



LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

2020–2021

MINUTES OF PROCEEDINGS

No 21

TUESDAY, 3 AUGUST 2021

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

Dhawura nguna, dhawura Ngunnawal.

Yanggu ngalawiri, dhunimanyin Ngunnawalwari dhawurawari.

Nginggada Dindi dhawura Ngunnaawalbun yindjumaralidjinyin.

This is Ngunnawal Country.

Today we are gathering on Ngunnawal country.

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

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

- 2 **MINISTER FOR CORRECTIONS—PROPOSED MOTION OF NO CONFIDENCE**

Mrs Kikkert , by leave, moved—That this Assembly expresses no confidence in Mr Gentleman MLA as Minister for Corrections.

Debate ensued.

Question—put.

The Assembly voted—

AYES, 8

Mr Cain
 Ms Castley
 Mr Hanson
 Mrs Jones
 Mrs Kikkert
 Ms Lee
 Mr Milligan
 Mr Parton

NOES, 15

Mr Barr	Ms Orr
Mr Braddock	Dr Paterson
Ms Burch	Mr Pettersson
Ms Cheyne	Mr Rattenbury
Ms Clay	Mr Steel
Ms Davidson	Ms Stephen-Smith
Mr Davis	Ms Vassarotti
Mr Gentleman	

And so it was negatived.

3 LEAVE OF ABSENCE TO MEMBER

Mr Hanson moved—That leave of absence be granted to Ms Lawder for this sitting week for personal reasons.

Question—put and passed.

4 PETITIONS AND MINISTERIAL RESPONSES—PETITIONS AND RESPONSES NOTED

Petitions

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

Mr Braddock, from 714 residents, requesting that the Assembly call on the Suburban Land Agency and the Minister for Planning and Land Management to suspend the auction of sites in Gungahlin Town Centre until a number of actions have been undertaken (e-Pet 16-21).

Mr Pettersson, from 509 residents, requesting that the Assembly call on the ACT Government to fund significant upgrades to the Nicholls Oval amenities, including changing facilities, rehabilitation of the turf and a new community centre (e-Pet 22-21).

Mrs Jones, from 1527 residents, requesting that the call on the ACT Government to amend the Red Hill Integrated Plan to remove the development on the Federal Golf Course and reject amendments to the Territory Plan that would enable a housing development (e-Pet 24-21).

Ms Lee, from 516 residents, requesting that the Assembly reject Draft Variation No 375 to the Territory Plan relating to a manor house development in Griffith (Pet 28-21).

Pursuant to standing order 99A, these petitions stand referred to the Standing Committee on Planning, Transport and City Services.

Ministerial responses

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

Mr Gentleman (Minister for Planning and Land Management), dated 14 July 2021—Response to e-petition No 10-21 and petition No 11-21, lodged by Ms Burch on 20 April 2021, concerning community concerns surrounding the proposed development at Chisholm Village.

Mr Steel (Minister for Transport and City Services), dated 29 June 2021—Response to e-petition No 5-21 and petition No 14-21, lodged by Mr Pettersson on 20 April and 23 April 2021, respectively, concerning proposed upgrades to Yerrabi Pond.

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

Paper: Ms Lee (Leader of the Opposition), by leave, presented the following paper:

Petition which does not conform with the standing orders—Draft Variation to the Territory Plan No 375—Manor House—Griffith—Ms Lee.

Debate continued.

Question—put and passed.

5 CORONAVIRUS (COVID-19)—A.C.T. GOVERNMENT RESPONSE—MINISTERIAL STATEMENT AND PAPER—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 16—10 July 2021, dated 3 August 2021.

Coronavirus (COVID-19)—ACT Government response—Ministerial statement, 3 August 2021.

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

Question—put and passed.

6 CANBERRA RAPE CRISIS SERVICE—MINISTERIAL STATEMENT—PAPER NOTED

Ms Stephen-Smith (Minister for Health) made a ministerial statement concerning Canberra Rape Crisis Service, pursuant to the resolution of the Assembly of 31 March 2021, and presented the following paper:

Canberra Rape Crisis Centre—Update on resolution of the Assembly of 31 March 2021—Ministerial statement, 3 August 2021.

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

Debate ensued.

Question—put and passed.

7 MOLONGLO VALLEY COMMUNITY COUNCIL—MINISTERIAL STATEMENT—PAPER NOTED

Mr Barr (Chief Minister) made a ministerial statement concerning the Molonglo Valley Community Council and presented the following paper:

Molonglo Valley Community Council—Ministerial statement, 3 August 2021.

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

Debate ensued.

Question—put and passed.

8 GROWING AND RENEWING PUBLIC HOUSING—UPDATE—MINISTERIAL STATEMENT—PAPER NOTED

Ms Berry (Minister for Housing and Suburban Development) made a ministerial statement to update the Assembly on the Growing and Renewing Public Housing Program and presented the following paper:

Growing and Renewing Public Housing—Update—Ministerial statement, 3 August 2021.

Ms Berry moved—That the Assembly take note of the paper.

Question—put and passed.

9 NEW PROGRAMS TO ADDRESS HOMELESSNESS IN THE A.C.T.—UPDATE—MINISTERIAL STATEMENT—PAPER NOTED

Ms Vassarotti (Minister for Homelessness and Housing Services) made a ministerial statement concerning an update on new programs to address homelessness in the ACT and presented the following paper:

New programs to address homelessness in the ACT—Update—Ministerial statement, 3 August 2021.

Ms Vassarotti moved—That the Assembly take note of the paper.

Debate ensued.

Question—put and passed.

10 QUESTIONS

Questions without notice were asked.

11 PRESENTATION OF PAPERS

The Speaker presented the following papers:

Auditor-General Act, pursuant to subsection 17(5)—Auditor-General's Report No 7/2021—Procurement exemptions and value for money, dated 28 June 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—

Bills—Inquiries—

Carers Recognition Bill 2021—Letter to the Speaker from the Chair of the Standing Committee on Health and Community Wellbeing, dated 6 July 2021.

Road Transport (Safety and Traffic Management) Amendment Bill 2021 (No 2)—Letter to the Speaker from the Chair of the Standing Committee on Planning, Transport and City Services, dated 15 July 2021.

Bills—Not inquired into—

Crimes Legislation Amendment Bill 2021—Copy of letter to the Speaker from the Chair of the Standing Committee on Justice and Community Safety, dated 30 June 2021.

Domestic Violence Agencies Amendment Bill 2021—Letter to the Speaker from the Chair of the Standing Committee on Health and Community Wellbeing, dated 6 July 2021 (copy).

Senior Practitioner Amendment Bill 2021—Letter to the Speaker from the Chair of the Standing Committee on Education and Community Inclusion, dated 6 July 2021.

Work Health and Safety Amendment Bill 2021—Letter to the Speaker from the Chair of the Standing Committee on Economy and Gender and Economic Equality, dated 7 July 2021.

Commissioner for Standards, pursuant to Continuing Resolution 5AA of the Assembly of 31 October 2013, as amended 3 August 2017 and 22 August 2019—Annual report 2020/2021, dated 1 July 2021.

Ethics and Integrity Adviser for Members of the Legislative Assembly for the Australian Capital Territory, pursuant to Continuing Resolution 6A of the Assembly of 10 April 2008, as amended 21 August 2008—Report for the period 1 July 2020 to 30 June 2021, dated 6 July 2021.

Legislation Act, pursuant to subsection 228(1)—Assembly Committees for Consultation (Appointments to Statutory Provisions) Nomination 2021 (No 2), dated 2 July 2021.

12 PRESENTATION OF PAPERS

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

Auditor-General Act, pursuant to section 21—Auditor-General's Reports—Government responses—

No 2/2021—Total Facilities Management Contract Implementation.

No 3/2021—Court Transport Unit Vehicle—Romeo 5.

Australian Crime Commission (ACT) Act, pursuant to subsection 51(5)—Board of the Australian Criminal Intelligence Commission—Chair annual report 2019-20, dated 17 March 2021.

Australian Human Rights Commission—Respect@Work: National Inquiry into Sexual Harassment in Australian Workplaces—ACT Government response, dated June 2021, together with a statement, dated August 2021.

COVID-19 Emergency Response Act, pursuant to subsection 3(3)—COVID-19 Measures—Report No 11—Reporting period 1 April-30 June 2021, dated July 2021.

Economy and Gender and Economic Equality—Standing Committee—Report 2—*Report on inquiries into Annual and Financial Reports 2019-20 and ACT Budget 2020-21*—Government response.

Education and Community Inclusion—Standing Committee—Report 1—*Annual and Financial Reports 2019-2020 and Appropriation Bill 2020-2021*—Government response.

Electoral Act, pursuant to subsection 10A(3)—ACT Legislative Assembly Election 2020—Report—Government response.

Environment, Climate Change and Biodiversity—Standing Committee—Report 1—*Report on Annual and Financial Reports 2019-20 and Estimates 2020-21*—Government response.

Health and Community Wellbeing—Standing Committee—Report 1—*Annual and Financial Reports 2019-2020; Appropriation Bill 2020-2021 and Appropriation (Office of the Legislative Assembly) Bill 2020-2021*—Government response.

Justice and Community Safety—Standing Committee—Report 1—*Annual and Financial Reports 2019-2020; Appropriation Bill 2020-2021 and Appropriation (Office of the Legislative Assembly) Bill 2021*—Government response.

Public Accounts—Standing Committee—Report 1—*Annual and Financial Reports 2019-2020; Appropriation Bill 2020-2021 and Appropriation (Office of the Legislative Assembly) Bill 2020-2021*—Government response.

Planning and Development Act—

Pursuant to subsection 79(1)—Approval of Variation No 379 to the Territory Plan—Nature Reserve—Kenny Environmental Offsets Site, dated 2 August 2021, including associated documents, together with a statement.

Pursuant to subsection 242(2)—Statement of leases granted for the period 1 April to 30 June 2021, dated August 2021.

Rail Safety National Law—Rail Safety National Law National Regulations (Fees) Variation Regulations 2021 (2021 No 343—South Australia), dated August 2021, together with an explanatory statement.

Rail Safety National Law—Rail Safety National Law National Regulations (Modification of FOI Act) Variation Regulations 2021 (2021 No 235—South Australia), together with an explanatory statement.

Subordinate legislation (including explanatory statements unless otherwise stated)

Legislation Act, pursuant to section 64—

Agents Act—Agents (Fees) Determination 2021—Disallowable Instrument DI2021-138 (LR, 28 June 2021).

Animal Welfare Act—Animal Welfare (Fees) Determination 2021 (No 1)—Disallowable Instrument DI2021-94 (LR, 3 June 2021).

Associations Incorporation Act—Associations Incorporation (Fees) Determination 2021—Disallowable Instrument DI2021-139 (LR, 28 June 2021).

Births, Deaths and Marriages Registration Act—Births, Deaths and Marriages Registration (Fees) Determination 2021—Disallowable Instrument DI2021-112 (LR, 10 June 2021).

Board of Senior Secondary Studies Act—Board of Senior Secondary Studies Appointment 2021 (No 1)—Disallowable Instrument DI2021-132 (LR, 18 June 2021).

Building and Construction Industry Training Levy Act and Financial Management Act—
Building and Construction Industry Training Levy (Governing Board) Appointment 2021 (No 1)—Disallowable Instrument DI2021-117 (LR, 17 June 2021).

Building and Construction Industry Training Levy (Governing Board) Appointment 2021 (No 2)—Disallowable Instrument DI2021-118 (LR, 17 June 2021).

Building and Construction Industry Training Levy (Governing Board) Appointment 2021 (No 3)—Disallowable Instrument DI2021-119 (LR, 17 June 2021).

Building and Construction Industry Training Levy (Governing Board) Appointment 2021 (No 4)—Disallowable Instrument DI2021-120 (LR, 17 June 2021).

Canberra Institute of Technology Act and Financial Management Act—

Canberra Institute of Technology (CIT Board Member) Appointment 2021 (No 1)—Disallowable Instrument DI2021-121 (LR, 17 June 2021).

Canberra Institute of Technology (CIT Board Member) Appointment 2021 (No 2)—Disallowable Instrument DI2021-122 (LR, 17 June 2021).

Canberra Institute of Technology (CIT Board Member) Appointment 2021 (No 3)—Disallowable Instrument DI2021-123 (LR, 17 June 2021).

Canberra Institute of Technology (CIT Board Member) Appointment 2021 (No 4)—Disallowable Instrument DI2021-124 (LR, 17 June 2021).

Casino Control Act—Casino Control (Fees) Determination 2021—Disallowable Instrument DI2021-140 (LR, 28 June 2021).

Children and Young People Act—

Children and Young People (Death Review Committee) Appointment 2021 (No 2)—Disallowable Instrument DI2021-93 (LR, 3 June 2021).

Children and Young People (Death Review Committee) Deputy Chair Appointment 2021 (No 1)—Disallowable Instrument DI2021-92 (LR, 3 June 2021).

Civil Law (Wrongs) Act—

Civil Law (Wrongs) Australian Institute of Building Surveyors Professional Standards Scheme 2021 (No 1)—Disallowable Instrument DI2021-137 (LR, 28 June 2021).

Civil Law (Wrongs) Professional Standards Council Appointment 2021 (No 6)—Disallowable Instrument DI2021-116 (LR, 17 June 2021).

Classification (Publications, Films and Computer Games) (Enforcement) Act—Classification (Publications, Films and Computer Games) (Enforcement) (Fees) Determination 2021—Disallowable Instrument DI2021-141 (LR, 28 June 2021).

Climate Change and Greenhouse Gas Reduction Act—Climate Change and Greenhouse Gas Reduction (Climate Change Council Chair) Appointment 2021—Disallowable Instrument DI2021-152 (LR, 28 June 2021).

Clinical Waste Act—Clinical Waste (Fees) Determination 2021 (No 1)—Disallowable Instrument DI2021-95 (LR, 7 June 2021).

Community Title Act—Community Title (Fees) Determination 2021—Disallowable Instrument DI2021-125 (LR, 17 June 2021).

Co-operatives National Law (ACT) Act—Co-operatives National Law (ACT) (Fees) Determination 2021—Disallowable Instrument DI2021-142 (LR, 28 June 2021).

Court Procedures Act—

Court Procedures (Fees) Determination 2021—Disallowable Instrument DI2021-154 (LR, 29 June 2021).

Court Procedures Amendment Rules 2021 (No 1)—Subordinate Law SL2021-15 (LR, 30 June 2021).

Dangerous Goods (Road Transport) Act—Dangerous Goods (Road Transport) Fees and Charges Determination 2021—Disallowable Instrument DI2021-100 (LR, 3 June 2021).

Dangerous Substances Act—Dangerous Substances (Fees) Determination 2021—Disallowable Instrument DI2021-101 (LR, 3 June 2021).

Domestic Animals Act—

Domestic Animals (Assistance Animal Accreditation) Guidelines 2021—Disallowable Instrument DI2021-106 (LR, 7 June 2021).

Domestic Animals (Fees) Determination 2021 (No 2)—Disallowable Instrument DI2021-96 (LR, 3 June 2021).

Duties Act—Duties (Pensioner Duty Deferral Scheme) Determination 2021—Disallowable Instrument DI2021-175 (LR, 30 June 2021).

Duties Act, Land Rent Act, Land Tax Act and Rates Act—Rates, Land Tax, Land Rent and Duties (Certificate and Statement Fees) Determination 2021—Disallowable Instrument DI2021-170 (LR, 30 June 2021).

Emergencies Act—Emergencies (Fees) Determination 2021—Disallowable Instrument DI2021-113 (LR, 15 June 2021).

Energy Efficiency (Cost of Living) Improvement Act—

Energy Efficiency (Cost of Living) Improvement (Energy Savings Contribution) Determination 2021, including a regulatory impact statement—Disallowable Instrument DI2021-163 (LR, 30 June 2021).

Energy Efficiency (Cost of Living) Improvement (Energy Savings Target) Determination 2021, including a regulatory impact statement—Disallowable Instrument DI2021-162 (LR, 30 June 2021).

Energy Efficiency (Cost of Living) Improvement (Penalties for Noncompliance) Determination 2021, including a regulatory impact statement—Disallowable Instrument DI2021-164 (LR, 30 June 2021).

Energy Efficiency (Cost of Living) Improvement (Priority Household Target) Determination 2021, including a regulatory impact statement—Disallowable Instrument DI2021-165 (LR, 30 June 2021).

Firearms Act—Firearms (Fees) Determination 2021—Disallowable Instrument DI2021-114 (LR, 15 June 2021).

Gaming Machine Act—Gaming Machine (Fees) Determination 2021—Disallowable Instrument DI2021-151 (LR, 29 June 2021).

Guardianship and Management of Property Act—Guardianship and Management of Property (Fees) Determination 2021—Disallowable Instrument DI2021-155 (LR, 29 June 2021).

Health Act—Health (Fees) Determination 2021 (No 2)—Disallowable Instrument DI2021-161 (LR, 30 June 2021).

Juries Act—Juries (Payment) Determination 2021—Disallowable Instrument DI2021-136 (LR, 28 June 2021).

Land Titles Act—Land Titles (Fees) Determination 2021—Disallowable Instrument DI2021-143 (LR, 28 June 2021).

Legislative Assembly (Members' Staff) Act—

Legislative Assembly (Members' Staff) Members' Hiring Arrangements Approval 2021 (No 1)—Disallowable Instrument DI2021-181 (LR, 2 July 2021).

Legislative Assembly (Members' Staff) Members' Salary Cap Determination 2021 (No 1)—Disallowable Instrument DI2021-134 (LR, 24 June 2021).

Legislative Assembly (Members' Staff) Office-holders' Hiring Arrangements Approval 2021 (No. 1)—Disallowable Instrument DI2021-180 (LR, 2 July 2021).

Legislative Assembly (Members' Staff) Speaker's Salary Cap Determination 2021 (No 1)—Disallowable Instrument DI2021-135 (LR, 24 June 2021).

Legislative Assembly (Members' Staff) Variable Terms of Employment of Members' Staff Determination 2021 (No 1)—Disallowable Instrument DI2021-185 (LR, 2 July 2021).

Legislative Assembly (Members' Staff) Variable Terms of Employment of Office-holders' Staff Determination 2021 (No 1)—Disallowable Instrument DI2021-184 (LR, 2 July 2021).

Liquor Act—Liquor (Fees) Determination 2021—Disallowable Instrument DI2021-144 (LR, 28 June 2021).

Liquor Regulation—Liquor (COVID-19 Emergency Response—Permit Fee Waiver) Declaration 2021—Disallowable Instrument DI2021-183 (LR, 2 July 2021).

Long Service Leave (Portable Schemes) Act—

Long Service Leave (Portable Schemes) Community Sector Industry Employer Levy Determination 2021—Disallowable Instrument DI2021-91 (LR, 3 June 2021).

Long Service Leave (Portable Schemes) Contract Cleaning Industry Employer Levy Determination 2021—Disallowable Instrument DI2021-90 (LR, 3 June 2021).

Lotteries Act—Lotteries (Fees) Determination 2021—Disallowable Instrument DI2021-157 (LR, 29 June 2021).

Machinery Act—Machinery (Fees) Determination 2021—Disallowable Instrument DI2021-102 (LR, 3 June 2021).

Magistrates Court Act—

Magistrates Court (Plastic Reduction Infringement Notices) Regulation 2021—Subordinate Law SL2021-12 (LR, 30 June 2021).

Magistrates Court (Public Health (COVID-19) Infringement Notices) Amendment Regulation 2021 (No 2)—Subordinate Law SL2021-17 (LR, 5 July 2021).

Medicines, Poisons and Therapeutic Goods Regulation—Medicines, Poisons and Therapeutic Goods (Vaccinations by Pharmacists) Direction 2021 (No 1)—Disallowable Instrument DI2021-111 (LR, 8 June 2021).

Mutual Recognition (Australian Capital Territory) Act—Mutual Recognition (Australian Capital Territory) Regulation 2021—Subordinate Law SL2021-13 (LR, 30 June 2021).

Official Visitor Act—Official Visitor (Mental Health) Appointment 2021 (No 1)—Disallowable Instrument DI2021-103 (LR, 3 June 2021).

Partnership Act—Partnership (Fees) Determination 2021—Disallowable Instrument DI2021-145 (LR, 29 June 2021).

Pest Plants and Animals Act—Pest Plants and Animals (Pest Animals) Declaration 2021 (No 1)—Disallowable Instrument DI2021-133 (LR, 21 June 2021).

Planning and Development Act—

Planning and Development (Fees) Determination 2021—Disallowable Instrument DI2021-126 (LR, 17 June 2021).

Planning and Development Amendment Regulation 2021 (No 1)—Subordinate Law SL2021-16 (LR, 5 July 2021).

Plastic Reduction Act—

Plastic Reduction (Single-use Plastic Cutlery—Special Circumstances) Exemption 2021 (No 1)—Disallowable Instrument DI2021-159 (LR, 29 June 2021).

Plastic Reduction (Single-use Plastic Products) Exemption 2021 (No 1)—Disallowable Instrument DI2021-158 (LR, 29 June 2021).

Public Place Names Act—Public Place Names (Hume) Determination 2021—Disallowable Instrument DI2021-110 (LR, 10 June 2021).

Public Trustee and Guardian Act—Public Trustee and Guardian (Fees) Determination 2021 (No 2)—Disallowable Instrument DI2021-156 (LR, 29 June 2021).

Public Unleased Land Act—Public Unleased Land (Fees) Determination 2021 (No 1)—Disallowable Instrument DI2021-97 (LR, 3 June 2021).

Race and Sports Bookmaking Act—Race and Sports Bookmaking (Fees) Determination 2021—Disallowable Instrument DI2021-179 (LR, 30 June 2021).

Rates Act—Rates (Objections Period) Determination 2021—Disallowable Instrument DI2021-178 (LR, 30 June 2021).

Rates Act and Taxation Administration Act—Taxation Administration (Amounts Payable—Rates) Determination 2021—Disallowable Instrument DI2021-167 (LR, 30 June 2021).

Registration of Deeds Act—Registration of Deeds (Fees) Determination 2021—Disallowable Instrument DI2021-146 (LR, 29 June 2021).

Residential Tenancies Act—Residential Tenancies (COVID-19 Emergency Response) Declaration 2021 (No 2)—Disallowable Instrument DI2021-166 (LR, 30 June 2021).

Retirement Villages Act—Retirement Villages (Fees) Determination 2021—Disallowable Instrument DI2021-147 (LR, 29 June 2021).

Road Transport (Driver Licensing) Act and Road Transport (General) Act—Road Transport (Offences) Amendment Regulation 2021 (No 1)—Subordinate Law SL2021-10 (LR, 21 June 2021).

Road Transport (General) Act—

Road Transport (General) (Parking Permit Fees) Determination 2021 (No 1)—Disallowable Instrument DI2021-108 (LR, 7 June 2021).

Road Transport (General) (Pay Parking Area Fees) Determination 2021 (No 1)—Disallowable Instrument DI2021-109 (LR, 7 June 2021).

Road Transport (Public Passenger Services) Act—Road Transport (Public Passenger Services) Maximum Fares for Taxi Services Determination 2021 (No 1)—Disallowable Instrument DI2021-115 (LR, 15 June 2021).

Scaffolding and Lifts Act—Scaffolding and Lifts (Fees) Determination 2021—Disallowable Instrument DI2021-104 (LR, 3 June 2021).

Security Industry Act—Security Industry (Fees) Determination 2021—Disallowable Instrument DI2021-149 (LR, 29 June 2021).

Sex Work Act—Sex Work (Fees) Determination 2021—Disallowable Instrument DI2021-150 (LR, 29 June 2021).

Stock Act—

Stock (Fees) Determination 2021—Disallowable Instrument DI2021-127 (LR, 17 June 2021).

Stock (Levy) Determination 2021—Disallowable Instrument DI2021-128 (LR, 17 June 2021).

Stock (Minimum Stock Levy) Determination 2021—Disallowable Instrument DI2021-129 (LR, 17 June 2021).

Surveyors Act—Surveyors (Fees) Determination 2021—Disallowable Instrument DI2021-130 (LR, 17 June 2021).

Taxation Administration Act—

Taxation Administration (Amounts Payable—Duty) Determination 2021—Disallowable Instrument DI2021-171 (LR, 30 June 2021).

Taxation Administration (Amounts Payable—Home Buyer Concession Scheme) Determination 2021—Disallowable Instrument DI2021-172 (LR, 30 June 2021).

Taxation Administration (Amounts Payable—Land Rent) Determination 2021—Disallowable Instrument DI2021-168 (LR, 30 June 2021).

Taxation Administration (Amounts Payable—Land Tax) Determination 2021—Disallowable Instrument DI2021-169 (LR, 30 June 2021).

Taxation Administration (Amounts Payable—Pensioner Duty Concession Scheme) Determination 2021—Disallowable Instrument DI2021-174 (LR, 30 June 2021).

Taxation Administration (Amounts Payable—Safer Families Levy) Determination 2021—Disallowable Instrument DI2021-176 (LR, 30 June 2021).

Taxation Administration (Off the Plan Unit Duty Concession Scheme) Determination 2021—Disallowable Instrument DI2021-173 (LR, 30 June 2021).

Taxation Administration (Payroll Tax) COVID-19 Exemption Scheme Determination 2021 (No 2)—Disallowable Instrument DI2021-177 (LR, 30 June 2021).

Traders (Licensing) Act—Traders (Licensing) (Fees) Determination 2021—Disallowable Instrument DI2021-148 (LR, 29 June 2021).

Trans-Tasman Mutual Recognition Act—Trans-Tasman Mutual Recognition (Plastic Reduction) Regulation 2021—Subordinate Law SL2021-14 (LR, 30 June 2021).

Tree Protection Act—Tree Protection (Fees) Determination 2021 (No 1)—Disallowable Instrument DI2021-98 (LR, 3 June 2021).

Unit Titles (Management) Act—Unit Titles (Management) Certificate Determination 2021—Disallowable Instrument DI2021-107 (LR, 7 June 2021).

Unit Titles Act—Unit Titles (Fees) Determination 2021—Disallowable Instrument DI2021-131 (LR, 17 June 2021).

Unlawful Gambling Act—Unlawful Gambling (Charitable Gaming Application Fees) Determination 2021—Disallowable Instrument DI2021-153 (LR, 29 June 2021).

Utilities Act—Utilities (ACT Retail Electricity—Transparency and Comparability Code) Determination 2021—Disallowable Instrument DI2021-182 (LR, 5 July 2021).

Victims of Crime (Financial Assistance) Act—Victims of Crime (Financial Assistance) Amendment Regulation 2021 (No 1)—Subordinate Law SL2020-11 (LR, 30 June 2021).

Victims of Crime Regulation—Victims of Crime (Fees) Determination 2021 (No 1)—Disallowable Instrument DI2021-160 (LR, 29 June 2021).

Waste Management and Resource Recovery Act—Waste Management and Resource Recovery (Fees) Determination 2021 (No 1)—Disallowable Instrument DI2021-99 (LR, 3 June 2021).

Work Health and Safety Act—Work Health and Safety (Fees) Determination 2021—Disallowable Instrument DI2021-105 (LR, 3 June 2021).

13 AUSTRALIAN HUMAN RIGHTS COMMISSION—RESPECT@WORK: NATIONAL INQUIRY INTO SEXUAL HARASSMENT IN AUSTRALIAN WORKPLACES—ACT GOVERNMENT RESPONSE—PAPER NOTED

Mr Gentleman (Manager of Government Business), pursuant to standing order 211, moved—That the Assembly take note of the following paper:

Australian Human Rights Commission—Respect@Work: National Inquiry into Sexual Harassment in Australian Workplaces—ACT Government response.

Debate ensued.

Question—put and passed.

14 PLANNING AND DEVELOPMENT ACT—APPROVAL OF VARIATION NO 379 TO THE TERRITORY PLAN—NATURE RESERVE—KENNY ENVIRONMENTAL OFFSETS SITE—PAPER NOTED

Mr Gentleman (Manager of Government Business), pursuant to standing order 211, moved—That the Assembly take note of the following paper:

Planning and Development Act—Approval of Variation No 379 to the Territory Plan—Nature Reserve—Kenny Environmental Offsets Site.

Question—put and passed.

15 VAPING PRODUCTS—EDUCATION AND REGULATION

Dr Paterson, pursuant to notice, moved—That this Assembly:

- (1) notes that:
 - (a) vaping is the inhaling of a vapor created by an electronic cigarette (e-cigarette) or other vaping device;
 - (b) ingredients in e-cigarettes include e-liquids and may or may not include nicotine and other toxic contaminants. The coil of an e-cigarette releases heavy metals which are inhaled;
 - (c) e-cigarettes are relatively new products, and the evidence is still evolving around their health impacts, however, studies have shown negative health impacts;
 - (d) in line with the nationally agreed principles that underpin the current *Policy and regulatory approach to electronic cigarettes (e-cigarettes) in Australia*, under the *Tobacco and Other Smoking Products Act 1927 (ACT)* it is an offence to:
 - (i) supply vaping products to people aged under 18;
 - (ii) be reckless about whether the person to whom the vaping product is sold is under 18 years old (including failing to check identification);
 - (iii) purchase a vaping product for use by someone aged under 18 years old; and
 - (iv) display advertisement for e-cigarettes and vaping products;
 - (e) under the *Medicines, Poisons and Therapeutic Goods Act 2008 (ACT)* it is an offence to commercially sell or supply liquid nicotine for use in e-cigarettes;
 - (f) the advertising of vaping products, including packaging, is not currently regulated under Commonwealth legislation;
 - (g) young people, under the age of 18, in our community are vaping, which can create pathways to tobacco smoking nicotine addiction;
 - (h) ACT Health is working with the ACT Education Directorate to raise awareness of the impacts of e-cigarettes for children and young people;

- (i) there is currently insufficient evidence to show whether e-cigarettes are effective in helping people to quit smoking; and
- (j) in 2020, the ACT Government's submission to the Australian Senate Select Committee on Tobacco Harm Reduction, called for:
 - (i) effective internet safeguards to prevent children purchasing vaping products;
 - (ii) national regulations, or nationally recognised approach to flavoured nicotine vaping products;
 - (iii) regulation of e-cigarette packaging and product names to ensure their use is not marketed to appeal to young people;
 - (iv) display of health warnings or advisories consistent with evidence, as validated by the National Health and Medical Research Council; and
 - (v) requirement for child-proof packaging for nicotine liquid and nicotine salts; and
- (2) calls on the ACT Government to:
 - (a) continue to develop programs that educate and inform Canberrans, particularly younger Canberrans, about the risks of e-cigarettes and prevent their uptake and use;
 - (b) review relevant ACT legislation to ensure current arrangements are contributing to minimising the harm being caused by e-cigarettes and vaping, across our community, and particularly young people;
 - (c) continue to advocate with relevant Commonwealth ministers for amendments to Commonwealth legislation to regulate e-cigarettes by:
 - (i) amending the national tobacco control legislation to expand the scope of the plain packaging and advertising legislation to include non-tobacco smoking products;
 - (ii) restricting the type of e-liquid flavours and vaping devices permitted to be sold in Australia to those that are less likely to appeal to children and young people; and
 - (iii) requiring child-safe packaging;
 - (d) seek consideration by the health ministers' meeting on stronger national measures for vaping products including e-cigarettes; and
 - (e) report back to the Assembly on progress no later than the first sitting week in December 2022.

Debate ensued.

Question—put and passed.

16 E-INVOICING

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

- (1) notes the potential economic benefits of the use of e-invoicing by the ACT Government for the ACT's economy, including the:
 - (a) reduction in processing costs for businesses and not-for-profit organisations that provide goods and services to the ACT Government;
 - (b) reduction in payment times, which will speed up cash flow;
 - (c) reliability and security of the system, reducing fraud and errors; and
 - (d) automation of record keeping and information management, enabling organisations to more easily meet their regulatory obligations; and
- (2) calls on the ACT Government to implement e-invoicing in all ACT government directorates and agencies by 1 July 2022, in line with the Australian Government's policy.

Debate ensued.

Mr Steel (Special Minister of State) moved the following amendment: Omit paragraph (2), substitute:

- “(2) further notes that:
- (a) the vast majority of the ACT's invoice payment process is currently automated;
 - (b) the Australian Tax Office (ATO) is leading a significant body of work to develop, consult, and finalise an e-invoicing framework in consultation with State, Territory, and Federal government departments;
 - (c) the ACT supports this e-invoicing initiative and is working with the Commonwealth Government to ensure national consistency for the planning and implementation of e-invoicing;
 - (d) the ACT will continue to monitor the implementation of e-invoicing at the Commonwealth level, which has yet to be finalised;
 - (e) the ACT Government reduced the standard payment terms from 28 days to 14 days for suppliers in 2020; and
 - (f) 94 per cent of invoices are paid within 14 days; and
- (3) calls on the ACT Government to continue engaging with the Commonwealth Government as they implement e-invoicing across their agencies and consider any lessons learned through the implementation process ahead of introducing e-invoicing in the ACT.”.

Debate continued.

Amendment agreed to.

Question—That the motion, as amended, viz:

“That this Assembly:

- (1) notes the potential economic benefits of the use of e-invoicing by the ACT Government for the ACT’s economy, including the:
 - (a) reduction in processing costs for businesses and not-for-profit organisations that provide goods and services to the ACT Government;
 - (b) reduction in payment times, which will speed up cash flow;
 - (c) reliability and security of the system, reducing fraud and errors; and
 - (d) automation of record keeping and information management, enabling organisations to more easily meet their regulatory obligations; and
- (2) further notes that:
 - (a) the vast majority of the ACT’s invoice payment process is currently automated;
 - (b) the Australian Tax Office (ATO) is leading a significant body of work to develop, consult, and finalise an e-invoicing framework in consultation with State, Territory, and Federal government departments;
 - (c) the ACT supports this e-invoicing initiative and is working with the Commonwealth Government to ensure national consistency for the planning and implementation of e-invoicing;
 - (d) the ACT will continue to monitor the implementation of e-invoicing at the Commonwealth level, which has yet to be finalised;
 - (e) the ACT Government reduced the standard payment terms from 28 days to 14 days for suppliers in 2020; and
 - (f) 94 per cent of invoices are paid within 14 days; and
- (3) calls on the ACT Government to continue engaging with the Commonwealth Government as they implement e-invoicing across their agencies and consider any lessons learned through the implementation process ahead of introducing e-invoicing in the ACT.”—

be agreed to—put and passed.

17 JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE (LEGISLATIVE SCRUTINY ROLE)—SCRUTINY REPORT 7—STATEMENT BY CHAIR

Mr Hanson (Chair) presented the following report:

Justice and Community Safety—Standing Committee (Legislative Scrutiny Role)—Scrutiny Report 7, dated 27 July 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.

**18 PLANNING, TRANSPORT AND CITY SERVICES—STANDING COMMITTEE—REPORT 2—
DRAFT RESERVE MANAGEMENT PLAN: CANBERRA NATURE PARK—REPORT NOTED**

Ms Clay (Chair) presented the following report:

Planning, Transport and City Services—Standing Committee—Report 2—*Draft Reserve Management Plan: Canberra Nature Park*, dated 20 July 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 ADMINISTRATION AND PROCEDURE—STANDING COMMITTEE—INTERACTION
BETWEEN THE ASSEMBLY AND ITS COMMITTEES—STATEMENT BY CHAIR**

Ms Burch (Chair), pursuant to standing order 246A, informed the Assembly that the Standing Committee on Administration and Procedure had considered the issues surrounding the discussion of matters in the Assembly that were being considered by its committees. The Committee reiterated its conclusion, contained in *Report 13* of the *Ninth Assembly*, that “there is nothing to prevent Members from discussing matters that are the subject of a committee inquiry in the Assembly. The Assembly is free to discuss any matter it chooses”. However, if the Assembly does debate such a matter, the debate should not pre-empt the findings or possible recommendations of a committee, or reveal private deliberations of the committee or evidence given in-camera.

**20 PLANNING, TRANSPORT AND CITY SERVICES—STANDING COMMITTEE—INQUIRY—
GIRALANG SHOPS—DEVELOPMENT—STATEMENT BY CHAIR**

Ms Clay (Chair), pursuant to standing order 246A, informed the Assembly that the Standing Committee on Planning, Transport and City Services is seeking further information on notice that will allow it to complete its inquiry into the Giralang Shops.

21 SENIOR PRACTITIONER 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.

22 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 4.42 pm, adjourned until tomorrow at 10 am.

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

*on leave

Tom Duncan
Clerk of the Legislative Assembly