender-based violence incidents that occur within the organisation while contracted by the ACT Government;

- (i) requiring all government partners and contractors to publicly report, as three separate reporting categories, the number of non-disclosure agreements entered into which pertain to incidences of bullying and harassment, sexual harassment and gender-based violence within the organisation while contracted by the ACT Government;
- (j) developing guidelines to put clarity and rigour around how this information is to be reported;
- (k) writing to the Federal Government calling on them to ratify the ILO C190 – Violence and Harassment Convention and adopt in full the recommendations of the Respect@Work report;
- (l) taking specific consideration of the principles of Recommendation 17 of the Respect@Work report when conducting future reviews of the *Discrimination ACT 1991*; and
- (m) provide an update to the Assembly every six months on the implementation of this motion for a period of 12 months. (*Notice given 29 March 2021. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A*).

*3 **MR BRADDOCK:** To move—That this Assembly:

- (1) notes that:
 - (a) the Parliamentary and Governing Agreement between ACT Labor and ACT Greens, Appendix 1, sets out a key priority for Government “...to continue work towards reaching a 30% urban tree canopy across Canberra by changing the Tree Protection Act and planning system to protect our safe mature trees and make room for trees during development.”;
 - (b) urban trees are recognised for their role in micro-climate regulation, including reducing the urban heat island effect, reducing air pollutants, increasing carbon sequestration, improving resilience in a changing climate, conserving and enhancing biodiversity and providing recreation and well-being benefits to citizens;
 - (c) the ACT Government’s *ACT Climate Change Strategy 2019–25* and *Canberra Living Infrastructure Plan: Cooling the City*, recognise the increasingly critical role that living infrastructure plays in our city, with a key commitment being the “30% tree canopy cover (or equivalent) and 30% permeable surfaces in Canberra’s urban footprint by 2045.”; and
 - (d) achievement of the 30% tree canopy coverage and 30% permeability targets will require coordinated, long-term and active participation from ACT residents and many different parts of government; and
- (2) calls on the ACT Government to:
 - (a) reaffirm its commitment to the targets of 30 percent tree canopy cover and 30 percent permeable surfaces in Canberra’s urban footprint by 2045;

- (b) present to the Assembly the Urban Forest Strategy by the end of 2021, including specifying how each initiative, and part of government, will contribute towards achieving the targets;
 - (c) annually provide a progress update to the Assembly;
 - (d) every five years provide a report on the current tree canopy cover percentage, by suburb, for Canberra's urban footprint; and
 - (e) actively support community-led contributions towards this target.
- (Notice given 29 March 2021. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).*

*4 **MRS JONES:** To move—That this Assembly:

- (1) notes that:
 - (a) at present Canberra's forensic sexual assault clinic operates out of The Canberra Hospital (TCH);
 - (b) the Canberra Rape Crisis Service which supports victims is only funded to have a support person available 7am to 11pm daily;
 - (c) in order for sexual assault victims to receive the forensic services they need they are asked to not wash, eat or change their clothes until after the forensic procedures have been undertaken; and
 - (d) this is something which, when experienced after hours or on the weekend, women who have not involved the police have been referred to TCH to be swabbed during business hours which means not eating or washing overnight or longer; and
- (2) calls on the Government to:
 - (a) adapt this service so that it is available for forensic sample taking 24 hours a day 7 days a week at both TCH and Calvary Hospital;
 - (b) make sure information about what to do in the event of a rape or sexual assault is made easily available including a number to phone directly to access the forensic service;
 - (c) consider staffing arrangements at the Canberra Rape Crisis Service so that their support workers are available to meet and guide victims through this process and other support needs are met 24 hours a day 7 days a week;
 - (d) investigate the possibility of this service being mobile and able to attend a private residence or workplace or indeed other public place if that is the need or preference of the victim of the sexual assault; and
 - (e) report back to the Assembly on the progress of these matters regarding the Canberra Rape Crisis Service and TCH forensic sexual assault service by the first sitting day in August 2021. *(Notice given 29 March 2020. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).*

Order of the day

- *1 **DRUGS OF DEPENDENCE (PERSONAL USE) AMENDMENT BILL 2021:**
(Mr Pettersson): Agreement in principle—Resumption of debate (from 11 February 2021—Ms Stephen-Smith). (Referred to Select Committee on Drugs of Dependence (Personal Use) Amendment Bill 2021 on 11 February 2021 for report by last sitting day in October 2021.)
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CROSSBENCH EXECUTIVE MEMBERS' BUSINESS

There are no notices or orders of the day.

QUESTIONS ON NOTICE

On the first sitting day of a period of sittings a complete Notice Paper is published containing all unanswered questions. On subsequent days, only redirected questions are included on the Notice Paper together with a list of all unanswered questions.

A Questions on Notice Paper will be issued on the Friday of a sitting week, containing the text of all questions on notice lodged that week and can be accessed at www.parliament.act.gov.au/parliamentary-business/in-the-chamber/chamber-documents.

Redirected and answered questions

The following questions asked by the Member indicated have been redirected to the Minister indicated and answers have been received:

- 96 Minister for Business and Better Regulation *(Mrs Kikkert)*.
- 97 Assistant Minister for Economic Development *(Mrs Kikkert)*.
- 98 Minister for Human Rights *(Mrs Kikkert)*.
- 123 Minister for Transport and City Services *(Mrs Kikkert)*.
- 127 Attorney-General *(Mr Braddock)*.

Unanswered question

(30 days expired 14 March 2021)

119 **MRS KIKKERT:** To ask the Minister for Disability—

- (1) How much funding for the Disability Inclusion Grant (including maximum amounts per organisation) was given by the ACT Government in (a) 2016-17, (b) 2017-18, (c) 2018-19 and (d) 2020-21.
- (2) Does the ACT Government have plans to double the funding for the Disability Inclusion grant and divide the grant round into two rounds for 2021-22; if not, why not.
- (3) How much funding for the I-Day Grant (including maximum amounts per organisation) was given by the ACT Government in (a) 2011-12, (b) 2012-13, (c) 2013-14, (d) 2014-15, (e) 2015-16, (f) 2016-17, (g) 2017-18, (h) 2018-19, (i) 2019-20 and (j) 2020-21.

T Duncan

Clerk of the Legislative Assembly

GOVERNMENT TO RESPOND TO PETITIONS

(in accordance with standing order 100)

2 March 2021

Thoroughbred Park—Proposed withdrawal of public funding and redirection of funding to Canberra's arts and entertainment industry—Special Minister of State—Petition lodged by Ms Clay (Pet 24-20).

3 March 2021

Alternate sites for proposed waste processing facilities in Fyshwick—Minister for Transport and City Services—Petition lodged by Ms Lee (Pet 13-20).

11 May 2021

Proposed inquiry into alcohol, tobacco and other drug treatment services—Minister for Health—Petitions lodged by Mrs Kikkert (Pets 24-20 and 2-21).

Giralang shops—Update from developer on progress—Minister for Planning and Land Management—Petition lodged by Ms Orr (Pet 1-21).

12 May 2021

Giralang shops—Update from developer on progress—Minister for Planning and Land Management—Petition lodged by Ms Orr (Pet 4-21).

COMMITTEES

Unless otherwise shown, appointed for the life of the Tenth Assembly. The dates of the amendments to the committees' resolution of appointment are reflected, but not changes in the membership.

Standing

Pursuant to standing order

ADMINISTRATION AND PROCEDURE: (*Formed 3 November 2020*): The Speaker (Chair), Mr Braddock, Mr Hanson, Ms Orr.

Pursuant to resolution

ECONOMY AND GENDER AND ECONOMIC EQUALITY: (*Formed 2 December 2020*): Ms Lawder (Chair), Mr Davis, Ms Orr.

EDUCATION AND COMMUNITY INCLUSION: (*Formed 2 December 2020*): Mr Pettersson (Chair), Mr Cain, Mr Davis.

ENVIRONMENT, CLIMATE CHANGE AND BIODIVERSITY: (*Formed 2 December 2020*): Dr Paterson (Chair) Mr Braddock, Ms Castley.

HEALTH AND COMMUNITY WELLBEING: (*Formed 2 December 2020*): Mr Davis (Chair), Mrs Kikkert, Mr Pettersson.

JUSTICE AND COMMUNITY SAFETY: (*Formed 2 December 2020*): Mr Hanson (Chair), Ms Clay, Dr Paterson.

PLANNING, TRANSPORT AND CITY SERVICES: (*Formed 2 December 2020*): Ms Clay (Chair), Mr Parton, Ms Orr.

PUBLIC ACCOUNTS: (*Formed 2 December 2020*): Mrs Kikkert (Chair), Mr Braddock, Mr Pettersson.

Select

DRUGS OF DEPENDENCE (PERSONAL USE) AMENDMENT BILL 2021: (*Formed 11 February 2021*): Mr Cain (Chair), Mr Davis, Dr Paterson.
