EXECUTIVE BUSINESS

Notices

*1 MS FITZHARRIS: To present a Bill for an Act to amend the Waste Management and Resource Recovery Act 2016. (Notice given 20 September 2017).

*2 MR RAMSAY: To present a Bill for an Act to amend legislation about justice and community safety, and for other purposes. (Notice given 20 September 2017).

*3 MR RATTENBURY: To present a Bill for an Act to amend the Utilities (Technical Regulation) Act 2014, and for other purposes. (Notice given 20 September 2017).

*4 MR RATTENBURY: To present a Bill for an Act to amend legislation about utilities, and for other purposes. (Notice given 20 September 2017).

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

Notice

1  MS BURCH: To move—That the following amendment be made to the standing orders: Omit standing order 213A, substitute:

“Order for the production of documents held by the Executive

213A.(1) A Member may lodge a notice of motion seeking the Assembly to order a document or documents to be tabled in the Assembly. If agreed to, the Clerk is to communicate to the Chief Minister’s Directorate all orders for a document or documents made by the Assembly.

(2) When returned, the document or documents (where no claim of privilege is made by the Chief Minister) will be laid on the Table by the Clerk.

(3) A return under this order is to include an indexed list of all documents tabled, showing the date of creation of the document or documents, a description of the document or documents and the author of the document or documents.

(4) If at the time the document or documents are required to be tabled the Assembly is not sitting, the document or documents may be lodged with the Clerk, and unless privilege is claimed, are deemed to have been presented to the Assembly and authorised for publication with the Clerk circulating the document or documents to all Members as soon as practicable.

(5) Where a document or documents is considered by the Chief Minister to be privileged, a return is to be prepared showing the date of creation of the document, a description of the document, the author of the document and reasons for the claim of privilege.

(6) Where the Assembly requires a document or documents to be returned, either the document or documents requested or a claim of privilege must be given to the Clerk within 14 calendar days of the date of the order by the Assembly.
(7) Any Member may, by communication in writing to the Clerk, dispute the validity of the claim of privilege in relation to a particular document or documents within seven calendar days of the receipt of the claim of privilege. On receipt of such communication, the Clerk will advise the Chief Minister’s Directorate, who will provide to the Clerk, within seven calendar days of receipt of the dispute of validity claim, copies of the disputed document or documents. The Clerk is authorised to provide the disputed document or documents to an independent legal arbiter as soon as practicable, for evaluation and report within 10 calendar days as to the validity of the claim.

(8) The Clerk is also authorised to provide to the independent legal arbiter and to all Members, submissions from any Member in relation to the claim of privilege.

(9) The independent legal arbiter is to be appointed by the Speaker and must be a retired Supreme Court, Federal Court or High Court Judge.

(10) A report from the independent legal arbiter is to be lodged with the Clerk and:

(a) made available only to Members of the Assembly; and

(b) not published or copied without an order of the Assembly.

(11) If the independent legal arbiter upholds the claim of privilege the Clerk shall return the document or documents to the Chief Minister’s Directorate.

(12) If the independent legal arbiter does not uphold the claim of privilege, the Clerk will table the document or documents that has been the subject of the claim of privilege. In the event that the Assembly is not sitting, the Clerk is authorised to provide the document or documents to any Member upon request, however, the document or documents do not attract absolute privilege until tabled by the Clerk at the next sitting of the Assembly.

(13) Other persons requesting to examine the document or documents may do so with the Clerk maintaining a register showing the name of any person examining the document or documents tabled under this order.”. (Notice given 12 September 2017. Notice will be removed from the Notice Paper unless called on within 3 sitting weeks—standing order 125A).
Orders of the day

1 **LEGISLATIVE ASSEMBLY LEGISLATION AMENDMENT BILL 2017** (Ms Burch): Agreement in principle—Resumption of debate *(from 14 September 2017—Mr Gentleman)*.

   End of October 2017

2 **INDEPENDENT INTEGRITY COMMISSION—SELECT COMMITTEE**: Presentation of report on the most effective and efficient model for an independent integrity commission for the ACT, pursuant to order of the Assembly of 15 December 2016, as amended 6 June 2017.

   Last sitting day in 2017

3 **2016 ACT ELECTION AND THE ELECTORAL ACT—SELECT COMMITTEE**: Presentation of report on a review of the operation of the 2016 ACT election and the Electoral Act and other relevant legislation and policies in regards to election-related matters, pursuant to order of the Assembly of 15 December 2016.

   Last sitting day in March 2018

4 **EDUCATION, EMPLOYMENT AND YOUTH AFFAIRS—STANDING COMMITTEE**: Presentation of report on the 2016 annual report for the Canberra Institute of Technology, pursuant to order of the Assembly of 16 February 2017, as amended 9 May 2017 and 8 June 2017.

EXECUTIVE MEMBERS’ BUSINESS

Notice

1 **MR RATTENBURY**: To move—That this Assembly:

   (1) acknowledges that the parliamentary precinct between Parliament House and the Lake has special national significance;

   (2) notes that:

      (a) the Federal Government has announced that it intends to sell the East Block and West Block offices in the Parliamentary Triangle, with Expressions of Interest currently open for the East Block;
(b) the East Block and West Block offices are located in the core of the parliamentary precinct close to Old Parliament House; and

(c) both buildings are an important part of Australia’s national heritage and Canberra’s own heritage, the East and West Block buildings are:
   (i) both on the Commonwealth Heritage List, which covers heritage places owned or controlled by the Australian Government; and
   (ii) historically significant as they were constructed as part of the “Provisional” Parliament House complex for the opening of Old Parliament House;

(3) further notes that if the East Block and West Block offices are privatised, the Federal Government will lose control of the heart of Canberra’s national area and the National Capital Authority will come under pressure to approve unsuitable commercial development;

(4) opposes the privatisation of key buildings and sites in the parliamentary precinct between Parliament House and the Lake; and

(5) writes to the Federal Government urgently calling for:
   (a) an immediate halt to the sales processes;
   (b) better protection of the nation’s heritage; and
   (c) no further privatisations within the parliamentary precinct. (Notice given 18 September 2017. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks—standing order 125A).

EXECUTIVE BUSINESS—continued

Orders of the day


3 **MONITORING OF PLACES OF DETENTION (OPTIONAL PROTOCOL TO THE CONVENTION AGAINST TORTURE) BILL 2017**: (Minister for Justice, Consumer Affairs and Road Safety): Agreement in principle—Resumption of debate (from 24 August 2017—Mrs Jones).

4 **FIREARMS AND PROHIBITED WEAPONS LEGISLATION AMENDMENT BILL 2017**: (Minister for Police and Emergency Services): Agreement in principle—Resumption of debate (from 14 September 2017—Mrs Jones).
5 **NATURE CONSERVATION (MINOR PUBLIC WORKS) AMENDMENT BILL 2017**: (Minister for the Environment and Heritage): Agreement in principle—Resumption of debate *(from 14 September 2017—Ms Lee)*.

6 **RESIDENTIAL TENANCIES AMENDMENT BILL 2017**: (Attorney-General): Agreement in principle—Resumption of debate *(from 14 September 2017—Mr Parton)*.

7 **ELECTRICITY FEED-IN (LARGE-SCALE RENEWABLE ENERGY GENERATION) AMENDMENT BILL 2017**: (Minister for Climate Change and Sustainability): Agreement in principle—Resumption of debate *(from 14 September 2017—Ms Lee)*.

8 **ACT HEALTH REPORTING—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER**: Resumption of debate *(from 14 February 2017—Mr Wall)* on the motion of Ms Fitzharris—That the Assembly takes note of the paper.

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**PRIVATE MEMBERS’ BUSINESS**

**Notices**

1 **MR COE**: To move—That this Assembly calls on the ACT Government to undertake and publish staging analysis for all stages indentified in the 2015 ACT Light Rail Master Plan. As per the 1994 and 2004 Canberra light rail studies, the analysis should include, but not be limited to, estimates for:

- (1) demography;
- (2) patronage;
- (3) possible route alignments;
- (4) capital costs;
- (5) operating costs; and
- (6) finance options. *(Notice given 21 August 2017. Notice will be removed from the Notice Paper unless called on within 2 sitting weeks—standing order 125A)*.
2 **MS LE COUTEUR**: To move—That this Assembly:

(1) notes that:

(a) the 2017-18 Budget increased the Lease Variation Charge on unit titling of residential dwellings on many residential Crown Leases from a tiered scale of $7500 and $5000 per dwelling to a flat charge of $30 000 per dwelling on the grounds that “this will improve consistency with the ‘per unit’ charges which apply to other types of residential lease variations”;

(b) this charge is primarily paid by new multi-unit residential developments such as duplexes, townhouses and apartments;

(c) industry groups representing individual developers who will pay the increased charges identified that this change could have unintended consequences for individual developers, housing affordability and the supply of new multi-unit housing and the Government responded to these concerns by announcing transitional arrangements on 19 July 2017; and

(d) industry groups supported these transitional arrangements but have raised concerns about the impacts of the change beyond the transitional period;

(2) further notes that:

(a) the Lease Variation Charge system is complex and presents opportunities for rationalisation and improvements in consistency;

(b) an implementation review of these revised charges is due within the next 18 months; and

(c) the Government is currently undertaking a substantial review of its housing affordability policies; and

(3) calls on the ACT Government to:

(a) review the full suite of Lease Variation Charges and remissions that apply to residential and mixed-use development, with the review to:

(i) include consideration of options for simplification of charges, such as consistency across lease types;

(ii) consider charges in context with the factors that influence the financial viability of re-development including zoning, allowed plot ratios, gross floor area and the value of the completed dwellings;

(iii) be conducted in consultation with the community, industry groups and other stakeholders;

(iv) be closely co-ordinated with the review of housing affordability policies;

(v) seek to align charges with the Government’s housing affordability, housing supply and planning policies;
(vi) include modelling of the potential impacts of changes on the financial viability of development; and
(vii) be conducted on a revenue-neutral basis; and
(b) introduce any resulting changes to charges by the 2019-20 budget cycle, with appropriate communication and transitional arrangements as necessary. (Notice given 11 September 2017. Notice will be removed from the Notice Paper unless called on within 3 sitting weeks—standing order 125A).

Orders of the day

1
GOVERNMENT PROCUREMENT (FINANCIAL INTEGRITY) AMENDMENT BILL 2017: (Mr Coe) Agreement in principle—Resumption of debate (from 20 September 2017—Mr Barr).

2

3
CRIMES (INVASION OF PRIVACY) AMENDMENT BILL 2017: (Ms Le Couteur) Agreement in principle—Resumption of debate (from 2 August 2017—Mr Ramsay).

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/in-the-assembly/questions-paper.

Unanswered questions


T Duncan
Clerk of the Legislative Assembly
GOVERNMENT TO RESPOND TO PETITIONS
(in accordance with standing order 100)

1 November 2017

Farrer—Strategic plan to enhance community facilities—Minister for Transport and City Services—Petitions lodged by Mr Steel (Pet 13-17 and 16-17).

Billboard advertising in the ACT—Enforcement of rules—Minister for Planning and Land Management—Petitions lodged by Ms Lee (Pet 14-17 and 17-17).

ACTION bus services between Deakin, Kingston and Manuka—Minister for Transport and City Services—Petition lodged by Ms Lee—(Pet 15-17).

16 November 2017

Higgins—Upgrades to playgrounds—Minister for Transport and City Services—Petition lodged by Mrs Kikkert (Pet 20-17).

23 November 2017

Safe Schools Coalition program—Minister for Education and Early Childhood Development—Petition lodged by Mr Wall (Pet 21-17).

COMMITTEES

Unless otherwise shown, appointed for the life of the Ninth 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 31 October 2016): The Speaker (Chair), Ms Cheyne, Mr Rattenbury, Mr Wall.

Pursuant to resolution

ECONOMIC DEVELOPMENT AND TOURISM—STANDING COMMITTEE: (Formed 13 December 2016): Mr Hanson (Chair), Ms Orr, Mr Parton, Mr Pettersson.
EDUCATION, EMPLOYMENT AND YOUTH AFFAIRS—STANDING COMMITTEE: (Formed 13 December 2016): Mr Pettersson (Chair), Mrs Kikkert, Mr Steel, Mr Wall.

ENVIRONMENT AND TRANSPORT AND CITY SERVICES—STANDING COMMITTEE: (Formed 13 December 2016): Ms Orr (Chair), Ms Cheyne, Mr Doszpot, Mr Parton.

HEALTH, AGEING AND COMMUNITY SERVICES—STANDING COMMITTEE: (Formed 13 December 2016): Mr Steel (Chair), Mrs Dunne, Mrs Kikkert, Ms Le Couteur, Mr Pettersson.

JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE: (Formed 13 December 2016): Mrs Jones (Chair), Ms Cody, Ms Lee, Mr Steel.

PLANNING AND URBAN RENEWAL—STANDING COMMITTEE: (Formed 13 December 2016): Ms Le Couteur (Chair), Ms Cheyne, Ms Lawder, Mr Milligan, Ms Orr.

PUBLIC ACCOUNTS: (Formed 13 December 2016): Mrs Dunne (Chair), Ms Cody, Mr Coe, Mr Pettersson.

Select

2016 ACT ELECTION AND ELECTORAL ACT—SELECT COMMITTEE: (Formed 15 December 2016): Ms Cody (Chair), Ms Cheyne, Ms Le Couteur, Mr Milligan, Mr Wall.

INDEPENDENT INTEGRITY COMMISSION—SELECT COMMITTEE: (Formed 15 December 2016): Mr Rattenbury (Chair), Ms Cody, Mrs Jones, Ms Lee, Mr Steel.

Dissolved

ESTIMATES 2017-2018—SELECT COMMITTEE: (Formed 16 February 2017): Mr Wall (Chair), Ms Cody, Mr Coe, Ms Le Couteur, Mr Pettersson. (Presented 1 August 2017)