1989–90–91

LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

MINUTES OF PROCEEDINGS

No. 107

TUESDAY, 30 APRIL 1991

---

1 The Assembly met, at 2.30 p.m., pursuant to adjournment. The Speaker (Mr Prowse) took the Chair and read the Prayer.

2 **QUESTIONS:** Questions without notice being asked –
Paper: Mrs Grassby, by leave, presented the following paper:
Woden Valley and Royal Canberra Hospitals – Financial position – Copy of letter from Mr T. Kaine, MLA, Chief Minister to Mr G. Humphries, MLA, Minister for Health, Education and the Arts.
Questions without notice continued.
Questions concluded.

3 **PAPER:** Mr Kaine (Chief Minister) added to an answer given during question time and presented the following paper:
Planning legislation – Copy of terms of reference of review.

4 **PAPER:** Mr Humphries (Minister for Health, Education and the Arts) added to an answer given during question time and presented the following paper:
Health Services budget – Additional savings measures recommended by Treasury.

5 **MINISTER FOR HEALTH, EDUCATION AND THE ARTS – MOTION OF CENSURE:** Mr Berry, by leave, moved – That the ACT Legislative Assembly censures the Minister for Health, Education and the Arts for dragging the ACT hospital system deeper into crisis through his failure to implement reforms identified in December 1989.
Debate ensued.
Mr Humphries (Minister for Health, Education and the Arts) moved – That Mr Collaery (Deputy Chief Minister) be granted an extension of time.
Question – put.
The Assembly voted –

Ayes, 11		Noes, 5
Mr Collaery	Mr Moore	Mr Berry
Mr Duby	Mrs Nolan	Mr Connolly
Mr Humphries	Mr Prowse	Ms Follett
Mr Jensen	Mr Stefaniak	Mrs Grassby
Mr Kaine	Mr Stevenson	Mr Wood
Ms Maher		

And so it was resolved in the affirmative.
Debate continued.
Paper: Mr Collaery presented the following paper:
Agency Heads – Copy of article entitled "Remember 'permanent' heads?", *Australian Business*, dated 30 January 1991.
Debate continued.
Closure: Mr Duby (Minister for Finance and Urban Services) moved – That the question be now put.

Question – That the question be now put – put.
The Assembly voted –

Ayes, 9		Noes, 6
Mr Collaery	Mrs Nolan	Mr Berry
Mr Duby	Mr Prowse	Mr Connolly
Mr Humphries	Mr Stefaniak	Ms Follett
Mr Jensen		Mrs Grassby
Mr Kaine		Mr Moore
Ms Maher		Mr Wood

And so it was resolved in the affirmative.
And the question – That the motion be agreed to – being accordingly put.
The Assembly voted –

Ayes, 6	Noes, 9	
Mr Berry	Mr Collaery	Mrs Nolan
Mr Connolly	Mr Duby	Mr Prowse
Ms Follett	Mr Humphries	Mr Stefaniak
Mrs Grassby	Mr Jensen	
Mr Moore	Mr Kaine	
Mr Wood	Ms Maher	

And so it was negatived.

6 AUDITOR–GENERAL – EFFICIENCY AUDIT – ACTION – PUBLICATION OF PAPER – MOTION TO TAKE NOTE OF PAPER: The Speaker presented the following paper:
Auditor–General's Report No. 3 of 1991 – Efficiency Audit – ACTION, dated 30 April 1991.
Mr Collaery (Deputy Chief Minister), by leave, moved – That the Assembly authorises the publication of the Auditor–General's Report No. 3 of 1991.
Question – put and passed.
Mr Collaery moved – That the Assembly takes note of the paper.
Debate adjourned (Mr Duby – Minister for Finance and Urban Services) and the resumption of the debate made an order of the day for the next sitting.

7 SUBORDINATE LEGISLATION AND COMMENCEMENT PROVISIONS – PAPERS: The following papers were presented:
Inquiries Act – Notice of commencement (G16, dated 24 April 1991).
Motor Traffic Act –
Determination of fares – No. 10 of 1991 (S25, dated 19 April 1991).
Notice of commencement of section 3 (S25, dated 19 April 1991).
Taxi and Private Hire Car Regulations (Amendment) – No. 8 of 1991 (S25, dated 19 April 1991).
Royal Commissions Act – Notice of commencement (G16, dated 24 April 1991).
Taxation (Administration) Act – Determination – No. 11 of 1991 (S32, dated 16 April 1991).

8 *INTERIM PLANNING ACT 1990* – DECLARATIONS – MINISTERIAL STATEMENT AND PAPERS: Mr Kaine (Chief Minister), by leave, made a ministerial statement concerning declarations under section 51 of the *Interim Planning Act 1990* and presented the following papers:
Interim Planning Act – Declarations (2) pursuant to sub–section 51(1)(c), dated 24 April 1991.

9 ADMINISTRATION AND PROCEDURES – STANDING COMMITTEE – ALTERATION TO REPORTING DATE: The Speaker (Chairman), by leave, moved – That the resolution of the Assembly of 19 September 1990, as amended, be amended by omitting "by 1 May 1991" and substituting "by 6 June 1991".
Question – put and passed.

10 STATEMENT BY MEMBER – LEAVE NOT GRANTED: Mr Stevenson sought leave to make a statement.
Objection being raised, leave not granted.

11 SUSPENSION OF STANDING AND TEMPORARY ORDERS – STATEMENT BY MEMBER: Mr Collaery (Deputy Chief Minister) moved – That so much of the standing and temporary orders be suspended as would prevent Mr Stevenson from addressing the Assembly for 10 minutes on white collar crime.

Question – put.

The Assembly voted –

Ayes, 12		Noes, 5
Mr Collaery	Ms Maher	Mr Berry
Mr Duby	Mr Moore	Mr Connolly
Mr Humphries	Mrs Nolan	Ms Follett
Mr Jensen	Mr Prowse	Mrs Grassby
Mr Kaine	Mr Stefaniak	Mr Wood
Dr Kinloch	Mr Stevenson	

And so it was resolved in the affirmative.

12 WHITE COLLAR CRIME – STATEMENT BY MEMBER: Mr Stevenson made a statement concerning white collar crime.

Papers: Mr Stevenson, by leave, presented the following papers:
White collar crime – Speech notes, together with copies of papers (20).

13 ADMINISTRATION (AMENDMENT) BILL 1991: 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

Clause 1 debated and agreed to.

Remainder of Bill, by leave, taken as a whole and agreed to.

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

14 CRIMES (AMENDMENT) BILL 1991: The order of the day having been read for the resumption of the debate on the question – That this Bill be agreed to in principle –

Debate resumed.

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

Leave granted to dispense with the detail stage.

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

15 LAW REFORM (MISCELLANEOUS PROVISIONS) (AMENDMENT) BILL 1991: 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.

Adjournment negatived: It being 9.30 p.m. – The question was proposed – That the Assembly do now adjourn.

Mr Collaery (Deputy Chief Minister) requiring the question to be put forthwith without debate –

Question – put and negatived.

Debate continued.

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 ADJOURNMENT: Mr Collaery (Deputy Chief Minister) moved – That the Assembly do now adjourn.

Debate ensued.

The Assembly continuing to sit until 10 p.m. – The Speaker adjourned the Assembly until tomorrow at 10.30 a.m.

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

M.J. McRAE
Clerk of the Legislative Assembly