

2001-2002-2003

LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

NOTICE PAPER

No.60

Wednesday, 18 June 2003

The Assembly meets this day at 10.30 am

PRIVATE MEMBERS' BUSINESS

Notices

- *1 MR STEFANIAK: To present a Bill for an Act to amend the *Gaming Machine Act 1987*. (Notice given 17 June 2003).
- *2 MS TUCKER: To present a Bill for an Act to amend the *Gaming Machine Act 1987*. (Notice given 17 June 2003).
- *3 MS TUCKER: To present a Bill for an Act to amend the *Bushfire Inquiry (Protection of Statements) Act 2003*. (Notice given 17 June 2003).
- *4 MR HARGREAVES: To move – That the Assembly:
 - (1) congratulate the ACT women's AFL team, the *Canberra Currency*, on finishing third in the National Women's AFL Championships held in Darwin earlier this month;
 - (2) welcomes the sponsorship of the *Canberra Currency* by the Canberra Labor Club and notes the success of the Government's women's sport funding initiatives. (Notice given 17 June 2003).

Orders of the day

- 1 INSURANCE COMPENSATION FRAMEWORK BILL 2002: (*Mr Smyth*): Agreement in principle – Resumption of debate (*from 25 September 2002 – Mr Quinlan*).

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

- 2 LEGAL PRACTITIONERS AMENDMENT BILL 2002: *(Mr Smyth):*
Agreement in principle – Resumption of debate *(from 25 September 2002 – Mr Quinlan)*.
- 3 ADVENTURE ACTIVITIES (LIABILITY) BILL 2002: *(Mr Smyth):*
Agreement in principle – Resumption of debate *(from 25 September 2002 – Mr Quinlan)*.

Notices - continued

- *5 MS DUNDAS: To move – That this Assembly calls on the ACT Government to legislate to require all businesses with a turnover above the payroll tax threshold and all Territory owned entities including Government departments to publicly report their greenhouse gas emissions from electricity consumed in the ACT. *(Notice given 17 June 2003)*.
- *6 MR PRATT: To move – That the Assembly:
 - (1) calls on the Government to reverse the decision to remove the Interest Subsidy Scheme Commitment to non-government schools as it will have a severe impact on those schools and the 39.2% of students who subscribe to them; and
 - (2) notes with concern, the added pressure that will be placed on government schools and the ACT education system as a whole due to the ‘knock on effect’ that the removal of the scheme will have. *(Notice given 17 June 2003)*.
- *7 MRS CROSS: To move - That the Assembly calls on the Government to:
 - (1) investigate the issue of fireworks in the ACT with respect to the noise and inconvenience caused by the loud bang factor;
 - (2) investigate the lowering of the maximum content of ‘flash powder’ to an amount such as 100 mg per firecracker effect and reduce the confusion of the definition of Shopgood Fireworks. *(Notice given 17 June 2003)*.
- *8 MR SMYTH: To move – That this Assembly:
 - (1) acknowledges that umbilical cord blood is an important component of cancer research and donation of such blood could assist many cancer sufferers in the ACT and abroad;
 - (2) calls on the Minister for Health to investigate and if feasible implement an umbilical cord blood collection and storage facility in Canberra;
 - (3) report to the Assembly by the end of the last sitting day in December 2003. *(Notice given 17 June 2003)*.

9 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).*

10 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*).
- 11 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*).
- 12 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*).
- 13 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*).
- 14 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*).
- 15 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*).

- 16 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*).
- 17 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*).
- 18 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*).
- 19 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*).
- 20 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*).

- 21 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*).
- 22 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*).
- 23 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*).
- 24 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*).
- 25 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*).
- 26 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*).
- 27 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*).
- *28 MS MACDONALD: To move – That the Assembly:
- (1) expresses its support for the stateless Vietnamese community in the Philippines;
 - (2) acknowledges the Federal Government has already issued visas in 160 cases;

- (3) urges the Federal Government to grant visas to the remaining stateless Vietnamese with Australian relatives. (*Notice given 17 June 2003*).

*29 MRS DUNNE: To move – That this Assembly:

- (1) acknowledges that plastic bag use needs to be reduced and plastic bag recycling needs to be enhanced in the ACT;
- (2) calls on the Government to ensure that there are plastic bag recycling drop off points at all major town centres across Canberra;
- (3) calls on the Government to embark on an education and awareness campaign promoting the benefits of reducing, reusing and recycling plastic bags;
- (4) calls on the Government to work with business and encourage more consumer choice for carrying goods bought, ie allowing choice of plastic bag, calico bag, boxes or degradable bags;
- (5) calls on the Government to work with business and trial (a) a plastic bag levy in Canberra and (b) the use of biodegradable or degradable plastic bags using a similar approach to the ReBaG trial in 1999. (*Notice given 17 June 2003*).

Orders of the day - continued

- 4 INQUIRIES AMENDMENT BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 15 May 2002 – Mr Stanhope*).
- 5 LAND (PLANNING AND ENVIRONMENT) LEGISLATION AMENDMENT BILL 2001: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Corbell*).
- 6 CRIMES AMENDMENT BILL 2001 (NO 3): (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Stanhope*).
- 7 SUPREME COURT AMENDMENT BILL 2001 (NO 2): (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Stanhope*).
- 8 ELECTORAL AMENDMENT BILL 2002: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 6 March 2002 – Mr Stanhope*).
- 9 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.

- 10 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.
- 11 INQUIRIES AMENDMENT BILL 2002 (NO 2): (*Ms Dundas*): Agreement in principle – Resumption of debate (*from 21 August 2002 – Mr Quinlan*).
- 12 COMMUNITY REFERENDUM BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 28 August 2002 – Mr Stanhope*).
- 13 CRIMES AMENDMENT BILL 2002: (*Mr Pratt*): Agreement in principle – Resumption of debate (*from 13 November 2002 – Mr Stanhope*).
- 14 BUILDING (WATER EFFICIENCY) AMENDMENT BILL 2002: (*Mrs Dunne*): Agreement in principle – Resumption of debate (*from 13 November 2002 – Mr Corbell*).
- 15 LITTER AMENDMENT BILL 2002: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 20 November 2002 – Mr Corbell*).
- 16 PUBLIC ACCESS TO GOVERNMENT CONTRACTS AMENDMENT BILL 2002 (NO. 2): (*Ms Dundas*): Agreement in principle – Resumption of debate (*from 11 December 2002 – Mr Quinlan*).
- 17 COSTING OF ELECTION COMMITMENTS BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 11 December 2002 – Mr Quinlan*).
- 18 FINANCIAL LEGISLATION (INTEGRITY AND RESPONSIBILITY) AMENDMENT BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 11 December 2002 – Mr Quinlan*).
- 19 BUSHFIRE RECONSTRUCTION AUTHORITY BILL 2003: (*Mrs Dunne*): Agreement in principle – Resumption of debate (*from 5 March 2003 – Mr Stanhope*).

- 20 SENTENCING REFORM AMENDMENT BILL 2003: *(Mr Stefaniak)*: Agreement in principle – Resumption of debate *(from 2 April 2003 – Mr Stanhope)*.
- 21 GAMING MACHINE (POLITICAL DONATIONS) AMENDMENT BILL 2003: *(Mrs Cross)*: Agreement in principle – Resumption of debate *(from 7 May 2003 – Mr Quinlan)*.
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EXECUTIVE BUSINESS

Orders of the day

- *1 RATES AND LAND TAX AMENDMENT BILL 2003: *(Treasurer)*: Agreement in principle - Resumption of debate *(from 3 April 2003 – Mr Smyth)*.
- 2 NURSES AMENDMENT BILL 2003: *(Minister for Health)*: Agreement in principle – Resumption of debate *(from 8 May 2003 – Mr Smyth)*.
- 3 PLANNING AND LAND LEGISLATION AMENDMENT BILL 2003: *(Minister for Planning)*: Agreement in principle – Resumption of debate *(from 8 May 2003 – Mr Smyth)*.
- 4 APPROPRIATION BILL 2002-2003 (NO. 3): *(Treasurer)*: Agreement in principle – Resumption of debate *(from 6 May 2003 – Mr Smyth)*.
- *5 APPROPRIATION BILL 2003-2004: *(Treasurer)*: Agreement in principle – Resumption of debate – Detail stage – *(from 8 May 2003)*.
- 6 REVENUE LEGISLATION AMENDMENT BILL 2003: *(Treasurer)*: Agreement in principle – Resumption of debate *(from 6 May 2003 – Mr Stefaniak)*.
- 7 LAND (PLANNING AND ENVIRONMENT) (COMPLIANCE) AMENDMENT BILL 2003: *(Minister for Planning)*: Agreement in principle – Resumption of debate *(from 20 February 2003 – Mrs Dunne)*.
- 8 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.

- 9 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.
- 10 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.
- 11 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.
- 12 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.
- 13 GENE TECHNOLOGY BILL 2002: (*Minister for Health*): Agreement in principle – Resumption of debate (*from 21 February 2002 – Mr Smyth*).
- 14 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.
- 15 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.
- 16 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.
- 17 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*).

- 18 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*).
- 19 ANIMAL AND PLANT DISEASES AMENDMENT BILL 2003: (*Minister for Environment*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mrs Dunne*).
- 20 ELECTORAL AMENDMENT BILL 2003: (*Attorney-General; presented by Manager of Government Business*): Agreement in principle – Resumption of debate (*from 8 May 2003 – Ms Dundas*).
- 21 REGISTRATION OF DEEDS AMENDMENT BILL 2003: (*Attorney-General; presented by Manager of Government Business*): Agreement in principle – Resumption of debate (*from 8 May 2003 – Mr Stefaniak*).
- 22 STATUTE LAW AMENDMENT BILL 2003: (*Attorney-General; presented by Manager of Government Business*): Agreement in principle – Resumption of debate (*from 8 May 2003 – Mr Stefaniak*).
- 23 BUILDING (RESIDENTIAL BUILDING WARRANTY AMENDMENT BILL 2003: (*Minister for Planning*): Agreement in principle – Resumption of debate (*from 8 May 2003 – Mr Smyth*).
- 24 AFFORDABLE HOUSING TASKFORCE FINAL REPORT – STRATEGIES FOR ACTION – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 8 May 2003 – Ms Tucker*) on the motion of Mr Wood – That the Assembly takes note of the paper.
- 25 INQUIRY INTO EDUCATION FUNDING IN THE ACT – REPORT – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 8 May 2003 – Mr Cornwell*) on the motion of Ms Gallagher – That the Assembly takes note of the paper.
- *26 VICTIMS OF CRIME (FINANCIAL ASSISTANCE) ACT – REVIEW OF OPERATION – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 17 June 2003 – Mr Stefaniak*) on the motion of Mr Stanhope – That the Assembly takes note of the paper.
- *27 CHILDREN AND YOUNG PEOPLE ACT – REVIEW – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 17 June 2003 – Mrs Bourke*) on the motion of Ms Gallagher – That the Assembly takes note of the paper.
- *28 FIREARMS (PROHIBITED PISTOLS) AMENDMENT BILL 2003: (*Minister for Police and Emergency Services*): Agreement in principle – Resumption of debate (*from 17 June 2003 – Mr Pratt*).

- *29 BUSHFIRE INQUIRY (PROTECTION OF STATEMENTS)
AMENDMENT BILL 2003: (*Attorney-General*): Agreement in principle –
Resumption of debate (*from 17 June 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

Notice

- *1 MR SMYTH: To move – That in accordance with the final minutes of the Select Committee on Estimates:
- (1) notwithstanding the provisions of standing order 71, a Select Committee on Privileges be appointed to examine:
 - (a) the refusal of Mr Wood to answer questions of the Select Committee on Estimates;

- (b) the refusal of Mr Corbell to answer questions of the Select Committee on Estimates; and
- (c) the creation and distribution of the document known as 'Budget Estimates 2003' by certain persons within ACT Health;

and determine whether each constitutes a contempt of the Legislative Assembly.

(2) The Committee comprise:

- (a) one member to be nominated by the Government;
- (b) one member to be nominated by the Opposition;
- (c) one member to be nominated by a member of the Cross bench.

(3) The Committee shall report by the last sitting day in September. (*Notice given 17 June 2003*).

Orders of the day

- 1 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.
- 2 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.
- 3 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.
- 4 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.

- 5 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.
- 6 HEALTH – STANDING COMMITTEE – REPORT NO 4 – LOOKING AT THE HEALTH OF SCHOOL-AGE CHILDREN IN THE ACT – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 8 May 2003 – Mr Cornwell*) on the motion of Ms Tucker – That the report be noted.
- *7 PUBLIC ACCOUNTS – STANDING COMMITTEE – REPORT NO 5 – INQUIRY INTO THE RATES AND LAND TAX AMENDMENT BILL 2003 – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 17 June 2003 – Mr Quinlan*) on the motion of Mr Smyth – That the report be noted.
- *8 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 – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 17 June 2003 – Mrs Dunne*) on the motion of Mr Corbell – That the Assembly takes note of the paper.
- *9 PLANNING AND ENVIRONMENT – STANDING COMMITTEE – REPORT NO 15 – VARIATION NO 200, GARDEN CITY VARIATION – RESIDENTIAL LAND USE POLICIES, MODIFICATIONS TO RESIDENTIAL CODES AND MASTER PLAN PROCEDURES – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 17 June 2003 – Mrs Dunne*) on the motion of Mr Corbell – That the Assembly takes note of the paper.
- *10 PLANNING AND ENVIRONMENT – STANDING COMMITTEE – REPORT NO 17 – DRAFT VARIATION NO 150 TO THE TERRITORY PLAN – DEAKIN BLOCKS 14 AND 15 SECTION 36 [FORMER DEAKIN OVAL SPORTS GROUND] PROPOSED RESIDENTIAL AND URBAN OPEN SPACE LAND USE POLICIES AND CHANGES TO THE PUBLIC LAND OVERLAY – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 17 June 2003 – Mr Corbell*) on the motion of Mrs Dunne – That the report be noted.

- *11 PLANNING AND ENVIRONMENT – STANDING COMMITTEE – REPORT NO 19 – DRAFT VARIATION NO 210 TO THE TERRITORY PLAN – DEAKIN SECTION 35 BLOCK 2 (SITE OF FORMER DEAKIN MOTOR INN) AND SECTION 35 BLOCK 28 (CANBERRA WEST BOWLING CLUB, ALSO KNOWN AS THE WEST DEAKIN HELLENIC BOWLING CLUB) COMMERCIAL E POLICY AND RESIDENTIAL USE – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 17 June 2003 – Mr Corbell*) on the motion of Mrs Dunne – That the report be noted.
- *12 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 and 17 June 2003.

23 September 2003

- 13 LEGAL AFFAIRS – STANDING COMMITTEE: Presentation of report on the Long Service Leave (Private Sector) Bill 2003 pursuant to order of the Assembly of 7 May 2003.

Last sitting day of 2003

- *14 PLANNING AND ENVIRONMENT – STANDING COMMITTEE: Presentation of report on the Road Transport (Public Passenger Services) Amendment Bill 2003 pursuant to order of the Assembly of 17 June 2003.
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Referred to Standing Committee on Administration and Procedure on 7 May 2003

PROPOSED AMENDMENT TO STANDING ORDER 118 – ANSWERS TO QUESTIONS WITHOUT NOTICE: Resumption of debate (*from 7 May 2003 – Ms Tucker*) on the motion of Mr Cornwell – 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'.

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*).

7 May 2003

LONG SERVICE LEAVE (PRIVATE SECTOR) BILL 2003: (*Mr Berry*):
Resumption of debate – Agreement in principle (*Ms Gallagher*).

Referred to Standing Committee on Planning and Environment on**17 June 2003**

ROAD TRANSPORT (PUBLIC PASSENGER SERVICES)
AMENDMENT BILL 2003: (*Minister for Urban Services*): – Resumption of debate –
Agreement in principle (*Mrs Dunne*).

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

703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714,
715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726,
727, 728, 729, 730, 731, 732, 733

New questions

(30 days expires 18 July 2003)

*734 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to waiting lists for ACT Housing properties and further to your reply to Question on notice no 647 (Notice Paper of 6 May 2003):

- (1) Of the 3 520 residents on the public housing waiting list as at 1 May 2003, including:

- (a) Belconnen – 924;
- (b) Gungahlin – 173;
- (c) Tuggeranong – 784;
- (d) Inner North – 677;
- (e) Inner South – 304;

Please provide a further breakdown, for each area above, of these figures in terms of:

- (i) nature of preferred property, as sought;
 - (ii) waiting periods since first notice of application;
 - (iii) clarification as to whether this list includes current residents seeking transfers and, if so, a breakdown distinguishing between each category for each area.
- (2) Please provide comparable figures for each of the following areas as at 1 January, 2003, 2002, 2001, 2000, 1999 and 1 July, 2002, 2001, 2000, 1999:
- (a) Belconnen;
 - (b) Gungahlin;
 - (f) Tuggeranong;
 - (g) Inner North;
 - (h) Inner South.

*735 MR STEFANIAK: To ask the Minister for Urban Services – In relation to the Honour Walk and further to your reply to Question on notice no 532:

- (1) Has a revised memorials policy been adopted yet, if so, please provide a copy or outline the details in the new policy, if not, why not and when will it be finalised;
- (2) What will or has happened to the \$24,000 outstanding authorisation for the Honour Walk.

*736 MR STEFANIAK: To ask the Minister for Sport, Racing and Gaming – In relation to Automatic Teller Machines (ATMs) in clubs:

- (1) How many clubs and pubs in the ACT, with poker machines, have ATMs on the premises;
- (2) How many of these ATMs are owned by the National Australia Bank;
- (3) Has the Government received any evidence to show that problem gamblers are the ‘majority’ users of ATMs in establishments with poker machines;

- (4) Does the Government agree with an approach to remove ATMs from establishments in the ACT that have poker machines, if so, why, if not, why not.

*737 MR STEFANIAK: To ask the Minister for Sport, Racing and Gaming – In relation to the Swans versus Kangaroo match at Manuka Oval on 25 May 2003:

- (1) Who is responsible for organising and coordinating entry into the Oval on AFL match days at Manuka;
- (2) Has the Minister received any formal complaints about the organisation of the match, in terms of handling the crowd, on 25 May, if so, what were the complaints regarding;
- (3) Is the Government looking at improving parking in the area for AFL matches, if not, why not;
- (4) Have any suggestions been forwarded to the Minister on how to improve the organisation of AFL matches at Manuka from the spectators perspective, if so, please provide details;
- (5) Would the Government consider any such improvements in (4) above.

*738 MR STEFANIAK: To ask the Minister for Urban Services – In relation to low maintenance ovals:

- (1) Has the Government received any requests to bring back any of Canberra's low maintenance ovals to full maintenance, if so, which ovals have been highlighted and by whom ie individual or sporting group;
- (2) Will the Government bring back any low maintenance ovals to full maintenance in the 2003-04 financial year, if so, which ovals and why, if not, why not;
- (3) Will the Government revert any full maintenance ovals back to low maintenance in 2003-04, if so, which ovals and why.

*739 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to the Interest Subsidy Scheme (ISS) used by non-government schools:

- (1) Which schools made use of the ISS in (a) 2000-01, (b) 2001-02, and (c) as at 31 May in 2002-03;
- (2) For what purpose was the ISS used in (a), (b) and (c) above;

- (3) How much has the ISS cost the ACT Government in (a), (b) and (c) above;
- (4) Will the scheme automatically end at the close of this financial year or will it be phased out over a period of time;
- (5) What are the consequences in terms of financing for those schools that are currently utilising ISS for a loan that extends beyond the end of this financial year or from the date the scheme will end.

*740 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to road spikes:

- (1) How many sets of road spikes are available to ACT Policing at any one time;
- (2) When was the first set of road spikes purchased, how much did they cost and from where did the funds come from to purchase them;
- (3) How many times have road spikes, since their inception, been used in the ACT in direct response to high speed car chases;
- (4) On how many occasions, since their inception, could road spikes have been used but were not and why not;
- (5) How effective does ACT Policing rate the use of road spikes;
- (6) What are the rules and regulations for use of road spikes by police.

*741 MR SMYTH: To ask the Minister for Sport, Racing and Gaming – In relation to the Stadiums Authority:

- (1) What components made up the \$180,000 loss accrued by the Stadiums Authority following the loss on Celtic Crossroads in 2002;
- (2) Was the Riverdance production held at Canberra Stadium an 'in-house' production, if not, who promoted the event and did it have insurance for adverse weather, like rain, causing cancellation or postponement of the event;
- (3) On 2CN on Wednesday 11 June you said that neither the Government nor the Stadiums Authority took out insurance for adverse weather, like rain, for Celtic Crossroads, why was the decision taken not to insure against rain;
- (4) On 2CN on Wednesday 11 June you also said that insurance may not have been sought due to the insurance crisis and costs associated with insurance. Did the Government or the Stadiums Authority receive a

quote for insurance against rain for Celtic Crossroads, if so, could documentation please be provided, if not, why not;

- (5) On 2CN on Wednesday 11 June you also said that the profit from the Riverdance event covered the loss of the Celtic Crossroads event. Please provide documentation showing where Riverdance profits covered the loss from Celtic Crossroads;
- (6) Did Riverdance cover the 100% loss accumulated by Celtic Crossroads, if not, what percentage did it cover;
- (7) If Riverdance did not cover 100% of the loss accumulated by Celtic Crossroads would it be correct to say that Riverdance did not return a profit to the people of Canberra either as the profit was used to cover losses in another area.

*742 MR SMYTH: To ask the Minister for Health – In relation to obstetrics:

- (1) How many private obstetricians are operating in the ACT;
- (2) How many babies were delivered in the ACT between 1 July 2002 and 31 May 2003;
- (3) How many of those babies were delivered at (a) the Canberra Hospital (b) Calvary Hospital or (c) elsewhere;
- (4) How many babies were delivered by private obstetricians in the ACT between 1 July 2002 and 31 May 2003.

*743 MR SMYTH: To ask the Minister for Urban Services – In relation to the Erindale Library Refurbishment and further to Question on notice no 597. Further stages of this project were to be completed by June 2003. Can the Minister confirm that the Erindale Library Refurbishment will be completed by the end of this month and what is the expected completion date.

*744 MR SMYTH: To ask the Minister for Economic Development, Business and Tourism – In relation to Floriade and further to Question on notice 572:

- (1) Has an audited figure for the operating surplus/deficit for the 2002 Floriade been calculated, if so, what is the figure, if not, when will an audited figure be available;
- (2) How does the Government determine where the profits from Floriade will be spent;
- (3) Where will the profits from the 2002 Floriade be spent;
- (4) Will Floriade 2003 still be free entry;

- (5) Will Commonwealth Park be the venue for Floriade 2003, if not, what is the new site.

*745 MR SMYTH: To ask the Chief Minister – In relation to the bushfire recovery and businesses damaged in the bushfires:

- (1) What assistance are you providing to businesses whose premises were either destroyed or damaged to demolish their damaged premises, in particular for (a) clearing land, (b) waiving tip fees and (c) demolishing remnants of the business;
- (2) How many business premises were destroyed or severely damaged in the bushfires, how many have been cleared and how many remain that need to be cleared;
- (3) If an owner cannot afford to clear the site and will not be reopening the business what is the procedure to clear that site and what will happen to that land.

*746 MR SMYTH: To ask the Minister for Community Affairs – In relation to aboriginal cultural sites and further to Question on notice no 662:

- (1) Has the assessment of possible damage to aboriginal stone arrangements in Namadgi National Park commenced, if so, when and how long will the assessment take to complete, if not, why not and when will it begin;
- (2) Has the assessment of possible damage to known aboriginal scarred trees commenced, if so, when and how long will the assessment take to complete, if not, why not and when will it begin.

*747 MR SMYTH: To ask the Minister for Urban Services – In relation to the 2003 Bushfire Fire Plant Issue Scheme:

- (1) On what date was this issue first raised as an initiative for the Budget;
- (2) Did the Government receive representations from any individuals, organisations or Departmental officials to fund this initiative, if so, please provide supporting documentation;
- (3) On what date was the final decision made to include this initiative in the Budget;
- (4) Why was it decided to include this initiative in the Budget as part of the January bushfire recovery. Please provide any supporting documentation.

*748 MR CORNWELL: To ask the Minister for Economic Development, Business and Tourism – In relation to the change of name of Canberra Tourism and Events Corporations to Australia Capital Tourism as stated in your press release of 16 June 2003 entitled ‘New Look for Tourism in the ACT’:

- (1) What is the total forecast cost to the government for implementing all aspects of this name change across the organization;
- (2) Is the cost at (1) above included in the 2003-04 budget papers, and if so, where;
- (3) If the cost at (1) above it not shown in the 2003-04 budget papers, why not;
- (4) What is the forecast time frame for the implementation and finalisation of the change of name.
- (5) What is the forecast date for the expansion of the Board of Australian Capital Tourism from seven to nine members.

T Duncan

Acting 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.

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)*

ESTIMATES 2003-04: *(Formed 3 April 2003):* Mr Smyth *(Chair)*, Mrs Cross, Mr Hargreaves, Mrs Dunne, Ms MacDonald. *(Presented 17 June 2003).*

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).*