Legislative Assembly for the Australian Capital Territory


Notice Paper

No 93

Thursday, 4 April 2019

The Assembly meets this day at 10 am

ASSEMBLY BUSINESS

Order of the day

1 PUBLIC ACCOUNTS—STANDING COMMITTEE: Presentation of report on issues relating to commercial rates in Canberra, pursuant to order of the Assembly of 29 November 2018.

EXECUTIVE BUSINESS

Notices

*1 MR GENTLEMAN: To present a Bill for an Act to amend the Water Resources Act 2007. (Notice given 3 April 2019).

*2 MR RAMSAY: To present a Bill for an Act to amend legislation about gaming, and for other purposes. (Notice given 3 April 2019).

* Notifications to which an asterisk (*) is prefixed appear for the first time

MR STEEL: To present a Bill for an Act to amend the *Working with Vulnerable People (Background Checking) Act 2011*, and for other purposes. *(Notice given 3 April 2019).*

**ASSEMBLY BUSINESS—continued**

**Notices**

1 **MS ORR:** To move—That this Assembly:

   (1) notes the terrible terrorist attack in Christchurch and the public call for politicians to lead with demonstrated actions; and

   (2) calls on the Standing Committee on Administration and Procedure to review the Continuing Resolution 5, MLA’s Code of Conduct, namely whether the Code of Conduct should be enhanced to reflect MLAs’ responsibilities for respectful dialogue. *(Notice given 1 April 2019. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).*

2 **MS CHEYNE, MS CODY, MS ORR AND MR PETTERSSON:** To move—That the Standing Committee on Planning and Urban Renewal inquire into possible options to reduce the need for artificial space heating and cooling in buildings in the ACT with particular consideration given to:

   (1) Canberra’s unique climate and the need our extreme heat and cold creates for space heating and cooling;

   (2) the environmental, social and economic benefits of reducing the need for artificial space heating and cooling within our city’s building stock;

   (3) opportunities to decrease the need for artificial heating and cooling through the ways we build, fit out and retro fit our building stock;

   (4) relevant legislative and regulatory settings currently in force; and

   (5) any other relevant matter. *(Notice given 1 April 2019. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).*

3 **MS BERRY:** To move—that:

   (1) the management and minimisation of bullying and violence in government and non-government schools be referred to the Standing Committee on Education, Employment and Youth Affairs for inquiry and report;

   (2) in conducting its inquiry the Committee have regard to:

      (a) the societal context of bullying and violence as a whole-community issue;
(b) the Government’s existing work on responding to students with complex needs and challenging behaviours, and management of occupational violence;

(c) the report of the School Education Advisory Committee established by the Minister for Education and Early Childhood Development to look at safe and supportive schools;

(d) the petition about “violence in ACT schools” received by the Assembly on 21 March 2019; and

(e) the potential negative consequences for individual children, their families, staff and schools of being identified in evidence or during hearings and the public attention that could arise from that would likely exacerbate already difficult circumstances;

(3) to the extent that evidence or documents related to this inquiry would allow for individual people or schools party to bullying or violence to be identified the Committee take evidence in camera and hold documents on a confidential basis; and

(4) the Committee report to the Assembly by 24 October 2019. (Notice given 1 April 2019; amended 2 April 2019. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

Orders of the day—continued

2 HEALTH, AGEING AND COMMUNITY SERVICES—STANDING COMMITTEE—REPORT 4—INQUIRY INTO THE IMPLEMENTATION, PERFORMANCE AND GOVERNANCE OF THE NATIONAL DISABILITY INSURANCE SCHEME IN THE ACT—GOVERNMENT RESPONSE—PAPER—MOTION TO TAKE NOTE OF PAPER: Resumption of debate (from 19 March 2019—Ms Lee) on the motion of Mr Gentleman—That the Assembly take note of the paper. (Order of the day will be removed from the Notice Paper unless called on with 3 sitting weeks—standing order 152A.)

Last sitting day in May 2019

3 ADMINISTRATION AND PROCEDURE—STANDING COMMITTEE: Presentation of report on whether the protocols in place around the permissions for MLAs to visit or attend school events constitute an impediment to the Members performing their function as MLAs and in complying with the Code of Conduct for all Members of the Legislative Assembly, pursuant to order of the Assembly of 14 February 2019.
6 June 2019

4 ENVIRONMENT AND TRANSPORT AND CITY SERVICES—STANDING COMMITTEE: Presentation of report on a new Territory Coat of Arms, pursuant to order of the Assembly of 29 November 2018.

6 June 2019

5 HEALTH, AGEING AND COMMUNITY SERVICES—STANDING COMMITTEE: Presentation of report on inquiry into the Drugs of Dependence (Personal Cannabis Use) Amendment Bill 2018 pursuant to order of the Assembly of 20 February 2019.

Last sitting day in June 2019

6 FUEL PRICING—SELECT COMMITTEE: Presentation of report on fuel prices in the ACT, pursuant to order of the Assembly of 14 February 2019.

30 July 2019


Last sitting week in 2019

8 ECONOMIC DEVELOPMENT AND TOURISM—STANDING COMMITTEE: Presentation of report on drone delivery systems in the ACT, pursuant to order of the Assembly of 1 November 2018.

CROSSBENCH EXECUTIVE MEMBERS’ BUSINESS

Notices

1 MR RATTENBURY: To move—That this Assembly:
   (1) notes that:
       (a) as the nation’s capital, Canberra should be valued as a city of culture, history, research and learning for all Australians;
       (b) the Federal Government has neglected the needs of national institutions in the ACT for many years;
(c) these national institutions hold much of our country’s shared pre and post colonisation history; and
(d) that the neglect and failure to fund these institutions adequately over many years is having a material impact on the storage of essential history items, reducing research opportunities, and is eroding the core role of the capital city of a modern nation;

(2) further notes:
(a) that the Federal Liberal Government has provided $498 million to redevelop the Australian War Memorial, despite the protest of leading architects, historians previous Directors and prominent Australians; and
(b) the sponsorship of exhibitions and general funding of the Australian War Memorial by arms manufacturer firms such as Lockheed Martin; and

(3) calls on the Legislative Assembly to:
(a) express its disappointment at successive Federal Government’s failure to properly fund Canberra’s national institutions;
(b) commit to tri-partisan support in advocating for fair and equal distribution of federal funding towards Canberra’s national institutions; and
(c) call on the Federal Government to establish a non-political federal national institutions coordinating advisory council. (Notice given 1 April 2019; amended 2 April 2019. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks—standing order 125A).

2 MR RATTENBURY: To move—That this Assembly:

(1) notes:
(a) globally, nationally and locally, human induced climate change is contributing to record breaking temperatures, extreme weather events, and a range of negative social, environmental and economic outcomes;
(b) ACT residents have just experienced the hottest January on record, and local temperature extremes will worsen as climate change progresses;
(c) Tasmania, Victoria and Queensland have recently been devastated by bushfires and North Queensland has recently suffered extreme flooding;
(d) global temperature rise must be limited to 1.5 degrees to minimise the risk of the worst impacts of climate change, a task the UN Intergovernmental Panel on Climate Change says requires urgent and unprecedented action; and
(e) ACT and Australian residents want their elected representatives to take urgent and effective action to address climate change;

(2) acknowledges that we are in a state of climate emergency that requires urgent actions across all levels of Government; and

(3) condemns the Federal Government for its continued failure to enact effective climate change policy, and requests the Federal Government provide additional funding for States and Territories to deal with worsening climate change risks and impacts, such as bushfires and extreme weather. (Notice given 1 April 2019. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks—standing order 125A).

EXECUTIVE BUSINESS—continued

Orders of the day

1 MOTOR ACCIDENT INJURIES BILL 2019: (Treasurer): Agreement in principle—Resumption of debate (from 19 March 2019—Mr Coe).

2 FUELS RATIONING BILL 2018: (Minister for Climate Change and Sustainability): Agreement in principle—Resumption of debate (from 29 November 2018—Mr Hanson).

3 EDUCATION AMENDMENT BILL 2017: (Minister for Education and Early Childhood Development): Agreement in principle—Resumption of debate (from 26 October 2017—Mr Wall).

4 ELECTORAL AMENDMENT BILL 2018: (Attorney-General): Detail stage—Clause 1—Resumption of debate (from 12 February 2019—Mr Wall).


6 ACT HEALTH REPORTING—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: Resumption of debate (from 14 February 2017—Mr Wall) on the motion of Ms Fitzharris—That the Assembly takes note of the paper.

7 ACHIEVEMENTS IN THE FIRST YEAR—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: Resumption of debate (from 31 October 2017—Mrs Jones) on the motion of Mr Rattenbury—That the Assembly takes note of the paper.
8 FEMALE DETAINEE ACCOMMODATION AT THE ALEXANDER MACONOCHIE CENTRE—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: Resumption of debate (from 31 October 2017—Mrs Jones) on the motion of Mr Rattenbury—That the Assembly takes note of the paper.

9 EDUCATION (SAFE AND SUPPORTIVE SCHOOLS ADVISORY COMMITTEE)—TERMS OF REFERENCE DETERMINATION—PAPER—MOTION TO TAKE NOTE OF PAPER: Resumption of debate (from 19 March 2019—Ms Lee) on the motion of Mr Gentleman—That the Assembly take note of the paper.

PRIVATE MEMBERS’ BUSINESS

Notices

1 MRS DUNNE: To move—That this Assembly:

(1) notes:
   (a) Recommendation 18 of the Interim Report of the Independent Review into the Workplace Culture within ACT Public Health Services (Review), which recommends the establishment of a “Cultural Review Oversight Committee”; and
   (b) Recommendations 19 and 20 relate to an annual and independent external review, over three years, of the extent of implementation of the recommendations of the Review; and

(2) calls on the ACT Government, by 31 March 2019, to:
   (a) establish a Cultural Review Oversight Committee, including:
      (i) terms of reference that reflect the recommendations of the Review report; and
      (ii) a requirement that the Committee provide a report on its activities and related outcomes to be published in the annual report of ACT Health; and
   (b) appoint an independent chair to the Committee; and

(3) calls on the Minister for Health and Wellbeing to report to the Assembly on the establishment of the Committee and its operating brief by the first sitting day in April 2019. (Notice given 13 February 2019. Notice will be removed from the Notice Paper unless called on this sitting week – standing order 125A).

2 MR MILLIGAN: To move—That this Assembly:

(1) notes:
(a) planning for the new aquatic centre at Stromlo Park is in progress;
(b) planning does not include a diving pool;
(c) the only diving pool in the ACT is located at Canberra Olympic Pool;
(d) the diving pool is an outdoor facility, able to be used for only a limited
time during the year;
(e) the diving pool, as is the case with the rest of the centre, is
deteriorating and suffering on-going leakage problems;
(f) there is a significant number in the community involved in the sport of
diving, including participation in national competitive events; and
(g) there is an opportunity to include an indoor diving pool in the planning
and design for the Stromlo Aquatic Centre;

(2) further notes:
(a) the ACT Government intends to close the hydrotherapy pool at The
Canberra Hospital in, or about, June 2019;
(b) this will limit suitable hydrotherapy facilities on the Southside;
(c) there is a high demand for hydrotherapy treatment services;
(d) the hydrotherapy pool at the University of Canberra Public Hospital is
unable to satisfy the demand for hydrotherapy treatment services; and
(e) there is an opportunity to include a hydrotherapy pool in the planning
and design of the Stromlo Aquatic Centre; and

(3) calls on the ACT Government to:
(a) include a suitable indoor diving pool in the planning and design for the
Stromlo Aquatic Centre;
(b) include a suitable hydrotherapy pool, with relevant associated
equipment and change facilities, in the planning and design for the
Stromlo Aquatic Centre;
(c) include the indoor diving pool and aquatic centre in the building
project for the remaining facilities at the Stromlo Aquatic Centre; and
(d) report to the Assembly on the status of the plans and design work for
the Stromlo Aquatic Centre, including the indoor diving pool and
hydrotherapy pool, by the last sitting day in August 2019. (Notice given
1 April 2019. Notice will be removed from the Notice Paper unless
called on within 4 sitting weeks – standing order 125A).

Orders of the day

1 PLANNING AND DEVELOPMENT (TERRITORY PLAN VARIATIONS) AMENDMENT
BILL 2017: (Ms Le Couteur) Agreement in principle—Resumption of debate (from
10 May 2017—Ms Lawder).
2 **CRIMES (CONSENT) AMENDMENT BILL 2018**: (Ms Le Couteur) Agreement in principle—Resumption of debate *(from 11 April 2018—Mr Ramsay)*.

3 **MAGISTRATES COURT (RETIREMENT AGE OF MAGISTRATES) AMENDMENT BILL 2018**: (Mr Hanson) Agreement in principle—Resumption of debate *(from 9 May 2018—Mr Ramsay)*.

4 **DOMESTIC ANIMALS (DANGEROUS DOGS) LEGISLATION AMENDMENT BILL 2018**: (Ms Lawder) Agreement in principle—Resumption of debate *(from 24 October 2018—Mr Steel)*.

5 **DRUGS OF DEPENDENCE (PERSONAL CANNABIS USE) AMENDMENT BILL 2018**: *(Mr Pettersson)*: Agreement in principle—Resumption of debate *(from 20 February 2019—Mr Rattenbury)*. *(Referred to the Standing Committee on Health, Ageing and Community Services on 20 February 2019.)*

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Day after tabling of report of Standing Committee on Planning and Urban Renewal’s report relating to the inquiry into engagement with development application processes in the ACT

*6 **DEVELOPMENT APPLICATION ASSESSMENT**: Resumption of debate *(from 3 April 2019—Mr Rattenbury)* on the motion of Mr Parton—That this Assembly:

(1) notes the:

(a) importance of an efficient development assessment system in achieving the Territory’s economic development objectives;

(b) vital role an efficient development assessment system plays in achieving the housing aspirations of the ACT community;

(c) average days to make a decision on a Development Application (DA) have increased from 62 days in mid-2018 to 90 days in January 2019;

(d) proportion of DA’s decided within specified timeframes has fallen to 30 percent;

(e) significant schedule and financial losses these delays impose on individuals and companies that have submitted a DA;

(f) tenuous position this imposes on many applicants;

(g) negative impact on the ACT Government’s credibility and reputation arising from these delays; and

(h) impact on the health and wellbeing of overloaded planning staff caught up in this stressful problem; and

(2) calls on the ACT Government to:
(a) take immediate steps to increase resources allocated to the DA determination and approval process;

(b) undertake regular monitoring of DA workloads to ensure applicants’ requirements are met within prescribed timeframes;

(c) ensure staff in the DA assessment and processing areas are appropriately oversighted to avoid negative health impacts arising from stressful workload levels;

(d) provide a report for each quarter on DA assessment and processing that details the following:

(i) staffing strength at the beginning of the quarter, staff departures from the DA assessment area during the quarter, staff recruited or added to the assessment area during the quarter, and staff strength at the end of each quarter;

(ii) number of staff in each quarter on leave, including sick leave and other categories of leave;

(iii) the average number of DAs processes by each assessor during the quarter; and

(iv) the number of DAs waiting for processing at the beginning of the quarter, the number received during the quarter, the number processed during the quarter and the number outstanding at the end of the quarter; and

(e) that the report detailed above be provided commencing with the June quarter 2019.

QUESTIONS ON NOTICE

On the first sitting day of a period of sittings a complete Notice Paper is published containing all unanswered questions. On subsequent days, only redirected questions are included on the Notice Paper together with a list of all unanswered questions.

A Questions on Notice Paper will be issued on the Friday of a sitting week, containing the text of all questions on notice lodged that week and can be accessed at www.parliament.act.gov.au/in-the-assembly/questions-paper.

Unanswered questions

2122, 2125, 2128, 2139, 2140, 2312, 2342, 2346-2403.

T Duncan
Clerk of the Legislative Assembly
GOVERNMENT TO RESPOND TO PETITIONS
(in accordance with standing order 100)

14 May 2019
Motorcycle parking in Forrest—Minister for Planning and Land Management—Petition lodged by Ms Cody (Pet 22-18).

Direct alignment of Light Rail stage 2—Minister for Transport—Petition lodged by Ms Le Couteur (Pet 13-18).

Support for Canberra Sexual Health Centre—Minister for Health and Wellbeing—Petition lodged by Ms J Burch (Pet 2-19).

15 May 2019
Direct alignment of Light Rail stage 2—Minister for Transport—Petition lodged by Ms Le Couteur (Pet 3-19).

School bus services between Fairburn and Campbell schools—Minister for Transport—Petition lodged by Ms Lee (Pet 4-19).

18 June 2019
Tree replanting program—Minister for City Services—Petition lodged by Ms Le Couteur (Pet 1-19 and Pet 7-19).

20 June 2019
Viable public transport for ANU—Minister for Transport—Petition lodged by Mrs Kikkert (Pet 6-19).

COMMITTEES

Unless otherwise shown, appointed for the life of the Ninth Assembly. The dates of the amendments to the committees’ resolution of appointment are reflected, but not changes in the membership.

Standing
Pursuant to standing order
ADMINISTRATION AND PROCEDURE: *(Formed 31 October 2016)*: The Speaker (Chair), Ms Cheyne, Mr Rattenbury, Mr Wall.

Pursuant to resolution

ECONOMIC DEVELOPMENT AND TOURISM—STANDING COMMITTEE: *(Formed 13 December 2016; amended 26 October 2017 and 20 September 2018)*: Mr Hanson (Chair), Ms Orr, Mr Pettersson.

EDUCATION, EMPLOYMENT AND YOUTH AFFAIRS—STANDING COMMITTEE: *(Formed 13 December 2016; amended 20 September 2018)*: Mr Pettersson (Chair), Mrs Kikkert, Ms Lee.

ENVIRONMENT AND TRANSPORT AND CITY SERVICES—STANDING COMMITTEE: *(Formed 13 December 2016; amended 20 September 2018)*: Ms Orr (Chair), Miss C Burch, Mr Milligan.

HEALTH, AGEING AND COMMUNITY SERVICES—STANDING COMMITTEE: *(Formed 13 December 2016; amended 20 September 2018)*: Ms Cody (Chair), Mrs Dunne, Ms Le Couteur.

INTEGRITY COMMISSION—STANDING COMMITTEE: *(Formed 29 November 2018)*: Ms Lee (Chair), Ms Cheyne, Ms Le Couteur.

JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE: *(Formed 13 December 2016; amended 20 September 2018)*: Mrs Jones (Chair), Ms Cody, Mr Pettersson.

PLANNING AND URBAN RENEWAL—STANDING COMMITTEE: *(Formed 13 December 2016; amended 20 September 2018)*: Ms Le Couteur (Chair), Ms Orr, Mr Parton.

PUBLIC ACCOUNTS: *(Formed 13 December 2016; amended 26 October 2017 and 20 September 2018)*: Mrs Dunne (Chair), Ms Cheyne, Ms Cody, Ms Lawder.

Select

ESTIMATES 2019-2020—SELECT COMMITTEE: *(Formed 21 February 2019)*: Miss C Burch (Chair), Ms Cody, Mrs Jones, Ms Le Couteur, Mr Pettersson.

FUEL PRICING—SELECT COMMITTEE: *(Formed 14 February 2019)*: Ms Cheyne (Chair), Mr Parton, Mr Wall.

Dissolved

2016 ACT ELECTION AND ELECTORAL ACT—SELECT COMMITTEE: *(Formed 15 December 2016)*: Ms Cody (Chair), Ms Cheyne, Ms Le Couteur, Mr Milligan, Mr Wall. *(Presented 30 November 2017)*
END OF LIFE CHOICES IN THE ACT—SELECT COMMITTEE: (Formed 30 November 2017): Ms Cody (Chair), Ms Cheyne, Mrs Dunne, Mrs Kikkert, Ms Le Couteur. (Presented 21 March 2019)

ESTIMATES 2017-2018—SELECT COMMITTEE: (Formed 16 February 2017): Mr Wall (Chair), Ms Cody, Mr Coe, Ms Le Couteur, Mr Pettersson. (Presented 1 August 2017)

ESTIMATES 2018-2019—SELECT COMMITTEE: (Formed 22 March 2018): Mr Wall (Chair), Ms Cheyne, Ms Le Couteur, Ms Lee, Ms Orr. (Presented 31 July 2018)

INDEPENDENT INTEGRITY COMMISSION—SELECT COMMITTEE: (Formed 15 December 2016; amended 6 June 2017): Mr Rattenbury (Chair), Ms Cody, Mrs Jones, Ms Lee, Mr Steel. (Presented 31 October 2017)

INDEPENDENT INTEGRITY COMMISSION 2018—SELECT COMMITTEE: (Formed 6 June 2018): Mr Rattenbury (Chair), Ms Cody, Mrs Dunne, Ms Lee, Mr Steel. (Presented 31 October 2018)

PRIVILEGES 2018—SELECT COMMITTEE: (Formed 12 April 2018): Mr Rattenbury (Chair), Ms Cheyne, Mr Wall. (Presented 31 July 2018)