



Legislative Assembly for the Australian Capital Territory

2020-2021-2022-2023

Notice Paper

No 96

Thursday, 14 September 2023

The Assembly meets this day at 10 am

EXECUTIVE BUSINESS

Notice

- *1 **MS VASSAROTTI:** To present a Bill for an Act to amend legislation about building and construction. (*Notice given 13 September 2023*)

ASSEMBLY BUSINESS

Notice

- 1 **MR CAIN:** To move—That, notwithstanding the provisions of the resolution of the Assembly of 2 December 2020, as amended, that established general purpose standing committees, the Standing Committee on Justice and Community Safety shall present its report on the Gaming Machine Amendment Bill 2023 by 1 December 2023. (*Notice given 7 September 2023. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A*).

Order of the day

Two months following when the Government review of the *Integrity Commission Act 2018* becomes available

- 1 **JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE:** Presentation of report on the Integrity Commission Amendment Bill 2022 (No 2), pursuant to order of the Assembly of 24 November 2022.

EXECUTIVE BUSINESS—continued

Orders of the day

- 1 **PLANNING (CONSEQUENTIAL AMENDMENTS) BILL 2023:** (*Minister for Planning and Land Management*): Agreement in principle—Resumption of debate (*from 29 June 2023—Mr Cain*).
- 2 **COAG LEGISLATION AMENDMENT BILL 2021:** (*Chief Minister*): Agreement in principle—Resumption of debate (*from 4 August 2021—Ms Lee*).
- 3 **JUSTICE (AGE OF CRIMINAL RESPONSIBILITY) LEGISLATION AMENDMENT BILL 2023:** (*Attorney-General*): Agreement in principle—Resumption of debate (*from 9 May 2023—Mr Hanson*).
- 4 **SUPREME COURT AMENDMENT BILL 2023:** (*Attorney-General*): Agreement in principle—Resumption of debate (*from 10 May 2023—Mr Cain*).
- 5 **BIOSECURITY BILL 2023:** (*Minister for the Environment*): Agreement in principle—Resumption of debate (*from 10 May 2023—Mr Cain*).
- 6 **JUSTICE AND COMMUNITY SAFETY LEGISLATION AMENDMENT BILL 2023:** (*Attorney-General*): Agreement in principle—Resumption of debate (*from 11 May 2023—Mr Cain*).
- 7 **COURTS LEGISLATION AMENDMENT BILL 2023:** (*Attorney-General*): Agreement in principle—Resumption of debate (*from 27 June 2023—Mr Cain*).
- 8 **ELECTORAL AND ROAD SAFETY LEGISLATION AMENDMENT BILL 2023:** (*Special Minister of State*): Agreement in principle—Resumption of debate (*from 29 June 2023—Mr Hanson*).
- 9 **VICTIMS OF CRIME AMENDMENT BILL 2023:** (*Minister for Human Rights and Attorney-General*): Agreement in principle—Resumption of debate (*from 29 August 2023—Mr Cain*).
- 10 **CHILDREN AND YOUNG PEOPLE AMENDMENT BILL 2023:** (*Minister for Families and Community Services*): Agreement in principle—Resumption of debate (*from 29 August 2023—Mrs Kikkert*).

- 11 **CIRCULAR ECONOMY BILL 2023:** *(Minister for Transport and City Services):* Agreement in principle—Resumption of debate *(from 30 August 2023—Ms Lawder)*.
- 12 **BUILDING (SWIMMING POOL SAFETY) LEGISLATION AMENDMENT BILL 2023:** *(Minister for Sustainable Building and Construction):* Agreement in principle—Resumption of debate *(from 30 August 2023—Mr Parton)*.
- 13 **SENTENCING (DRUG AND ALCOHOL TREATMENT ORDERS) LEGISLATION AMENDMENT BILL 2023:** *(Attorney-General):* Agreement in principle—Resumption of debate *(from 31 August 2023—Mr Cain)*.
- 14 **PUBLIC TRANSPORT WORKFORCE AND TIMETABLES—GOVERNMENT RESPONSE TO RESOLUTION OF THE ASSEMBLY—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate *(from 7 February 2023—Mr Braddock)* on the motion of Mr Gentleman—That the Assembly take note of the paper.
- 15 **OFFICE OF WATER—UPDATE ON CATCHMENT PLANS AND YERRABI FLOATING WETLANDS—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate *(from 9 February 2023—Ms Lawder)* on the motion of Mr Rattenbury—That the Assembly take note of the paper.
- 16 **FINANCIAL MANAGEMENT ACT—HALF YEARLY STATEMENT OF PERFORMANCE—PERIOD ENDING 31 DECEMBER 2022—ACT HEALTH DIRECTORATE—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate *(from 9 February 2023—Ms Lawder)* on the motion of Mr Gentleman—That the Assembly take note of the paper.
- 17 **FINANCIAL MANAGEMENT ACT—HALF YEARLY STATEMENT OF PERFORMANCE—PERIOD ENDING 31 DECEMBER 2022—ACT LOCAL HOSPITAL NETWORK—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate *(from 9 February 2023—Ms Lawder)* on the motion of Mr Gentleman—That the Assembly take note of the paper.
- 18 **FINANCIAL MANAGEMENT ACT—HALF YEARLY STATEMENT OF PERFORMANCE—PERIOD ENDING 31 DECEMBER 2022—CANBERRA HEALTH SERVICES—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate *(from 9 February 2023—Ms Lawder)* on the motion of Mr Gentleman—That the Assembly take note of the paper.
- 19 **FINANCIAL MANAGEMENT ACT—CANBERRA HEALTH SERVICES 2022-2023 BUDGET STATEMENT C—CORRIGENDUM—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate *(from 9 February 2023—Ms Lawder)* on the motion of Mr Gentleman—That the Assembly take note of the paper.
- 20 **WORLD DAY FOR SAFETY AND HEALTH AT WORK AND INTERNATIONAL WORKERS' MEMORIAL DAY:** Resumption of debate *(from 6 June 2023—Ms Cheyne)* on the motion of Mr Gentleman—That this Assembly:
 - (1) notes the importance of World Day for Safety and Health at Work and International Workers' Memorial Day commemorated internationally on 28 April of each year and that:

- (a) it is a day of reflection to remember and honour those who have lost their lives at work or from work-related injuries or illness;
 - (b) an opportunity to focus on the importance of health and safety at work and the joint responsibility shared by all in keeping our workplaces safe and fostering a positive work safety culture;
 - (c) all workers have the right to return home safely from work;
 - (d) in 2023, the theme for World Day for Safety and Health at Work was “A safe and healthy working environment is a fundamental principle and right at work”, focusing on good work; work that is not only safe, but that is also good for us by contributing to our physical and psychological health and wellbeing; and
 - (e) in 2023, the theme for Workers’ Memorial Day was “remember the dead, fight for the living”; and
- (2) express solidarity in reflecting on the importance of World Day for Safety and Health at Work and International Workers’ Memorial Day which occurred on 28 April 2023 by:
- (a) formally recording a continuing and shared commitment to being a world-leading jurisdiction in work health and safety; and
 - (b) continuing to provide Territory workers with contemporary laws that recognise the complexity of modern workplaces and emerging hazards and keep pace with community expectations.

21 **FERAL HORSES—IMPACTS AND MANAGEMENT IN THE AUSTRALIAN ALPS:**

Resumption of debate (*from 7 June 2023—Mr Gentleman*) on the motion of Ms Vassarotti—That this Assembly:

- (1) notes that:
- (a) the impacts of feral horses on the environment and biodiversity is in most cases catastrophic and leads to a loss of vegetation, the trampling of soils, the spreading of weeds, the erosion of stream banks and damage to threatened species, their habitat, and aquatic environments;
 - (b) there are significant populations of feral horses over the border in NSW that pose a significant threat to the ACT should incursions occur;
 - (c) in February 2023, the Senate referred the impacts and management of feral horses in the Australian Alps for inquiry;
 - (d) the ACT Government made a submission to the Senate inquiry that describes the critical need to protect the ACT’s highly sensitive water supply and conservation areas from the feral horses; and
 - (e) the ACT Government continues to deliver monitoring and control programs to protect the ACT from feral horses and as a result there are no established populations of feral horses in the ACT; and

(2) supports:

- (a) the ACT Government's ongoing zero-tolerance policy on feral horses in Namadgi National Park, outlined in the *Namadgi National Park Feral Horse Management Plan 2020*, which includes integrated best practices such as trapping, mustering, removal and aerial control management;
- (b) ongoing detection and control action by the ACT Government to protect Namadgi National Park and other reserves from feral horses;
- (c) the ACT Government position that there remains a misalignment of policy between the ACT Government and the NSW Government about the management of feral horses in the Australian Alps as described in the *NSW 2021 Kosciuszko National Park Wild Horse Heritage Management Plan*;
- (d) the ACT Government position that these sensitivities must be addressed and that the ACT and NSW must continue to work towards achieving a coordinated and cohesive approach to feral horse management between the two regions; and
- (e) that the Australian Government has significant powers and responsibilities to protect matters of national environment significance under the *Environment Protection and Biodiversity Conservation Act 1999* and has an important leadership role to ensure that state and territory initiatives to control feral horses are consistent with this Act.

22 **PLANNING ACT—TERRITORY PLAN 2023—INTERIM—PROPOSED APPROVAL:**
Resumption of debate (*from 12 September 2023—Mr Rattenbury*) on the motion of Mr Gentleman—That this Assembly:

(1) notes that:

- (a) the Territory Plan sets out a statutory framework for the future development of the ACT and is primarily used to decide development applications and to make other planning related decisions;
- (b) pursuant to section 46 of the *Planning Act 2023* the object of the Territory Plan is to ensure, in a manner not inconsistent with the National Capital Plan, that the planning and development of the ACT provides the people of the ACT with an attractive, safe and efficient environment in which to live, work and have their recreation;
- (c) a draft Territory Plan has been made in accordance with Part 20.3, Transitional—territory plan, of the *Planning Act 2023*;
- (d) the draft Territory Plan, as notified under the *Legislation Act 2001*, is being provided to the Assembly for approval as an interim Territory Plan under section 609 of the *Planning Act 2023*;

- (e) if the draft interim Territory Plan is approved by the Assembly, in accordance with section 609 of the *Planning Act 2023*, it will commence on a day fixed by the Minister for Planning and Land Management by written notice; and
 - (f) the draft Territory Plan has also been provided to the Standing Committee on Planning, Transport and City Services for a decision on whether to conduct an inquiry, in accordance with section 608 of the *Planning Act 2023*; and
- (2) approves the draft Territory Plan as an interim Territory Plan under section 609 of the *Planning Act 2023*.

PRIVATE MEMBERS' BUSINESS

Notice

- 1 **MR PETTERSSON:** To move—That this Assembly:
- (1) notes:
 - (a) neurodivergent people experience, and interact with, the world in different ways, and that there is no right way of thinking, learning, and behaving;
 - (b) neurodivergent people in Australia often experience barriers to accessing appropriate and quality services and supports, education, employment, and broader social inclusion, due to social and institutional attitudinal issues, which can lead to poorer health, wellbeing and other life outcomes compared to other Australians; and
 - (c) the community benefits from being more inclusive of, and learning from, neurodivergent people;
 - (2) acknowledges:
 - (a) that neurodivergent people are experts of their own lives;
 - (b) the importance of neurodivergent people being involved in decisions that impact them as per the principle “Nothing About Us Without Us”; and
 - (c) ongoing efforts by all governments to better support neurodivergent people, including:
 - (i) the Australian Government’s commitment to developing a National Autism Strategy (NAS). The NAS will cover key reform areas including access to services, healthcare, education and employment; help guide a more coordinated, national approach supporting autistic people at each stage of life; and be informed by autistic people, their families and carers, the autism sector and researchers;

- (ii) the findings and recommendations of the final report of the Senate Select Committee on Autism;
 - (iii) the Senate Committee's inquiry into assessment and support services for people with ADHD, which is scheduled to deliver its final report by 18 October 2023;
 - (iv) South Australia's State Autism Strategy, and their commitment to funding the new Office for Autism;
 - (v) the Royal Commission into Violence, Abuse, Neglect and Exploitation of People with Disability which will deliver its final report to the Australian Government by 29 September 2023;
 - (vi) Australia's Disability Strategy as Australia's national disability policy framework to which Commonwealth, state and territory governments are all signatory to;
 - (vii) the ACT Government's commitment to developing and investing in an ambitious 10-year ACT Disability Strategy, and the extensive community consultation that has taken place. This Strategy will take a systemic, holistic and intersectional approach to supporting people with disability, including people with intellectual disability, psychosocial disability and neurodiversity;
 - (viii) the ACT Government is also developing the ACT Inclusive Education Strategy, an ACT Disability Health Strategy and the ACT Disability Justice Strategy Second Action Plan; and
 - (ix) the roles and functions of the Office for Disability and Office for Mental Health and Wellbeing within the ACT Government; and
- (3) calls on the ACT Government to:
- (a) consider developing an ACT Neurodiversity Strategy, in close consultation with neurodivergent Canberrans, their families and carers, and relevant stakeholders, that:
 - (i) upholds the social model of disability and human rights principles; and
 - (ii) aligns with NAS, the ACT Disability Strategy, the ACT Inclusive Education Strategy and other relevant policies;
 - (b) consider establishing an Office for Neurodiversity in the ACT Government; and
 - (c) report back to the Assembly on these matters by June 2024. (*Notice given 11 September 2023; amended 13 September 2023. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A*).

Orders of the day

- 1 **FREEDOM OF INFORMATION AMENDMENT BILL 2022 [NO 2]:** (*Ms Lee*): Agreement in principle—Resumption of debate (*from 21 September 2022—Mr Steel*).
- 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*).
- 3 **CORRECTIONS MANAGEMENT AMENDMENT BILL 2021:** (*Mrs Kikkert*): Agreement in principle—Resumption of debate (*from 25 November 2021—Mr Gentleman*).
- 4 **ELECTORAL AMENDMENT BILL 2021:** (*Mr Davis and Mr Braddock*): Agreement in principle—Resumption of debate (*from 2 December 2021—Mr Steel*).
- 5 **INTEGRITY COMMISSION AMENDMENT BILL 2022 (NO 2):** (*Ms Lee; presented by Mr Cain*): Agreement in principle—Resumption of debate (*from 20 October 2022—Mr Barr*). (*Referred to Standing Committee on Justice and Community Safety on 24 November 2022.*)
- 6 **MODERN SLAVERY LEGISLATION AMENDMENT BILL 2023:** (*Ms Clay*): Agreement in principle—Resumption of debate (*from 28 March 2023—Mr Steel*).
- 7 **BAIL AMENDMENT BILL 2023:** (*Dr Paterson*): Agreement in principle—Resumption of debate (*from 28 June 2023—Mr Cain*).
- 8 **GAMING MACHINE AMENDMENT BILL 2023:** (*Dr Paterson*): Agreement in principle—Resumption of debate (*from 31 August 2023—Mr Rattenbury*).

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 <https://www.parliament.act.gov.au/parliamentary-business/in-the-chamber/chamber-documents>.

Redirected questions

(30 days expires 2 October 2023)

1381 **MS LAWDER:** To ask the Special Minister of State — What project are the signs referring to that are located near the Tuggeranong 55+ Club that read “Infrastructure Investment Program Stimulus: Supporting your community” and “Project managed by the ACT Government”.

1385 **MRS KIKKERT:** To ask the Attorney-General —

- (1) How many people were released after being held on remand, without having been convicted of a crime, between 1 January 2021 to December 2022.
- (2) How many days did each of the people, referred to in part (1), spend on remand.
- (3) If the information referred to in part (2) cannot be provided, what is the total number of days that remandees spent in remand during that period.
- (4) On a per capita basis, in the ACT, how does the number of days spent in remand by those who are released without having been convicted of a crime compare with the same figure for other jurisdictions?
- (5) Does the ACT Government monitor the people who have been held in remand and later released without having been found guilty of the crime for which they were charged; if not, why not; if so, why is that information not made publicly available.
- (6) Can information about the number of people who have been held on remand and then released without having been found guilty of the crime for which they were arrested be derived by comparing or combining any publicly available data sets released by the ACT Government, for example, by cross-referencing court reports with reports provided by the Alexander Maconochie Centre.
- (7) Was any such remandee held under conditions that were in any way substantially different from the same conditions as those under which sentenced people are held; if so, how (a) were those conditions different and (b) many remandees were held under such significantly different conditions.

Unanswered questions

1327-1340, 1342, 1343, 1345-1352, 1354-1380, 1382-1384, 1386.

T Duncan
Clerk of the Legislative Assembly

GOVERNMENT TO RESPOND TO PETITIONS

(in accordance with standing order 100)

29 November 2023

Indian (Common) Myna bird control—Minister for the Environment—Petition lodged by Dr Paterson (e-Pet 017-23). *(Referred to the Standing Committee on Environment, Climate Change and Biodiversity on 29 August 2023.)*

Car parking on public green open spaces—Minister for Planning and Land Management—Petition lodged by Ms Vassarotti (e-Pet 004-23). *(Referred to the Standing Committee on Planning, Transport and City Services on 29 August 2023.)*

School bus for Lyons Early Childhood School—Minister for Transport and City Services—Petition lodged by Ms Davidson (e-Pet 014-23). *(Referred to the Standing Committee on Planning, Transport and City Services on 29 August 2023.)*

Woden Art Centre—Minister for the Arts—Petition lodged by Mr Cocks (e-Pet 005-23).

30 November 2023

Pedestrian safety at the Gribble and Hibberson Streets intersection in Gungahlin—Minister for Transport and City Services—Petition lodged by Mr Braddock (e-Pet 011-23).

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, Ms Lawder, Ms Orr.

Pursuant to resolution

ECONOMY AND GENDER AND ECONOMIC EQUALITY: *(Formed 2 December 2020):* Ms Castley (Chair), Mr Davis, Ms Orr.

EDUCATION AND COMMUNITY INCLUSION: *(Formed 2 December 2020):* Mr Pettersson (Chair), Ms Lawder, Mr Davis.

ENVIRONMENT, CLIMATE CHANGE AND BIODIVERSITY: *(Formed 2 December 2020):*

Dr Paterson (Chair), Ms Clay, Mr Cocks.

HEALTH AND COMMUNITY WELLBEING: *(Formed 2 December 2020):* Mr Davis (Chair),

Mr Milligan, Mr Pettersson.

JUSTICE AND COMMUNITY SAFETY: *(Formed 2 December 2020):* Mr Cain (Chair),

Mr Braddock, 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.

Dissolved**COST OF LIVING PRESSURES IN THE ACT:** *(Formed 9 February 2023):* Mr Davis (Chair),

Ms Lawder, Dr Paterson. *(Presented 11 May 2023)*

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

Ms Clay, Ms Orr. *(Presented 2 December 2021)*

DRUGS OF DEPENDENCE (PERSONAL USE) AMENDMENT BILL 2021: *(Formed*

11 February 2021): Mr Cain (Chair), Mr Davis, Dr Paterson. *(Presented 30 November 2021)*

ESTIMATES 2022-2023: *(Formed 1 July 2022):* Mr Milligan (Chair), Mr Braddock, Dr Paterson.

(Presented 11 October 2022; Dissolved 31 October 2022)

ESTIMATES 2023-2024: *(Formed 15 May 2023):* Mr Parton (Chair), Ms Clay, Mr Pettersson.

(Presented 29 August 2023)

PRIVILEGES 2022: *(Formed 15 August 2022):* Mr Hanson (Chair), Ms Clay, Mr Pettersson.

(Presented 1 December 2022)
