



Legislative Assembly for the Australian Capital Territory

2020-2021-2022

Notice Paper

No 47

Thursday, 5 May 2022

The Assembly meets this day at 10 am

EXECUTIVE BUSINESS

Notice

- 1 **MR RATTENBURY:** To present a Bill for an Act to amend the *Terrorism (Extraordinary Temporary Powers) Act 2006*. (Notice given 3 May 2022).

ASSEMBLY BUSINESS

Notices

- 1 **MS CASTLEY:** To move—That this Assembly:
 - (1) notes:
 - (a) on 5 April, the Australian Nursing and Midwifery Association (ANMF) launched a public campaign calling on the ACT Government to conduct an urgent inquiry into the operation of the Dhulwa Secure Mental Health Unit;

- (b) the union said nurses had reported more than 100 physical assaults by patients over a six-month period to February this year with one nurse likening working at Dhulwa to being “sent into the killing fields”;
 - (c) nurses say they have pleaded with the Government to keep them safe and the government has “failed” them over safety;
 - (d) staff turnover is high and nurses fear the Government’s failure to respond to their serious concerns poses “an imminent risk of a catastrophic event”; and
 - (e) violence has been an issue at Dhulwa since it opened. In 2018, several nurses reported being punched in the face and kicked in the head during multiple assaults by a patient and ACT Policing investigated;
- (2) further notes that Minister Davidson:
- (a) has been slow to respond to the nurses’ pleas for an inquiry and dragged her feet on the issue;
 - (b) told Question Time on 6 April she was “listening” to nurses and made a flippant remark, “He’s got my number. Call me, Maybe?” referring to the ANMF branch secretary; and
 - (c) announced on 2 May the Government would conduct an independent inquiry into legislative, clinical and governance policies at Dhulwa; and
- (3) refers to the Standing Committee on Health and Community Wellbeing the following matters:
- (a) the adequacy of current security and staff safety arrangements to protect nurses at Dhulwa;
 - (b) staff numbers and roles/positions to ensure staff are safe and protected at work; and
 - (c) current protocols and procedures for staff responding to, and reporting on, incidents and violence. (*Notice given 2 May 2022. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A*).

2 **MR DAVIS:** To move—That this Assembly:

- (1) notes that:
- (a) the ACT is experiencing a shortage of long-term rental accommodation which is increasing rent;
 - (b) platform-based short-term accommodation is an increasingly common way for landlords to earn an income on their properties without entering into tenancy agreements;
 - (c) an entire residential dwelling which is used for platform-based short-term accommodation, is a habitable dwelling that is removed from the rental market;

- (d) bringing platform-based short-term accommodation back into the long-term rental accommodation market would create an immediate increase in housing supply without urban sprawl and carbon emissions from construction;
 - (e) there are currently no regulations or restrictions on platform-based short-term accommodation in the ACT;
 - (f) many cities around the world, and within Australia, have implemented regulations on platform-based short-term accommodation with the aim of increasing rental affordability; and
 - (g) several Australian state parliaments have undertaken inquiries and tabled legislation to address this issue including South Australia, Tasmania, Western Australia, New South Wales, and Victoria;
- (2) further notes that:
- (a) the local hotel industry has been disproportionately impacted by the economic impacts of COVID-19; and
 - (b) over the last 10 years, platform-based short-term accommodation providers have competed with the local hotel industry creating excess capacity within licensed hotels;
- (3) requests that the Standing Committee on Planning, Transport and City Services consider investigating the impact of platform-based short-term accommodation providers on rental affordability in the ACT;
- (4) requests the Committee, should it decide to inquire into this matter, to investigate:
- (a) the current regulatory and planning settings for managing platform-based short-term accommodation in other states in Australia;
 - (b) the current regulatory and planning settings for managing platform-based short-term accommodation in the ACT;
 - (c) whether these settings may contribute to the number of long-term rental properties available in the ACT;
 - (d) whether additional regulatory and planning settings are required to manage the ACT's platform-based short-term accommodation industry; and
 - (e) any other related matters; and
- (5) requests the Committee, should it decide to inquire into this matter, determine a reporting date based on the Committee's capacity. (*Notice given 2 May 2022. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A*).

Orders of the day

- 1 **PROPOSED AMENDMENT TO STANDING ORDER 113A:** Resumption of debate (*from 16 September 2021—Mr Rattenbury*) on the motion of Mr Hanson—That standing order 113A be amended by omitting “all non-Executive Members seeking to speak have asked at least one question” and substituting “nine original questions have been asked by any Opposition Member, and other non-Executive Members seeking to speak have asked at least one question”.
- 2 **PLANNING, TRANSPORT AND CITY SERVICES—STANDING COMMITTEE—REPORT 7—ROAD TRANSPORT LEGISLATION AMENDMENT BILL 2021 AND ROAD TRANSPORT (SAFETY AND TRAFFIC MANAGEMENT) AMENDMENT BILL 2021 (NO 2)—GOVERNMENT RESPONSE—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 24 March 2022—Ms Lawder*) on the motion of Mr Gentleman—That the Assembly take note of the paper. (*Order of the day will be removed from the Notice Paper unless called on within 3 sitting weeks – standing order 152A.*)
- 3 **JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE—REPORT 2—INQUIRY INTO THE 2020 ACT ELECTION AND THE ELECTORAL ACT—SUPPLEMENTARY GOVERNMENT RESPONSE—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 24 March 2022—Ms Lawder*) on the motion of Mr Gentleman—That the Assembly take note of the paper. (*Order of the day will be removed from the Notice Paper unless called on within 3 sitting weeks – standing order 152A.*)
- 4 **JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE—REPORT 4—INQUIRY INTO THE ELECTORAL AMENDMENT BILL 2021—GOVERNMENT RESPONSE—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 24 March 2022—Ms Lawder*) on the motion of Mr Gentleman—That the Assembly take note of the paper. (*Order of the day will be removed from the Notice Paper unless called on within 3 sitting weeks – standing order 152A.*)
- 5 **PLANNING, TRANSPORT AND CITY SERVICES—STANDING COMMITTEE—REPORT 8—INQUIRY INTO GIRALANG SHOPS—INTERIM REPORT—GOVERNMENT RESPONSE—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 7 April 2022—Ms Castley*) on the motion of Mr Gentleman—That the Assembly take note of the paper. (*Order of the day will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 152A.*)

31 May 2022

- 6 **STANDING COMMITTEES:** Presentation of reports on calendar and financial year annual and financial reports for 2020-2021, pursuant to order of the Assembly of 2 December 2020, as amended 11 February, 30 March, 22 April and 16 September 2021.

9 September 2022

- 7 **ESTIMATES 2022-2023—SELECT COMMITTEE:** Presentation of report on the expenditure proposals contained in the Appropriation Bill 2022-2023, the Appropriation (Office of the Legislative Assembly) Bill 2022-2023 and any revenue estimates proposed by the Government in the 2022-2023 Budget, pursuant to order of the Assembly of 24 March 2022. *(To be formed on 1 July 2022)*

30 September 2022

- 8 **EDUCATION AND COMMUNITY INCLUSION—STANDING COMMITTEE:** Presentation of report on the prevalence of and, mechanisms for, reporting of vilification and threats of physical violence on persons in the Territory, pursuant to order of the Assembly of 11 November 2021.

EXECUTIVE BUSINESS—continued**Orders of the day**

- 1 **FAIR TRADING AND OTHER JUSTICE LEGISLATION AMENDMENT BILL 2022:** *(Minister for Consumer Affairs):* Agreement in principle—Resumption of debate *(from 7 April 2022—Mr Parton).*
- 2 **PUBLIC HEALTH AMENDMENT BILL 2021 (NO 2):** *(Chief Minister and Minister for Health):* Agreement in principle—Resumption of debate *(from 2 December 2021—Ms Lee).*
- 3 **COAG LEGISLATION AMENDMENT BILL 2021:** *(Chief Minister):* Agreement in principle—Resumption of debate *(from 4 August 2021—Ms Lee).*
- 4 **FINANCIAL MANAGEMENT AMENDMENT BILL 2021 (NO 2):** *(Minister for Industrial Relations and Workplace Safety):* Agreement in principle—Resumption of debate *(from 1 December 2021—Mr Cain).*
- 5 **FAMILY VIOLENCE LEGISLATION AMENDMENT BILL 2022:** *(Attorney-General):* Agreement in principle—Resumption of debate *(from 10 February 2022—Mr Cain).*
- 6 **DOMESTIC VIOLENCE AGENCIES AMENDMENT BILL 2022:** *(Minister for the Prevention of Domestic and Family Violence):* Agreement in principle—Resumption of debate *(from 24 March 2022—Mrs Kikkert).*
- 7 **RADIATION PROTECTION AMENDMENT BILL 2022:** *(Minister for Health):* Agreement in principle—Resumption of debate *(from 24 March 2022—Ms Castley).*
- 8 **EDUCATION AMENDMENT BILL 2022:** *(Minister for Education and Youth Affairs):* Agreement in principle—Resumption of debate *(from 7 April 2022—Mr Hanson).*

- *9 **HEALTH LEGISLATION AMENDMENT BILL 2022:** (*Minister for Health*):
Agreement in principle—Resumption of debate (*from 4 May 2022—Ms Castley*).
- 10 **ABORIGINAL AND TORRES STRAIT ISLANDER LED REVIEW—
OVERREPRESENTATION IN THE TERRITORY'S JUSTICE SYSTEM—GOVERNMENT
RESPONSE TO RESOLUTION OF THE ASSEMBLY—PAPER—MOTION TO TAKE
NOTE OF PAPER:** Resumption of debate (*from 8 October 2021—Mrs Kikkert*) on
the motion of Mr Gentleman—That the Assembly take note of the paper.
- 11 **REMUNERATION TRIBUNAL ACT—HEAD OF SERVICE, DIRECTORS-GENERAL
AND EXECUTIVES—DETERMINATION 1 OF 2022—PAPER—MOTION TO TAKE
NOTE OF PAPER:** Resumption of debate (*from 24 March 2022—Ms Lawder*) on
the motion of Mr Gentleman—That the Assembly take note of the paper.
- 12 **PUBLIC SECTOR MANAGEMENT STANDARDS—ENGAGEMENTS OF LONG TERM
SENIOR EXECUTIVE SERVICE MEMBERS—SCHEDULE—1 SEPTEMBER 2021 TO
28 FEBRUARY 2022—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption
of debate (*from 24 March 2022—Ms Lawder*) on the motion of Mr Gentleman—
That the Assembly take note of the paper.
- 13 **GUNGAHLIN CINEMA DEVELOPMENT—RESPONSE TO RESOLUTION OF THE
ASSEMBLY—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate
(*from 24 March 2022—Ms Lawder*) on the motion of Mr Gentleman—That the
Assembly take note of the paper.
- 14 **FREEDOM OF INFORMATION ACT—COPY OF NOTICE PROVIDED TO THE
OMBUDSMAN—FREEDOM OF INFORMATION REQUEST—DECISION NOT MADE
IN TIME—COMMUNITY SERVICES DIRECTORATE (HOU-21/46)—PAPER—
MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 24 March
2022—Ms Lawder*) on the motion of Mr Gentleman—That the Assembly take
note of the paper.
- 15 **AUDITOR-GENERAL ACT—AUDITOR-GENERAL'S REPORT NO 13/2021—
CAMPBELL PRIMARY SCHOOL MODERNISATION PROJECT PROCUREMENT—
GOVERNMENT RESPONSE—PAPER—MOTION TO TAKE NOTE OF PAPER:**
Resumption of debate (*from 7 April 2022—Ms Castley*) on the motion of
Mr Gentleman—That the Assembly take note of the paper.
- 16 **SPORT AND ACTIVE RECREATION—REPORT—RESOLUTION OF THE ASSEMBLY
OF 22 APRIL 2021—UPDATE—PAPER—MOTION TO TAKE NOTE OF PAPER:**
Resumption of debate (*from 7 April 2022—Ms Castley*) on the motion of
Mr Gentleman—That the Assembly take note of the paper.
- 17 **FREEDOM OF INFORMATION ACT—COPY OF NOTICE PROVIDED TO THE
OMBUDSMAN—FREEDOM OF INFORMATION REQUEST—DECISION NOT MADE
IN TIME—ENVIRONMENT, PLANNING AND SUSTAINABLE DEVELOPMENT
DIRECTORATE—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of
debate (*from 7 April 2022—Ms Castley*) on the motion of Mr Gentleman—That
the Assembly take note of the paper.

- 18 **PLANNING AND DEVELOPMENT ACT—APPROVAL—VARIATION TO THE TERRITORY PLAN 364—GUNGAHLIN TOWN CENTRE—AMENDMENTS TO THE GUNGAHLIN PRECINCT MAP AND CODE—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 7 April 2022—Ms Castley*) on the motion of Mr Gentleman—That the Assembly take note of the paper.
- 19 **COVID-19 EMERGENCY RESPONSE ACT—COVID-19 MEASURES—REPORT NO 14—1 JANUARY TO 31 MARCH 2022—PAPER—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 3 May 2022—Ms Lawder*) on the motion of Mr Gentleman—That the Assembly take note of the paper.

PRIVATE MEMBERS' BUSINESS

Orders of the day

- 1 **CRIMES (CONSENT) AMENDMENT BILL 2022:** (*Dr Paterson*): Agreement in principle—Resumption of debate (*from 8 February 2022—Mr Rattenbury*).

Notice

- 1 **MS LEE:** To move—That this Assembly:
- (1) notes:
 - (a) in 2014, a review of the National Capital Plan was undertaken to better balance land use options for the ACT;
 - (b) in 2016, the National Capital Plan was amended, greatly reducing the amount of ACT land controlled by the Commonwealth and transferring it to the jurisdiction of the ACT Government;
 - (c) as part of the amended National Capital Plan, the National Capital Authority identified 726 hectares of land in Tuggeranong, west of the Murrumbidgee, as suitable for potential residential development;
 - (d) the ACT Labor-Greens Government has the jurisdictional authority to release this additional land in West Tuggeranong for residential purposes;
 - (2) further notes:
 - (a) there is a housing crisis in Canberra, driven in part by the decisions of the ACT Labor-Greens Government;
 - (b) 12,417 Canberrans applied for 101 blocks of land in Whitlam in March 2022;
 - (c) 8,700 Canberrans applied for 71 blocks of land in Macnamara in February 2022;
 - (d) 7,484 Canberrans applied for 115 blocks of land in Taylor in October 2021;

- (e) 7,566 Canberrans applied for 92 blocks of land in Whitlam in March 2021;
 - (f) there is clear demand for blocks of land for detached housing, and the Labor-Greens Government's land release strategy does not meet the community's needs or wants;
 - (g) more must be done to increase the supply of detached housing in Canberra; and
 - (h) medium and high density housing, such as townhouses and apartments, form part of a balanced approach to provide more choice; and
- (3) calls on the ACT Government to:
- (a) provide Canberrans with more choice, including land for detached and medium-density housing in the Indicative Land Release Program;
 - (b) give proper consideration to possible future suburban sites now permitted by the National Capital Plan;
 - (c) commit to a feasibility study into the West Tuggeranong site and its potential for residential development and in doing so, take into consideration:
 - (i) housing affordability for thousands of Canberrans who want the option to purchase land for a detached house;
 - (ii) identification and assessment of environmental impacts, including minimisation, mitigation and offsets; and
 - (iii) the future infrastructure needs of any potential new residential development to deliver essential services; and
 - (d) report back to the Assembly by the last sitting day in 2022. (*Notice given 2 May 2022. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A*).

Orders of the day—continued

- 2 **DRUGS OF DEPENDENCE (PERSONAL USE) AMENDMENT BILL 2021:**
(*Mr Pettersson*): Agreement in principle—Resumption of debate (*from 11 February 2021—Ms Stephen-Smith*).
- 3 **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*).
- 4 **CIVIL LAW (SALE OF RESIDENTIAL PROPERTY) AMENDMENT BILL 2021:**
(*Mr Cain*): Agreement in principle—Resumption of debate (*from 9 November 2021—Mr Gentleman*).
- 5 **CORRECTIONS MANAGEMENT AMENDMENT BILL 2021:** (*Mrs Kikkert*): Agreement in principle—Resumption of debate (*from 25 November 2021—Mr Gentleman*).

- 6 **PUBLIC PLACE NAMES AMENDMENT BILL 2021:** (*Dr Paterson*): Agreement in principle—Resumption of debate (*from 30 November 2021—Mr Gentleman*).
- 7 **ELECTORAL AMENDMENT BILL 2021:** (*Mr Davis and Mr Braddock*): Agreement in principle—Resumption of debate (*from 2 December—Mr Steel*).

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>.

Unanswered Questions

587, 595, 598, 605, 613, 617, 623, 667, 675, 679, 681, 685-687, 689, 699-701, 703, 706, 712, 713, 718-726, 728, 730, 736-741, 743, 746, 748, 750, 753, 754, 757, 758.

T Duncan

Clerk of the Legislative Assembly

GOVERNMENT TO RESPOND TO PETITIONS

(in accordance with standing order 100)

21 June 2022

Public space advertising—Minister for Transport and City Services—Petition lodged by Ms Clay (Pet 35-21). (*Referred to Standing Committee on Planning, Transport and City Services on 22 March 2022.*)

Extension of Reid oval fencing—Minister for Transport and City Services—Petition lodged by Mr Rattenbury (Pet 39-21).

Free rapid antigen tests for community language schools—Minister for Education and Youth Affairs—Petition lodged by Mr Braddock (Pet 3-22).

5 July 2022

Traffic calming measures in Kambah—Minister for Transport and City Services—Petition lodged by Dr Paterson (Pet 50-21).

Vehicle registration transfer between family members—Treasurer—Petition lodged by Ms Clay (Pet 10-22).

Residential Tenancies Act—Proposed inclusion of wellbeing clause—Minister for Housing and Suburban Development—Petition lodged by Mr Braddock (Pet 4-22).

6 July 2022

Zebra crossing for a childcare centre in Watson—Minister for Transport and City Services—Petition lodged by Ms Vassarotti (Pet 8-22).

9 August 2022

Upgrade of Braddon Park—Minister for Transport and City Services—Petitions lodged by Ms Lee (e-Pet 002-22 and Pet 014-22).

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 Castley, Ms Clay.

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.

Select

ESTIMATES 2022-2023: *(To be formed 1 July 2022):* Mr Braddock, Mr Milligan, Dr Paterson.

Dissolved

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)*
