

1995

LEGISLATIVE ASSEMBLY FOR THE
AUSTRALIAN CAPITAL TERRITORY

MINUTES OF PROCEEDINGS

No. 18

WEDNESDAY, 20 SEPTEMBER 1995

1 The Assembly met at 10.30 a.m., pursuant to adjournment. The Speaker (Mr Cornwell) took the Chair and asked Members to stand in silence and pray or reflect on their responsibilities to the people of the Australian Capital Territory.

2 **PETITION**

The Clerk announced that the following Member had lodged a petition for presentation:

Mr Kaine, from 8 residents, requesting that the prayer be restored to the opening of the Assembly's sittings.

3 **MEDICAL TREATMENT (AMENDMENT) BILL 1995**

Mr Moore, pursuant to notice, presented a Bill for an Act to amend the *Medical Treatment Act 1994*.

Title read by Clerk.

Mr Moore moved - That this Bill be agreed to in principle.

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

4 **PLANNING AUTHORITIES - OPTIONS FOR A SINGLE AUTHORITY**

Mr Kaine, pursuant to notice, moved - That this Assembly:

- (1) views with concern the dual nature of Canberra's planning system, and believes that the Commonwealth and the ACT Governments should commence negotiations to address problems this system generates; and
- (2) in particular urges the two Governments to consider the options for the creation of a single planning authority for the ACT with appropriate input and direction from both Governments.

Debate ensued.

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

5 **WORKERS' COMPENSATION (AMENDMENT) BILL 1995**

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

Debate adjourned (Mr De Domenico - Minister for Business, Employment and Tourism) and the resumption of the debate made an order of the day for the next sitting.

6 JOHN DEDMAN PARKWAY PROPOSAL

Ms Tucker, pursuant to notice, as amended, by leave, moved - That this Assembly calls on the Government to:

- (1) take no action that would undermine the ecological, recreational and educational values of the Bruce Ridge, O'Connor Hills, Mount Majura and Mount Ainslie areas;
- (2) assure this Assembly that no work or further planning of any kind be carried out on John Dedman East, John Dedman West, or Monash Drive without being considered by the Standing Committee on Planning and Environment; and
- (3) carry out a full environmental and social impact assessment of the John Dedman Community Option as outlined in the report of the Joint Parliamentary Committee of the ACT entitled *Gungahlin's Community Links*.

Debate ensued.

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

7 PURCHASING OF FRENCH PRODUCTS

Mr Berry, pursuant to notice, as amended, by leave, moved - That this Assembly requires:

- (1) the Government to provide a list of products purchased by them which are manufactured by French companies or are produced in France; and
- (2) that an indefinite ban be implemented against the purchase of products which are manufactured or supplied by French manufacturers or suppliers or are produced in France, whether by French establishments or otherwise. This ban will apply in respect of all new contracts and also contractual arrangements in place which allow the Government to opt out.

Debate ensued.

Ms Tucker, by leave, moved the following amendments together:

Omit "French" wherever occurring, substitute "French or Chinese".

Omit "France" wherever occurring, substitute "France or China".

Debate continued.

Question - That the amendments be agreed to - put and negatived.

Question - That the motion be agreed to - put.

The Assembly voted -

Ayes, 10

Noes, 7

Mr Berry	Mr Moore	Mrs Carnell	Mr Kaine
Mr Connolly	Mr Osborne	Mr Cornwell	Mr Stefaniak
Ms Follett	Ms Tucker	Mr De Domenico	
Ms Horodny	Mr Whitecross	Mr Hird	
Ms McRae	Mr Wood	Mr Humphries	

And so it was resolved in the affirmative.

8 QUESTIONS

Questions without notice being asked -

Paper: Mrs Carnell (Treasurer) presented the following paper:

Consolidated Fund - Balance - Graph indicating YTD average - 1990-91 to 1995-96.

Questions continued.

9 PAPERS

The Speaker presented the following papers:

ACT Legislative Assembly Secretariat - Report, freedom of information and financial statements, including the Auditor-General's report, for 1994-95.

Audit Act - Auditor-General's Report - No. 5 of 1995 - Annual Management Report for the Year Ended 30 June 1995, together with a general report on efficiency audits (pursuant to section 68), dated 19 September 1995.

10 SOCIAL POLICY - STANDING COMMITTEE - REPORT NO. 1 - ISSUES RAISED BY COMMUNITY GROUPS - GOVERNMENT RESPONSE - MOTION TO TAKE NOTE OF PAPER

Mrs Carnell (Chief Minister) presented the following paper:

Social Policy - Standing Committee - Report No. 1 - Issues Raised by Community Groups - Government response, dated September 1995 -

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

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

11 PRESENTATION OF PAPERS

The following papers were presented:

Annual Reports

Attorney-General's Department - Report, freedom of information and financial statements, including the Auditor-General's report for 1994-95, together with reports from:

Administration of the *Credit Act 1985*

Administration of the *Sale of Motor Vehicles Act 1977*

Chief Coroner

Community Law Reform Committee

Guardianship and Management of Property Tribunal

Mental Health Tribunal

Office of the Community Advocate

Operations of the *Freedom of Information Act 1989*

Parole Board

Tenancy Tribunal

Construction Industry Long Service Leave Board - Report, freedom of information and financial statements for 1994-95.

Criminal Injuries Compensation Act - Criminal Injuries Compensation Scheme - Report for 1994-95.

Department of Education and Training and Children's and Youth Services Bureau - Report, freedom of information and financial statements, including the Auditor-General's report for 1994-95.

Department of the Environment, Land and Planning - Report, freedom of information and financial statements, including the Auditor-General's report for 1994-95, together with a report, freedom of information and financial statements, including the Auditor-General's report for the Bureau of Sport, Recreation and Racing, and reports from:

- Animal Welfare Authority
- Land and Planning Appeals Board
- Pollution Control Authority
- Registrar of Pesticides
- Surveyors Board of the ACT
- The Conservator of Flora and Fauna

Department of Health and Community Care - Report, freedom of information and financial statements, including the Auditor-General's report for 1994-95, together with a reports from:

- ACT Radiation Council
- Chiropractors and Osteopaths Board
- Dental Board
- Dental Technicians and Dental Prosthetists Board
- Medical Board
- Mental Health Act 1983*
- Nurses' Board
- Optometrists Board
- Pharmacy Board
- Physiotherapists Board
- Veterinary Surgeons Board

Discrimination Act - ACT Human Rights Office - Report for 1994-95.

Electoral Act - ACT Electoral Commission - Report and freedom of information statement for 1994-95.

Legal Aid Act - Legal Aid Commission (ACT) - Report, freedom of information and financial statements, including the Auditor-General's report, for 1994-95.

Public Trustees for the Australian Capital Territory - Report, freedom of information and financial statements, including the Auditor-General's report, for 1994-95.

Vocational Training Act - ACT Vocational Training Authority - Reports for 1991-92 and 1992-93.

Petition - Out of order

Kaleen Youth Shelter - Staffing - Ms McRae (149 residents).

12 CONTAMINATED SITES MANAGEMENT - STRATEGIC PLAN - PAPER NOTED

Mr Humphries (Minister for the Environment, Land and Planning) presented the following paper:

Contaminated Sites Management - Strategic plan, dated August 1995 -

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

Debate ensued.

Question - put and passed.

13 PLANNING AND ENVIRONMENT - STANDING COMMITTEE - REPORT NO. 3 - GOVERNMENT'S 1995-96 DRAFT CAPITAL WORKS PROGRAM - MOTION THAT REPORT BE NOTED

Mr Moore (Chair) presented the following report:

Planning and Environment - Standing Committee - Report No. 3 - Government's 1995-96 Draft Capital Works Program, dated 18 September 1995, together with a copy of extracts from the relevant minutes of proceedings -

and moved - That the report be noted.

Debate ensued.

Debate adjourned (Mr De Domenico - Deputy Chief Minister) and the resumption of the debate made an order of the day for the next sitting.

14 DRUGS OF DEPENDENCE (AMENDMENT) BILL 1995

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

Debate resumed.

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

Leave granted to dispense with the detail stage.

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

15 CHILDREN'S AND YOUTH SERVICES BUREAU - ESTABLISHMENT - MINISTERIAL STATEMENT - PAPER NOTED

The order of the day having been read for the resumption of the debate on the motion of Mr Stefaniak (Minister for Children's and Youth Services) - That the Assembly takes note of the paper (*presented 3 May 1995*) -

Children's and Youth Services Bureau - Establishment - Ministerial statement, 3 May 1995 -

Debate resumed.

Question - put and passed.

16 ABORIGINAL AND TORRES STRAIT ISLANDERS IN THE ACT - EMPOWERMENT - IMPLEMENTATION REPORT 1993-94 - PAPER - PAPER NOTED

The order of the day having been read for the resumption of the debate on the motion of Mrs Carnell (Chief Minister) - That the Assembly takes note of the paper (*presented 30 May 1995*) -

Aboriginal People and Torres Strait Islanders in the ACT - Empowerment - Implementation of the recommendations of the Royal Commission into Aboriginal Deaths in Custody - ACT Government Implementation Report 1993-94 -

Debate resumed.

Question - put and passed.

17 ADJOURNMENT

Mr Humphries (Manager of Government Business) moved - That the Assembly do now adjourn.

Debate ensued.

Question - put and passed.

And then the Assembly, at 4.50 p.m., adjourned until tomorrow at 10.30 a.m.

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

M.J. McRAE
Clerk of the Legislative Assembly