



# LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

2020–2021

## MINUTES OF PROCEEDINGS

No 24

**THURSDAY, 16 SEPTEMBER 2021**

- 1 The Assembly met at 10 am, in accordance with the notice fixed by the Speaker (Ms Burch) on request from an absolute majority of Members, pursuant to the resolution of the Assembly of 2 December 2020.

The Speaker 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.

*Papers:* The Speaker presented the following papers:

Notice amending the 2021 sitting pattern of the Legislative Assembly for the Australian Capital Territory—Special Gazette No S2, Thursday, 19 August 2021.

Copies of email requests to the Speaker, requesting that the scheduled sittings of Tuesday, 31 August, Wednesday, 1 September and Thursday, 2 September 2021 not proceed:

Mr Barr	Mr Gentleman	Mr Parton
Mr Braddock	Mr Hanson	Dr Paterson
Mr Cain	Mrs Jones	Mr Pettersson
Ms Castley	Ms Lee	Mr Steel
Ms Clay	Mr Milligan	Ms Stephen-Smith
Ms Davidson	Ms Orr	Ms Vassarotti

Notice amending the 2021 sitting pattern of the Legislative Assembly for the Australian Capital Territory—Special Gazette No S3, Monday, 23 August 2021.

Copies of email requests to the Speaker, requesting that the Assembly sit on Thursday, 16 September 2021 at 10 am:

Mr Barr	Ms Clay	Ms Orr
Ms Berry	Ms Davidson	Mr Pettersson
Mr Braddock	Mr Davis	Mr Rattenbury
Mr Cain	Mr Hanson	Mr Steel
Ms Castley	Ms Lee	Ms Stephen-Smith
Ms Cheyne	Mr Milligan	Ms Vassarotti

## **2 PETITIONS AND MINISTERIAL RESPONSES—PETITIONS AND RESPONSES NOTED—PAPER**

### **Petitions**

The Clerk announced that the following Members had lodged petitions for presentation:

Mr Parton, from 14 residents, requesting that the Assembly call on the ACT Government to ensure that maintenance of public housing is timely and rectify all public housing dwellings that are in breach of, or below public health and safety standards (Pet 37-21).

Mr Parton, from 1286 and 17 residents, respectively, requesting that the Assembly call on the ACT Government to waive fines and penalties incurred in July 2021 in the new 40 kph speed limited zones in Civic and take action to make it absolutely clear as to where speed limits apply (e-Pet 31-21 and Pet 38-21).

Pursuant to standing order 99A, e-Petition 31-21 and Petition 38-21 stand referred to the Standing Committee on Planning, Transport and City Services.

Ms Lawder, from 114 residents, requesting that the Assembly call on the ACT Government to call on the Minister for Transport and City Services to improve operations at Domestic Animal Services by requiring dog owners to prevent barking dogs; more transparency regarding practices and investigations; accountability for outcomes of investigations; and amending relevant legislation (e-Pet 9-21).

Mrs Kikkert, from 21 residents, requesting that the Assembly call on the ACT Government to improve bicycle routes on both sides of Drake-Brockman Drive and ensure the designs for the duplication of Drake-Brockman Drive include more bicycle lanes to off-road; ensure bicycle lanes on Southern Cross Drive are continuous from Holt to Belconnen Town Centre and ensure smoothed kerb transitions between roads and paths (e-Pet 25-21).

Mr Braddock, from 588 residents, requesting that the Assembly call on the ACT Government to support people on social security and protect the whole community by making disaster payments to all ACT residents living on federal income support (e-Pet 36-21).

Pursuant to standing order 99A, this petition stands referred to the Standing Committee on Economy and Gender and Economic Equality.

### **Ministerial responses**

The Clerk announced that the following responses to petitions had been lodged:

Mr Gentleman (Minister for Planning and Land Management), dated 31 August 2021—Response to e-petition No 6-21, lodged by Ms Orr on 2 June 2021, concerning the recognition and representation of women, especially women of diverse backgrounds and First Nation leaders, in place naming and public statues.

Mr Steel (Minister for Transport and City Services), dated 30 August 2021—Response to e-petition No 13-21, lodged by Mr Davis on 2 June 2021, concerning improvements to traffic management in Gordon.

Mr Steel (Minister for Transport and City Services), dated 30 August 2021—Response to petition No 18-21, lodged by Dr Paterson on 2 June 2021, concerning improvements to the footpath along Ballarat Street in Fisher.

Mr Steel (Minister for Transport and City Services), dated 14 September 2021—Response to e-petition No 17-21 and petition No 20-21, lodged by Mr Parton on 22 June 2021, concerning traffic safety at the intersection of Tharwa Drive and Lawrence Wackett Crescent in Theodore.

Ms Berry (Minister for Sport and Recreation), dated 14 September 2021—Response to e-petition No 7-21, lodged by Ms Orr on 22 June 2021, concerning a proposed bubbler and other amenities at Bonner Oval.

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The Speaker proposed—That the petitions and responses so lodged be noted.

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

Petition which does not conform with the standing orders—Public housing—Maintenance.

Debate continued.

Question—put and passed.

**3 HEALTH AND COMMUNITY WELLBEING—STANDING COMMITTEE—REPORT 2—  
REPORT ON INQUIRY INTO THE CARERS RECOGNITION BILL 2021—REPORT NOTED**

Mr Davis (Chair), pursuant to order, presented the following report:

Health and Community Wellbeing—Standing Committee—Report 2—*Report on Inquiry into the Carers Recognition Bill 2021*, dated 24 August 2021, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

**4 COVID-19 OUTBREAK IN THE A.C.T. AND NECESSARY LOCKDOWN, BUSINESS SUPPORT  
AND THE PATHWAY FORWARD—UPDATE—MINISTERIAL STATEMENT—PAPER NOTED**

Mr Barr (Chief Minister) made a ministerial statement to update the Assembly on the COVID-19 outbreak in the ACT and necessary lockdown, business support and the pathway forward, and presented the following paper:

COVID-19 outbreak in the ACT and necessary lockdown, business support and the pathway forward—Update—Ministerial statement, 16 September 2021.

Mr Barr moved—That the Assembly take note of the paper.

Debate ensued.

Question—put and passed.

**5 CORONAVIRUS (COVID-19)—A.C.T. GOVERNMENT RESPONSE—MINISTERIAL  
STATEMENT AND PAPERS—PAPER NOTED**

Ms Stephen-Smith (Minister for Health) made a ministerial statement to update the Assembly on the ACT Government response to the COVID-19 emergency and presented the following papers:

Status of the Public Health Emergency due to COVID-19—Chief Health Officer—

Report 17—9 August 2021, dated 16 September 2021.

Report 18—8 September 2021, dated 16 September 2021.

Coronavirus (COVID-19)—ACT Government response—Ministerial statement, 16 September 2021.

Ms Stephen-Smith moved—That the Assembly take note of the Ministerial statement.

Question—put and passed.

**6 FINANCIAL MANAGEMENT AMENDMENT BILL 2021**

Mr Barr (Treasurer), pursuant to notice, presented a Bill for an Act to amend the *Financial Management Act 1996*.

*Paper:* Mr Barr presented the following paper:

Explanatory statement to the Bill, incorporating a compatibility statement, pursuant to section 37 of the *Human Rights Act 2004*.

Title read by Clerk.

Mr Barr moved—That this Bill be agreed to in principle.

Debate adjourned (Ms Lee—Leader of the Opposition) and the resumption of the debate made an order of the day for a later hour this day.

## **7 OPERATIONAL EFFICIENCIES (COVID-19) LEGISLATION AMENDMENT BILL 2021**

Mr Rattenbury (Attorney-General), pursuant to notice, presented a Bill for an Act to amend legislation to permanently adopt certain legislative measures taken during the COVID-19 emergency and provide for other emergency measures.

*Paper:* Mr Rattenbury presented the following paper:

Explanatory statement to the Bill, incorporating a compatibility statement, pursuant to section 37 of the *Human Rights Act 2004*.

Title read by Clerk.

Mr Rattenbury moved—That this Bill be agreed to in principle.

Debate adjourned (Ms Lee—Leader of the Opposition) and the resumption of the debate made an order of the day for the next sitting.

## **8 ASSEMBLY PROCEEDINGS DURING COVID-19 LOCKDOWN**

Mr Gentleman (Manager of Government Business), pursuant to notice, moved—That this Assembly:

- (1) acknowledging that the Assembly is meeting during a time where the Chief Health Officer has made health directions restricting movement in the Territory and mandating masks, and that the Assembly should ensure that at all times it is operating within the confines of the health advice and minimising the risks of COVID, resolves that:
  - (a) there should be a minimal number of Members and staff in the Chamber as possible while still allowing for the conduct of Assembly business;
  - (b) the Members intending to speak to matters that are being debated before the Assembly shall, as far as possible, be agreed to before any sitting day so as to minimise movement in the building; and
  - (c) questions without notice should continue to operate, but to decrease the presence of Members in the Chamber at any given time, non-executive MLAs, may ask more than one question each up to the normal allocation of non-executive questions for each party (e.g. if the Greens have three non-executive Members present on the sitting day they will have three questions, if any Member is absent on a sitting day the questions reduce proportionately). All whips will notify the Manager of Government Business within an hour of question time which Ministers are required to answer questions so that any Minister not required will not need to attend;

- (2) in circumstances where a standing order or a resolution of the Assembly requires a response (as at 16 September 2021) in August, September or October 2021, so much of standing orders be suspended as would enable such responses to be lodged within two months of the stipulated date; and
- (3) this suspension shall stay in place until 15 October 2021.

Debate ensued.

Question—put and passed.

## 9 SITTING PATTERN 2021—AMENDMENT TO RESOLUTION

Mr Gentleman (Manager of Government Business), pursuant to notice, moved—That the resolution of the Assembly of 2 December 2020 relating to the sitting pattern for 2021, be amended by omitting:

<b>“October</b>		7	8
	19	20	21
			22
<b>November</b>	9	10	11
<b>December</b>		1	2”,

and substituting:

<b>“October</b>		6	7	8
<b>November</b>	9	10	11	
	23	24	25	
	30			
<b>December</b>		1	2.”.	

Question—put and passed.

## 10 STANDING COMMITTEES—ESTABLISHMENT—AMENDMENT TO RESOLUTION—ANNUAL REPORTS 2020-2021

Mr Gentleman, pursuant to notice, moved—That the resolution of the Assembly of 2 December 2020, as amended 11 February, 30 March and 22 April 2021, which established general purpose standing committees, be amended by inserting paragraph (3A) as follows:

“(3A) calendar and financial year annual and financial reports for 2020-2021 stand referred to the relevant standing committee for inquiry and report by 31 May 2022 of the year after the presentation of the report to the Assembly pursuant to the *Annual Reports (Government Agencies) Act 2004*;”.

Question—put and passed.

**11 PLANNING, TRANSPORT AND CITY SERVICES—STANDING COMMITTEE—INQUIRY INTO THE ROAD TRANSPORT (SAFETY AND TRAFFIC MANAGEMENT) AMENDMENT BILL 2021 (NO 2) AND ROAD TRANSPORT LEGISLATION AMENDMENT BILL 2021—AMENDMENT TO REPORTING DATE**

Ms Clay (Chair), pursuant to notice, moved—That the resolution of the Assembly of 5 August 2021 which altered the reporting date for the Standing Committee on Planning, Transport and City Services’ inquiry into the Road Transport (Safety and Traffic Management) Amendment Bill 2021 (No 2), be amended by including the Road Transport Legislation Amendment Bill 2021 in the inquiry and the committee to report to the Assembly by 30 November 2021.

Question—put and passed.

**12 DRUGS OF DEPENDENCE (PERSONAL USE) AMENDMENT BILL 2021—SELECT COMMITTEE—ESTABLISHMENT—AMENDMENT TO REPORTING DATE**

Mr Cain (Chair), pursuant to notice, moved—That the resolution of the Assembly of 11 February 2021 which established the Select Committee on the Drugs of Dependence (Personal Use) Amendment Bill 2021, be amended by omitting “by the last sitting day in October 2021” and substituting “by 30 November 2021”.

Question—put and passed.

**13 STANDING ORDER 113A—PROPOSED AMENDMENT**

Mr Hanson, pursuant to notice, moved—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”.

Debate ensued.

Debate adjourned (Mr Rattenbury—Attorney-General) and the resumption of the debate made an order of the day for the next sitting.

**14 ADMINISTRATION AND PROCEDURE—STANDING COMMITTEE—REFERENCE—PROPOSED AMENDMENT TO STANDING ORDER 113A**

Mr Braddock, by leave, moved—That the proposed amendment to standing order 113A be referred to the Standing Committee on Administration and Procedure for inquiry and report.

Question—put and passed.

**15 COVID-19 2021 PANDEMIC RESPONSE—SELECT COMMITTEE—ESTABLISHMENT**

Ms Lee (Leader of the Opposition), pursuant to notice, moved—That:

- (1) in response to the August 2021 outbreak of COVID-19 in the ACT, a select committee be appointed to consider and report to the Assembly on any matter relating to the ACT Government’s health and financial response and any other matter relating to the COVID-19 pandemic as it relates to the ACT;

- (2) the committee be composed of:
  - (a) two Members to be nominated by the Coalition Government; and
  - (b) two Members to be nominated by the Opposition;
 to be notified in writing to the Speaker within two hours of this motion passing;
- (3) an Opposition Member shall be elected chair of the committee by the committee;
- (4) in conducting public hearings, the committee shall be mindful of the Public Health Emergency declaration, including that:
  - (a) all efforts are made to minimise the time witnesses are required to be present;
  - (b) where a public hearing is scheduled, requiring government ministers, hearings are not held at the same time as National Cabinet or a meeting of the ACT Government Cabinet; and
  - (c) the above provisions only apply during the Public Health Emergency declaration;
- (5) for the purposes of this committee's operation, standing order 254D does not apply; and
- (6) the committee to report to the Assembly by the last sitting day of 2021.

Debate ensued.

Mr Braddock moved the following amendment: Omit paragraphs (2) to (6), substitute:

- “(2) the committee be composed of:
- (a) one Member to be nominated by the Government;
  - (b) one Member to be nominated by the Opposition; and
  - (c) one Member to be nominated by The Greens; to be notified in writing by each whip to the Speaker by close of business on 20 September 2021;
- (3) an Opposition Member shall be elected chair of the committee by the committee;
  - (4) in conducting public hearings, the committee shall be mindful of the Public Health Emergency declaration, including that:
    - (a) all efforts are made to minimise the time witnesses are required to be present by scheduling designated hearing times, advising in advance which witnesses the committee wishes to call or topics that will be discussed, and other measures that minimise impact on essential government, non-government, business or other witness's organisational resources;
    - (b) where a public hearing is scheduled requiring government ministers and/or officials, hearings are not held at the same time as National Cabinet, a meeting of the ACT Government Cabinet, or when another committee of the Assembly is holding hearings, or on a sitting day of the Assembly, and:



- (i) these are to be held no more than once per fortnight for a maximum of two hours, with no directorate/agency or minister to appear for more than an hour; and
- (ii) the committee must advise of the ministers, directorates and officers required and the committee's intended lines of inquiry no less than one week prior;
- (c) hearings are held virtually or via secure teleconference only;
- (d) the above provisions only apply during the Public Health Emergency declaration; and
- (e) the committee members endeavour to seek broad input from a range of community members and organisations into the COVID response;
- (5) for the purposes of this committee's operation, standing order 254D does not apply; and
- (6) the committee deliver its final report no later than the last sitting day of 2021."

Debate continued.

Ms Lee, by leave, moved the following amendments to Mr Braddocks's proposed amendment, together:

1. In paragraph (2)(c), omit the words "20 September 2021", substitute "16 September 2021".
2. Omit paragraph (4)(c), substitute:
  - "(c) hearings are held virtually or via secure teleconference until such time as health declarations permit face-to-face hearings;"

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It being 45 minutes after the commencement of Assembly business—

Ordered—That the time allotted to Assembly business be extended by 30 minutes.

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Debate continued.

Question—That Ms Lee's amendments to Mr Braddock's proposed amendment be agreed to—put and passed.

Question—That Mr Braddock's amendment, as amended, be agreed to—put and passed.

Question—That the motion, as amended, viz:

"That:

- (1) in response to the August 2021 outbreak of COVID-19 in the ACT, a select committee be appointed to consider and report to the Assembly on any matter relating to the ACT Government's health and financial response and any other matter relating to the COVID-19 pandemic as it relates to the ACT;

- (2) the committee be composed of:
  - (a) one Member to be nominated by the Government;
  - (b) one Member to be nominated by the Opposition; and
  - (c) one Member to be nominated by The Greens;to be notified in writing by each whip to the Speaker by close of business on 16 September 2021;
- (3) an Opposition Member shall be elected chair of the committee by the committee;
- (4) in conducting public hearings, the committee shall be mindful of the Public Health Emergency declaration, including that:
  - (a) all efforts are made to minimise the time witnesses are required to be present by scheduling designated hearing times, advising in advance which witnesses the committee wishes to call or topics that will be discussed, and other measures that minimise impact on essential government, non-government, business or other witness's organisational resources;
  - (b) where a public hearing is scheduled requiring government ministers and/or officials, hearings are not held at the same time as National Cabinet, a meeting of the ACT Government Cabinet, or when another committee of the Assembly is holding hearings, or on a sitting day of the Assembly, and:
    - (i) these are to be held no more than once per fortnight for a maximum of two hours, with no directorate/agency or minister to appear for more than an hour; and
    - (ii) the committee must advise of the ministers, directorates and officers required and the committee's intended lines of inquiry no less than one week prior;
  - (c) hearings are held virtually or via secure teleconference until such time as health declarations permit face-to-face hearings;
  - (d) the above provisions only apply during the Public Health Emergency declaration; and
  - (e) the committee members endeavour to seek broad input from a range of community members and organisations into the COVID response;
- (5) for the purposes of this committee's operation, standing order 254D does not apply; and
- (6) the committee deliver its final report no later than the last sitting day of 2021."—  
be agreed to—put and passed.

**16 JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE (LEGISLATIVE SCRUTINY ROLE)—SCRUTINY REPORT 8—STATEMENT BY CHAIR**

Mr Hanson (Chair) presented the following report:

Justice and Community Safety—Standing Committee (Legislative Scrutiny Role)—Scrutiny Report 8, dated 24 August 2021, together with a copy of the extracts of the relevant minutes of proceedings—

and, by leave, made a statement in relation to the report.

**17 PLANNING, TRANSPORT AND CITY SERVICES—STANDING COMMITTEE—REPORT 3—DRAFT LAND MANAGEMENT PLAN: CANBERRA URBAN LAKES AND PONDS (REVISED REPORT)—REPORT NOTED**

Ms Clay (Chair) presented the following report:

Planning, Transport and City Services—Standing Committee—Report 3—*Draft Land Management Plan: Canberra Urban Lakes and Ponds (Revised Report)*, dated 31 August 2021, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

**18 PLANNING, TRANSPORT AND CITY SERVICES—STANDING COMMITTEE—REPORT 4—DV365—HOUSING CHOICES—CO-HOUSING AND BOARDING HOUSES—REPORT NOTED**

Ms Clay (Chair) presented the following report:

Planning, Transport and City Services—Standing Committee—Report 4—*DV365—Housing Choices—Co-Housing and Boarding Houses*, dated 26 August 2021, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

**19 PLANNING, TRANSPORT AND CITY SERVICES—STANDING COMMITTEE—PETITION—KIPPAX FAIR—EXPANSION—STATEMENT BY CHAIR**

Ms Clay (Chair), pursuant to standing order 246A, informed the Assembly that, following consideration of a petition concerning expansion of the Kippax Fair centre, the Standing Committee on Planning, Transport and City Services had resolved not to inquire further into the petition.

**20 QUESTIONS**

Questions without notice were asked.

**21 PRESENTATION OF PAPERS**

The Clerk, in accordance with standing order 213A, presented the following papers:

Full Mesoscopic study—Paper—Resolution—Order to table 5 August 2021—Copies of letters from the Chief Minister to the Clerk—

Advising that no such document exists, dated 18 August 2021.

Providing further clarification, dated 18 August 2021.

## 22 PRESENTATION OF PAPERS

The Speaker presented the following papers:

Auditor-General Act, pursuant to subsection 17(5)—Auditor-General's Report—Supplementary Report to Court Transport Unit Vehicle—Romeo 5 (Report No 3/2021), dated 31 August 2021.

Inspector of Correctional Services Act, pursuant to subsection 30(2)—Report of a Review of a Critical Incident by the ACT Inspector of Correctional Services—Use of force to conduct a strip search at the Alexander Maconochie Centre on 11 January 2021 (CIR 01/21), dated 31 August 2021.

Climate Change and Greenhouse Gas Reduction Act, pursuant to subsection 19(4)—ACT Climate Change Council Annual Report 2020-21, dated 28 July 2021, together with a statement from the Minister for Water, Energy and Emissions Reduction responding to the advice/recommendations made in the report.

Standing order 191—Amendments to the Crimes Legislation Amendment Bill 2021, dated 10 and 11 August 2021.

Bills referred to Committees, pursuant to the resolution of the Assembly of 2 December 2020, as amended 30 March and 22 April 2021—Correspondence—

Bill—Inquiry—

Road Transport Legislation Amendment Bill 2021—Copy of letter to the Speaker from the Chair of the Standing Committee on Planning, Transport and City Services, dated 19 August 2021, advising that this Bill would be inquired into in conjunction with the Road Transport (Safety and Traffic Management) Amendment Bill 2021 (No 2).

Bills—Not inquired into—

Bail Amendment Bill 2021—Copy of letter to the Speaker from the Chair of the Standing Committee on Justice and Community Safety, dated 11 August 2021.

COAG Legislation Amendment Bill 2021—Copy of letter to the Speaker from the Chair of the Standing Committee on Economy and Gender and Economic Equality, dated 11 August 2021.

COVID-19 Emergency Response (Check-in Information) Amendment Bill 2021—Copy of letter to the Speaker from the Chair of the Standing Committee on Justice and Community Safety, dated 11 August 2021.

## 23 PRESENTATION OF PAPERS

Mr Gentleman (Manager of Government Business) presented the following papers:

Annual Reports (Government Agencies) Act, pursuant to section 14—Extension of time for presenting 2020-21 Annual Reports—Statement of reasons, dated 15 September 2021.

ACT Implementation Plan—National Agreement of Closing the Gap (Closing the Gap—Jurisdictional Implementation Plan), dated September 2021.

Crimes (Controlled Operations) Act, pursuant to subsection 28(9)—Annual report 2020-21—Australian Criminal Intelligence Commission, dated 26 July 2021.

Crimes (Surveillance Devices) Act, pursuant to subsection 38(4)—

Annual Report 2017-18—ACT Policing Surveillance Device—Corrigendum.

Annual report 2020-21—Australian Criminal Intelligence Commission, dated 26 July 2021.

Review of the Renewables Auction 5—Summary report, dated September 2021.

Emergencies Act, pursuant to subsection 203(2)—Review of the operation of the *Emergencies Act 2004*, dated August 2021.

Family and domestic violence—Legislative reforms—Government response to the resolution of the Assembly of 30 March 2021, including a statement.

Financial Management Act—

Pursuant to section 26—Consolidated Financial Reports—2020-21 Interim Result—Financial quarter ending 30 June 2021, dated September 2021.

Pursuant to subsection 30F(3)—2020-21 Capital Works Program—Progress report—Year-to-date 30 June 2021, dated September 2021.

Government responses to the Assembly—Copy of letter to the Speaker from the Manager of Government Business, dated 7 September 2021.

Heavy Vehicle National Law as applied by the *Heavy Vehicle National Law Act 2012* (Qld) and by the law of States and Territories—Heavy Vehicle National Legislation Amendment Regulation 2021 (2021 No 42), together with an explanatory statement.

Inspector of Correctional Services Act—Reports of Reviews of Correctional Centres by the ACT Inspector of Correctional Services—Government responses—

Riot and serious fires at the Alexander Maconochie Centre on 10 November 2020.

Serious fire at the Alexander Maconochie Centre on 14 November 2020.

*Mental Health (Secure Facilities) Act 2016*—Update on review—Statement, dated 16 September 2021.

New programs to address homelessness in the ACT—Update—Revised ministerial statement, dated September 2021.

Planning and Development Act, pursuant to subsection 161(2)—Exercise of call-in powers—Statements by Minister, including Notices of Decision—Development applications—

No 202138619—Blocks 792 and 820 Section 0 Gungahlin, dated 16 September 2021.

No 202138630—Block 792 Section 0 Gungahlin, dated 16 September 2021.

No 202138715—Block 792 Section 0 Gungahlin, Block 849 Section 0 Gungahlin, Block 1 Section 164 Harrison, Block 1 Section 165 Harrison, Block 2 Section 127 Harrison and Block 11 Section 5 Harrison, dated 16 September 2021.

Public Sector Management Standards, pursuant to section 56—Engagements of long term senior executive service members—1 March to 31 August 2021, dated September 2021.

Work health and safety—Psychosocial hazards—Government response to the resolution of the Assembly of 30 March 2021—Six-month update, dated September 2021.

**Subordinate legislation (including explanatory statements unless otherwise stated)**

Legislation Act, pursuant to section 64—

ACT Teacher Quality Institute Act and Financial Management Act—

ACT Teacher Quality Institute Board Appointment 2021 (No 1)—Disallowable Instrument DI2021-196 (LR, 26 July 2021).

ACT Teacher Quality Institute Board Appointment 2021 (No 2)—Disallowable Instrument DI2021-197 (LR, 26 July 2021).

Animal Diseases Act—Animal Diseases (Endemic Diseases) Declaration 2021—Disallowable Instrument DI2021-198 (LR, 26 July 2021).

Animal Welfare Act—

Animal Welfare (Animal Day Care Establishments) Mandatory Code of Practice 2021—Disallowable Instrument DI2021-194 (LR, 22 July 2021).

Animal Welfare (Overnight Animal Boarding Establishments) Mandatory Code of Practice 2021—Disallowable Instrument DI2021-190 (LR, 26 July 2021).

Animal Welfare (Sale of Animals in the ACT other than Stock and Commercial Scale Poultry) Mandatory Code of Practice 2021—Disallowable Instrument DI2021-192 (LR, 22 July 2021).

Board of Senior Secondary Studies Act—

Board of Senior Secondary Studies Appointment 2021 (No 2)—Disallowable Instrument DI2021-193 (LR, 29 July 2021).

Board of Senior Secondary Studies Appointment 2021 (No 3)—Disallowable Instrument DI2021-200 (LR, 29 July 2021).

Gaming Machine Act—Gaming Machine (Emergency Community Purpose Contribution—Local Live Performance Industry) Declaration 2021—Disallowable Instrument DI2021-214 (LR, 31 August 2021).

Leases (Commercial and Retail) Act—Leases (Commercial and Retail) COVID-19 Emergency Response Declaration 2021—Disallowable Instrument DI2021-218 (LR, 1 September 2021).

Liquor Regulation—Liquor (COVID-19 Emergency Response—Permit Fee Waiver) Declaration 2021 (No 2)—Disallowable Instrument DI2021-189 (LR, 22 July 2021).

Long Service Leave (Portable Schemes) Act—Long Service Leave (Portable Schemes) Mental Health Community Coalition ACT Employer Declaration 2021—Disallowable Instrument DI2021-191 (LR, 16 July 2021).

Medicines, Poisons and Therapeutic Goods Act—Medicines, Poisons and Therapeutic Goods Amendment Regulation 2021 (No 1)—Subordinate Law SL2021-19 (LR, 17 August 2021).

Public Place Names Act—Public Place Names (Yarralumla) Determination 2021—Disallowable Instrument DI2021-195 (LR, 22 July 2021).

Public Trustee and Guardian Act—Public Trustee and Guardian (Investment Board) Appointment 2021 (No 2)—Disallowable Instrument DI2021-201 (LR, 5 August 2021).

Racing Act—

Racing Appeals Tribunal Appointment 2021 (No 1)—Disallowable Instrument DI2021-186 (LR, 8 July 2021).

Racing Appeals Tribunal Appointment 2021 (No 2)—Disallowable Instrument DI2021-187 (LR, 8 July 2021).

Residential Tenancies Act—Residential Tenancies (COVID-19 Emergency Response) Declaration 2021 (No 3)—Disallowable Instrument DI2021-216 (LR, 1 September 2021).

Road Transport (Driver Licensing) Act, Road Transport (General) Act and Road Transport (Vehicle Registration) Act—Road Transport (Vehicle Registration) Amendment Regulation 2021 (No 1)—Subordinate Law SL2021-18 (LR, 9 August 2021).

Road Transport (General) Act—

Road Transport (General) Application of Road Transport Legislation Declaration 2021 (No 7)—Disallowable Instrument DI2021-188 (LR, 14 July 2021).

Road Transport (General) Application of Road Transport Legislation Declaration 2021 (No 8)—Disallowable Instrument DI2021-199 (LR, 26 July 2021).

Working with Vulnerable People (Background Checking) Act—Working with Vulnerable People Background Checking (Fees) Determination 2021 (No 1)—Disallowable Instrument DI2021-202 (LR, 3 August 2021).

## **24 COVID-19 PANDEMIC LOCKDOWN—SUPPORT FOR BUSINESS**

Ms Lee (Leader of Opposition), pursuant to notice, moved—That this Assembly:

(1) notes:

- (a) the COVID-19 outbreak in the ACT and subsequent lockdown from 12 August 2021 has been a challenging time for all Canberrans;
- (b) our thanks to the Canberrans working on the frontline to keep our community safe;
- (c) the effort made by all Canberrans to suppress the virus;
- (d) many ACT businesses have not been able to operate in their usual way or in any form for over four weeks;
- (e) the significant impact the current lockdown is having on ACT businesses;
- (f) ACT businesses have borne the economic brunt of the lockdown, including mental health impacts, with many significantly concerned for the future of their business and the long-term economic viability of the ACT;
- (g) that the Chief Minister has estimated there are approximately 10 000 businesses eligible for government business support;

- (h) that in the first two weeks of applications for government business support:
    - (i) approximately 6000 businesses had applied (comprising about 60 percent); and
    - (ii) approximately 400 businesses had been approved for support (comprising about 6.7 percent of current applications);
  - (i) the vast majority of eligible businesses have not received critically necessary support;
  - (j) that this uncertainty is causing great distress for business owners, their families and the Canberrans employed by these businesses; and
  - (k) the significant impact this ongoing lockdown, uncertainty for the long-term management of the pandemic and the delays to critically needed support is having on the mental health of business owners, their families and their staff; and
- (2) calls on the ACT Government to:
- (a) define a clear path forward for ACT businesses, including a clear and transparent plan for the safe transition out of the lockdown;
  - (b) establish a COVID-19 Business Recovery Taskforce comprising of representatives and leaders from the business community across a range of sectors, for the purpose of:
    - (i) developing a recovery plan for ACT businesses;
    - (ii) informing post-COVID business measures; and
    - (iii) providing a direct voice to the ACT Government from business;
  - (c) publish the terms of reference and members of the taskforce by the last sitting day in October 2021; and
  - (d) report on progress of the Taskforce to the Assembly by the last sitting of 2021.

Debate ensued.

Ms Cheyne (Minister for Business and Better Regulation) moved the following amendment: Omit all words after “notes” (first occurring), substitute:

- “(a) the COVID-19 outbreak in the ACT and subsequent lockdown from 12 August 2021 has been a challenging time for all Canberrans;
- (b) our thanks to the Canberrans working on the frontline to keep our community safe;
- (c) the effort made by all Canberrans to suppress the virus;
- (d) many ACT businesses have not been able to operate in their usual way or in any form for over four weeks;
- (e) the significant impact the current lockdown is having on ACT businesses;



- (f) ACT businesses have borne the economic brunt of the lockdown, including mental health impacts, with many significantly concerned for the future of their business;
- (g) the significant economic support that the ACT Government has put in place to support businesses, including:
  - (i) grants funded in a 50:50 arrangement with the Commonwealth Government and administered by the ACT Government, including:
    - (A) the COVID-19 Business Support Grant of one-off grants of \$20 000 for eligible employing businesses and \$7500 for eligible non-employing businesses;
    - (B) the COVID-19 Business Grant Extension payment of \$10 000 for all employing businesses and \$3750 for non-employing businesses, paid to all businesses who were eligible for the COVID-19 Business Support Grant in industries still significantly impacted by the health restrictions;
    - (C) additional one-off top-up payments for larger businesses at the following rates:
      - (aa) \$10 000 for employing businesses with a turnover greater than \$2 million and less than \$5 million;
      - (ba) \$20 000 for employing businesses with a turnover greater than \$5 million and less than \$10 million; and
      - (ca) \$30 000 for employing businesses with a turnover greater than \$10 million; and
    - (D) further one-off grants to businesses in the tourism, accommodation provider, arts and events and hospitality industries at the following rates:
      - (aa) \$1000 for non-employing businesses;
      - (ba) \$3000 for employing businesses with turnover less than \$2 million;
      - (ca) \$10 000 for employing businesses with turnover greater than \$2 million and less than \$5 million; and
      - (da) \$20 000 for employing businesses with turnover greater than \$5 million;
  - (ii) the COVID-19 Small Business Hardship Scheme providing up to \$10 000 in credits for payroll tax, utility charges, rates and other selected fees and charges;
  - (iii) \$10 000 commercial rates credit for landlords who offer rent relief to tenants impacted by COVID-19 and additional protections;
  - (iv) reinstating the Local Business Commissioner to connect businesses with relevant areas of government to access information on commercial tenancy measures and financial assistance; and

- (v) providing free accredited mediation services to businesses whose tenancy disputes are complex and cannot be resolved without formal mediation;
- (vi) bringing back HOMEFRONT to support local artists with grants of up to \$10 000;
- (vii) providing up to \$75 000 for individual accommodation providers and \$15 000 for small private tourism operators through the Accommodation and Tourism Venue Operator support program; and
- (viii) providing up to \$15 000 for small tourism operators and boutique accommodation providers through the Small Tourism Operator COVID Recovery Payment; and
- (h) for the COVID-19 business support grants, as at Wednesday, 15 September:
  - (i) 7558 businesses had applied; and
  - (ii) 1325 businesses had been approved for payments totalling \$21.8 million; and
- (2) calls on the ACT Government to:
  - (a) work within the *ACT pathway forward*, released on Tuesday, 14 September, which outlines the principles for consideration of the easing of restrictions aligned with the National Plan for the safe transition out of lockdown;
  - (b) continue to engage regularly with business leaders and industry stakeholders across a broad range of sectors including through the Better Regulation Taskforce to guide and support the recovery pathway for ACT businesses and our broader economy;
  - (c) continue to engage with the Commonwealth to ensure joint funding support for businesses as we work towards achieving the objectives of the National Plan; and
  - (d) support the Territory's short-term economic recovery and long-term economic growth by:
    - (i) investing in long-term productivity enhancing infrastructure that supports short-term economic growth;
    - (ii) implementing policy and regulatory reforms that support long-term economic growth;
    - (iii) transitioning to a carbon-neutral economy by 2045;
    - (iv) stimulating the continued growth of key industry sectors in our economy such as cyber, defence, space and health; and
    - (v) working with the Canberra Economic Advisory Group to finalise their recommendations by the end of 2021 which will guide our short and medium term economic recovery."

Debate continued.

Question—That Ms Cheyne's amendment be agreed to—put.

The Assembly voted—

AYES, 15		NOES, 8
Ms Berry	Ms Orr	Mr Cain
Mr Braddock	Dr Paterson	Ms Castley
Ms Burch	Mr Pettersson	Mr Hanson
Ms Cheyne	Mr Rattenbury	Mrs Jones
Ms Clay	Mr Steel	Mrs Kikkert
Ms Davidson	Ms Stephen-Smith	Ms Lee
Mr Davis	Ms Vassarotti	Mr Milligan
Mr Gentleman		Mr Parton

And so it was resolved in the affirmative.

Question—That the motion, as amended, viz:

“That this Assembly:

- (1) notes:
  - (a) the COVID-19 outbreak in the ACT and subsequent lockdown from 12 August 2021 has been a challenging time for all Canberrans;
  - (b) our thanks to the Canberrans working on the frontline to keep our community safe;
  - (c) the effort made by all Canberrans to suppress the virus;
  - (d) many ACT businesses have not been able to operate in their usual way or in any form for over four weeks;
  - (e) the significant impact the current lockdown is having on ACT businesses;
  - (f) ACT businesses have borne the economic brunt of the lockdown, including mental health impacts, with many significantly concerned for the future of their business;
  - (g) the significant economic support that the ACT Government has put in place to support businesses, including:
    - (i) grants funded in a 50:50 arrangement with the Commonwealth Government and administered by the ACT Government, including:
      - (A) the COVID-19 Business Support Grant of one-off grants of \$20 000 for eligible employing businesses and \$7500 for eligible non-employing businesses;
      - (B) the COVID-19 Business Grant Extension payment of \$10 000 for all employing businesses and \$3750 for non-employing businesses, paid to all businesses who were eligible for the COVID-19 Business Support Grant in industries still significantly impacted by the health restrictions;
      - (C) additional one-off top-up payments for larger businesses at the following rates:

- (aa) \$10 000 for employing businesses with a turnover greater than \$2 million and less than \$5 million;
  - (ba) \$20 000 for employing businesses with a turnover greater than \$5 million and less than \$10 million; and
  - (ca) \$30 000 for employing businesses with a turnover greater than \$10 million; and
- (D) further one-off grants to businesses in the tourism, accommodation provider, arts and events and hospitality industries at the following rates:
  - (aa) \$1000 for non-employing businesses;
  - (ba) \$3000 for employing businesses with turnover less than \$2 million;
  - (ca) \$10 000 for employing businesses with turnover greater than \$2 million and less than \$5 million; and
  - (da) \$20 000 for employing businesses with turnover greater than \$5 million;
- (ii) the COVID-19 Small Business Hardship Scheme providing up to \$10 000 in credits for payroll tax, utility charges, rates and other selected fees and charges;
- (iii) \$10 000 commercial rates credit for landlords who offer rent relief to tenants impacted by COVID-19 and additional protections;
- (iv) reinstating the Local Business Commissioner to connect businesses with relevant areas of government to access information on commercial tenancy measures and financial assistance; and
- (v) providing free accredited mediation services to businesses whose tenancy disputes are complex and cannot be resolved without formal mediation;
- (vi) bringing back HOMEFRONT to support local artists with grants of up to \$10 000;
- (vii) providing up to \$75 000 for individual accommodation providers and \$15 000 for small private tourism operators through the Accommodation and Tourism Venue Operator support program; and
- (viii) providing up to \$15 000 for small tourism operators and boutique accommodation providers through the Small Tourism Operator COVID Recovery Payment; and
- (h) for the COVID-19 business support grants, as at Wednesday, 15 September:
  - (i) 7558 businesses had applied; and
  - (ii) 1325 businesses had been approved for payments totalling \$21.8 million; and

- (2) calls on the ACT Government to:
- (a) work within the *ACT pathway forward*, released on Tuesday, 14 September, which outlines the principles for consideration of the easing of restrictions aligned with the National Plan for the safe transition out of lockdown;
  - (b) continue to engage regularly with business leaders and industry stakeholders across a broad range of sectors including through the Better Regulation Taskforce to guide and support the recovery pathway for ACT businesses and our broader economy;
  - (c) continue to engage with the Commonwealth to ensure joint funding support for businesses as we work towards achieving the objectives of the National Plan; and
  - (d) support the Territory's short-term economic recovery and long-term economic growth by:
    - (i) investing in long-term productivity enhancing infrastructure that supports short-term economic growth;
    - (ii) implementing policy and regulatory reforms that support long-term economic growth;
    - (iii) transitioning to a carbon-neutral economy by 2045;
    - (iv) stimulating the continued growth of key industry sectors in our economy such as cyber, defence, space and health; and
    - (v) working with the Canberra Economic Advisory Group to finalise their recommendations by the end of 2021 which will guide our short and medium term economic recovery."—

be agreed to—put and passed.

## **25 COVID-19 2021 PANDEMIC RESPONSE—SELECT COMMITTEE—MEMBERSHIP**

The Speaker, pursuant to the resolution of the Assembly of today, informed the Assembly that she had been notified, in writing, of the nominations of Ms Clay, Ms Lee and Ms Orr to be members of the Select Committee on the COVID-19 2021 Pandemic Response.

Mr Gentleman (Manager of Government Business) moved—That the Members so nominated be appointed as members of the Select Committee on the COVID-19 2021 Pandemic Response.

Question—put and passed.

## **26 COVID-19 PANDEMIC LOCKDOWN—COMMUNITY SECTOR SUPPORT**

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

- (1) acknowledges that:
  - (a) the ACT community sector has been a vital partner in the ACT Government's response to the current outbreak of COVID-19;

- (b) this partnership has helped the Government respond effectively to significant and complex public health challenges by providing support to communities and individuals facing disadvantage;
  - (c) ACT community sector organisations have experienced significant increased need for their existing services as well as demand for their crisis response;
  - (d) since the lockdown began, many of these organisations have experienced a significant drop in their incomes from:
    - (i) reduced revenue and cashflow impact from fee-for-service activities, including early childhood education provision and disability support;
    - (ii) reduced rental revenue from affordable rental tenants facing COVID-induced financial hardship;
    - (iii) cancelled fundraising events; and
    - (iv) significantly reduced philanthropic donations due to financial uncertainty for businesses and individuals;
- (2) further acknowledges that:
- (a) this sudden increased demand comes at a time when the ACT community sector has been grappling with significant increased costs arising from several important yet costly reforms, including:
    - (i) the Fair Work Commission's 2021-22 equal remuneration decision;
    - (ii) increases to superannuation; and
    - (iii) the ACT Portable Long Service Leave Scheme;
  - (b) COVID-19 has been ruthless in exploiting social inequity around the world and the current outbreak in the ACT is having a disproportionate effect on already vulnerable people; and
  - (c) it is precisely the people most affected by the current COVID-19 outbreak that are some of the most likely to seek assistance from the ACT's community sector;
- (3) thanks the ACT community sector for their significant contribution to the ACT Government's response to COVID-19 and invaluable support for Canberrans facing disadvantage; and
- (4) calls on the ACT Government to:
- (a) continue to work closely with the ACT community sector in the Government's response to COVID-19;
  - (b) examine options to provide financial support and security to community sector organisations during this period, including:
    - (i) providing security of funding for ACT community sector organisations impacted by the delayed budget;

- (ii) providing as much flexibility as possible for all ACT community sector organisations contracted to provide non-COVID related services, noting how important the ongoing provision of those services is to the ACT;
- (iii) providing rent relief for all ACT community sector organisations renting from the ACT Property Group;
- (iv) increasing the indexation of contracts to meet the Consumer Price Index;
- (v) considering the impact of the recent increase to the superannuation guarantee percentage and the Fair Work equal remuneration decision when determining budget allocations to ACT community sector organisations; and
- (vi) providing a temporary rebate on payroll tax;
- (c) explore options to provide additional financial supports to Canberrans on low incomes; and
- (d) report back to the Assembly on the above by 10 November 2021.

Debate ensued.

Mrs Kikkert moved the following amendment: Omit paragraph (4)(d), substitute:

- “(d) develop a comprehensive strategy to deal with the causes and symptoms of poverty in Canberra by establishing a poverty task force; and
- (e) report back to the Assembly on the above by 10 November 2021.”.

Debate continued.

Question—That Mrs Kikkert’s amendment be agreed to—put.

The Assembly voted—

AYES, 8		NOES, 15	
Mr Cain		Ms Berry	Ms Orr
Ms Castley		Mr Braddock	Dr Paterson
Mr Hanson		Ms Burch	Mr Pettersson
Mrs Jones		Ms Cheyne	Mr Rattenbury
Mrs Kikkert		Ms Clay	Mr Steel
Ms Lee		Ms Davidson	Ms Stephen-Smith
Mr Milligan		Mr Davis	Ms Vassarotti
Mr Parton		Mr Gentleman	

And so it was negatived.

Question—That the motion be agreed to—put and passed.

## 27 COVID-19 EMERGENCY RESPONSE (CHECK-IN INFORMATION) AMENDMENT BILL 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.

*Paper:* Mrs Jones, by leave, presented the following paper:

COVID-19 Emergency Response (Check-in Information) Amendment Bill 2021—Copy of letter from Mrs Jones to the Minister for Health, dated 16 September 2021.

Debate continued.

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

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*Detail Stage*

Clauses 1 to 4, by leave, taken together and agreed to.

Clause 5—

Mrs Jones was granted leave to move amendments that had not been considered or reported on by the Scrutiny Committee.

Mrs Jones moved her amendment No 1 (see [Schedule 1](#)).

Debate continued.

Amendment negatived.

Mrs Jones moved her amendment No 2 (see [Schedule 1](#)).

Debate continued.

Amendment negatived.

Ms Stephen-Smith (Minister for Health) was granted leave to move an amendment that had not been considered or reported on by the Scrutiny Committee.

On the motion of Ms Stephen-Smith, her amendment No 1 (see [Schedule 2](#)) was made, after debate.

*Paper:* Ms Stephen-Smith presented a supplementary explanatory statement to the Government amendment.

Mrs Jones moved her amendment No 3 (see [Schedule 1](#)).

Debate continued.

Amendment negatived.

Clause 5, as amended, agreed to.

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

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

## **28 DOMESTIC VIOLENCE AGENCIES AMENDMENT BILL 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.

## 29 BUDGET 2021-22

Mr Barr (Treasurer), by leave, moved—That, due to the ongoing COVID-19 situation and lockdown restrictions that came into effect in the Territory on 12 August 2021, I seek that this Legislative Assembly resolve:

- (1) pursuant to section 5 of the *Financial Management Act 1996*, to delay the introduction of the Appropriation Bill 2021-2022 and the Appropriation (Office of the Legislative Assembly) Bill 2021-2022 and 2021-22 Budget; and
- (2) to a consequential delay of the presentation of the 2021-22 Budget Review until after 15 February 2022.

In relation to the above, I also seek this Legislative Assembly to acknowledge:

- (1) the Government will introduce the Appropriation Bill 2021-2022 and the Appropriation (Office of the Legislative Assembly) Bill 2021-2022 and 2021-22 Budget into the Legislative Assembly on 6 October 2021;
- (2) the introduction of the Financial Management Amendment Bill 2021 which would make the following time-limited amendments to:
  - (a) section 7 to increase supply provisions to 75 percent of the amounts appropriated through Appropriation Acts for the 2020-21 financial year;
  - (b) section 18(2) to increase the amount available to be appropriated for Treasurer's advances for the 2021-22 financial year to five percent of the total amount appropriated by all Appropriation Acts for the year;
  - (c) section 24(3A) to extend the timeframes for the 2020-21 annual financial statements of the Territory by one month such that:
    - (i) the Under Treasurer must give the Auditor-General the annual financial statements for the Territory for the 2020-21 year in sufficient time for the Auditor-General to give an audit opinion about the statements within five months after the end of the financial year; and
    - (ii) the Auditor-General must give an audit opinion to the Treasurer within five months after the end of the 2020-21 financial year;
- (3) that, subject to the passage of the Financial Management Amendment Bill 2021 by the Legislative Assembly, I will write to the Auditor-General outlining the revised timeframe for the Under Treasurer to provide the 2020-21 annual financial statements of the Territory to the Auditor-General for his review and for the audit opinion to be provided to me;
- (4) as a consequence of the present situation, including the delay of 2021-22 Budget, some amendments to reporting requirements and timeframes under the *Financial Management Act 1996* may be required; and

- (5) that all parties will be consulted if any further alternative fiscal processes or legislative amendments are required.

Debate ensued.

Question—put and passed.

**30 SUSPENSION OF STANDING ORDERS—CONSIDERATION OF FINANCIAL MANAGEMENT AMENDMENT BILL 2021**

Mr Gentleman (Manager of Government Business) moved—That so much of the standing orders be suspended as would prevent the Financial Management Amendment Bill 2021 being called and debated forthwith.

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

**31 FINANCIAL MANAGEMENT AMENDMENT BILL 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.

**32 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 6.25 pm, adjourned until Wednesday, 6 October 2021 at 10 am.

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

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**Tom Duncan**  
Clerk of the Legislative Assembly

## SCHEDULE OF AMENDMENTS

### Schedule 1

#### COVID-19 EMERGENCY RESPONSE (CHECK-IN INFORMATION) AMENDMENT BILL 2021

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Amendments circulated by Mrs Jones

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1

##### Clause 5

Proposed new section 2C, definition of *permitted purpose*, paragraph (c)  
Page 5, line 25—

*after*

undertaking contact tracing

*insert*

prescribed by regulation

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2

##### Clause 5

Proposed new section 2E (4)  
Page 7, line 13—

*omit proposed new section 2E (4), substitute*

- (4) An authorised person commits an offence if—
- (a) the person accesses or uses information; and
  - (b) the information is check-in information; and
  - (c) the person is reckless about whether the information is check-in information; and
  - (d) the access or use is for a purpose other than a permitted purpose.
- Maximum penalty: 40 penalty units.
- 

3

##### Clause 5

Proposed new section 2H  
Page 9, line 5—

*insert*

#### 2H Interaction with other laws

- (1) This part applies to check-in information despite any other law that would otherwise permit access to or use of check-in information.
  - (2) Subsection (1) does not apply to a law prescribed by regulation.
-

**Schedule 2****COVID-19 EMERGENCY RESPONSE (CHECK-IN INFORMATION)  
AMENDMENT BILL 2021**

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Amendment circulated by the Minister for Health

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**1**

**Clause 5****Proposed new section 2F (2)****Page 7, line 18—**

*omit proposed new section 2F (2), substitute*

- (2) Check-in information may be used for the purpose of investigating or prosecuting—
- (a) an offence against this part; or
  - (b) an offence for failing to comply with a public health direction in relation to contact tracing; or
  - (c) an offence for giving false or misleading information in compliance or purported compliance with a public health direction in relation to contact tracing.
-