

2001-2002-2003

**LEGISLATIVE ASSEMBLY FOR THE
AUSTRALIAN CAPITAL TERRITORY****NOTICE PAPER**

No. 84

Wednesday, 10 December 2003

The Assembly meets this day at 10.30 am

PRIVATE MEMBERS' BUSINESS**Notices**

- *1 MRS CROSS: To present a Bill for an Act to amend the *Discrimination Act 1991*, and for other purposes. (*Notice given 9 December 2003*).
- *2 MRS BURKE: To present a Bill for an Act relating to assisted residential tenancies. (*Notice given 9 December 2003*).
- *3 MR HARGREAVES: To move – That the Assembly note the importance of government services in suburban Canberra. (*Notice given 9 December 2003*).

Order of the day

- 1 CORRECTIONS REFORM AMENDMENT BILL 2003: (*Mr Smyth*): Agreement in principle – Resumption of debate (*from 25 June 2003 – Mr Stanhope*).

Notices - continued

- *4 MS TUCKER: To move – That this Assembly noting:

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

- (1) the failure of the previous and current governments to take a strategic approach to the provision of community services and to accommodation for those services in the sale of land in Civic Centre (section 56) to the Queensland Investment Corporation, the replacement of the Griffin Centre, and the subsequent design process;
- (2) the inevitable conflicts that have now arisen in terms of accommodating a large and diverse range of services and activities in a new building with a substantially smaller footprint.

Calls on the Government to:

- (3) develop and implement, as a matter of urgency, a plan to accommodate the vital community-run services for marginalized people that are presently in unsatisfactory or impermanent accommodation around the city, recognizing that these services include, but are not limited to CAHMA, the free food program, WIREDD and Directions; and
- (4) not sign off on any final designs for the building intended to replace the existing Griffin Centre until these accommodation issues have been satisfactorily resolved. (*Notice given 9 December 2003*).

5 MS MACDONALD: To move – That the Assembly:

- (1) expresses concern at the Federal Government's intention to remove excise free status on the environmentally friendly fuel, LPG;
- (2) recognises the crisis the LPG industry will face if such an excise is introduced;
- (3) notes the importance of promoting environmentally friendly fuels and vehicles;
- (4) acknowledges the ACT Government for directing all ACT Government departments to replace at least one fleet vehicle with an environmentally friendly hybrid vehicle and signing up the Greenfleet program;
- (5) recognises the importance of programs such as Greenfleet in sustaining the environment. (*Notice given 25 November 2003*).

*6 MR SMYTH: To move – That the Legislative Assembly for the ACT:

- (1) considers it highly important that the ACT Government supports Australia Day ceremonies appropriate to the significance of the day;
- (2) welcomes the transfer of the announcement of the Australian of the Year awards to Canberra;
- (3) views with great concern the inexplicable decision by the ACT Government not to fund the Australia Day in the National Capital Committee to organise the celebration of Australia Day in 2004;

- (4) calls on the ACT Government to restore funding to the Australia Day in the National Capital Committee as a matter of priority so that the ACT can celebrate Australia Day at an appropriate level; and
- (5) opposes any moves by the ACT Government to celebrate Australia Day in future years in a way which is inconsistent with the national celebrations. (*Notice given 9 December 2003*).

Orders of the day - continued

- 2 GOVERNMENT PROCUREMENT (PRINCIPLES) GUIDELINE AMENDMENT BILL 2003: (*Ms Dundas*): Agreement in principle – Resumption of debate (*from 27 August 2003 – Mr Quinlan*).
- 3 GAMING MACHINE (POLITICAL DONATIONS) AMENDMENT BILL 2003: (*Mrs Cross*): Agreement in principle – Resumption of debate (*from 7 May 2003 – Mr Quinlan*).

Notices - continued

- 7 MRS CROSS: To move - That the Assembly calls on the Government to:
 - (1) investigate the issue of fireworks in the ACT with respect to the noise and inconvenience caused by the loud bang factor;
 - (2) investigate the lowering of the maximum content of 'flash powder' to an amount such as 100 mg per firecracker effect and reduce the confusion of the definition of Shopgood Fireworks. (*Notice given 17 June 2003*).
- 8 MS TUCKER: To move – That this Assembly:
 - (1) commends the Government for proposing a rebate scheme for owners of houses reliant on wood burning heaters;
 - (2) calls on the Government to develop a comprehensive strategy and timetable to eliminate the problem of wood smoke pollution in the ACT, incorporating such measures as:
 - (i) implementing enhanced air quality monitoring, including both airborne particles (PM10) and smaller airborne particles (PM 2.5), as recommended as the top priority in the State of the Environment Report 2000;
 - (ii) introducing mobile air monitoring of the Tuggeranong Valley and other wood smoke affected areas of Canberra.
 - (iii) commissioning a study into the long-term health effects of wood smoke pollution on Canberra residents;

- (iv) replacing wood burning heaters in government-owned homes in Canberra;
 - (v) resourcing Environment ACT to enforce the penalty provisions contained in part 13 of the Environment Protection Act applying to excessively smoking chimneys;
 - (vi) providing regular information for broadcasting daily winter air pollution levels for the Tuggeranong Valley and other parts of Canberra as part of the weather forecasts on daily television and radio news bulletins;
 - (vii) working with rental property owners to encourage them to convert their properties to cleaner and more efficient forms of heating;
 - (viii) further public education initiatives on the proper use of wood-burning heaters; and
- (3) calls on the Government to include in the Spatial Plan process an investigation of the possibility of sustainable wood supply in the ACT. *(Notice given 6 May 2003).*
- 9 MR SMYTH: To move – That this Assembly, noting that the Government's proposed new land rating system:
- (1) has not been adequately tested or modeled;
 - (2) is unfair and regressive;
 - (3) will lead to wildly different rates being levied on owners of properties of equivalent value.
- Calls on the Government to:
- (4) not introduce the new system in the 2003-04 financial year;
 - (5) undertake full assessment and modeling of the proposed new system;
 - (6) report the findings of this assessment and modeling to the Assembly by the end of 2003. *(Notice given 1 April 2003).*
- 10 MRS DUNNE: To move – That this Assembly calls on the Minister for Planning to immediately recommence the master planning process for the Kippax Group Centre. *(Notice given 9 May 2002).*
- 11 MR PRATT: To move – That this Assembly:
- (1) notes that the Department of Education will vacate the O'Connell Education Centre of the site of the old Griffith Primary School site by the end of this school year;

- (2) notes that the Blue Gum School is currently in unacceptable accommodation and needs to move into more acceptable accommodation at the end of the current school year;
 - (3) calls on the Minister for Education to explore all educational options (Departmental, government and non government) for the O'Connell Centre before it is made surplus to requirement. (*Notice given 25 June 2002*).
- 12 MRS DUNNE: To move – That this Assembly calls on the Minister for Urban Services to immediately allocate funds for the site selection and design of a permanent library and community centre at the Kippax Group Centre. (*Notice given 9 May 2002*).
- 13 MS TUCKER: To move – That this Assembly:
- (1) having noted that under the *Australian Capital Territory (Self-Government) Act 1988* the size of the Assembly can only be altered by regulations in accordance with a resolution passed by the Assembly;
 - (2) hereby resolves that the number of members of the Legislative Assembly should be increased from 17 to 21, with 7 members elected from each of 3 electorates; and
 - (3) calls upon the Chief Minister to communicate this resolution to the Minister for Regional Services, Territories and Local Government with a request that the regulations increasing the number of members be made by no later than 31 March 2003 so that the necessary electoral redistribution can be conducted in time for the ACT election scheduled for October 2004. (*Notice given 19 November 2002*).
- 14 MRS DUNNE: To move – That noting recommendation 4 of Report No 4 of the Standing Committee on Planning and Environment into Draft Variation No 174 to the Territory Plan, the Hungarian-Australian Club site and Community Facility Land, this Assembly calls on the Government to review the operation of all pre self-government concessional leases. (*Notice given 11 December 2002*).
- 15 MS DUNDAS: To move – That this Assembly, recognising the need for a Youth Night Shelter in Civic to provide safe overnight accommodation for young people unable to return home late at night, calls on the ACT Government to make the establishment of a youth night shelter a high priority for the 2003-2004 financial year (*Notice given 4 March 2003*).
- 16 MR STEFANIAK: To move – That the Assembly calls on the Government to commemorate the achievements and contributions made by the Cannons, Capitals and Brumbies by means of honour plaques laid on London Circuit similar to the honour plaque already laid to commemorate the contribution made by the Canberra Raiders. (*Notice given 4 March 2003*).

- 17 MRS BURKE: To move – That this Assembly calls upon the government to establish suitable community support mechanisms for illicit drug dependent parents to assist them in moving away from a drug dependent lifestyle to ensure the well being and safety of their children. (*Notice given 4 March 2003*).
- 18 MRS CROSS: To move – That the Assembly calls on the Chief Minister:
- (1) to table Howard McBeth's 1994 report into the adequacy of the Territory's fire prevention strategies;
 - (2) to incorporate the McBeth report into the Government's operational response to the 18 January 2003 bushfires. (*Notice given 5 March 2003*).
- 19 MS DUNDAS: To move – That this Assembly calls on the ACT Government to audit the superannuation and workers compensation entitlements of all fire-fighters who have been transferred from the NSW Fire Brigade to the ACT Fire Brigade, and report to the Assembly by 19 August 2003. (*Notice given 1 April 2003*).
- 20 MS DUNDAS: To move – That this Assembly calls on the ACT Government to immediately establish a Taskforce reporting directly to Cabinet, with parent, principal, teacher and Government representation, to evaluate and implement recommendations from the Connors Inquiry into ACT Education Funding. (*Notice given 1 April 2003*).
- 21 MR PRATT: To move – That this Assembly:
- (1) expresses its concern that those students of Tuggeranong College who drive their own cars are required to pay for their own school hours parking, the only students in the ACT required to do so;
 - (2) calls upon the Department of Urban Services to put in place an adequate number of dedicated car spaces for free student parking and other suitable administrative arrangements to allow such parking to occur. (*Notice given 24 June 2003*).
- 22 MR PRATT: To move – That this Assembly
- (1) concerned at the ongoing difficulties with the sale and illegal trafficking of fireworks, including illegal and dangerous items, notes that the ACT community has exhausted its patience with this unacceptable, disruptive and unsafe state of affairs;
 - (2) hereby calls upon the government to as quickly as possible:
 - (a) pass legislation that will ban the retail sale of shop good fireworks in the ACT;

- (b) restrict the use of all fireworks to certified pyro-technicians and government approved community organizations;
 - (c) permit community organisations restrictive use of fireworks only at the Queen's Birthday long weekend between 5 pm – 10 pm on prescribed nights;
 - (d) introduce stricter penalties for the illegal sale and use of fireworks;
 - (e) ensure that penalties are enforced. (*Notice given 24 June 2003*).
- 23 MS DUNDAS: To move – That this Assembly calls on the ACT Government to develop a loan scheme to encourage more ACT households to purchase rainwater tanks, for implementation in the 2004-2005 financial year. (*Notice given 26 August 2003*).
- *24 MS DUNDAS: To move – That this Assembly calls on the Minister for Police and Emergency Services to require that plain clothes police and unmarked police cars be used wherever possible when collecting a mentally ill person from their home for assessment by a psychiatrist. (*Notice given 9 December 2003*).

Orders of the day - continued

- 4 INQUIRIES AMENDMENT BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 15 May 2002 – Mr Stanhope*).
- 5 LAND (PLANNING AND ENVIRONMENT) LEGISLATION AMENDMENT BILL 2001: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Corbell*).
- 6 CRIMES AMENDMENT BILL 2001 (NO 3): (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Stanhope*).
- 7 SUPREME COURT AMENDMENT BILL 2001 (NO 2): (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Stanhope*).
- 8 STATISTICAL PROFILE ON THE ADMINISTRATION OF JUSTICE AND REVIEW OF THE OPERATION OF THE VICTIMS OF CRIME (FINANCIAL ASSISTANCE) ACT - MOTION TO TAKE NOTE OF PAPERS: Resumption of debate (*from 7 March 2002 – Mrs Dunne*) on the motion of Mr Stefaniak – That the Assembly takes note of the papers.
- 9 PROPOSED TIMETABLE FOR THE COMPLETION OF THE GUNGAHLIN DRIVE EXTENSION: Resumption of debate (*from 5 June 2002 – Ms Dundas*) on the motion of Mrs Dunne – That this Assembly:

- (1) notes the ACT Government's commitment to build the Gungahlin Drive extension on time, on the western alignment, and to the same budget as that allocated to the eastern alignment; and
 - (2) directs the Minister for Planning, Mr Corbell, to table before the Assembly rises on Thursday, 6 June 2002 his proposed timetable for completing the Gungahlin Drive extension including but not limited to the:
 - (a) commencement and completion of environmental planning;
 - (b) commencement and completion of engineering planning;
 - (c) commencement of the draft variation process;
 - (d) timetable for the letting of tenders;
 - (e) commencement of works; and
 - (f) completion of works.
- 10 COMMUNITY REFERENDUM BILL 2002: *(Mr Humphries)*: Agreement in principle – Resumption of debate *(from 28 August 2002 – Mr Stanhope)*.
 - 11 CRIMES AMENDMENT BILL 2002: *(Mr Pratt)*: Agreement in principle – Resumption of debate *(from 13 November 2002 – Mr Stanhope)*.
 - 12 BUILDING (WATER EFFICIENCY) AMENDMENT BILL 2002: *(Mrs Dunne)*: Agreement in principle – Resumption of debate *(from 13 November 2002 – Mr Corbell)*.
 - 13 LITTER AMENDMENT BILL 2002: *(Ms Tucker)*: Agreement in principle – Resumption of debate *(from 20 November 2002 – Mr Corbell)*.
 - 14 PUBLIC ACCESS TO GOVERNMENT CONTRACTS AMENDMENT BILL 2002 (NO. 2): *(Ms Dundas)*: Agreement in principle – Resumption of debate *(from 11 December 2002 – Mr Quinlan)*.
 - 15 COSTING OF ELECTION COMMITMENTS BILL 2002: *(Mr Humphries)*: Agreement in principle – Resumption of debate *(from 11 December 2002 – Mr Quinlan)*.
 - 16 FINANCIAL LEGISLATION (INTEGRITY AND RESPONSIBILITY) AMENDMENT BILL 2002: *(Mr Humphries)*: Agreement in principle – Resumption of debate *(from 11 December 2002 – Mr Quinlan)*.
 - 17 BUSHFIRE RECONSTRUCTION AUTHORITY BILL 2003: *(Mrs Dunne)*: Agreement in principle – Resumption of debate *(from 5 March 2003 – Mr Stanhope)*.
 - 18 BUSHFIRE INQUIRY (PROTECTION OF STATEMENTS) AMENDMENT BILL 2003 (NO. 2): *(Ms Tucker)*: Agreement in principle – Resumption of debate *(from 18 June 2003 – Mr Wood)*.
 - 19 ELECTORAL AMENDMENT BILL 2002: *(Ms Tucker)*: Agreement in principle – Resumption of debate *(from 20 August 2003 – Mr Hargreaves)*.

- 20 DRUGS OF DEPENDENCE AMENDMENT BILL 2003: (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 24 September 2003 – Mr Stanhope*).
- 21 LITTER (LITTERING FROM MOTOR VEHICLES) AMENDMENT BILL 2003: (*Mr Cornwell*): Agreement in principle – Resumption of debate (*from 22 October 2003 – Mr Wood*).
- 22 PROPOSED AMENDMENT TO STANDING ORDER 118 – ANSWERS TO QUESTIONS WITHOUT NOTICE: Resumption of debate (*from 7 May 2003 – Ms Tucker*) on the motion of Mr Cornwell – That this Assembly amends Standing Order 118, in accordance with the Australian Labor Party's *Labor's 2001 ACT Election Commitments* (page 35, paragraph 8 'We will limit Ministers' answers to Questions to five minutes), by adding a new sub-section (c) shall not be longer than five minutes in length, and amends existing sub-section (b) by adding 'and' after 'refers'.
- 23 GMO (ENVIRONMENT PROTECTION) BILL 2003: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 26 November 2003 – Mr Corbell*).
- 24 FINANCIAL MANAGEMENT AMENDMENT BILL 2003 (NO. 3): (*Ms Dundas*): Agreement in principle – Resumption of debate (*from 26 November 2003 – Mr Quinlan*).

EXECUTIVE BUSINESS

Orders of the Day

- 1 PARENTAGE BILL 2003: (*Attorney-General*): Agreement in principle – Resumption of debate (*from 20 November 2003 – Mr Stefaniak*).
- 2 SEXUALITY DISCRIMINATION LEGISLATION AMENDMENT BILL 2003: (*Attorney-General*): Agreement in principle – Resumption of debate (*from 20 November 2003 – Mr Stefaniak*).
- 3 ANNUAL LEAVE AMENDMENT BILL 2003: (*Minister for Industrial Relations*): Agreement in principle – Resumption of debate (*from 25 September 2003 – Mr Pratt*).
- 4 STATE OF THE TERRITORY'S FINANCE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 7 March 2002 – Mr Smyth*) on the motion of Mr Quinlan – That the Assembly takes note of the paper.

- 5 INDEPENDENT COMPETITION AND REGULATORY COMMISSION - INVESTIGATION INTO COMPETITION IMPLICATIONS OF PROVISION OF WHEELCHAIR ACCESSIBLE TAXI SERVICES BY A SINGLE NETWORK – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 13 December 2001 – Mr Wood*) on the motion of Mr Quinlan – That the Assembly takes note of the paper.
- 6 FINANCIAL MANAGEMENT ACT – CONSOLIDATED FINANCIAL MANAGEMENT REPORT – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 15 May 2002 – Mr Smyth*) on the motion of Mr Quinlan – That the Assembly takes note of the paper.
- 7 GAMING MACHINE ACT – ACT GAMBLING AND RACING COMMISSION – REPORT ON COMMUNITY CONTRIBUTIONS MADE BY GAMING MACHINE LICENSEES – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 26 September 2002*) on the motion of Mr Stanhope – That the Assembly takes note of the paper.
- 8 PUBLIC RENTAL HOUSING ASSISTANCE PROGRAM – AMENDMENT TO RESTORE SECURITY OF TENURE TO PUBLIC TENANTS – STATEMENT BY MINISTER – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 10 December 2002 – Mr Stefaniak*) on the motion of Mr Wood – That the Assembly takes note of the paper.
- 9 FULL RETAIL COMPETITION – IMPACT ON ACT LOW INCOME EARNERS – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 20 February 2003 – Mr Cornwell*) on the motion of Mr Quinlan – That the Assembly takes note of the paper.
- 10 INDIGENOUS EDUCATION – FOURTH SIX MONTHLY REPORT – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 4 March 2003 – Ms Gallagher – in continuation*) on the motion of Mr Stanhope – That the Assembly takes note of the paper.
- 11 INQUIRIES ACT – BOARD OF INQUIRY INTO DISABILITY SERVICES – IMPLEMENTATION OF THE GOVERNMENT RESPONSE – FIRST SIX MONTHLY REPORT – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 1 April 2003 – Mrs Burke*) on the motion of Mr Wood – That the Assembly takes note of the paper.
- 12 INQUIRY INTO EDUCATION FUNDING IN THE ACT – REPORT – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 8 May 2003 – Mr Cornwell*) on the motion of Ms Gallagher – That the Assembly takes note of the paper.

- 13 VICTIMS OF CRIME (FINANCIAL ASSISTANCE) ACT – REVIEW OF OPERATION – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 17 June 2003 – Mr Stefaniak*) on the motion of Mr Stanhope – That the Assembly takes note of the paper.
- 14 CHILDREN AND YOUNG PEOPLE ACT – REVIEW – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 17 June 2003 – Mrs Bourke*) on the motion of Ms Gallagher – That the Assembly takes note of the paper.
- 15 RESPITE CARE PROJECT – MET AND UNMET NEEDS – FINAL REPORT – SUSTAINING CARING RELATIONSHIPS – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 24 June 2003 – Mr Cornwell*) on the motion of Mr Corbell – That the Assembly takes note of the paper.
- 16 FUTURE OF BURNIE COURT LAND – MINISTERIAL STATEMENT – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 28 August 2003 – Mrs Burke*) on the motion of Mr Wood – That the Assembly takes note of the paper.
- 17 A.C.T. GAMBLING AND RACING COMMISSION – REVIEW – GAMING MACHINE ACT – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 23 October 2003 – Mr Stefaniak*) on the motion of Mr Quinlan – That the Assembly takes note of the paper.
- 18 HUMAN RIGHTS BILL 2003: (*Attorney-General*): Agreement in principle – Resumption of debate (*from 18 November 2003 – Mr Stefaniak*).
- 19 BUILDING BILL 2003: (*Minister for Planning*): Agreement in principle – Resumption of debate (*from 20 November 2003 – Mrs Dunne*).
- 20 CONSTRUCTION OCCUPATIONS (LICENSING) BILL 2003: (*Minister for Planning*): Agreement in principle – Resumption of debate (*from 20 November 2003 – Ms Dundas*).
- 21 CONSTRUCTION OCCUPATIONS LEGISLATION AMENDMENT BILL 2003: (*Minister for Planning*): Agreement in principle – Resumption of debate (*from 20 November 2003 – Mrs Dunne*).
- 22 ELECTORAL AMENDMENT BILL 2003: (*Attorney-General; presented by Manager of Government Business*): Agreement in principle – Resumption of debate (*from 20 November 2003 – Ms Dundas*).
- 23 STRUCTURE OF COMMUNITY HOUSING CANBERRA LTD – REVIEW – MINISTERIAL STATEMENT – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 20 November 2003 – Mrs Burke*) on the motion of Mr Wood – That the Assembly takes note of the paper.

- 24 JUSTICE AND COMMUNITY SAFETY LEGISLATION AMENDMENT BILL 2003 (NO. 2): (*Attorney-General*): Agreement in principle – Resumption of debate (*from 27 November 2003 – Mr Stefaniak*).
- 25 RATES BILL 2003: (*Treasurer*): Agreement in principle – Resumption of debate (*from 27 November 2003 – Mr Smyth*).
- 26 LAND TAX BILL 2003: (*Treasurer*): Agreement in principle – Resumption of debate (*from 27 November 2003 – Mr Smyth*).
- 27 HUMAN CLONING AND EMBRYO RESEARCH BILL 2003: (*Minister for Health*): Agreement in principle – Resumption of debate (*from 27 November 2003 – Mr Smyth*).
- 28 EDUCATION BILL 2003: (*Minister for Education, Youth and Family Services*): Agreement in principle – Resumption of debate (*from 27 November 2003 – Mr Pratt*).
- *29 ACT TAXI SUBSIDY SCHEME – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 9 December 2003 – Mr Stefaniak*) on the motion of Mr Wood – That the Assembly takes note of the paper.
- *30 INVESTIGATION INTO ADVERSE PATIENT OUTCOMES OF NEUROSURGICAL SERVICES PROVIDED BY THE CANBERRA HOSPITAL – FINAL REPORT – COMMUNITY AND HEALTH SERVICES COMPLAINTS COMMISSIONER – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 9 December 2003 – Mr Smyth*) on the motion of Mr Corbell – That the Assembly takes note of the paper.
- *31 STATEMENT OF PLANNING INTENT FOR THE A.C.T. – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 9 December 2003 – Mrs Dunne*) on the motion of Mr Corbell – That the Assembly takes note of the paper.

Notice

- 1 MR STANHOPE: To move – That the Legislative Assembly for the Australian Capital Territory, having noted that:
- (1) subsection 8(2) of the *Australian Capital Territory (Self-Government) Act 1988* (the Act) provides that the Assembly shall consist of 17 members;
 - (2) subsection 8(3) of the Act provides that the Governor-General may make regulations under the Act to fix a different number of members;
 - (3) regulations may only be made for this purpose in accordance with a resolution passed by the Assembly; and

- (4) regulations would need to be made no later than April 2003 so that the necessary electoral redistribution can be conducted in time for the ACT election scheduled for October 2004;

hereby resolves that the number of members of the Legislative Assembly should be increased from 17 to 25 by regulations made by the Governor-General for the purposes of subsection 8(3) of the Act; and

calls upon the Chief Minister to communicate this resolution to the Commonwealth Government with a request that the regulations increasing the number of members be made at the earliest opportunity but no later than 31 March 2003. (*Notice given 25 September 2002*).

ASSEMBLY BUSINESS

Orders of the day

- 1 STATUS OF WOMEN IN THE ACT – SELECT COMMITTEE – REPORT – THE STATUS OF WOMEN IN THE ACT – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 21 November 2002 – Mr Stanhope*) on the motion of Ms Gallagher – That the report be noted.
- 2 PLANNING AND ENVIRONMENT – STANDING COMMITTEE – REPORT NO 14 – DRAFT VARIATION NO 175 TO THE TERRITORY PLAN – INDUSTRIAL B3 LAND USE POLICIES – INDUSTRIAL AREA POLICIES AND DEFINITIONS: FYSHWICK, SYMONSTON, MITCHELL AND HUME – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 17 June 2003 – Mrs Dunne*) on the motion of Mr Corbell – That the Assembly takes note of the paper.

Notice

- 1 MR SMYTH: To move – That:
 - (1) notwithstanding the provisions of standing order 71, a Select Committee on Privileges be appointed to examine:
 - (a) the refusal of Mr Wood to answer questions of the Select Committee on Estimates;
 - (b) the refusal of Mr Corbell to answer questions of the Select Committee on Estimates; and

- (c) the creation and distribution of the document known as 'Budget Estimates 2003' by certain persons within ACT Health;
- (d) the broadcast on ABC radio of details concerning recommendations of the Standing Committee on Public Accounts inquiry into the Rates and Land Tax Amendment Bill 2003 and the Select Committee on Estimates 2003-2004 inquiry into the Appropriation Bill 2003-2004 prior to their presentation to the Legislative Assembly.

and determine whether each constitutes a contempt of the Legislative Assembly.

(2) The Committee comprise:

- (a) one member to be nominated by the Government;
- (b) one member to be nominated by the Opposition;
- (c) one member to be nominated by a member of the Cross bench.

(3) The Committee shall report by the last sitting day in September. (*Notice given 17 June 2003; amended 18 June 2003*).

Orders of the day - continued

- 3 LEGAL AFFAIRS – STANDING COMMITTEE – REPORT NO. 4 – THE APPROPRIATENESS OF THE SIZE OF THE LEGISLATIVE ASSEMBLY FOR THE ACT AND OPTIONS FOR CHANGING THE NUMBER OF MEMBERS, ELECTORATES AND ANY OTHER RELATED MATTER – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 26 September 2002 – Mr Stefaniak*) on the motion of Mr Stanhope – That the Assembly takes note of the paper.
- 4 PUBLIC ACCOUNTS – STANDING COMMITTEE – REPORT NO 5 – INQUIRY INTO THE RATES AND LAND TAX AMENDMENT BILL 2003 – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 17 June 2003 – Mr Quinlan*) on the motion of Mr Smyth – That the report be noted.
- 5 HEALTH – STANDING COMMITTEE – REPORT NO. 4 – LOOKING AT THE HEALTH OF SCHOOL-AGE CHILDREN IN THE ACT – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 21 August 2003 – Mr Cornwell*) on the motion of Mr Wood on behalf of Mr Corbell – That the Assembly takes note of the paper.
- 6 COMMUNITY SERVICES AND SOCIAL EQUITY – STANDING COMMITTEE – REPORT NO 3 – THE RIGHTS, INTERESTS AND WELL-BEING OF CHILDREN AND YOUNG PEOPLE – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 28 August 2003 – Ms Gallagher*) on the motion of Mr Hargreaves – That the report be noted.

- 7 EDUCATION – STANDING COMMITTEE – REPORT NO 3 –
PATHWAYS TO THE FUTURE: REPORT ON THE INQUIRY INTO
VOCATIONAL EDUCATION IN THE ACT – MOTION THAT REPORT
BE NOTED: Resumption of debate (*from 28 August 2003 – Ms Gallagher*) on
the motion of Ms MacDonald – That the report be noted.
 - 8 HEALTH – STANDING COMMITTEE – REPORT NO 5 – ACCESS TO
NEEDLES AND SYRINGES BY INTRAVENOUS DRUG USERS –
MOTION THAT REPORT BE NOTED: Resumption of debate (*from 28
August 2003 – Mr Smyth*) on the motion of Ms Tucker – That the report be
noted.
 - 9 ESTIMATES 2003-2004 (NO. 2) – SELECT COMMITTEE – REPORT ON
THE INQUIRY INTO THE APPROPRIATION BILL 2003-2004 (NO. 2) –
MOTION THAT REPORT BE NOTED: Resumption of debate (*from
23 September 2003 – Mr Quinlan*) on the motion of Mr Smyth – That the
report be noted.
 - 10 LEGAL AFFAIRS – STANDING COMMITTEE – REPORT NO 6 –
CRIMES (INDUSTRIAL MANSLAUGHTER) AMENDMENT BILL 2002 –
MOTION THAT REPORT BE NOTED: Resumption of debate (*from 23
September 2003 – Ms Gallagher*) on the motion of Mr Stefaniak – That the
report be noted.
 - 11 PUBLIC ACCOUNTS – STANDING COMMITTEE – REPORT NO 6 –
REVIEW OF AUDITOR-GENERAL'S REPORT NO 7 OF 2002 –
FINANCIAL AUDIT WITH YEARS ENDING TO 30 JUNE 2002:
Resumption of debate (*from 25 September 2003 – Mr Quinlan*) on the motion
of Mr Smyth – That the report be noted.
 - 12 HEALTH – STANDING COMMITTEE – REPORT NO 6 – REPORT ON
RECENT REPORTS CONCERNING THE MENTAL HEALTH SYSTEM –
MOTION THAT REPORT BE NOTED: Resumption of debate (*from
21 October 2003 – Mr Corbell*) on the motion of Ms Tucker – That the report
be noted.
 - 13 LEGAL AFFAIRS – STANDING COMMITTEE – REPORT NO. 6 –
CRIMES (INDUSTRIAL MANSLAUGHTER) AMENDMENT BILL 2002 –
GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF
PAPER: Resumption of debate (*from 18 November 2003 – Mr Pratt*) on the
motion of Ms Gallagher – That the Assembly takes note of the paper.
 - 14 EDUCATION – STANDING COMMITTEE – REPORT NO. 3 –
PATHWAYS TO THE FUTURE: REPORT ON THE INQUIRY INTO
VOCATIONAL EDUCATION AND TRAINING IN THE A.C.T. –
GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF
PAPER: Resumption of debate (*from 25 November 2003 – Mrs Burke*) on the
motion of Ms Gallagher – That the Assembly takes note of the paper.
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Last sitting day of 2003

- 15 PLANNING AND ENVIRONMENT – STANDING COMMITTEE:
Presentation of report on the Road Transport (Public Passenger Services)
Amendment Bill 2003 pursuant to order of the Assembly of 17 June 2003.

First sitting day of 2004

- 16 STANDING COMMITTEES – Presentation of reports on annual and
financial reports for the calendar year 2002 and the financial year 2002-2003
pursuant to order of the Assembly of 25 September 2003.

Referred to Standing Committee on Legal Affairs on**7 May 2003**

LONG SERVICE LEAVE (PRIVATE SECTOR) BILL 2003: (*Mr Berry*):
Resumption of debate – Agreement in principle (*Ms Gallagher*).

23 October 2003

VICTIMS OF CRIME (FINANCIAL ASSISTANCE)
AMENDMENT BILL 2003: (*Attorney-General*):
Resumption of debate – Agreement in principle (*Mr Smyth*).

Referred to Standing Committee on Planning and Environment on**17 June 2003**

ROAD TRANSPORT (PUBLIC PASSENGER SERVICES)
AMENDMENT BILL 2003: (*Minister for Urban Services*): Resumption of debate –
Agreement in principle (*Mrs Dunne*).

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 new and redirected or revised questions are included on the *Notice Paper*.

Unanswered questions

1042, 1062, 1063, 1064, 1068, 1069, 1070, 1071, 1073, 1074, 1077,
 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091,
 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1100, 1101, 1103, 1104,
 1105, 1106, 1108, 1110, 1111, 1112, 1114, 1115, 1116, 1118, 1119,
 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1129, 1130, 1131,
 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142,
 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1152, 1153, 1154,
 1155, 1156, 1157, 1158, 1159

New questions

(30 days expires 9 January 2004)

*1160 MR CORNWELL: To ask the Treasurer – In relation to the ACTEW Corporation Limited 2002-2003 Annual Report (Supplementary Report to Government), page 3. Will the ACT Government be compensating ACTEW Corporation Limited, financially or otherwise, for the forecast loss in revenue during 2003-2004 of \$12 million due to the introduction of Stage 3 water restrictions brought in during October 2003.

*1161 MR CORNWELL: To ask the Minister for Education, Youth and Family Services – In relation to the September 2003 Quarterly Performance Report for the Department of Education, Youth and Family Services, Output Class 4:5, Youth Justice:

- (1) What are the reasons for more young people being referred to the courts than predicted leading to the number of custody days in the first quarter to be 2 232, nearly half of the target of 5 500 custody days for 2003-2004;
- (2) What are the reasons for more young people being referred by the courts than predicted leading to the number of youth on community based orders in the first quarter to be 253, over 90% of the amended target of 280 for 2003-2004;
- (3) What are the reasons for more young people being referred by the courts than predicted leading to the number of custody days used by youth with special needs in the first quarter to be 2 110, over 50% of the amended target of 4 000 for 2003-2004.

*1162 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to teacher quality:

- (1) What is the Government doing to improve teacher quality in the ACT;

- (2) What programs have been implemented to improve teacher quality in Labor's time in office;
- (3) What programs are still to be delivered to improve teacher quality;
- (4) Is there any particular research regarding teacher quality or teacher pedagogy that the Government is looking at, if so, which research, if not, why not.

*1163 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to the Transportable Amenity Improvement Program (TAIP) and further to your reply to Question on notice No 619:

- (1) Your reply to paragraph (3) of Question on notice No 619 you indicated that an answer could not be provided because the 2003-04 Budget had not been released. Now that the 2003-04 Budget has been released, has the TAIP program continued to be funded this financial year;
- (2) If no to (1), why not;
- (3) If yes to (1), have any schools applied for air conditioning this year;
- (4) Your reply to Question on notice No 619 indicated that Chisholm, Gowrie and Isabella Plains primary schools had been approved for air conditioning but a request for reimbursement had not been received and paid. Have receipts now been received and paid, if not, why not.

*1164 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to a professional standards framework for leadership across ACT Government schools:

- (1) Is there a professional standards framework for leadership across all ACT Government schools;
- (2) If so, where may copies of the framework be obtained;
- (3) If not, would the Minister consider establishing such a framework as is currently being done in Melbourne in the Catholic schools sector to assist in providing professional development programs to support the implementation of the standards in schools, and support schools in their nurturing of teachers in leadership positions;
- (4) If no to (3) what is your reason for that response.

*1165 MR STEFANIAK: To ask the Attorney-General – In relation to the relocation of the ACT Department of Justice and Community Safety (JACS) to Moore Street:

- (1) Why will GIO House not be utilised by the Government anymore to house JACS staff;
- (2) How much will this relocation cost;
- (3) What were the lease/rental payments at GIO House;
- (4) What will the lease/rental payments be at Moore Street;
- (5) How much space was utilised by JACS at GIO House;
- (6) How much space will be utilised by JACS at Moore Street;
- (7) Was office space always available at Moore Street or has another organisation just moved out of the building;
- (8) How will this relocation impact on Department of Health staff at Moore Street;
- (9) What will GIO House now be used for.

*1166 MR SMYTH: To ask the Attorney-General – In relation to motor vehicle repairers' code of conduct:

- (1) What changes have been made to this code of conduct recently;
- (2) Why are repairers being forced to sign up to the code of conduct;
- (3) Has the government had any complaints about the new changes or new enforcement guidelines put in place, if so, how many and what were the complaints highlighting.

MR SMYTH: To ask the following Ministers:

- *1167 Chief Minister
- *1168 Deputy Chief Minister
- *1169 Minister for Disability, Housing and Community Services
- *1170 Minister for Health
- *1171 Minister for Education, Youth and Family Services

In relation to patrons, what organizations in the ACT are you the patron of.

*1172 MR CORNWELL: To ask the Minister for Planning – In relation to pensioner off-peak bus tickets:

- (1) Has a concessions review commenced to consider the issue of extending the existing pensioner off-peak ticket to peak periods;

- (2) If yes to (1) when did this review commence and when will it be completed. If no to (1) why has this review not commenced and will it be undertaken in this term of government;
- (3) The off-peak concession ticket to non-peak periods was meant to be considered in the 2004-05 budget following investigation of the impact on the fare box revenue for ACTION and the level of additional funds required. Has an investigation of the impact on the fare box revenue and the level of additional funds required commenced;
- (4) If yes to (3) when did this investigation commence and when will it be completed. If no to (3) why has this investigation not commenced and will it be undertaken in this term of government.

*1173 MR CORNWELL: To ask the Treasurer – In relation to Government water savings:

- (1) What water savings have been achieved in ACT government agencies and departments since the beginning of Stage 3 water restrictions;
- (2) What percentage reduction of water usage was achieved in ACT government agencies and departments with the introduction of:
 - (a) Stage 1 water restrictions;
 - (b) Stage 2 water restrictions;
 - (c) Stage 3 water restrictions;
- (3) Do the figures in (a), (b) and (c) above meet target reduction requirements. If not, were any penalties or warnings issued for not meeting targets;
- (4) What new measures have been introduced or implemented across ACT government agencies and departments to save water since the beginning of Stage 3 water restrictions.

*1174 MR CORNWELL: To ask the Minister for Urban Services – In relation to your response to Question on notice No 1067. In part (3) of your reply you stated that watering of Amaroo District Playing Fields 'is determined by rainfall, evaporation, the size of the complex and the number of stations on the irrigation system varies accordingly'. Can you explain why, on a number of occasions, after recent days of sizeable wet weather the ovals have continued to be watered with the sprinkler system, making them extremely soggy under foot. Is this not a waste of water when the rain was sufficient for that day or those days.

*1175 MR CORNWELL: To ask the Minister for Urban Services – In relation to Horsepark Drive:

- (1) In the 2003-04 Budget Papers the completion date for Horsepark Drive from Katherine Avenue to the community precinct is June 2004. This completion date varies from the 2002-03 Capital Works progress report which indicates the completion date for this project is December 2003, while in the 2002-03 Budget Papers it is June 2003. What is the correct completion date for this project and is it running to schedule;
- (2) What is the location of the community precinct discussed in (1);
- (3) In the 2003-04 Budget Papers the completion date for Horsepark Drive from Katherine Avenue South to Katherine Avenue North is June 2004. This completion date varies from the 2002-03 Capital Works progress report which indicates the completion date for this project is December 2003. What is the correct completion date for this project, is it running to schedule and why is this project not listed as new works in the 2002-03 Budget Papers;
- (4) In the 2003-04 Budget Papers the completion date for Horsepark Drive from Gundaroo to the Federal Highway is June 2004. This completion date varies from the 2002-03 Capital Works progress report which indicates the completion date for this project is February 2004, while in the 2002-03 Budget Papers it is June 2003. What is the correct completion date for this project and is it running according to schedule.

*1176 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – Further to your reply to Question on notice No 1047:

- (1) In your reply to paragraph (8) of the question you state that an additional \$93,000 has been allocated to enable CEAS to pre-lease six more accommodation sites for families over one year. Have these six sites been finalised, if so, where are they and how many people will each site house. If not, why not and when will those sites be finalised;
- (2) In your reply to paragraph (10) of the question you state that additional and clarifying reporting and data requirements have been included in Lifeline's contract for the second year. What additional and clarifying reporting and data requirements have been included in that contract.

*1177 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to indigenous housing forums:

- (1) How many residents attended the following indigenous housing forums held last week:
 - (a) North Canberra Community Meeting;
 - (b) Belconnen Community Meeting;
 - (c) Tuggeranong Community Meeting;
 - (d) South Canberra Community Meeting;

- (2) Who from the ACT Government attended these meetings;
- (3) What issues were raised that are relevant to the ACT;
- (4) What action will now be taken to progress some of the suggestions or feedback given at those meetings;
- (5) What percentage of ACT Housing tenants are indigenous Australians.

T Duncan

Clerk of the Legislative Assembly

COMMITTEES

Unless otherwise shown, appointed for the life of the Fifth 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 12 November 2001)*: The Speaker *(Presiding Member)*, Ms Dundas, Mrs Dunne *(from 18 February 2003)*, Mr Hargreaves, Ms MacDonald *(during the absence of Mr Hargreaves from 11-27 May 2002)*, Mr Stefaniak *(during the absence of Mrs Dunne on 6 May 2003)*.

Pursuant to resolution

COMMUNITY SERVICES AND SOCIAL EQUITY: *(Formed 11 December 2001; Amendment to resolution of appointment 21 November 2002)*: Mr Hargreaves *(Chair)*, Mr Cornwell *(from 21 November 2002)*, Mrs Cross, Ms Dundas.

EDUCATION: *(Formed 11 December 2001)*: Ms MacDonald *(Chair)*, Ms Dundas, Mr Pratt.

HEALTH: *(Formed 11 December 2001)*: Ms Tucker *(Chair)*, Mrs Burke *(from 18 February 2003)*, Ms MacDonald.

LEGAL AFFAIRS: *(Formed 11 December 2001): Mr Stefaniak (Chair), Mr Hargreaves, Ms Tucker.*

PLANNING AND ENVIRONMENT: *(Formed 11 December 2001; Amendment to resolution of appointment 21 November 2002): Mrs Dunne (Chair), Mrs Cross (from 21 November 2002), Ms Dundas, Mr Hargreaves (from 30 January 2003).*

PUBLIC ACCOUNTS: *(Formed 11 December 2001): Mr Smyth (Chair), Ms MacDonald (from 30 January 2003), Ms Tucker.*

Dissolved

ESTIMATES 2001-02: *(Formed 19 February 2002): Mr Humphries (Chair), Ms Dundas, Mr Hargreaves. (Presented 9 April 2002).*

ESTIMATES 2002-03: *(Formed 6 June 2002): Mr Humphries (Chair), Mr Hargreaves, Ms Dundas, Mrs Dunne, Ms Gallagher. (Printing, circulation and publication authorised 19 August 2002; presented 20 August 2002).*

ESTIMATES 2003-04: *(Formed 3 April 2003): Mr Smyth (Chair), Mrs Cross, Mr Hargreaves, Mrs Dunne, Ms MacDonald. (Presented 17 June 2003).*

ESTIMATES 2003-04 (NO. 2): *(Formed 19 August 2003): Mr Smyth (Chair), Ms Dundas, Mr Hargreaves. (Presented 23 September 2003).*

PRIVILEGES: *(Formed 6 June 2002): Ms Tucker (Chair), Mr Hargreaves, Mr Smyth. (Presented 14 November 2002).*

PRIVILEGES: *(Formed 26 June 2003): Ms Dundas (Chair), Mr Quinlan, Mr Stefaniak. (Presented 18 November 2003).*

STATUS OF WOMEN IN THE ACT: *(Formed 11 December 2001): Ms Gallagher (Chair), Mrs Cross, Ms Dundas. (Presented 21 November 2002).*
