

2004–2005

**LEGISLATIVE ASSEMBLY FOR THE
AUSTRALIAN CAPITAL TERRITORY**

MINUTES OF PROCEEDINGS

No. 20

FRIDAY, 6 MAY 2005

1 The Assembly met at 9.30 a.m., pursuant to adjournment. The Speaker (Mr Berry) took the Chair and asked Members to stand in silence and pray or reflect on their responsibilities to the people of the Australian Capital Territory.

2 LEGAL AFFAIRS—STANDING COMMITTEE (PERFORMING THE DUTIES OF A SCRUTINY OF BILLS AND SUBORDINATE LEGISLATION COMMITTEE)—RATES AMENDMENT BILL 2005—STATEMENT BY CHAIR

Mr Stefaniak (Chair), pursuant to standing order 246A, made a statement concerning the Committee's deliberations on the Rates Amendment Bill 2005.

3 LONG SERVICE LEAVE AMENDMENT BILL 2005

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—put.

The Assembly voted—

AYES, 10

Mr Berry	Mr Hargreaves
Mr Corbell	Ms MacDonald
Dr Foskey	Ms Porter
Ms Gallagher	Mr Quinlan
Mr Gentleman	Mr Stanhope

NOES, 7

Mrs Burke	Mr Smyth
Mrs Dunne	Mr Stefaniak
Mr Mulcahy	
Mr Pratt	
Mr Seselja	

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

Detail Stage

Bill, by leave, taken as a whole—

On the motion of Ms Gallagher (Minister for Industrial Relations), by leave, her amendments Nos. 1 and 2 were made together, after debate (*see* [Schedule 1](#)).

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

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

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

4 RATES AMENDMENT BILL 2005

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.

5 INSURANCE AUTHORITY BILL 2005

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.

6 UNIT TITLES AMENDMENT BILL 2005

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.

7 ADMINISTRATION AND PROCEDURE—STANDING COMMITTEE—MEMBERSHIP

Ms MacDonald, pursuant to standing order 223, moved—That Mrs Dunne be discharged from the Standing Committee on Administration and Procedure for the period 7 May to 18 June 2005 and that Mr Stefaniak be appointed in Mrs Dunne's place for that period.

Question—put and passed.

8 LEAVE OF ABSENCE

Mr Smyth (Leader of the Opposition) moved—That leave of absence be given to Mrs Dunne for the period 7 May to 18 June 2005 inclusive.

Question—put and passed.

9 ACCESS TO ACUTE CARE—MINISTERIAL STATEMENT

Mr Corbell (Minister for Health), by leave, made a ministerial statement concerning access to acute care.

10 PRESENTATION OF PAPER

Ms Gallagher (Minister for Industrial Relations) presented the following paper:

Occupational Health and Safety Act, pursuant to section 228—Operation of the *Occupational Health and Safety Act 1989* and its associated law—Third quarterly report for the period 1 January to 31 March 2005.

11 ADJOURNMENT

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

Debate ensued.

The time allotted for the debate having expired—The Speaker, at 11.47 a.m., adjourned the Assembly until Tuesday, 21 June 2005 at 10.30 a.m.

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

Tom Duncan
Clerk of the Legislative Assembly

SCHEDULE OF AMENDMENTS

Schedule 1

LONG SERVICE LEAVE AMENDMENT BILL 2005

Amendments circulated by the Minister for Industrial Relations

1

Clause 8

Proposed new section 3

Page 7, line 6—

omit proposed new section 3, substitute

3

Entitlement to long service leave

- (1) An employee who has completed 7 years service with a single employer is entitled to long service leave for the period of the service.
- (2) An employee is entitled to long service leave for each consecutive 5 years of service completed by the employee after the end of the 7th year of service.
- (3) An employee's entitlement to long service leave for a period of service arises at the end of the period.

2

Proposed new clauses 8A and 8B

Page 8, line 3—

insert

8A Section 11B heading

substitute

11B Pay for ineligible service after 7 years

**8B Pro rata long service leave entitlement
Section 11C (1) (b)**

omit

10 years

substitute

7 years
