



Legislative Assembly for the Australian Capital Territory

2020-2021

Notice Paper

No 26

Friday, 8 October 2021

The Assembly meets this day at 10 am

EXECUTIVE BUSINESS

Notices

- *1 **MR GENTLEMAN:** To present a Bill for an Act to amend legislation about planning and unit titles, and for other purposes. (*Notice given 7 October 2021*).
- *2 **MS CHEYNE, MR RATTENBURY:** To move—That this Assembly:
 - (1) notes that:
 - (a) all Australian state parliaments have passed legislation to establish a voluntary assisted dying (VAD) scheme, except New South Wales;
 - (b) a VAD bill is expected to be introduced shortly into the New South Wales Parliament, with newly installed Liberal Premier Dominic Perrottet confirming that a conscience vote will be permitted;
 - (c) in 1997, the Commonwealth Parliament passed the *Euthanasia Laws Act 1997* (Cth) which amended the *Australian Capital Territory (Self-Government) Act 1988* (Cth) and the *Northern Territory (Self-Government) Act 1978* (Cth), removing the power from both territories to legalise euthanasia or assisted dying, and this ban persists to this day, 24 years later;
 - (d) all parties in the ACT Legislative Assembly have urged the Commonwealth Government and Parliament to lift the current restriction on ACT residents' right to consider this issue;

- (e) Northern Territory Country Liberal Senator Sam McMahon earlier this year presented the Ensuring Northern Territory Rights Bill 2021 (Cth) to the Senate, which would remove the restriction on the Northern Territory to debate and potentially legislate to re-establish a VAD framework for the Northern Territory;
- (f) at the explicit request of ACT Liberal Senator Zed Seselja, the Ensuring Northern Territory Rights Bill 2021 (Cth) deliberately excludes the ACT from any removal of a restriction on legislating on VAD;
- (g) the potential passage of the Ensuring Northern Territory Rights Bill 2021 (Cth) in its current form will leave the ACT and its 430,000 residents as having fewer democratic rights than the residents of every other jurisdiction in Australia, including the Northern Territory;
- (h) the Senate Standing Committee on Legal and Constitutional Affairs, chaired by Liberal Senator Sarah Henderson, released the report from its inquiry into the abovementioned bill on 6 October 2021 which:
 - (i) highlighted for the Senate's consideration that, in the absence of an express provision in the abovementioned bill which would amend the *Australian Capital Territory (Self-Government) Act 1988* (Cth), the provision inserted by the *Euthanasia Laws Act 1997* (Cth) would continue to apply;
 - (ii) noted evidence received that proceeding with the bill without including the ACT would not resolve the disparity between state and territory residents' ability to debate and legislate in relation to VAD;
 - (iii) included a minority report from Senator the Hon Kim Carr, which recommended the bill not be passed in its current form, explicitly noting that Federal Labor recommends that any legislation to restore the right of the Northern Territory to debate and legislate with respect to VAD laws should restore those same rights to the ACT; and
 - (iv) included a minority report from the Australian Greens which recommended the bill be amended to ensure that it affords all Australian self-governing territories the same legislative rights as the Northern Territory;
- (i) the disrespect the Commonwealth Government has shown to ACT and Northern Territory citizens by taking almost seven months to respond to ACT and Northern Territory Government correspondence from 3 March 2021 regarding the need to rectify the concerning persistence of the ban on the ACT's and Northern Territory's ability to legislate on this issue;

- (j) the response received from Commonwealth Attorney-General Michaelia Cash, dated 1 October 2021 which:
 - (i) advised that the Commonwealth Government does not have any current plans to introduce legislation to repeal the *Euthanasia Laws Act 1997* (Cth); and
 - (ii) failed to address the human rights considerations explicitly raised in the correspondence from the ACT and Northern Territory Governments; and
- (2) calls on the ACT Legislative Assembly to:
 - (a) reaffirm its commitment to ensuring that the ACT Legislative Assembly should have the same ability to debate this important issue as other legislatures across Australia do, and that ACT residents should have the same democratic rights as residents across Australia;
 - (b) condemn the removal of the ACT from the Ensuring Northern Territory Rights Bill 2021;
 - (c) denounce the correspondence received from the Commonwealth Attorney-General in October 2021 regarding Territory rights; and
 - (d) refer this motion to all Senators and Members of the Commonwealth Parliament, attaching the correspondence referred to at 1(i), 1(j) and 2(c). *(Notice given 7 October 2021. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).*

3 **MR RATTENBURY, MS CHEYNE, MS LEE:** To move—That this Assembly:

- (1) notes:
 - (a) one in five Australian women have lost a child through miscarriage, stillbirth or within a month of birth; and
 - (b) Pregnancy and Infant Loss Remembrance Day is recognised on 15 October in jurisdictions across Australia and internationally; and
- (2) acknowledges the loss and grief resulting from pregnancy and infant loss, and offers its support to those members of our community who have been affected by this loss. *(Notice given 6 October 2021. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).*

Orders of the day

- 1 **APPROPRIATION BILL 2021-2022:** *(Treasurer):* Agreement in principle—Resumption of debate *(from 6 October 2021—Ms Lee).*
- 2 **APPROPRIATION (OFFICE OF THE LEGISLATIVE ASSEMBLY) BILL 2021-2022:** *(Treasurer):* Agreement in principle—Resumption of debate *(from 6 October 2021—Ms Lee).*

- 3 **COAG LEGISLATION AMENDMENT BILL 2021:** (*Chief Minister*): Agreement in principle—Resumption of debate (*from 4 August 2021—Ms Lee*).
- 4 **ROAD TRANSPORT LEGISLATION AMENDMENT BILL 2021:** (*Minister for Transport and City Services*): Agreement in principle—Resumption of debate (*from 5 August 2021—Mr Parton*). (*Referred to Standing Committee on Planning, Transport and City Services on 16 September 2021 for report by 30 November 2021.*)
- 5 **CITY RENEWAL AUTHORITY AND SUBURBAN LAND AGENCY AMENDMENT BILL 2021:** (*Minister for Housing and Suburban Development*): Agreement in principle—Resumption of debate (*from 6 October 2021—Mr Cain*).
- 6 **UPDATE ON THE ACT GOVERNMENT'S WORK TO CREATE SUSTAINABLE CANBERRA JOBS—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 5 August 2021—Ms Orr*) on the motion of Mr Barr—That the Assembly take note of the paper.

PRIVATE MEMBERS' BUSINESS

Notices

- 1 **MRS JONES:** To move—That this Assembly:
 - (1) notes:
 - (a) the Molonglo Valley is currently experiencing significant residential growth, with a forecast population of nearly 35,000 by the end of this decade;
 - (b) to date, the delivery of critical community facilities, shops and services in the Molonglo Valley have been plagued by significant delays, forcing residents to rely on neighbouring facilities in Weston Creek, which are already under significant pressure;
 - (c) at the previous election, ACT Labor promised to “fast track” the delivery of the Molonglo Valley commercial centre, which will contain sorely needed facilities such as:
 - (i) a police station;
 - (ii) a year 11-12 college;
 - (iii) a library;
 - (iv) a community precinct;
 - (v) emergency services;
 - (vi) health facilities; and
 - (vii) supermarkets, retail and commercial space;

- (d) to deliver on this promise, the ACT Government will need to release the first major piece of commercial land before 30 June 2022, as outlined in the *Indicative Land Release Program 2019-20 to 2022-23* and reiterated by Minister Gentlemen in a letter sent to the Molonglo Valley Community Forum in April this year;
 - (e) with less than a year to go, Molonglo's 10,000 existing residents have yet to be consulted or provided with any detailed information about the current plans for the Molonglo commercial centre;
 - (f) on 11 June 2021, the National Capital Design Review Panel reviewed the Environment, Planning and Sustainable Development Directorate's (EPSDD's) planning framework for the commercial centre, and advised that the current proposal:
 - (i) has no consideration of indigenous site history;
 - (ii) compromises the existing landscape character by requiring extensive cut and fill;
 - (iii) does not accommodate sufficient existing mature trees;
 - (iv) lacks an effective water management strategy;
 - (v) has not justified its current distribution of uses and associated densities;
 - (vi) does not outline an effective, well integrated movement network;
 - (vii) fails to articulate how it will deliver a safe and sustainable development; and
 - (viii) neglects the needs of the existing and fast-growing Molonglo Valley community;
 - (g) after 15 years of planning, this is an extraordinary critique of EPSDD's ability to deliver high quality outcomes for the Molonglo Valley; and
 - (h) the Minister should be greatly embarrassed to receive such a report criticising the skills of his directorate and implying that they are stuck in the past; and
- (2) calls on the ACT Government to:
- (a) table the *Molonglo Group Centre and Surrounds Planning Framework* in full, to allow elected Members and the wider community sufficient time to analyse this critical piece of planning work ahead of next year's land release;
 - (b) nominate a start date for construction on this group centre for the community to have an understanding of when their group centre is expected to begin being constructed; and

- (c) report back to the Assembly on preparations for the release of the land for the Molonglo commercial centre and plan for community consultation by the last sitting day in November 2021. (*Notice given 5 October 2021. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A*).

2 **MR PETTERSSON:** To move—That this Assembly:

- (1) notes:
 - (a) the ongoing mental health crisis affecting young people;
 - (b) the immediate impact of the COVID-19 pandemic on the mental health of young people;
 - (c) that in 2020, 34 percent of young people aged between 12 and 25 reported high or very high levels of psychological distress;
 - (d) that there will be a significant minority who will be affected by long-term anxiety because of COVID-19;
 - (e) the release of the Standing Committee on Education, Employment and Youth Affairs report on youth mental health in the ACT, tabled in August of 2020; and
 - (f) the importance of taking immediate action to address this crisis;
- (2) acknowledges the ACT Government's \$10.3 million commitment to addressing youth mental health in the 2021-22 Territory Budget including:
 - (a) providing \$7.5 million in funding to youth mental health programs, including the Moderated Online Social Therapy program;
 - (b) \$851,000 for Catholic Care's Youth and Wellbeing program; and
 - (c) an additional 25 youth and social workers that will be employed in schools at a cost of \$7.4 million over the next four years to provide early intervention and support for students and their families;
- (3) acknowledges the ACT Government's success in:
 - (a) securing \$3.6 million in funding for the community and mental health COVID-19 support package including:
 - (i) \$90,000 to fund at home support for young people suffering moderate to severe mental illness; and
 - (ii) \$70,000 to fund additional mental health programs for schools, individuals and businesses in response to COVID-19; and
 - (b) securing an additional \$2.3 million from the Commonwealth Government to boost existing crisis, mental health and wellbeing services; and
- (4) calls on the ACT Government to:
 - (a) work with the Commonwealth to ensure that the forthcoming National Agreement on Mental Health and Suicide Prevention will improve the outcomes for young Canberrans as we progress to a new COVID-normal life in the ACT;

- (b) develop a position statement on youth mental health recovery from COVID-19 within three months;
- (c) develop an ACT mental health workforce strategy within six months;
- (d) continue to support Mental Health Month in the ACT;
- (e) ensure funding for mental health support services for frontline workers; and
- (f) continue to fund youth mental health services appropriately and adequately, including ongoing commitment to delivering eating disorder programs. (*Notice given 4 October 2021. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A*).

Orders 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 30 November 2021.*)
- 2 **ROAD TRANSPORT (SAFETY AND TRAFFIC MANAGEMENT) AMENDMENT BILL 2021 (NO 2):** (*Ms Clay*): Agreement in principle—Resumption of debate (*from 22 June 2021—Mr Steel*). (*Referred to Standing Committee on Planning, Transport and City Services for report by 30 November 2021.*)
- 3 **CARERS RECOGNITION BILL 2021:** (*Ms Orr*): Agreement in principle—Resumption of debate (*from 23 June 2021—Ms Davidson*).
- 4 **BAIL AMENDMENT BILL 2021:** (*Mr Hanson*): Agreement in principle—Resumption of debate (*from 5 August 2021—Mr Rattenbury*).

ASSEMBLY BUSINESS

Orders of the day

- 1 **ESTIMATES 2021-2022—SELECT COMMITTEE—PROPOSED ESTABLISHMENT:**
Resumption of debate (*from 3 June 2021—Mr Braddock*) on the motion of Mr Hanson—That, notwithstanding the provisions of the resolution of the Assembly on 2 December 2020, as amended 30 March 2021, establishing the general purpose standing committees, that:
 - (1) a Select Committee on Estimates 2021-2022 be appointed to examine the expenditure proposals contained in the Appropriation Bill 2021-2022, the Appropriation (Office of the Legislative Assembly) Bill 2021-2022 and any revenue estimates proposed by the Government in the 2021-2022 Budget and prepare a report to the Assembly;

- (2) the Committee be composed of:
 - (a) one Member to be nominated by the Government;
 - (b) one Member to be nominated by the Opposition; and
 - (c) one Member to be nominated by the ACT Greens;
- (3) members of the Committee are to be notified in writing to the Speaker within two hours of this motion passing; an Opposition Member shall be elected chair of Committee by the Committee;
- (4) funds be provided by the Assembly to permit the engagement of external expertise to work with the Committee to facilitate the analysis of the Budget and the preparation of the report by the Committee;
- (5) the Committee is to report by Tuesday, 7 October 2021;
- (6) 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;
- (7) for the purpose of taking evidence the following will constitute a quorum:
 - (a) two members of the Committee; or
 - (b) one member of the Committee and any other non-executive Member of the Assembly;
- (8) 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; and
- (9) with the establishment of the Select Committee on Estimates 2021-2022, the general purpose standing committees will not now inquire into expenditure proposals contained in the Appropriation Bill 2021-2022.

- 2 **PROPOSED AMENDMENT TO STANDING ORDER 113A:** Resumption of debate (*from 16 September 2021—Mr Rattenbury*) on the motion of Mr Hanson—That standing order 113A be amended by omitting “all non-Executive Members seeking to speak have asked at least one question” and substituting “nine original questions have been asked by any Opposition Member, and other non-Executive Members seeking to speak have asked at least one question”.

By 30 November 2021

- 3 **PLANNING, TRANSPORT AND CITY SERVICES—STANDING COMMITTEE:** Presentation of report on the Road Transport (Safety and Traffic Management) Amendment Bill 2021 (No 2) and the Road Transport Legislation Amendment Bill 2021, pursuant to order of the Assembly of 2 December 2020, as amended 11 February, 30 March and 22 April 2021 and order of 16 September 2021.

- 4 **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, as amended 16 September 2021.

Last sitting day in 2021

- 5 **COVID-19 2021 PANDEMIC RESPONSE—SELECT COMMITTEE:** Presentation of report on any matter relating to the ACT Government's health and financial response and any other matter relating to the COVID-19 pandemic as it relates to the ACT, pursuant to order of the Assembly of 16 September 2021.

5 December 2021

- 6 **STANDING COMMITTEES:** Presentation of reports on expenditure proposals contained in the main appropriation bills for the Territory and any revenue estimates proposed by the Government in the annual budget, pursuant to order of the Assembly of 2 December 2020, as amended 11 February, 30 March, 22 April and 16 September 2021.

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.

Unanswered Questions

369, 409, 412, 417-429, 431-443, 445, 446, 448-450, 452-455, 458-461, 463-468.

T Duncan
Clerk of the Legislative Assembly

GOVERNMENT TO RESPOND TO PETITIONS

(in accordance with standing order 100)

3 November 2021 *(extended to 3 January 2022, pursuant to order of the Assembly of 16 September, as amended 7 October 2021)*

Gungahlin Town Centre—Suspension of auction of sites—Minister for Planning and Land Management—Petition lodged by Mr Braddock (Pet 16-21).

Upgrade of Nicholls Oval—Funding—Minister for Sport and Recreation—Petition lodged by Mr Pettersson (Pet 22-21).

Red Hill Integrated Plan—Proposed amendment—Minister for Planning and Land Management—Petition lodged by Mrs Jones (Pet 24-21).

Proposed rejection of Draft Variation 375—Minister for Planning and Land Management—Petition lodged by Ms Lee (Pet 28-21).

4 November 2021 *(extended to 4 January 2022, pursuant to order of the Assembly of 16 September, as amended 7 October 2021)*

Red Hill Integrated Plan—Proposed amendment—Minister for Planning and Land Management—Petition lodged by Mrs Jones (Pet 29-21).

16 December 2021

Maintenance of public housing dwellings—Minister for Housing and Suburban Development—Petition lodged by Mr Parton (Pet 37-21).

Civic 40 kph speed limit zones—Proposed waiving of fines and penalties—Minister for Transport and City Services—Petitions lodged by Mr Parton (Pet 31-21 and Pet 38-21).

Domestic Animal Services—Improved operations—Minister for Transport and City Services—Petition lodged by Ms Lawder (Pet 9-21).

Drake-Brockman Drive—Bicycle lanes—Minister for Transport and City Services—Petition lodged by Mrs Kikkert (Pet 25-21).

Residents living on Federal income support—Treasurer—Petition lodged by Mr Braddock (Pet 36-21).

5 January 2022

Campbell—Proposed implementation of a parking and traffic management plan—Minister for Transport and City Services—Petitions lodged by Ms Lee (Pet 21-21 and Pet 40-21).

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), Mr Milligan, 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

COVID-19 2021 PANDEMIC RESPONSE: *(Formed 16 September 2021)*: Ms Lee (Chair), Ms Clay, Ms Orr.

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