



**LEGISLATIVE ASSEMBLY FOR THE
AUSTRALIAN CAPITAL TERRITORY**

2008–2009–2010

MINUTES OF PROCEEDINGS

No. 48

TUESDAY, 9 FEBRUARY 2010

1 The Assembly met at 10 a.m., pursuant to adjournment. The Speaker (Mr Rattenbury) took the Chair and made a formal recognition that the Assembly was meeting on the lands of the traditional custodians. The Speaker asked Members to stand in silence and pray or reflect on their responsibilities to the people of the Australian Capital Territory.

2 DEATH OF MARJORIE TURBAYNE AO, MBE

Mr Stanhope (Chief Minister) moved—That this Assembly expresses its deep regret at the death of Mrs Marjorie Turbayne AO, MBE, long-serving board member of the National Australia Day Council, former president of Australia Day in the ACT, dedicated advocate of the Australian of the Year awards, founding manager of the National Press Club and tireless enthusiast for active citizenship and strong community life, and tenders its profound sympathy to her family, friends and colleagues in their bereavement.

Mr Seselja (Leader of the Opposition), Ms Hunter, Mr Smyth, Mr Hanson, Mr Coe, Mrs Dunne and Mr Doszpot addressed the Assembly in support of the motion and all Members present having stood, in silence—

Question—passed.

3 ABSENCE OF CLERK

The Speaker informed the Assembly, that due to the absence of the Clerk on leave, the Deputy Clerk will act as Clerk for the duration of the Clerk's leave.

4 PETITION

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

Mr Stanhope, from 11 residents, requesting that the Assembly take all necessary steps within its powers to prevent Clare Holland House and the lakeside land on which it stands from being sold or otherwise transferred to any private corporation or person (Pet 106).

5 JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE (PERFORMING THE DUTIES OF A SCRUTINY OF BILLS AND SUBORDINATE LEGISLATION COMMITTEE)—SCRUTINY REPORT 18—STATEMENT BY CHAIR

Mrs Dunne (Chair) presented the following report:

Justice and Community Safety—Standing Committee (performing the duties of a Scrutiny of Bills and Subordinate Legislation Committee)—Scrutiny Report 18, dated 1 February 2010, together with the relevant minutes of proceedings—

and, by leave, made a statement in relation to the report.

6 PUBLIC ACCOUNTS—STANDING COMMITTEE—REPORT 6—REVIEW OF AUDITOR-GENERAL'S REPORT NO. 7 OF 2008: PROPOSAL FOR A GAS-FIRED POWER STATION AND DATA CENTRE—SITE SELECTION PROCESS—REPORT NOTED

Ms Le Couteur (Chair) presented the following report:

Public Accounts—Standing Committee—Report 6—*Review of Auditor-General's Report No. 7 of 2008: Proposal for a gas-fired power station and data centre—Site selection process*, dated 2 February 2010, including additional comments (*Mr Smyth*), together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Debate ensued.

Question—put and passed.

7 HEALTH, COMMUNITY AND SOCIAL SERVICES—STANDING COMMITTEE—INQUIRY—RESPITE CARE SERVICES IN THE A.C.T.—STATEMENT BY CHAIR

Mr Doszpot (Chair), pursuant to standing order 246A, informed the Assembly that the Standing Committee on Health, Community and Social Services had resolved to conduct an inquiry into, and report on, respite care services in the ACT.

8 PLANNING, PUBLIC WORKS AND TERRITORY AND MUNICIPAL SERVICES—STANDING COMMITTEE—INQUIRY INTO THE RZ3 AND RZ4 RESIDENTIAL REDEVELOPMENT POLICIES IN INNER NORTH CANBERRA—DISCUSSION PAPER—STATEMENT BY CHAIR

Ms Porter (Chair), pursuant to standing order 246A, presented the following paper:

Planning, Public Works and Territory and Municipal Services—Standing Committee—Inquiry into the RZ3 and RZ4 residential redevelopment policies in inner north Canberra—Discussion paper, dated 4 February 2010—

and, by leave, made a statement in relation to the paper.

9 PUBLIC ACCOUNTS—STANDING COMMITTEE—INQUIRY—AUDITOR-GENERAL'S REPORT NO. 4/2009—STATEMENT BY CHAIR

Ms Le Couteur (Chair), pursuant to standing order 246A, informed the Assembly that the Standing Committee on Public Accounts had resolved to conduct an inquiry into, and report on, Auditor-General's Report No. 4/2009—Delivery of Ambulance Services to the ACT Community.

10 AUDITOR-GENERAL'S REPORT NO. 5/2009—ADMINISTRATION OF EMPLOYMENT ISSUES FOR STAFF OF MEMBERS OF THE LEGISLATIVE ASSEMBLY—AUTHORISATION OF MEMBERS' PARTICIPATION IN PROCEEDINGS

Ms Le Couteur, by leave, moved—That this Assembly:

- (1) notes the provisions of section 15 of the *Australian Capital Territory (Self-Government) Act 1988* relating to conflict of interest and those of standing order 156 which provide that the Assembly may decide how those provisions may be applied;
- (2) notes that all Members have employment contracts with staff; and
- (3) decides that, notwithstanding these employment contracts, it is in the public interest to allow all Members to participate in any future discussion of a matter, or vote on a question, in relation to Auditor-General's Report No. 5 of 2009, entitled *Administration of employment issues for staff of Members of the Legislative Assembly*, either in the Assembly or the Standing Committee on Public Accounts.

Question—put and passed.

11 WELL STATION DRIVE EXTENSION—STATEMENT BY MINISTER—STATEMENTS BY MEMBERS

Mr Barr (Minister for Planning), by leave, made a statement regarding Well Station Drive extension.

Ms Le Couteur, by leave, also made a statement in relation to the matter.

Mr Coe, by leave, also made a statement in relation to the matter.

12 2010 NATIONAL MULTICULTURAL FESTIVAL—STATEMENT BY MINISTER

Ms Burch (Minister for Multicultural Affairs), by leave, made a statement regarding the 2010 National Multicultural Festival.

13 PRESENTATION OF BILL—LEAVE NOT GRANTED

Mr Barr (Minister for Education and Training) sought leave to present a bill.

Objection being raised, leave not granted.

14 SUSPENSION OF STANDING AND TEMPORARY ORDERS MOVED—PRESENTATION OF BILL

Mr Barr (Minister for Education and Training) moved—That so much of the standing and temporary orders be suspended as would prevent Mr Barr from presenting the Education Amendment Bill 2010.

Debate ensued.

Question—put and negatived.

15 REVENUE LEGISLATION AMENDMENT BILL 2009

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.

16 HEALTH LEGISLATION AMENDMENT BILL 2009

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.

Detail Stage

Bill, by leave, taken as a whole—

New clause—

On the motion of Ms Gallagher (Minister for Health), pursuant to standing order 182A(b), by leave, new clause 10A (her amendment No. 1—*see* [Schedule 1](#)) was inserted in the Bill.

Paper: Ms Gallagher presented a supplementary explanatory statement to the Government amendment.

Bill, as a whole, as amended, agreed to.

Question—That this Bill, as amended, be agreed to—put and passed.

17 FAIR TRADING (MOTOR VEHICLE REPAIR INDUSTRY) BILL 2009

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 (Mrs Dunne) and the resumption of the debate made an order of the day for the next sitting.

18 QUESTIONS

Questions without notice were asked.

19 QUESTION ON NOTICE NO. 346—ANSWER—EXPLANATION

Mr Seselja (Leader of the Opposition), pursuant to standing order 118A, asked Ms Gallagher (Treasurer) for an explanation concerning the answer to question on notice No. 346.

Ms Gallagher gave an explanation.

20 QUESTION ON NOTICE NO. 404—ANSWER—EXPLANATION

Mr Seselja (Leader of the Opposition), pursuant to standing order 118A, asked Ms Gallagher (Minister for Health) for an explanation concerning the answer to question on notice No. 404.

Ms Gallagher gave an explanation.

21 QUESTION ON NOTICE NO. 411—ANSWER—EXPLANATION

Mr Seselja (Leader of the Opposition), pursuant to standing order 118A, asked Mr Barr (Minister for Planning) for an explanation concerning the answer to question on notice No. 411.

Mr Barr gave an explanation.

22 QUESTION ON NOTICE NO. 495—ANSWER—EXPLANATION

Mr Seselja (Leader of the Opposition), pursuant to standing order 118A, asked Ms Gallagher (Minister for Health) for an explanation concerning the answer to question on notice No. 495.

Ms Gallagher gave an explanation.

23 QUESTION ON NOTICE NO. 513—ANSWER—EXPLANATION

Mr Seselja (Leader of the Opposition), pursuant to standing order 118A, asked Mr Stanhope (Chief Minister) for an explanation concerning the answer to question on notice No. 513.

Mr Stanhope gave an explanation.

24 PRESENTATION OF PAPERS

The Speaker presented the following papers:

Standing order 191—Amendments to:

Government Agencies (Campaign Advertising) Bill 2008, dated 16 December 2009.

Justice and Community Safety Legislation Amendment Bill 2009 (No. 4), dated 14 and 15 December 2009.

Workers Compensation Amendment Bill 2009, dated 14 and 15 December 2009.

Auditor-General Act—Auditor-General's Report No. 8/2009—2008-09 Financial Audits, dated 18 December 2009.

25 PUBLIC SECTOR MANAGEMENT ACT—EXECUTIVE CONTRACTS—PAPERS AND STATEMENT BY MINISTER

Mr Stanhope (Chief Minister) presented the following papers:

Public Sector Management Act, pursuant to sections 31A and 79—Copies of executive contracts or instruments—

Short-term contracts:

Adrian Scott, dated 9 December 2009.

Alan Traves, dated 4 January 2010.

Alison Purvis, dated 14 December 2009.

Andrew Taylor, dated 14 December 2009.
Anne Thomas, dated 10 December 2009.
Anthony Graham, dated 23 November 2009.
Caroline Hughes, dated 15 December 2009.
Conrad Barr (2), dated 6 and 23 November 2009.
David Collett, dated 24 December 2009.
David Dawes, dated 27 November 2009.
David Dutton, dated 30 November 2009.
David Evans, dated 21 December 2009.
David Metcalf, dated 8 January 2010.
Douglas Gillespie, dated 14 December 2009.
Elizabeth Clarke, dated 10 December 2009.
Elizabeth Sharpe, dated 4 December 2009.
Glenn Bain, dated 15 December 2009.
Greg Kent, dated 23 November 2009.
Greg Newton, dated 23 November 2009.
Gregory Kent, dated 15 December 2009.
Ian Turnbull, dated 17 December 2009.
Kenneth Douglas, dated 30 November 2009.
Kristen Connell, dated 24 December 2009.
Lisa McGlynn, dated 11 January 2010.
Marjorie McGrath, dated 11 December 2009.
Megan Brighton, dated 21 December 2009.
Meredith Whitten (2), dated 11 December 2009 and 4 January 2010.
Michelle Callen, dated 12 January 2010.
Philip Canham, dated 15 December 2009.
Susanne Dever, dated 23 December 2009.
Tania Dufty, dated 4 December 2009.
Tracey Cappie-Wood, dated 9 December 2009.
Vera Van De Velde, dated 13 January 2010.
Yvonne McCann, dated 4 December 2009.

Contract variations:

Alan Traves, dated 16 December 2009.
Anne Thomas, dated 21 December 2009.
Carol Logan, dated 21 December 2009.
Catriona Vigor, dated 12 January 2010.

Daniel Walters, dated 14 December 2009.
David Dutton, dated 15 and 18 December 2009.
David Evans, dated 11 December 2009.
David Foot (2), dated 30 November and 15 December 2009.
David Read, dated 18 December 2009.
Frank Duggan, dated 11 December 2009.
Glenn Lacey, dated 11 December 2009.
Greg Kent, dated 23 November 2009.
Kaaren Blom, dated 23 December 2009.
Marsha Guthrie, dated 15 December 2009.
Michael Trushell, dated 6 January 2010.
Paul Wyles, dated 11 December 2009.
Phil Canham, dated 23 November 2009.
Robert Neil, dated 21 December 2009.
Rowena Barrell, dated 21 December 2009.
Stuart Friend, dated 15 December 2009.
Susan Morrell, dated 21 and 22 December 2009.
Thomas Elliott, dated 21 December 2009.
Tim Swift, dated 25 November 2009—
and, by leave, made a statement in relation to the papers.

26 PRESENTATION OF PAPERS

Mr Stanhope (Chief Minister) presented the following papers:

Remuneration Tribunal Act, pursuant to subsection 12(2)—Determinations, together with statements for:

Chief Justice of the Supreme Court—Determination 8 of 2009, dated 7 December 2009.

Chief Magistrates, Magistrates and Special Magistrates—Determination 10 of 2009, dated 7 December 2009.

Children and Young People Official Visitor—Determination 15 of 2009, dated 7 December 2009.

Full-Time Holder of Public Office—Public Advocate—Determination 16 of 2009, dated 7 December 2009.

Full-Time Holders of Public Offices—General President and Appeals President, ACT Civil and Administrative Tribunal—Determination 12 of 2009, dated 7 December 2009.

Master of the Supreme Court—Determination 11 of 2009.

Part-Time Holder of Public Office—Part-Time Presidential Member, ACT Civil and Administrative Tribunal—Determination 13 of 2009, dated 7 December 2009.

Part-Time Holders of Public Office—

Determination 14 of 2009, dated 7 December 2009.

Determination 17 of 2009, dated 23 December 2009.

President of the Court of Appeal—Determination 9 of 2009, dated 7 December 2009.

27 LEGISLATION PROGRAM—AUTUMN 2010—PAPER AND STATEMENT BY MINISTER

Mr Stanhope (Chief Minister) presented the following paper:

Legislation Program—Autumn 2010—

and, by leave, made a statement in relation to the paper.

28 FINANCIAL MANAGEMENT ACT—INSTRUMENTS—PAPERS AND STATEMENT BY MINISTER

Ms Gallagher (Treasurer) presented the following papers:

Financial Management Act—

Pursuant to section 14—Instruments, including statements of reasons, directing a transfer of funds within:

Department of Disability, Housing and Community Services dated 8 December 2009.

Department of Education and Training, dated 20 January 2010.

Pursuant to section 16B—Instruments, including statements of reasons, authorising the rollover of undisbursed appropriation:

ACT Health, dated 21 December 2009.

ACT Planning and Land Authority, dated 8 December 2009.

Department of Justice and Community Safety, dated 23 December 2009.

Shared Services Centre, dated 10 December 2009.

Superannuation Provision Account, dated 18 December 2009.

Pursuant to section 17—Instruments, including statements of reasons, varying appropriations relating to Commonwealth funding to:

Department of Treasury, dated 10 December 2009.

Department of Treasury, dated 12 January 2010.

Pursuant to section 18A—Authorisations of expenditure from the Treasurer's Advance, including statements of reasons, to:

ACT Planning and Land Authority, dated 18 January 2010.

Chief Minister's Department, dated 18 January 2010—

and, by leave, made a statement in relation to the papers.

29 PRESENTATION OF PAPER

Ms Gallagher (Minister for Health) presented the following paper:

Human Cloning and Embryo Research Act, pursuant to section 50—National Health and Medical Research Council—Embryo Research Licensing Committee—Report to the Parliament of Australia for the period 1 April to 31 August 2009, dated December 2009.

30 JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE—REPORT 3—INQUIRY INTO THE DELAY IN THE COMMENCEMENT OF OPERATIONS AT THE ALEXANDER MACONOCHIE CENTRE—GOVERNMENT RESPONSE—PAPERS—PUBLICATION OF PAPERS—PAPERS NOTED

Mr Corbell (Attorney-General) presented the following papers:

Justice and Community Safety—Standing Committee—Report 3—*Inquiry into the delay in the commencement of operations at the Alexander Maconochie Centre*—

Government response, dated February 2010.

Tabling statement—

and, by leave, moved—That the papers be authorised for publication.

Mrs Dunne moved—That the question be divided.

Debate ensued.

Question—put and negatived.

Question—That the papers be authorised for publication—put and passed.

Mr Corbell moved—That the Assembly takes note of the papers.

Debate ensued.

Question—put and passed.

31 PRESENTATION OF PAPER

Mr Corbell (Attorney-General) presented the following paper:

Australian Crime Commission (ACT) Act, pursuant to subsection 51(5)—Annual report 2008-09—Australian Crime Commission, dated 12 November 2009.

32 EDUCATION, TRAINING AND YOUTH AFFAIRS—STANDING COMMITTEE—REPORT 2—SCHOOL CLOSURES AND REFORM OF THE A.C.T. EDUCATION SYSTEM 2006—GOVERNMENT RESPONSE

Mr Barr (Minister for Education and Training) presented the following paper:

Education, Training and Youth Affairs—Standing Committee—Report 2—*School closures and reform of the ACT education system 2006*—Government response.

33 PLANNING AND DEVELOPMENT ACT—SCHEDULE—LEASES GRANTED—PAPER AND STATEMENT BY MINISTER

Mr Barr (Minister for Planning) presented the following paper:

Planning and Development Act, pursuant to subsection 242(2)—Schedule of leases granted for the period 1 October to 31 December 2009—

and, by leave, made a statement in relation to the paper.

34 PRESENTATION OF PAPERS

Mr Corbell (Manager of Government Business) presented the following papers:

Performance reports—December 2009

Financial Management Act, pursuant to section 30E—Half-yearly departmental performance reports—December 2009, for the following departments or agencies:

ACT Health.

ACT Planning and Land Authority.

Chief Minister's Department, dated January 2010.

Department of Disability, Housing and Community Services, dated January 2010.

Department of Education and Training, dated January 2010.

Department of Justice and Community Safety.

Department of Treasury, dated January 2010.

Environment, Climate Change, Energy and Water Portfolio.

Territory and Municipal Services Portfolio (2).

Performance report—December 2008

Attorney-General (within Department of Justice and Community Safety)—Amendment.

Subordinate legislation (including explanatory statements unless otherwise stated)

Legislation Act, pursuant to section 64—

Architects Act—Architects Board Appointment 2010 (No. 1)—Disallowable Instrument DI2010-6 (LR, 19 January 2010).

Canberra Institute of Technology Act—

Canberra Institute of Technology (Advisory Council) Appointment 2009 (No. 3)—Disallowable Instrument DI2009-236 (LR, 3 December 2009).

Canberra Institute of Technology (Advisory Council) Appointment 2009 (No. 4)—Disallowable Instrument DI2009-237 (LR, 3 December 2009).

Canberra Institute of Technology (Advisory Council) Appointment 2009 (No. 5)—Disallowable Instrument DI2009-238 (LR, 3 December 2009).

Canberra Institute of Technology (Advisory Council) Appointment 2009 (No. 6)—Disallowable Instrument DI2009-239 (LR, 3 December 2009).

Canberra Institute of Technology (Advisory Council) Appointment 2009 (No. 7)—Disallowable Instrument DI2009-240 (LR, 10 December 2009).

Canberra Institute of Technology (Advisory Council) Appointment 2009 (No. 8)—Disallowable Instrument DI2009-254 (LR, 21 December 2009).

Children and Young People Act—Children and Young People (Employment) Standards 2009 (No. 1)—Disallowable Instrument DI2009-251 (LR, 17 December 2009).

Civil Law (Wrongs) Act—Civil Law (Wrongs) Australian Computer Society (NSW) Scheme 2009 (No. 1)—Disallowable Instrument DI2009-268 (LR, 23 December 2009).

Civil Partnerships Act—Attorney General (Fees) Amendment Determination 2009 (No. 5)—Disallowable Instrument DI2009-235 (without explanatory statement) (LR, 18 November 2009).

Environment Protection Regulation—Environment Protection (Noise Measurement Manual) Approval 2009 (No. 1)—Disallowable Instrument DI2009-234 (LR, 30 November 2009).

Gambling and Racing Control Act and Financial Management Act—Gambling and Racing Control (Governing Board) Appointment 2009 (No. 2)—Disallowable Instrument DI2009-250 (LR, 17 December 2009).

Health Act—Health (Fees) Determination 2009 (No. 3)—Disallowable Instrument DI2009-265 (LR, 24 December 2009).

Legal Aid Act—Legal Aid (Commission President) Appointment 2009—Disallowable Instrument DI2009-248 (LR, 14 December 2009).

Long Service Leave (Portable Schemes) Act—

Long Service Leave (Portable Schemes) Contractors Levy Determination 2009—Disallowable Instrument DI2009-257 (LR, 22 December 2009).

Long Service Leave (Portable Schemes) Employers Levy Determination 2009—Disallowable Instrument DI2009-256 (LR, 22 December 2009).

Long Service Leave (Portable Schemes) Act and Financial Management Act—

Long Service Leave (Portable Schemes) Governing Board Appointment 2009 (No. 1)—Disallowable Instrument DI2009-258 (LR, 22 December 2009).

Long Service Leave (Portable Schemes) Governing Board Appointment 2009 (No. 2)—Disallowable Instrument DI2009-259 (LR, 22 December 2009).

Long Service Leave (Portable Schemes) Governing Board Appointment 2009 (No. 3)—Disallowable Instrument DI2009-260 (LR, 22 December 2009).

Long Service Leave (Portable Schemes) Governing Board Appointment 2009 (No. 4)—Disallowable Instrument DI2009-261 (LR, 22 December 2009).

Long Service Leave (Portable Schemes) Governing Board Appointment 2009 (No. 5)—Disallowable Instrument DI2009-262 (LR, 22 December 2009).

Mental Health (Treatment and Care) Act—Mental Health (Treatment and Care) (Official Visitors) Appointment 2010 (No. 1)—Disallowable Instrument DI2010-3 (LR, 14 January 2010).

Nature Conservation Act—Nature Conservation (Fees) Determination 2010 (No. 1)—Disallowable Instrument DI2010-8 (LR, 22 January 2010).

Planning and Development Act and Financial Management Act—Planning and Development (Land Development Agency Board) Appointment 2010 (No. 1)—Disallowable Instrument DI2010-4 (LR, 18 January 2010).

Public Place Names Act—

Public Place Names (Barton) Determination 2010 (No. 1)—Disallowable Instrument DI2010-1 (LR, 11 January 2010).

Public Place Names (Bonner) Determination 2009 (No. 2)—Disallowable Instrument DI2009-232 (LR, 19 November 2009).

Public Place Names (Casey) Determination 2009 (No. 4)—Disallowable Instrument DI2009-230 (LR, 18 November 2009).

Public Place Names (Franklin) Determination 2009 (No. 1)—Disallowable Instrument DI2009-231 (LR, 19 November 2009).

Public Place Names (Gordon) Determination 2010 (No. 1)—Disallowable Instrument DI2010-7 (LR, 21 January 2010).

Public Place Names (Kingston) Determination 2009 (No. 1)—Disallowable Instrument DI2009-233 (LR, 19 November 2009).

Race and Sports Bookmaking Act—

Race and Sports Bookmaking (Rules for Sports Bookmaking) Determination 2009 (No. 1)—Disallowable Instrument DI2009-267 (LR, 23 December 2009).

Race and Sports Bookmaking (Sports Bookmaking Events) Determination 2009 (No. 1)—Disallowable Instrument DI2009-266 (LR, 23 December 2009).

Racing Act—Racing (Race Field Information Charge) Determination 2010 (No. 1)—Disallowable Instrument DI2010-5 (LR, 21 January 2010).

Road Transport (General) Act—

Road Transport (General) (Application of Road Transport Legislation) (Summernats 2010) Declarations 2009 (No. 1)—Disallowable Instrument DI2009-255 (LR, 21 December 2009).

Road Transport (General) (Application of Road Transport Legislation) Declaration 2009 (No. 5)—Disallowable Instrument DI2009-229 (LR, 19 November 2009).

Road Transport (General) (Application of Road Transport Legislation) Declaration 2009 (No. 6)—Disallowable Instrument DI2009-242 (LR, 3 December 2009).

Road Transport (General) (Australian Road Rules—Nightlink Taxis) Exemption Revocation 2009 (No. 1)—Disallowable Instrument DI2009-249 (LR, 17 December 2009).

Road Transport (Offences) Amendment Regulation 2009 (No. 1)—Subordinate Law SL2009-52 (LR, 1 December 2009).

Road Transport (Safety and Traffic Management) Regulation—Road Transport (Safety and Traffic Management) Parking Authority Declaration 2010 (No. 1)—Disallowable Instrument DI2010-2 (LR, 14 January 2010).

Scaffolding and Lifts Act—Attorney General (Fees) Amendment Determination 2009 (No. 6)—Disallowable Instrument DI2009-269 (LR, 23 December 2009).

Taxation Administration Act—

Taxation Administration (Ambulance Levy) Determination 2009 (No. 1)—Disallowable Instrument DI2009-241 (LR, 3 December 2009).

Taxation Administration (Amounts Payable—Eligibility—Home Buyer Concession Scheme) Determination 2009 (No. 2)—Disallowable Instrument DI2009-244 (LR, 14 December 2009).

Taxation Administration (Amounts Payable—Eligibility—Pensioner Duty Concession Scheme) Determination 2009 (No. 2)—Disallowable Instrument DI2009-246 (LR, 14 December 2009).

Taxation Administration (Amounts Payable—Thresholds—Home Buyer Concession Scheme) Determination 2009 (No. 2)—Disallowable Instrument DI2009-247 (LR, 14 December 2009).

Taxation Administration (Amounts Payable—Thresholds—Pensioner Duty Concession Scheme) Determination 2009 (No. 2)—Disallowable Instrument DI2009-245 (LR, 14 December 2009).

Training and Tertiary Education Act—

Training and Tertiary Education (Accreditation and Registration Council) Appointment 2009 (No. 4)—Disallowable Instrument DI2009-252 (LR, 21 December 2009).

Training and Tertiary Education (Accreditation and Registration Council) Appointment 2009 (No. 5)—Disallowable Instrument DI2009-253 (LR, 21 December 2009).

University of Canberra Act—

University of Canberra Council Appointment 2009 (No. 1)—Disallowable Instrument DI2009-263 (LR, 22 December 2009).

University of Canberra Council Appointment 2009 (No. 2)—Disallowable Instrument DI2009-264 (LR, 22 December 2009).

35 2010 NATIONAL MULTICULTURAL FESTIVAL—PAPER—MOTION TO TAKE NOTE OF PAPER

Mr Barr (Minister for Education and Training), on behalf of the Minister for Multicultural Affairs, presented the following paper:

2010 National Multicultural Festival—

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

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

36 EDUCATION, TRAINING AND YOUTH AFFAIRS—STANDING COMMITTEE—REPORT 2—SCHOOL CLOSURES AND REFORM OF THE A.C.T. EDUCATION SYSTEM 2006—GOVERNMENT RESPONSE—STATEMENT BY MEMBER

Mr Doszpot, by leave, made a statement regarding the Government response to Report 2 of the Standing Committee on Education, Training and Youth Affairs, entitled *School closures and reform of the ACT education system 2006*.

37 MATTER OF PUBLIC IMPORTANCE—DISCUSSION—WELL STATION DRIVE EXTENSION—REALIGNMENT

The Assembly was informed that Ms Bresnan, Mr Coe, Mr Doszpot, Mrs Dunne, Mr Hanson, Ms Hunter, Ms Le Couteur, Ms Porter, Mr Seselja (Leader of the Opposition) and Mr Smyth had proposed that matters of public importance be submitted to the Assembly for discussion. In accordance with the provisions of standing order 79, the Speaker had determined that the matter proposed by Mr Seselja be submitted to the Assembly, namely, “The realignment of the Well Station Drive extension”.

Discussion ensued.

Discussion concluded.

38 PAPER

Ms Gallagher (Minister for Health) presented the following paper:

Proposed purchase of Calvary Hospital—Advice provided to the Archbishop of Canberra and Goulburn, Mark Coleridge, by Tony Harris, dated 26 November 2009.

39 ADJOURNMENT

Mr Barr (Minister for Education and Training) moved—That the Assembly do now adjourn.

Debate ensued.

Question—put and passed.

And then the Assembly, at 5.39 p.m., adjourned until tomorrow at 10 a.m.

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

M M KIERMAIER
Acting Clerk of the Legislative Assembly

SCHEDULE OF AMENDMENTS

Schedule 1

HEALTH LEGISLATION AMENDMENT BILL 2009

Amendments circulated by the Minister for Health

1

Proposed new clause 10A

Page 4, line 18—

insert

10A New part 20

insert

Part 20 Transitional—treatment orders

300 Definitions—pt 20

In this part:

commencement day means the day the *Health Legislation Amendment Act 2009*, part 2 commences.

old provisions means those provisions, and parts of provisions, of this Act that were omitted by the *Health Legislation Amendment Act 2009*, part 2.

301 Transitional

If, immediately before the commencement day, a treatment order is in force under part 9 in relation to a person, the old provisions that are necessary for the treatment order to be given effect continue in force in relation to the treatment order.

302 Expiry—pt 20

- (1) This part expires 2 years after the day it commences.
 - (2) This part is a law to which the Legislation Act, section 88 (Repeal does not end effect of transitional laws etc) applies.
-