



# LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

2020–2021

## MINUTES OF PROCEEDINGS

No 11

THURSDAY, 22 APRIL 2021

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- 1 The Assembly met at 10 am, pursuant to adjournment. The Speaker (Ms Burch) took the Chair and made the following acknowledgement of country in the Ngunnawal language:

Dhawura nguna, dhawura Ngunnawal.

Yanggu ngalawiri, dhunimanyin Ngunnawalwari dhawurawari.

Nginggada Dindi dhawura Ngunnaawalbun yindjumaralidjinyin.

*This is Ngunnawal Country.*

*Today we are gathering on Ngunnawal country.*

*We always pay respect to Elders, female and male, and Ngunnawal country.*

The Speaker asked Members to stand in silence and pray or reflect on their responsibilities to the people of the Australian Capital Territory.

### 2 ABSENCE OF CLERK

The Deputy Speaker informed the Assembly that, due to the absence of the Clerk for today and tomorrow's sittings, the Deputy Clerk will act as Clerk for the duration of the Clerk's absence.

### 3 A.C.T. INTEGRITY COMMISSIONER—APPROVAL OF APPOINTMENT

Ms J. Burch (Speaker), by leave, moved—That this Assembly, having met the consultation requirements of subsection 25(2) and pursuant to subsection 25(3)(b) of the *Integrity Commission Act 2018*, approves the appointment of the Honourable Michael Adams QC as the ACT Integrity Commissioner.

The Deputy Speaker drew attention to the requirement of subsection 25(3)(b) of the *Integrity Commission Act 2018* that the motion be passed by a  $\frac{2}{3}$  majority of Members.

The Deputy Speaker having directed that a vote be taken—

The Assembly voted—

AYES, 23		NOES, 0
Mr Barr	Mrs Kikkert	
Ms Berry	Ms Lawder	
Mr Braddock	Ms Lee	
Ms Burch	Mr Milligan	
Mr Cain	Ms Orr	
Ms Castley	Mr Parton	
Ms Cheyne	Dr Paterson	
Ms Clay	Mr Pettersson	
Ms Davidson	Mr Rattenbury	
Mr Davis	Ms Stephen-Smith	
Mr Gentleman	Ms Vassarotti	
Mrs Jones		

And so it was resolved in the affirmative, with the concurrence of a  $\frac{2}{3}$  majority of Members.

#### **4 STANDING COMMITTEES—ESTABLISHMENT—AMENDMENT TO RESOLUTION**

Ms Lawder, pursuant to notice, moved—That the Assembly amends the resolution of establishment for general purpose standing committees of the Tenth Assembly of 2 December 2020 by:

- (1) inserting at Table to the Resolution at 6. Public Accounts—Areas of Responsibility, the words: “Treasury including taxation and revenue”; and
- (2) in Table to the Resolution at 3. Economy and Gender and Economic Equality—Areas of Responsibility, omitting the words: “Treasury including taxation and revenue”.

Debate ensued.

Question—put and passed.

#### **5 ADMINISTRATION AND PROCEDURE—STANDING COMMITTEE—REVIEW—COMMITTEE SUPPORT SERVICES—STATEMENT BY CHAIR**

Ms Burch (Chair), pursuant to standing order 246A, informed the Assembly that the Standing Committee on Administration and Procedure had resolved to conduct a review of committee support services.

## 6 APPROPRIATION BILL 2020-2021

The Assembly, according to order, resumed consideration at the detail stage—

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### *Detail Stage*

Schedule 1—Appropriations—

Consideration resumed on Part 1.8—Community Services Directorate.

Debate continued.

Proposed expenditure agreed to.

Part 1.9—Superannuation Provision Account

Proposed expenditure agreed to.

Part 1.10—Environment, Planning and Sustainable Development Directorate.

Debate continued.

Proposed expenditure agreed to.

Part 1.11—Housing ACT.

Debate continued.

Proposed expenditure agreed to.

Part 1.12—Major Projects Canberra.

Debate continued.

Proposed expenditure agreed to.

Part 1.13—Canberra Institute of Technology.

Debate continued.

Proposed expenditure agreed to.

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*Leave of absence:* Mr Gentleman (Manager of Government Business) moved—That leave of absence be granted to Mr Steel for this day due to illness.

Question—put and passed.

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Debate interrupted in accordance with standing order 74 and the resumption of the debate made an order of the day for a later hour this day.

## 7 MINISTERIAL ARRANGEMENTS

Ms Berry (Deputy Chief Minister) informed the Assembly of the absence of Mr Barr, Mr Rattenbury and Mr Steel for today's question time.

Questions without notice normally directed to the Chief Minister, Special Minister of State, and Minister for Skills could be directed to Minister Berry. Questions without

notice normally directed to the Minister for Transport and City Services and the Minister for Water, Energy and Emissions Reduction could be directed to Minister Gentleman. Questions without notice normally directed to the Attorney-General, Minister for Consumer Affairs and Minister for Gaming could be directed to Minister Cheyne.

## **7 QUESTIONS**

Questions without notice were asked.

## **8 PRESENTATION OF PAPER**

Ms Burch (Speaker) presented the following paper:

Auditor-General Act, pursuant to subsection 17(4)—Auditor-General's Report No 4/2021—ACT Government's vehicle emissions reduction activities, dated 21 April 2021.

## **9 CRIMES (STEALTHING) AMENDMENT BILL 2021**

Ms Lee (Leader of the Opposition), pursuant to notice, presented a Bill for an Act to amend the *Crimes Act 1900*.

*Paper:* Ms Lee presented an explanatory statement to the Bill.

Title read by Clerk.

Ms Lee moved—That this Bill be agreed to in principle.

Debate adjourned (Ms Berry—Deputy Chief Minister) and the resumption of the debate made an order of the day for the next sitting.

## **10 ENDOSCOPY SERVICES—WAIT TIMES**

Mrs Jones, pursuant to notice, moved—That this Assembly:

(1) notes:

- (a) that the public waiting list for endoscopy has blown out to 7 200 people waiting;
- (b) media reporting that at least two people have developed cancer while waiting over a year to be seen; and
- (c) that endoscopy is an important and preventative measure for many with a history of ulcers and polyps and is vital in the fight against cancer in our community; and

(2) calls on the Government to:

- (a) demonstrate to the public precisely how the wait times for endoscopy will be reduced to a reasonable timeframe; and
- (b) report back to the Assembly by 2 September 2021 on exact progress.

Debate ensued.

Question—put and passed.

## 11 SPORT AND ACTIVE RECREATION

Mr Davis, pursuant to notice, moved—That this Assembly:

- (1) acknowledges that:
  - (a) sport and active recreation are essential parts of physical and mental wellbeing;
  - (b) participation in sport and active recreation should be accessible to all ACT community members;
  - (c) community sporting clubs play a vital role in building stronger and more resilient communities;
  - (d) the contribution of volunteers to sport and recreational activities is significant and should be supported;
  - (e) sport and recreation are important sources of employment and economic and social activity;
  - (f) sporting events and activities should be undertaken in a way that considers, and minimises the impact on, the changing environment;
  - (g) government funded peak sporting groups represent individual sports rather than community sport and recreation as a whole; and
  - (h) the ACT Government’s strategic long-term plan for sport and recreation “Active 2020” plan expires at the end of 2021; and
- (2) calls on the ACT Government to:
  - (a) as per the Parliamentary and Governing Agreement, explore options to recognise a sport and recreation industry peak body, to support the sector to respond to the challenges of COVID-19 and beyond. This body would liaise with government agencies on matters relevant to members including:
    - (i) planning and land use;
    - (ii) strategic needs-based funding;
    - (iii) major sporting events;
    - (iv) mass participation community sporting events; and
    - (v) the role of community sport during the COVID-19 recovery phase;
  - (b) work collaboratively with this sport and recreation industry peak body, and all other sport and recreation groups in the ACT to develop a new long-term strategic plan for sport and recreation in the ACT;
  - (c) develop a comprehensive facilities management plan for the ACT’s indoor and outdoor sporting facilities to ensure that maintenance of existing facilities and establishment of new facilities meets community need;

- (d) act on the priority of addressing climate change impacts on ACT Government owned indoor and outdoor sporting facilities with particular efforts made to ensure heat-managed and smoke-free environments;
- (e) examine barriers of participation for Canberrans from low-income households, and report on existing mechanisms and possible steps to combat these barriers; and
- (f) report back to the Assembly no later than December 2021.

Debate ensued.

Question—put and passed.

## 12 APPROPRIATION BILL 2020-2021

The Assembly, according to order, resumed consideration at the detail stage—

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### *Detail Stage*

Schedule 1—Appropriations—

Consideration resumed on Part 1.14—City Renewal Authority.

*Paper:* Mr Cain, by leave, presented the following paper:

City Renewal Precinct Places—Map.

Debate continued.

Proposed expenditure agreed to.

Part 1.15—Cultural Facilities Corporation.

Debate continued.

Proposed expenditure agreed to.

Part 1.16—ICON Water Limited.

Proposed expenditure agreed to.

Part 1.17—Legal Aid Commission (ACT).

Debate continued.

Proposed expenditure agreed to.

Part 1.18—ACT Executive.

Proposed expenditure agreed to.

Part 1.19—Office of the Work Health and Safety Commissioner.

Debate continued.

Proposed expenditure agreed to.

Part 1.20—ACT Gambling and Racing Commission.

Debate continued.

Proposed expenditure agreed to.

Part 1.21—Public Trustee and Guardian.

Debate continued.

Proposed expenditure agreed to.

Part 1.22—Independent Competition and Regulatory Commission.

Debate continued.

Proposed expenditure agreed to.

Total appropriated to territory entities—agreed to.

Part 1.23—Treasurer's Advance.

Debate continued.

Proposed expenditure agreed to.

Part 1.24—Capital Works Reserve.

Debate continued.

Proposed expenditure agreed to.

Total appropriations—agreed to.

Clauses 1 to 10, by leave, taken together and agreed to.

Title—debated and agreed to.

Question—That this Bill be agreed to—put.

The Assembly voted—

AYES, 13

Mr Barr

Mr Braddock

Ms Burch

Ms Cheyne

Ms Clay

Ms Davidson

Mr Gentleman

Ms Orr

Dr Paterson

Mr Pettersson

Mr Rattenbury

Ms Stephen-Smith

Ms Vassarotti

NOES, 7

Mr Cain

Ms Castley

Mrs Jones

Mrs Kikkert

Ms Lawder

Mr Milligan

Mr Parton

And so it was resolved in the affirmative—Bill agreed to.

### **13 APPROPRIATION (OFFICE OF THE LEGISLATIVE ASSEMBLY) BILL 2020-2021**

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.

**14 SUSPENSION OF STANDING ORDERS—ORDER OF BUSINESS**

Mr Gentleman (Manager of Government Business) moved—That so much of the standing orders be suspended as would prevent the order of business of the Assembly for Friday 23 April 2021 being as follows:

Prayer or reflection

Presentation of petitions

Private Members business Notices 1 and 2

Question time commencing at 1:00 pm

Presentation of papers

Adjournment

Question—put and passed, with the concurrence of an absolute majority.

**15 ADJOURNMENT**

Mr Gentleman (Manager of Government Business) moved—That the Assembly do now adjourn.

Debate ensued.

Question—put and passed.

And then the Assembly, at 5:57 pm adjourned until tomorrow at 10 am.

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**MEMBERS' ATTENDANCE:** All Members were present at some time during the sitting, except Mr Steel\*.

\*on leave

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**JULIA AGOSTINO**  
Acting Clerk of the Legislative Assembly