

1998-1999-2000

**LEGISLATIVE ASSEMBLY FOR THE
AUSTRALIAN CAPITAL TERRITORY**

MINUTES OF PROCEEDINGS

No. 109

WEDNESDAY, 6 DECEMBER 2000

1 The Assembly met at 10.30 a.m., pursuant to adjournment. The Speaker (Mr Cornwell) 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2 SPEAKER'S RULING – STANDING ORDER 130 – ANTICIPATION OF BUSINESS – NOTICE WITHDRAWN

The Speaker informed the Assembly that, pursuant to standing order 130, private Members business, notice No. 7, concerning the provision of drug injecting equipment and the procedures for the distribution of such equipment was out of order as it anticipated debate on order of the day No. 33, private Members' business and would be withdrawn from the *Notice Paper*.

3 ELECTORAL AMENDMENT BILL 2000 (NO 3)

Ms Tucker, pursuant to notice, presented a Bill for an Act to amend the *Electoral Act 1992*.

Paper: Ms Tucker presented an explanatory memorandum to the Bill.

Title read by Clerk.

Ms Tucker moved - That this Bill be agreed to in principle.

Debate adjourned (Mr Smyth – Minister for Urban Services) and the resumption of the debate made an order of the day for the next sitting.

4 GAMING MACHINE AMENDMENT BILL 2000 (NO 2)

Mr Rugendyke, pursuant to notice, presented a Bill for an Act to amend the *Gaming Machine Act 1987*.

Paper: Mr Rugendyke presented an explanatory memorandum to the Bill.

Title read by Clerk.

Mr Rugendyke moved - That this Bill be agreed to in principle.

Debate adjourned (Mr Smyth – Minister for Urban Services) and the resumption of the debate made an order of the day for the next sitting.

5 OLYMPIC EVENTS SECURITY AMENDMENT BILL 2000

Mr Osborne, pursuant to notice, presented a Bill for an Act to amend the *Olympic Events Security Act 2000*.

Paper: Mr Osborne presented an explanatory memorandum to the Bill.

Title read by Clerk.

Mr Osborne moved - That this Bill be agreed to in principle.

Debate adjourned (Mr Smyth – Minister for Urban Services) and the resumption of the debate made an order of the day for the next sitting.

6 AGENTS AMENDMENT BILL 2000

Mr Osborne, pursuant to notice, presented a Bill for an Act to amend the *Agents Act 1968*.

Paper: Mr Osborne presented an explanatory memorandum to the Bill.

Title read by Clerk.

Mr Osborne moved - That this Bill be agreed to in principle.

Paper: Mr Osborne, by leave, presented the following paper:

Residential sales – Copy of letter to Higgins ACT residents from Marketing Executive, LJ Hooker Kippax relating to recent house sales and prices in Higgins.

Debate adjourned (Mr Smyth – Minister for Urban Services) and the resumption of the debate made an order of the day for the next sitting.

7 MAWSON/ATHLLON DRIVE CORRIDOR – COMMITTEE CONSIDERATION – PROPOSED SALE AND RELEASE

Mr Corbell, pursuant to notice, moved – That this Assembly requires the Minister for Urban Services to not proceed with the proposed sale and release of the Mawson/Athllon Drive Corridor until the Standing Committee on Planning and Urban Services has reviewed the appropriateness of the Residential Land Use designation of the land and the Government has presented its response to the Committee's report.

Debate ensued.

Mr Smyth (Minister for Urban Services), Mr Quinlan and Mr Hird, by leave, were granted extensions of time.

Debate continued.

Question – put and passed.

8 ROADS FUNDING – LEVEL OF FEDERAL CONTRIBUTION

Mr Hird, pursuant to notice, moved – That this Assembly:

- (1) (a) noting the recent statements by the Federal Leader of the Opposition, Mr Beazley that the recently announced national roads funding package is a “National Party boondoggle” and that it had “a smell of pork”;
- (b) the comments by Mr Warren Snowdon, the Member for the Northern Territory, that the level of funding in the package for the ACT was “a sick joke”;

- (c) the importance of the roads funding package to the ACT in terms of access, road safety and importance to the local economy;

(2) calls on the Chief Minister and Leader of the Opposition to write to:

- (a) Mr Beazley seeking an assurance from him that a Federal Labor Government will treat the ACT on an equitable basis with other States and Territories with regard to roads funding; and
- (b) Mr Snowdon seeking a retraction of his comments.

Debate ensued.

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.

9 QUESTIONS

Questions without notice being asked –

Paper: Mr Stefaniak (Minister for Education) presented the following paper:

Crime Prevention Budget – List of crime prevention measures and costings.

Questions continued.

10 ROADS FUNDING – LEVEL OF FEDERAL CONTRIBUTION

The order of the day having been read for the resumption of the debate on the motion of Mr Hird – That this Assembly:

- (1) (a) noting the recent statements by the Federal Leader of the Opposition, Mr Beazley that the recently announced national roads funding package is a “National Party boondoggle” and that it had “a smell of pork”;
 - (b) the comments by Mr Warren Snowdon, the Member for the Northern Territory, that the level of funding in the package for the ACT was “a sick joke”;
 - (c) the importance of the roads funding package to the ACT in terms of access, road safety and importance to the local economy;
- (2) calls on the Chief Minister and Leader of the Opposition to write to:
- (a) Mr Beazley seeking an assurance from him that a Federal Labor Government will treat the ACT on an equitable basis with other States and Territories with regard to roads funding; and
 - (b) Mr Snowdon seeking a retraction of his comments –

Debate resumed.

Mr Humphries (Chief Minister) having sought leave for an extension of time –

Objection being raised, leave not granted.

Ordered – That Mr Humphries be granted an extension of time.

Debate continued.

Closure moved: Mr Berry moved – That the question be now put.

Question – That the question be now put – put.

The Assembly voted -

Ayes, 7

Noes, 9

Mr Berry	Mr Stanhope	Ms Carnell	Mr Moore
Mr Corbell	Mr Wood	Mr Cornwell	Mr Smyth
Mr Hargreaves		Mr Hird	Mr Stefaniak
Mr Quinlan		Mr Humphries	Ms Tucker
Mr Rugendyke		Mr Kaine	

And so it was negatived.

Debate continued.

Question – That the motion be agreed to – put.

The Assembly voted –

Ayes, 8

Noes, 9

Ms Carnell	Mr Rugendyke	Mr Berry	Mr Quinlan
Mr Cornwell	Mr Smyth	Mr Corbell	Mr Stanhope
Mr Hird	Mr Stefaniak	Mr Hargreaves	Ms Tucker
Mr Humphries		Mr Kaine	Mr Wood
Mr Moore		Mr Osborne	

And so it was negatived.

11 SUBORDINATE LAWS AMENDMENT BILL 2000

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

Detail stage

Clause 1 agreed to.

Remainder of Bill, by leave, taken as a whole -

On the motion of Mr Moore (Minister for Health, Housing and Community Care) the following amendment was made, after debate:

Clause 4, page 5, lines 8 to 29, proposed new section 9F, omit the proposed new section.

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

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

12 ELECTORAL AMENDMENT BILL (NO 2) 1999

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.

The Assembly voted –

Ayes, 1

Ms Tucker

Noes, 16

Mr Berry	Mr Moore
Ms Carnell	Mr Osborne
Mr Corbell	Mr Quinlan
Mr Cornwell	Mr Rugendyke
Mr Hargreaves	Mr Smyth
Mr Hird	Mr Stanhope
Mr Humphries	Mr Stefaniak
Mr Kaine	Mr Wood

And so it was negated.

13 TOTALCARE – TRANSFER OF ASSETS, ACTIVITIES AND SERVICES

Mr Berry, pursuant to notice, moved – That this Assembly requires that no transfer of government assets, activities or services to Totalcare occur without prior approval of the Assembly.

Debate ensued.

Mr Humphries (Treasurer), by leave, was granted an extension of time.

Debate continued.

Adjournment negated: It being 5 p.m. – The question was proposed – That the Assembly do now adjourn.

Mr Moore (Manager of Government Business) requiring the question to be put forthwith without debate –

Question – put and negated.

Debate continued.

Question – put.

The Assembly voted -

Ayes, 8

Mr Berry	Mr Stanhope
Mr Corbell	Ms Tucker
Mr Hargreaves	Mr Wood
Mr Osborne	
Mr Quinlan	

Noes, 9

Ms Carnell	Mr Moore
Mr Cornwell	Mr Rugendyke
Mr Hird	Mr Smyth
Mr Humphries	Mr Stefaniak
Mr Kaine	

And so it was negated.

14 PUBLIC ACCESS TO GOVERNMENT CONTRACTS BILL 2000

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 -

Mr Stanhope (Leader of the Opposition) moved – That the debate be adjourned.

Question – put.

The Assembly proceeding to a vote and Mr Moore (Manager of Government Business) having, by leave, withdrawn his call that the “Noes” had it –

The Acting Deputy Speaker again put the question – That the debate be adjourned.

Question – put and passed.

Ordered – That the resumption of the debate be made an order of the day for the next sitting.

15 WORLD HERITAGE LISTING – CENTRAL AREA OF CANBERRA

Mr Corbell, pursuant to notice, moved – That this Assembly:

- (1) (a) reaffirms Canberra’s significance as the pre-eminent 20th Century city in the City Beautiful and Garden City traditions; and
 - (b) the national symbolism inherent in the National Triangle area and surrounding elements of Central Canberra as planned by Walter Burley Griffin and Marion Mahoney Griffin;
- (2) recognises that Canberra meets the following criteria of outstanding universal value for the inclusion of cultural properties in the World Heritage List in that it;
 - (a) represents a masterpiece of human creative genius;
 - (b) exhibits an important interchange of human values, over a span of time, on developments in town planning and landscape design;
 - (c) is an outstanding example of a type of architectural ensemble and landscape which illustrates (a) a significant stage in human history and (b) it meets the test of authenticity in design and setting; and
- (3) resolves that the central area of Canberra should be considered for World Heritage Listing in accordance with the World Heritage Convention.

Debate adjourned (Mr Smyth – Minister for Urban Services) and the resumption of the debate made an order of the day for the next sitting.

16 WORKERS’ COMPENSATION AMENDMENT BILL 1999

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.

17 ADJOURNMENT

Mr Smyth (Minister for Urban Services) moved - That the Assembly do now adjourn.

Question - put and passed.

And then the Assembly, at 5.51 p.m., adjourned until tomorrow at 10.30 a.m.

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

M J McRAE
Clerk of the Legislative Assembly