

2001-2002-2003

**LEGISLATIVE ASSEMBLY FOR THE
AUSTRALIAN CAPITAL TERRITORY****NOTICE PAPER**

No. 57

Wednesday, 7 May 2003

The Assembly meets this day at 10.30 am

PRIVATE MEMBERS' BUSINESS**Notices**

- *1 MRS CROSS: To present a Bill for an Act to amend the *Gaming Machine Act 1987*. (Notice given 6 May 2003).
- *2 MR BERRY: To present a Bill for an Act to provide for long service leave in the private sector other than the building and construction industry, and for related purposes. (Notice given 6 May 2003).

Orders of the Day

- 1 CIVIL LAW (WRONGS) AMENDMENT BILL 2002 (NO 2): (*Ms Dundas*): Agreement in principle – Resumption of debate (*from 13 November 2002 – Mr Stanhope*).

Notices - continued

- *3 MRS BURKE: To move – That this Assembly calls on the Minister for Disability, Housing and Community Services, Mr Bill Wood, to ensure that the rights and obligations of ACT Housing tenants be protected, upheld and enforced in relation to their tenancy agreement. (Notice given 6 May 2003).

**Notifications to which an asterisk (*) is prefixed appear for the first time*

*4 MS DUNDAS: To move – That this Assembly calls on the ACT Government to table the ACT Workcover audit of school cleaning services by the end of sitting on 8 May 2003. (*Notice given 6 May 2003*).

*5 MR STEFANIAK: To move – That this Assembly:

- (1) notes with concern that currently 35% of all Community Service Orders imposed by ACT courts so far this year have been breached by offenders; and
- (2) calls on the ACT Government to take steps to address this problem. (*Notice given 6 May 2003*).

*6 MS TUCKER: To move – That this Assembly:

- (1) commends the Government for proposing a rebate scheme for owners of houses reliant on wood burning heaters;
- (2) calls on the Government to develop a comprehensive strategy and timetable to eliminate the problem of wood smoke pollution in the ACT, incorporating such measures as:
 - (i) implementing enhanced air quality monitoring, including both airborne particles (PM10) and smaller airborne particles (PM 2.5), as recommended as the top priority in the State of the Environment Report 2000;
 - (ii) introducing mobile air monitoring of the Tuggeranong Valley and other wood smoke affected areas of Canberra.
 - (iii) commissioning a study into the long-term health effects of wood smoke pollution on Canberra residents;
 - (iv) replacing wood burning heaters in government-owned homes in Canberra;
 - (v) resourcing Environment ACT to enforce the penalty provisions contained in part 13 of the Environment Protection Act applying to excessively smoking chimneys;
 - (vi) providing regular information for broadcasting daily winter air pollution levels for the Tuggeranong Valley and other parts of Canberra as part of the weather forecasts on daily television and radio news bulletins;
 - (vii) working with rental property owners to encourage them to convert their properties to cleaner and more efficient forms of heating;
 - (viii) further public education initiatives on the proper use of wood-burning heaters; and

- (3) calls on the Government to include in the Spatial Plan process an investigation of the possibility of sustainable wood supply in the ACT. (*Notice given 6 May 2003*).
- 7 MR CORNWELL: To move – That this Assembly amends Standing Order 118, in accordance with the Australian Labor Party's Labor's 2001 ACT Election Commitments (page 35, paragraph 8 'We will limit Ministers' answers to Questions to five minutes), by adding a new sub-section (c) shall not be longer than five minutes in length, and amends existing sub-section (b) by adding 'and' after 'refers'. (*Notice given 1 April 2003*).
- *8 MR PRATT: To move – That this Assembly expresses its deep concern with this government for:
- (4) not having met its obligations to provide timely advice to the federal government to ensure the timely provision of federal funding to support ACT Urban Fire Services for the purpose of protecting federal property in the ACT;
- (5) prevaricating in acquiring routine but essential federal funding needed to supplement the ACT's fire services capability given the lessons which should have been learnt from the December 2001 bushfires. (*Notice given 6 May 2003*).
- 9 MR SMYTH: To move – That this Assembly, noting that the Government's proposed new land rating system:
- (1) has not been adequately tested or modeled;
- (2) is unfair and regressive;
- (3) will lead to wildly different rates being levied on owners of properties of equivalent value.
- Calls on the Government to:
- (4) not introduce the new system in the 2003-04 financial year;
- (5) undertake full assessment and modeling of the proposed new system;
- (6) report the findings of this assessment and modeling to the Assembly by the end of 2003. (*Notice given 1 April 2003*).
- 10 MRS DUNNE: To move – That this Assembly calls on the Minister for Planning to immediately recommence the master planning process for the Kippax Group Centre. (*Notice given 9 May 2002*).

- 11 MR PRATT: To move – That the ACT Legislative Assembly condemns Labor for blocking the suspension of Downer Preschool in October 1998 and now having to admit that it was wrong to do so given that it wants to suspend Lyneham Preschool for the same reason. (*Notice given 24 September 2002*).
- 12 MR PRATT: To move – That this Assembly:
- (1) notes that the Department of Education will vacate the O’Connell Education Centre of the site of the old Griffith Primary School site by the end of this school year;
 - (2) notes that the Blue Gum School is currently in unacceptable accommodation and needs to move into more acceptable accommodation at the end of the current school year;
 - (3) calls on the Minister for Education to explore all educational options (Departmental, government and non government) for the O’Connell Centre before it is made surplus to requirement. (*Notice given 25 June 2002*).
- 13 MR SMYTH: To move – That the Government acknowledge the importance of openness and accountability and their election commitment to this end and calls on the Government to table the Canberra Hospital and Calvary Hospitals’ information bulletin – patient activity data, monthly reports at the first Assembly sitting after they have become available to the Government. (*Notice given 7 May 2002*).
- 14 MRS DUNNE: To move – That this Assembly calls on the Minister for Urban Services to immediately allocate funds for the site selection and design of a permanent library and community centre at the Kippax Group Centre. (*Notice given 9 May 2002*).
- 15 MRS DUNNE: To move – That the Assembly directs the Government to immediately remove heavy vehicle diversions from Chuculba Crescent, Giralang and any other suburban streets and ensure that all heavy vehicle routes avoid suburban streets. (*Notice given 27 August 2002*).
- 16 MRS DUNNE: To move – That the Assembly directs the Government to enter into immediate negotiations with the National Capital Authority about the duplication of Caswell Drive to ensure that unoccupied land to the east of the existing road reserve is utilised so that the road does not encroach unnecessarily on the amenity of Aranda. (*Notice given 27 August 2002*).
- 17 MS TUCKER: To move – That this Assembly:
- (1) having noted that under the *Australian Capital Territory (Self-Government) Act 1988* the size of the Assembly can only be altered by regulations in accordance with a resolution passed by the Assembly;

- (2) hereby resolves that the number of members of the Legislative Assembly should be increased from 17 to 21, with 7 members elected from each of 3 electorates; and
 - (3) calls upon the Chief Minister to communicate this resolution to the Minister for Regional Services, Territories and Local Government with a request that the regulations increasing the number of members be made by no later than 31 March 2003 so that the necessary electoral redistribution can be conducted in time for the ACT election scheduled for October 2004. (*Notice given 19 November 2002*).
- 18 MRS DUNNE: To move – That noting recommendation 4 of Report No 4 of the Standing Committee on Planning and Environment into Draft Variation No 174 to the Territory Plan, the Hungarian-Australian Club site and Community Facility Land, this Assembly calls on the Government to review the operation of all pre self-government concessional leases. (*Notice given 11 December 2002*).
- 19 MRS DUNNE: To move – This Assembly:
 - (1) notes the Minister for Planning's decision of 27 November to extend the 5% interim limit on dual and triple occupancy, embodied in Draft Variation 192, until May 2003; and
 - (2) notes the creation of an overlapping and contradictory conditions between Draft Variation 192 and Draft Variation 200, which gained interim effect in September 2002;
 - (3) calls on the Minister to immediately suspend the operation of Draft Variation 192 as was initially intended. (*Notice given 11 December 2002*).
- 20 MS DUNDAS: To move – That this Assembly, recognising the need for a Youth Night Shelter in Civic to provide safe overnight accommodation for young people unable to return home late at night, calls on the ACT Government to make the establishment of a youth night shelter a high priority for the 2003-2004 financial year (*Notice given 4 March 2003*).
- 21 MR STEFANIAK: To move – That the Assembly calls on the Government to commemorate the achievements and contributions made by the Cannons, Capitals and Brumbies by means of honour plaques laid on London Circuit similar to the honour plaque already laid to commemorate the contribution made by the Canberra Raiders. (*Notice given 4 March 2003*).
- 22 MRS BURKE: To move – That this Assembly calls upon the government to establish suitable community support mechanisms for illicit drug dependent parents to assist them in moving away from a drug dependent lifestyle to ensure the well being and safety of their children. (*Notice given 4 March 2003*).

- 23 MRS CROSS: To move – That the Assembly calls on the Chief Minister:
- (1) to table Howard McBeth's 1994 report into the adequacy of the Territory's fire prevention strategies;
 - (2) to incorporate the McBeth report into the Government's operational response to the 18 January 2003 bushfires. (*Notice given 5 March 2003*).
- 24 MS DUNDAS: To move – That this Assembly calls on the Government to empower the Gaming and Racing Commission to reduce the current number of gaming machines in the ACT to 3000, in line with the national per capita average, during the financial year 2003-2004. (*Notice given 11 March 2003*).
- 25 MS DUNDAS: To move – That this Assembly calls on the ACT Government to audit the superannuation and workers compensation entitlements of all fire-fighters who have been transferred from the NSW Fire Brigade to the ACT Fire Brigade, and report to the Assembly by 19 August 2003. (*Notice given 1 April 2003*).
- 26 MS DUNDAS: To move – That this Assembly calls on the ACT Government to immediately establish a Taskforce reporting directly to Cabinet, with parent, principal, teacher and Government representation, to evaluate and implement recommendations from the Connors Inquiry into ACT Education Funding. (*Notice given 1 April 2003*).

Orders of the day - continued

- 2 INQUIRIES AMENDMENT BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 15 May 2002 – Mr Stanhope*).
- 3 LAND (PLANNING AND ENVIRONMENT) LEGISLATION AMENDMENT BILL 2001: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Corbell*).
- 4 CRIMES AMENDMENT BILL 2001 (NO 3): (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Stanhope*).
- 5 SUPREME COURT AMENDMENT BILL 2001 (NO 2): (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Stanhope*).
- 6 ELECTORAL AMENDMENT BILL 2002: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 6 March 2002 – Mr Stanhope*).

- 7 STATISTICAL PROFILE ON THE ADMINISTRATION OF JUSTICE AND REVIEW OF THE OPERATION OF THE VICTIMS OF CRIME (FINANCIAL ASSISTANCE) ACT - MOTION TO TAKE NOTE OF PAPERS: Resumption of debate (*from 7 March 2002 – Mrs Dunne*) on the motion of Mr Stefaniak – That the Assembly takes note of the papers.
- 8 PROPOSED TIMETABLE FOR THE COMPLETION OF THE GUNGAHLIN DRIVE EXTENSION: Resumption of debate (*from 5 June 2002 – Ms Dundas*) on the motion of Mrs Dunne – That this Assembly:
 - (1) notes the ACT Government's commitment to build the Gungahlin Drive extension on time, on the western alignment, and to the same budget as that allocated to the eastern alignment; and
 - (2) directs the Minister for Planning, Mr Corbell, to table before the Assembly rises on Thursday, 6 June 2002 his proposed timetable for completing the Gungahlin Drive extension including but not limited to the:
 - (a) commencement and completion of environmental planning;
 - (b) commencement and completion of engineering planning;
 - (c) commencement of the draft variation process;
 - (d) timetable for the letting of tenders;
 - (e) commencement of works; and
 - (f) completion of works.
- 9 INQUIRIES AMENDMENT BILL 2002 (NO 2): (*Ms Dundas*): Agreement in principle – Resumption of debate (*from 21 August 2002 – Mr Quinlan*).
- 10 COMMUNITY REFERENDUM BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 28 August 2002 – Mr Stanhope*).
- 11 INSURANCE COMPENSATION FRAMEWORK BILL 2002: (*Mr Smyth*): Agreement in principle – Resumption of debate (*from 25 September 2002 – Mr Quinlan*).
- 12 LEGAL PRACTITIONERS AMENDMENT BILL 2002: (*Mr Smyth*): Agreement in principle – Resumption of debate (*from 25 September 2002 – Mr Quinlan*).
- 13 ADVENTURE ACTIVITIES (LIABILITY) BILL 2002: (*Mr Smyth*): Agreement in principle – Resumption of debate (*from 25 September 2002 – Mr Quinlan*).
- 14 CRIMES AMENDMENT BILL 2002: (*Mr Pratt*): Agreement in principle – Resumption of debate (*from 13 November 2002 – Mr Stanhope*).
- 15 BUILDING (WATER EFFICIENCY) AMENDMENT BILL 2002: (*Mrs Dunne*): Agreement in principle – Resumption of debate (*from 13 November 2002 – Mr Corbell*).

- 16 LITTER AMENDMENT BILL 2002: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 20 November 2002 – Mr Corbell*).
 - 17 PUBLIC ACCESS TO GOVERNMENT CONTRACTS AMENDMENT BILL 2002 (NO. 2): (*Ms Dundas*): Agreement in principle – Resumption of debate (*from 11 December 2002 – Mr Quinlan*).
 - 18 COSTING OF ELECTION COMMITMENTS BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 11 December 2002 – Mr Quinlan*).
 - 19 FINANCIAL LEGISLATION (INTEGRITY AND RESPONSIBILITY) AMENDMENT BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 11 December 2002 – Mr Quinlan*).
 - 20 BUSHFIRE RECONSTRUCTION AUTHORITY BILL 2003: (*Mrs Dunne*): Agreement in principle – Resumption of debate (*from 5 March 2003 – Mr Stanhope*).
 - 21 SENTENCING REFORM AMENDMENT BILL 2003: (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 2 April 2003 – Mr Stanhope*).
-

EXECUTIVE BUSINESS

Orders of the day

- 1 GAMING MACHINE (CAP) AMENDMENT BILL 2003: (*Minister for Sport, Racing and Gaming*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mr Stefaniak*).
- 2 GOVERNMENT PROCUREMENT AMENDMENT BILL 2003: (*Treasurer*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mr Smyth*).
- *3 APPROPRIATION BILL 2003-2004: (*Treasurer*): Agreement in principle – Resumption of debate (*from 6 May 2003 – Mr Smyth*).
- 4 LAND (PLANNING AND ENVIRONMENT) (COMPLIANCE) AMENDMENT BILL 2003: (*Minister for Planning*): Agreement in principle – Resumption of debate (*from 20 February 2003 – Mrs Dunne*).
- 5 STATE OF THE TERRITORY'S FINANCE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 7 March 2002 – Mr Smyth*) on the motion of Mr Quinlan – That the Assembly takes note of the paper.

- 6 INDEPENDENT COMPETITION AND REGULATORY COMMISSION - INVESTIGATION INTO COMPETITION IMPLICATIONS OF PROVISION OF WHEELCHAIR ACCESSIBLE TAXI SERVICES BY A SINGLE NETWORK – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 13 December 2001 – Mr Wood*) on the motion of Mr Quinlan – That the Assembly takes note of the paper.
- 7 FINANCIAL MANAGEMENT ACT – CONSOLIDATED FINANCIAL MANAGEMENT REPORT – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 15 May 2002 – Mr Smyth*) on the motion of Mr Quinlan – That the Assembly takes note of the paper.
- 8 GAMING MACHINE ACT – ACT GAMBLING AND RACING COMMISSION – REPORT ON COMMUNITY CONTRIBUTIONS MADE BY GAMING MACHINE LICENSEES – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 26 September 2002*) on the motion of Mr Stanhope – That the Assembly takes note of the paper.
- 9 PUBLIC RENTAL HOUSING ASSISTANCE PROGRAM – AMENDMENT TO RESTORE SECURITY OF TENURE TO PUBLIC TENANTS – STATEMENT BY MINISTER – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 10 December 2002 – Mr Stefaniak*) on the motion of Mr Wood – That the Assembly takes note of the paper.
- 10 GENE TECHNOLOGY BILL 2002: (*Minister for Health*): Agreement in principle – Resumption of debate (*from 21 February 2002 – Mr Smyth*).
- 11 FULL RETAIL COMPETITION – IMPACT ON ACT LOW INCOME EARNERS – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 20 February 2003 – Mr Cornwell*) on the motion of Mr Quinlan – That the Assembly takes note of the paper.
- 12 INDIGENOUS EDUCATION – FOURTH SIX MONTHLY REPORT – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 4 March 2003 – Ms Gallagher – in continuation*) on the motion of Mr Stanhope – That the Assembly takes note of the paper.
- 13 INQUIRIES ACT – BOARD OF INQUIRY INTO DISABILITY SERVICES – IMPLEMENTATION OF THE GOVERNMENT RESPONSE – FIRST SIX MONTHLY REPORT – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 1 April 2003 – Mrs Burke*) on the motion of Mr Wood – That the Assembly takes note of the paper.
- 14 ROAD TRANSPORT (PUBLIC PASSENGER SERVICES) AMENDMENT BILL 2003: (*Minister for Urban Services*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mrs Dunne*).

- 15 TERTIARY ACCREDITATION AND REGISTRATION BILL 2003: (*Minister for Education, Youth and Family Services*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mrs Burke*).
- 16 VOCATIONAL EDUCATION AND TRAINING BILL 2003: (*Minister for Education, Youth and Family Services*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mrs Burke*).
- 17 ANIMAL AND PLANT DISEASES AMENDMENT BILL 2003: (*Minister for Environment*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mrs Dunne*).
- *18 APPROPRIATION BILL 2002-2003 (NO. 3): (*Treasurer*): Agreement in principle – Resumption of debate (*from 6 May 2003 – Mr Smyth*).
- *19 FINANCIAL MANAGEMENT AMENDMENT BILL 2003: (*Treasurer*): Agreement in principle – Resumption of debate (*from 6 May 2003 – Mr Smyth*).
- *20 BUSHFIRE RECONSTRUCTION LEVY BILL 2003: (*Treasurer*): Agreement in principle – Resumption of debate (*from 6 May 2003 – Mr Stefaniak*).
- *21 REVENUE LEGISLATION AMENDMENT BILL 2003: (*Treasurer*): Agreement in principle – Resumption of debate (*from 6 May 2003 – Mr Stefaniak*).

Notice

- 1 MR STANHOPE: To move – That the Legislative Assembly for the Australian Capital Territory, having noted that:
 - (1) subsection 8(2) of the *Australian Capital Territory (Self-Government) Act 1988* (the Act) provides that the Assembly shall consist of 17 members;
 - (2) subsection 8(3) of the Act provides that the Governor-General may make regulations under the Act to fix a different number of members;
 - (3) regulations may only be made for this purpose in accordance with a resolution passed by the Assembly; and
 - (4) regulations would need to be made no later than April 2003 so that the necessary electoral redistribution can be conducted in time for the ACT election scheduled for October 2004;

hereby resolves that the number of members of the Legislative Assembly should be increased from 17 to 25 by regulations made by the Governor-General for the purposes of subsection 8(3) of the Act; and

calls upon the Chief Minister to communicate this resolution to the Commonwealth Government with a request that the regulations increasing the number of members be made at the earliest opportunity but no later than 31 March 2003. (*Notice given 25 September 2002*).

ASSEMBLY BUSINESS

Orders of the day

- 1 LEGAL AFFAIRS – STANDING COMMITTEE – REPORT NO 3 – OPERATION OF THE *DANGEROUS GOODS ACT 1975* WITH PARTICULAR REFERENCE TO FIREWORKS – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 22 August 2002 – Mr Corbell*) on the motion of Mr Stefaniak – That the report be noted.
- 2 LEGAL AFFAIRS – STANDING COMMITTEE – REPORT NO. 3 – THE OPERATION OF THE DANGEROUS GOODS ACT 1975 WITH PARTICULAR REFERENCE TO FIREWORKS – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 12 December 2002 – Mr Cornwell*) on the motion of Mr Corbell – That the Assembly takes note of the paper.
- 3 LEGAL AFFAIRS – STANDING COMMITTEE – REPORT NO. 4 – THE APPROPRIATENESS OF THE SIZE OF THE LEGISLATIVE ASSEMBLY FOR THE ACT AND OPTIONS FOR CHANGING THE NUMBER OF MEMBERS, ELECTORATES AND ANY OTHER RELATED MATTER – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 26 September 2002 – Mr Stefaniak*) on the motion of Mr Stanhope – That the Assembly takes note of the paper.
- 4 STATUS OF WOMEN IN THE ACT – SELECT COMMITTEE – REPORT – THE STATUS OF WOMEN IN THE ACT – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 21 November 2002 – Mr Stanhope*) on the motion of Ms Gallagher – That the report be noted.
- 5 PLANNING AND ENVIRONMENT – STANDING COMMITTEE – REPORT NO 13 – DRAFT VARIATION NO 187 TO THE TERRITORY PLAN – HERITAGE PLACES REGISTER – RED HILL HOUSING PRECINCT – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 3 April 2003 – Mr Wood*) on the motion of Mrs Dunne – That the report be noted.

- *6 PLANNING AND ENVIRONMENT – STANDING COMMITTEE –
REPORT NO 14 – DRAFT VARIATION NO 175 TO THE TERRITORY
PLAN – INDUSTRIAL B3 LAND USE POLICIES – INDUSTRIAL AREA
POLICIES AND DEFINITIONS: FYSHWICK, SYMONSTON, MITCHELL
AND HUME – MOTION THAT REPORT BE NOTED: Resumption of
debate (*from 6 May 2003 – Mr Corbell*) on the motion of Mr Hargreaves –
That the report be noted.
- *7 PLANNING AND ENVIRONMENT – STANDING COMMITTEE –
REPORT NO 15 – VARIATION TO THE TERRITORY PLAN, NO. 200,
GARDEN CITY VARIATION – RESIDENTIAL LAND USE POLICIES,
MODIFICATIONS TO RESIDENTIAL CODES, AND MASTER PLAN
PROCEDURES – MOTION THAT REPORT BE NOTED: Resumption of
debate (*from 6 May 2003 – Mr Corbell*) on the motion of Mr Hargreaves –
That the report be noted.

17 June 2003

- 8 LEGAL AFFAIRS – STANDING COMMITTEE: Presentation of report on
the Crimes (Industrial Manslaughter) Amendment Bill 2002 pursuant to order
of the Assembly of 12 December 2002, as amended 1 April 2003.
- 9 PUBLIC ACCOUNTS – STANDING COMMITTEE: Presentation of report
on the Rates and Land Tax Amendment Bill 2003 pursuant to order of the
Assembly of 3 April 2003.
- 10 ESTIMATES 2003-2004 – SELECT COMMITTEE: Presentation of report on
the Appropriation Bill 2003-2004 pursuant to order of the Assembly of
3 April 2003.

**Referred to Standing Committee on Legal Affairs on
12 December 2002**

CRIMES (INDUSTRIAL MANSLAUGHTER) AMENDMENT BILL 2002:
(*Minister for Industrial Relations*): Resumption of debate – Agreement in principle
(*Mr Pratt*).

**Referred to the Standing Committee on Public Accounts on
3 April 2003**

RATES AND LAND TAX AMENDMENT BILL 2003: (*Treasurer*): Resumption of
debate – Agreement in principle (*Mr Smyth*).

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 new and redirected or revised questions are included on the *Notice Paper*.

Unanswered questions

418, 431, 448, 476, 531, 532, 550, 555, 584, 587, 590, 592, 622,
623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635,
636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648,
649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659

New questions

(30 days expires 6 June 2003)

*660 MR STEFANIAK: To ask the Minister for Sport, Racing and Gaming – In relation to upgrade at the National Hockey Centre in Lyneham and your reply to Question on notice no 526:

- (1) In your response you stated that ‘The Commonwealth undertook to consider this matter and to respond as soon as practicable’. Has the Minister received any further correspondence or information detailing if the Commonwealth will provide funds for capital works required for the Centre to host the Champions Trophy in 2005;
- (2) If so, please provide documentation, if not, why not and when will the ACT Government chase up the Commonwealth for an answer.

*661 MR STEFANIAK: To ask the Chief Minister – In relation to the January bushfires:

- (1) Do you intend to make a statement or submission to the McLeod Inquiry, given that you were at Emergency Services Headquarters on 18 January 2003;
- (2) Do you intend to give evidence before the Coroner about the fires of 18 January 2003.

*662 MR SMYTH: To ask the Minister for Community Affairs – In relation to aboriginal cultural sites and bushfires:

- (1) Has the Minister received a copy of a letter from Ngun(n)awal elder Don Bell raising concerns about the potential loss of aboriginal cultural sites;

- (2) Has your Department started work on compiling a list of significant aboriginal sites that may have been destroyed or damaged by the bushfires, if so, can any details about sites and damage be provided, if not, why not;
- (3) Has the Minister consulted with all relevant groups of Ngun(n)awal people about this issue;
- (4) Can the Minister advise when work will begin restoring any sites destroyed or damaged by the January 18 firestorm.

*663 MR SMYTH: To ask the Minister for Planning – In relation to the PALM website:

- (1) How often is the PALM website updated;
- (2) What was the last date the PALM website was updated.
- (3) Is the notification on the 'Maps of Canberra by Suburbs' page on the PALM website that states 'Last updated May 2001' accurate;
- (4) How old are the maps on this page;
- (5) Can the Minister assure Members and the community that this page will be updated as a matter of urgency.

*664 MR SMYTH: To ask the Minister for Urban Services – In relation to replacement of street trees:

- (1) Who conducted the independent review of street trees that led to the announcement that 309 street trees would be removed;
- (2) How much did this review cost;
- (3) How much will it cost to cut down the trees identified for removal and from where in the Budget will this cost be met;
- (4) What process did you use to determine the species of trees that will replace the removed trees;
- (5) What species of trees will replace the removed trees in each location;
- (6) When will the replacement program be completed;
- (7) What is the total cost of replacement trees;
- (8) Has the ACT Government developed an ongoing program of tree removals and replacements.

*665 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to the Review of School Counsellors:

- (1) Were there any funds remaining out of the \$100,000 allocated in the 2002-03 Budget for this review. If so, how much and what will happen with the remaining funds, if not, was the project on budget or over budget. If the project was over budget where did the additional funds come from;
- (2) Who conducted the review;
- (3) What were the major findings of the review;
- (4) Will the Minister be providing Members of the Assembly with a copy of the report, if so, when will Members receive a copy of the report, if not why not and where may a copy be obtained;
- (5) Why did you select the multi-disciplinary model put forward in the report for further study;
- (6) Who will undertake this further study and how will it be funded;
- (7) When do you anticipate that this further study will be finished;
- (8) When do you anticipate that the reforms flowing from this review will be implemented;
- (9) Will you involve school counsellors and their representatives in the development of the new model;
- (10) How will you ensure that a new system remains focussed on the needs of students.

*666 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to the recovery of stolen vehicles:

- (1) When a vehicle has been reported stolen to police what is the correct process then followed by police in finding and recovering the vehicle.
- (2) If police don't make contact with the owner of a stolen vehicle after one phone call should police try to phone again or try an alternate number if an alternate number has been provided.
- (3) Why would there be the circumstance where a resident reported their vehicle stolen on 7 March 2003 and was recently contacted by a friend who works next door to a wreckers and told that their vehicle was in the wreckers yard on 28 April 2003, but the owner of the vehicle had not been contacted by police.
- (4) Given that:

- . Upon calling police to notify them that the stolen vehicle was at a wreckers the owner of the vehicle was told that an officer did try to contact her when the vehicle was found on 8 March 2003.
- . Documentation at the police station reveals that only one phone call was made to her home number.
- . On this day she was interstate for a wedding.
- . The owner of the vehicle left her home phone number, her mobile number, her partner's home number and partner's mobile number.

Why did police only make one phone call and only try one of the four phone numbers supplied, is this an acceptable response.

(5) Given that:

- . After a month of not hearing from police about the vehicle she decided to get another car at some expense, but has also gone to the wreckers to get her original car back at a cost of \$155.00 (parts had been stolen from the vehicle).
- . This resident would not have been forced to get a new vehicle had police tried to call one of the mobile phone numbers or if police had phoned more than once.

Are there any avenues for the owner of the stolen vehicle to complain about this situation, and if so, where can an official complaint be lodged;

(6) Are there any reports of similar incidents where police have not attempted more than once or have only tried one contact number to get in touch with a resident who has reported a stolen vehicle.

*667 MR SMYTH: To ask the Minister for Planning – In relation to the ACTION bus replacement program:

- (1) How much of the \$400,000 allocated this financial year to the bus replacement program has been expended;
- (2) How much of the funding allocated had been expended as at 30 April 2003 specifically on the purchase of new buses;
- (3) How many new buses were purchased as at 30 April this financial year;
- (4) Are there plans to purchase any more buses before the end of the financial year;
- (5) How many buses are scheduled for purchase in (a) 2003-04, (b) 2004-05 and (c) 2005-06;

- (6) Where were any old buses, replaced with new ones, taken to and does the Government generate revenue from turning them in, if so, how much, if not, why not;
- (7) How much of the bus replacement funding had been expended on ACTION's radio system as at 30 April this financial year;
- (8) Why do the radio systems need replacing and how many more have to be replaced.

*668 MR SMYTH: To ask the Minister for Health – In relation to mental health funding:

- (1) The Government promised to allocate an additional \$1m to mental health. Was that commitment fulfilled on the 2002-03 Budget, if not, why not and when will this commitment be filled;
- (2) Where in the Budget was this additional money, ie was it in an overall increase to health or through other programs that you can point to in the Budget Papers;
- (3) This funding was supposed to 'improve discharge procedures, ensure support at that stage and examine post discharge accommodation'. Was this achieved, if so, please provide supporting documentation, if not, why not;
- (4) The Government was also going to provide additional resources for mental health particularly for proactive early intervention and multiple diagnosis patients, has this been achieved, if so, please provide supporting documentation, if not why not;
- (5) The Government also said that training and recruitment of additional staff was a pre-requisite to improved services, have you increased staff numbers in the mental health area, if so please provide supporting documentation, if not, why not.

*669 MR SMYTH: To ask the Chief Minister – In relation to 100 days after the bushfires:

- (1) How much did the half page advertisement on page 9 of the *Canberra Times* cost the ACT Government;
- (2) Were there any other costs incurred by the Government promoting its achievements following 100 days following the Canberra bushfires, if so, please provide details including the item and cost.

*670 MR SMYTH: To ask the Minister for Economic Development, Business and Tourism – In relation to the Economic White Paper:

- (1) What level of funding was allocated to the Economic Development White Paper in 2001-02 and how much was spent in that financial year;
- (2) What level of funding was allocated to the Economic Development White Paper in 2002-03 and how much was spent in that financial year;
- (3) What was the total amount of funding provided for the Economic Development White Paper and what was the total amount spent;
- (4) Why does Budget Paper Number 3, page 163, indicate that the funds for the White Paper in 2002-03 are actually a roll over from 2001-02, thereby indicating that only \$250,000 in total was provided.

*671 MR STEFANIAK: To ask the Attorney-General – In relation to Community Services Orders (CSO) and your reply to Question on notice no. 504:

- (1) In the response the Attorney gave the budget figure for CSO's for 2001-02, what is the total figure for 2002-03;
- (2) Labor committed to providing an additional \$60,000 to CSO's in 2001, was an additional \$60,000 placed in the Budget for this purpose, if so, please provide supporting documentation and advise where in the budget this funding is allocated, if not, why not.

*672 MR STEFANIAK: To ask the Minister for Sport, Racing and Gaming – In relation to women's sport funding:

- (1) How much funding had been directed to women's sport as at 30 April under the introduction of the Gaming Machine (Women's Sports) Amendment Bill 2002;
- (2) Have the Ministerial guidelines been prepared to assist clubs to determine whether their donations are eligible community contributions, if so, can a copy please be provided in response to this question, if not, why not;
- (3) Has the introduction of this legislation negatively impacted on any other community groups who received community contributions for gaming machine revenue, if so, who are the groups and how much money have they missed out on.

*673 MR STEFANIAK: To ask the Attorney-General – In relation to the Consumer Law Centre and further to Question on notice no. 487:

- (1) How many requests for (a) assistance and (b) advice, did the Consumer Law Centre receive in the period 21 March 2003 to 30 April 2003;
- (2) How many of the 15 active case files open as at 20 March have been finalised, if none, why have they not been finalised;
- (3) What is the 'Utility Hardship Intervention Project' designed to look at and achieve;
- (4) What is the cost of employing a part time project officer for 12 weeks to oversee this project.

*674 MR STEFANIAK: To ask the Attorney-General – In relation to the Youth Legal Services and further to your reply to Question on notice no 488:

- (1) How many requests for assistance has the Youth Legal Referral Service received in its second month of operation;
- (2) In what percentage of requests has the service been able to (a) assist, (b) not assist, (c) cases are still in progress;
- (3) Are any of the issues discussed during this month different to those discussed in the first month (as indicated in the response to Question on notice no. 488) if so please provide details;
- (4) How long will this pilot project run for.

*675 MR STEFANIAK: To ask the Treasurer – In relation to insurance for sporting organizations:

- (1) Highlights in Budget Paper No. 4 2002-03 for Treasury states: *'implementing the government's strategy to provide accessible and affordable insurance for community and sporting organisations and small business'*. What has the Government done to provide accessible and affordable insurance for sporting organisations in the Territory, please provide detail and supporting documentation;
- (2) Is the Government aware of any local sporting organisations that may have to fold due to insurance problems, if so, how many groups, who are they and what are you doing to assist them;
- (3) What is the Government doing to solve cross border problems with insurance for sporting organisations ie sporting groups in Queanbeyan and Jerrabomberra that are affiliated with ACT sporting bodies.

*676 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to school reporting:

- (1) What information will be provided to parents regarding their child's educational outcomes as part of the new format for school reporting;
- (2) What information will be provided to parents regarding their child's school as part of the new format for school reporting;
- (3) Are there any areas where parents will receive less information about their child's educational outcomes than what was provided in 2002 reports, if so, what information will not be provided;
- (4) Are there any areas where parents will receive less information about their child's school than what was provided in 2002 reports, if so, what information will not be provided;
- (5) Will any new or additional information be provided to parents about (a) their child or (b) their child's school, as part of the 2003 reporting system;
- (6) How will the new reporting system differ from the system used in 2002;
- (7) Will results still be graphed in a box and whisker plot, if not, why not;
- (8) Has the Government consulted widely with parents about the new system it is introducing this year, if so, how many parents were consulted, if not, why not.

*677 MS DUNDAS: To ask the Minister for Urban Services – In regard to the Civic Merry Go Round:

- (1) What is the operating cost of the Merry Go Round to the ACT Government;
- (2) Is the operation entirely outsourced;
- (3) Who keeps the fares of the ride;
- (4) What percentage of the operating cost is met by the fares;
- (5) Is the Merry Go Round insured by the ACT Government;
- (6) What is the insured value of the Merry Go Round.

*678 MRS BURKE: To ask the Minister for Education, Youth and Family Services – Further to your answer to Question on notice no 401 and in relation to the report on the inquiry into workforce issues in the ACT Child Care Industry:

- (1) What is the status of the consultation with licensed children's services and other relevant stakeholders in relation to the recommendations of the report;
- (2) What will this consultation process involve;
- (3) When do you expect the consultation period will be complete.

*679 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to occupant audits:

- (1) Are audits or inspections undertaken on ACT Housing properties to ensure only tenants who have signed an agreement for that property are living in the premises;
- (2) If yes to (1) how often are such audits or inspections undertaken and what information is taken down by ACT Housing. If not, why not;
- (3) Under what circumstances, if any, might tenants of ACT Housing be permitted to sublet their premises ? What regime, if any, is in place to monitor any such tenant practices, whether authorised or not;
- (4) Does the Minister or ACT Housing know of any cases where tenants have sublet their premises, if so, what were the ramifications for that tenant;
- (5) How are ACT Housing properties monitored to ascertain changes in the circumstances of public housing tenants and the affect of such changes upon a tenant's terms of occupancy.

*680 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to maintenance in ACT Housing properties:

- (1) How many maintenance requests (please distinguish, where applicable, between requests made in relation to repairs concerning tenant's private dwelling premises and those relating to non-private, public areas of the property) were before ACT Housing as at 30 April 2003;
- (2) What sort of maintenance requests were on this list, please provide at least the top ten requests;
- (3) What is the longest length of time any one tenant on that list has been waiting for their request to be taken up;
- (4) What is the shortest length of time any one tenant on that list has been waiting for their request to be taken up;

- (5) What mechanism, if any, does ACT Housing have to determine how quickly a maintenance request should be (a) seen to and (b) fixed;
- (6) What is the average length of time for a tenant to have their maintenance request (a) seen to and (b) fixed.

*681 MRS BURKE: To ask the Minister for Health – In relation to the Hepatitis C Help-line:

- (1) How many phone calls did the Hepatitis C Help-line receive in its first month of operation;
- (2) What types of calls did this line receive, please list the top ten issues discussed;
- (3) What sort of advice is handed out by staff taking calls at the Help-line;
- (4) How many clients who called the line were referred to (a) hospital or (b) a doctor;
- (5) What were the operational costs of Help-line in its first month of operation;
- (6) As of 30 April, 2003, how many people have been diagnosed with Hepatitis C;
- (7) What new strategies, if any, does the Government propose to introduce in (a) the short-term, (b) the longer-term, to counter current trends in this area.

*682 MRS BURKE: To ask the Minister for Health – In relation to the Health First Hotline:

- (1) How many telephone calls has Health First received each month since Labor took office;
- (2) Can the Minister advise details of the number of patients going through the Emergency Departments of:
 - (a) Calvary Public Hospital;
 - (b) Woden Public Hospital;on a monthly basis over the last 12 months;
- (3) Can it be calculated how many emergency ward presentations are avoided per month through calls to Health First;
- (4) When was the last time the Government embarked on an advertising campaign to promote Health First;

- (5) Is the Minister intending to embark on another advertising campaign promoting Health First.

*683 MRS BURKE: To ask the Minister for Urban Services – In relation to the Playground Safety Program and further to your reply to Question on notice no. 577 where you provided a detailed package list of playgrounds still to be improved, will packages 2, 3, 4, 5 and 6 be completed by the end of the 2002-03 financial year, if not, why not and will the funds be rolled over into 2003-04.

*684 MR CORNWELL: To ask the Minister for Health – In relation to Pshyco Geriatric Care:

- (1) \$300,000 was provided in the 2002-03 Budget for ‘psycho geriatric capacity’ with increasing out year funding. How much of this funding had been expended at 30 April 2003 and what was delivered for that expenditure;
- (2) In 2001 your Government’s commitment for psycho geriatric care was to ‘provide adequate housing and care for elderly people exhibiting challenging behaviour, often as a result of dementia or related health problems’. Has this been achieved in any way, if so please provide supporting documentation, if not, why not and when will this commitment be met.

M J McRae

Clerk of the Legislative Assembly

COMMITTEES

Unless otherwise shown, appointed for the life of the Fifth 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 12 November 2001): The Speaker (Presiding Member), Ms Dundas, Mrs Dunne (from 18 February 2003), Mr Hargreaves, Ms MacDonald (during the absence of Mr Hargreaves from 11-27 May 2002), Mr Stefaniak (during the absence of Mrs Dunne on 6 May 2003).

Pursuant to resolution

COMMUNITY SERVICES AND SOCIAL EQUITY: *(Formed 11 December 2001; Amendment to resolution of appointment 21 November 2002):* Mr Hargreaves *(Chair)*, Mr Cornwell *(from 21 November 2002)*, Mrs Cross, Ms Dundas.

EDUCATION: *(Formed 11 December 2001):* Ms MacDonald *(Chair)*, Ms Dundas, Mr Pratt.

HEALTH: *(Formed 11 December 2001):* Ms Tucker *(Chair)*, Mrs Burke *(from 18 February 2003)*, Ms MacDonald.

LEGAL AFFAIRS: *(Formed 11 December 2001):* Mr Stefaniak *(Chair)*, Mr Hargreaves, Ms Tucker.

PLANNING AND ENVIRONMENT: *(Formed 11 December 2001; Amendment to resolution of appointment 21 November 2002):* Mrs Dunne *(Chair)*, Mrs Cross *(from 21 November 2002)*, Ms Dundas, Mr Hargreaves *(from 30 January 2003)*.

PUBLIC ACCOUNTS: *(Formed 11 December 2001):* Mr Smyth *(Chair)*, Ms MacDonald *(from 30 January 2003)*, Ms Tucker.

Select

ESTIMATES 2003-04: *(Formed 3 April 2003):* Mr Smyth *(Chair)*, Mrs Cross, Mr Hargreaves, Mrs Dunne, Ms MacDonald.

Dissolved

ESTIMATES 2001-02: *(Formed 19 February 2002):* Mr Humphries *(Chair)*, Ms Dundas, Mr Hargreaves. *(Presented 9 April 2002).*

ESTIMATES 2002-03: *(Formed 6 June 2002):* Mr Humphries *(Chair)*, Mr Hargreaves, Ms Dundas, Mrs Dunne, Ms Gallagher. *(Printing, circulation and publication authorised 19 August 2002; presented 20 August 2002)*

PRIVILEGES: *(Formed 6 June 2002):* Ms Tucker *(Chair)*, Mr Hargreaves, Mr Smyth. *(Presented 14 November 2002).*

STATUS OF WOMEN IN THE ACT: *(Formed 11 December 2001):* Ms Gallagher *(Chair)*, Mrs Cross, Ms Dundas. *(Presented 21 November 2002).*