Legislative Assembly for the Australian Capital Territory

2016-2017-2018

Notice Paper

No 77

Wednesday, 31 October 2018

The Assembly meets this day at 10 am

ASSEMBLY BUSINESS

Orders of the day

1  INDEPENDENT INTEGRITY COMMISSION 2018—SELECT COMMITTEE: Presentation of report on the establishment of an integrity commission for the ACT, through examination of a draft Government Bill and the Anti-corruption and Integrity Commission Bill 2018, and other related matters pursuant to order of the Assembly of 6 June 2018.


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

PRIVATE MEMBERS’ BUSINESS

Notices

1  MS CHEYNE: To move—That this Assembly:

(1) notes that breastfeeding is the healthiest start for infants and that breast milk:

(a) has a nutritional value uniquely matched to the needs of babies;

(b) contains nutrients essential for the development of children and their immunity; and

(c) is recommended by the National Health and Medical Research Council and the World Health Organisation as the exclusive nutrition source until an infant is six months of age;

(2) acknowledges that the decision not to breastfeed is not always a choice given some women encounter problems with lactation and milk supply, including:

(a) delayed lactation due to a premature birth;

(b) an insufficient supply of milk;

(c) a baby’s inability to suckle; and

(d) separation from their newly-born child due to illness;

(3) notes:

(a) the value of mothers who have an additional supply of breast milk donating their milk to address the issues outlined at (2);

(i) the benefits to mothers who donate breast milk;

(b) that milk banks facilitate access to donor milk;

(c) the success of official milk banks in other jurisdictions in Australia and throughout the world; and

(d) that feedback as part of the consultation on the *Australian National Breastfeeding Strategy* (not yet finalised) stressed promoting increased access to breast milk and milk banks;

(4) notes that the Centenary Hospital for Women and Children receives a supply of donor breast milk in situations limited to assisting mothers and their babies who are premature or unwell and there is not enough expressed milk, and that:

(a) every effort is made to use the mother’s milk in preference to donor milk;

(b) it is the baby’s parent’s decision/s alone in deciding whether the baby will receive donor milk;
(c) information is provided to assist parents in making decisions whether to consent to receiving donor milk;
(d) mothers who donate their milk are strictly screened; and
(e) milk is pasteurised to limit risk of infection;

(5) also notes that:
(a) milk banks can have a role beyond assisting in neo-natal settings;
(b) there is no official milk bank to supply milk or donate to in the ACT;
(c) the current supply of donor milk to the Centenary Hospital for Women and Children is from the Mothers’ Milk Bank charity which operates from Tweed Heads, New South Wales; and
(d) informal milk banks exist in the ACT region where donors and their milk may not be screened; and

(6) calls on the ACT Government to investigate the feasibility of establishing an official milk bank in the ACT and/or partnering with neighbouring jurisdictions:
(a) to give ACT region women an opportunity to donate; and
(b) to supply breast milk to babies in and out of a hospital setting. (Notice given 29 October 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

2 MRS DUNNE: To move—That move that this Assembly:

(1) notes:
(a) October is mental health month;
(b) the efforts made, especially through community-based initiatives, to raise awareness of mental health in the community, reduce and eliminate the stigmas associated with mental health, and empower people suffering mental health problems to seek help through events such as the Mental Health Expo, “RUOK?” day, the Ice Bucket Challenge, and the “It’s OK to Talk” campaign;
(c) the difficulties many mental health clients have in navigating the ACT’s mental health system;
(d) the lack of a wrap-around service for mental health clients in the ACT;
(e) the inadequate human resources available to treat mental health patients in the public system, including psychiatry specialists and other appropriately-trained health professionals;
(f) assaults on mental health staff;
(g) the long delays to develop and implement mental health policies, including the Office for Mental Health and Wellbeing, which, although established on 1 July 2018, still does not have a coordinator-general;
(h) the mental health issues, including suicides and attempted suicides, emerging from a poor culture in ACT Health; and

(i) the recommendations of the Independent External Review of Mental Health Inpatient Services within ACT Health (the Review), of 22-23 May 2018; and

(2) calls on the ACT Government to, by the last sitting day in 2018:

(a) table in the Assembly the Government’s response to the Review, outlining:

(i) which recommendations the Government accepts;

(ii) the Government’s timetable for implementing the recommendations it accepts; and

(iii) which recommendations the Government does not accept, and why; and

(b) outline to the Assembly the:

(i) status of the Office for Mental Health and Wellbeing, including, but not limited to, an update on the activity of the Office since its establishment, together with the outcomes of that activity;

(ii) Government’s plan to assist clients to navigate the ACT’s mental health system;

(iii) Government’s approach to providing a wrap-around service to mental health clients, as well as their families and carers;

(iv) Government’s strategies to address staff training and resourcing across all relevant disciplines;

(v) Government’s plans and timelines to relieve bed-block; and

(vi) Government’s strategies to minimise the incidence and associated risks of assaults on mental health staff. (Notice given 29 October 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

3 MR PARTON: To move—That this Assembly:

(1) notes:

(a) the enormous contribution Mr Val Jeffery made to the Tharwa community and Canberra itself;

(b) Mr Jeffery’s decisive actions during the catastrophic bushfires of 2003 that were considered instrumental in saving Tharwa community;

(c) his passionate advocacy for the local bridge including retention of the existing structure and his campaign to have the bridge reopened; and

(d) his significant contribution in preserving the character of Tharwa; and
calls on the Government to:

(a) provide a substantial tribute to Val Jeffery reflecting a cause that he was passionately committed to; and

(b) ensure that such a tribute take the form of renaming the Tharwa Bridge as the Val Jeffery Bridge in recognition of his tireless effort in support of this iconic structure. *(Notice given 29 October 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).*

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

(1) notes that:

(a) this year the Association of Independent Festivals, representing more than 60 independent British festivals, pledged to go plastic free by 2021;

(b) in Australia there are a growing number of events that are implementing strategies to reduce and avoid plastic waste;

(c) world-wide, only nine percent of plastics are recycled;

(d) since the 1950s the cumulative amount of solid plastic waste that has not been burned or recycled is 4.9 billion tonnes;

(e) much of the world’s plastic has ended up in the oceans which becomes virtually irretrievable, especially once it fragments into micro plastics;

(f) avoidance is the surest way to ensure harm minimisation;

(g) the need for finding alternatives to single-use, non-biodegradable plastic is imperative if we are to reduce their usage through avoidance;

(h) plastic serves a useful purpose and in certain cases alternatives might be difficult to find or unviable;

(i) it is incumbent upon each of us to take our own actions to reduce uses of single-use plastics where we can;

(j) governments have a pivotal role to play in assisting the community with behavioural change; and

(k) State, Territory and Commonwealth jurisdictions are currently developing a national waste policy to reduce total waste generated in Australia;

(2) also notes the ACT Government is a national leader in environmental sustainability policy including through:

(a) banning single-use plastic shopping bags;

(b) rolling out green bins to Canberra with bins already delivered in Weston Creek, Kambah, Tuggeranong and Belconnen;
(c) a commitment that the ACT will be powered 100 percent by renewable electricity by 2020; and
(d) setting a target for net zero greenhouse gas emissions by 2045; and

(3) calls on the ACT Government to:
(a) deliver the first ACT Government run plastic free event before the end of the parliamentary term;
(b) continue to find meaningful and significant ways to reduce single-use plastic usage in the ACT; and
(c) work with other jurisdictions to phase out problematic and unnecessary plastics. (Notice given 29 October 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

5 MR COE: To move—That this Assembly:

(1) notes:
(a) the ACT Government is driving businesses out of Canberra due to excessive rates, taxes, fees and charges;
(b) the ACT Government is bringing in record levels of revenue from commercial rates;
(c) since 2015-16, total commercial rates revenue has increased by more than 30 percent;
(d) some individual properties have seen rates double in the same period; and
(e) the ACT Government has substantially increased the unimproved land values of many properties;

(2) further notes that given commercial property values are linked to yield, whilst rates have increased, many properties decreased in value; and

(3) calls on the Government to table by the last sitting day in November:
(a) all modelling undertaken by the ACT Government in the last two years regarding the impact of rises in commercial rates; and
(b) the Revenue Office’s methodology and schedule for revaluing commercial land. (Notice given 29 October 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

6 MR WALL: To move—That this Assembly:

(1) notes:
(a) recreational vehicle (RV) tourism provides significant benefits to the Australian economy;
(b) the road tourism market is valued at approximately $19 billion;
(c) there are an estimated 650,000 registered RV’s in Australia;
(d) the lack of RV infrastructure in the ACT, including the lack of public
black and grey water dumping points and insufficient places to stay;
(e) there are no free overnight parking for self-contained RV’s in the ACT;
and
(f) the ACT is often bypassed by RV tourists due to a lack of infrastructure;
and
(2) calls on:
   (a) the ACT Government to work with the Campervan Motorhome Club of
   Australia to become recognised as an “RV friendly town”; and
   (b) the ACT Government to develop a strategy for attracting RV tourism to
   the ACT. (Notice given 17 September 2018. Notice will be removed
   from the Notice Paper unless called on within 2 sitting weeks –
   standing order 125A).

7 MR PARTON: To move—That this Assembly:
   (1) notes:
      (a) the Canberra Liberals commitment to reducing cost of living through
      providing more affordable rentals in Canberra;
      (b) that the Liberal Opposition presented a bill aimed at providing more
      affordable rental in Canberra;
      (c) the Speakers ruling that the bill is out of order in accordance with
      standing orders; and
      (d) Labor and the Greens have failed to take firm steps to reduce the
      burden of housing stress in Canberra; and
   (2) calls on the ACT Government to:
      (a) legislate to provide a land tax exemption as outlined in the Land Tax
      (Community Housing Exemption) Amendment Bill 2018 presented to
      the Assembly on 19 September 2018 in order to provide more
      affordable rentals in Canberra. (Notice given 23 October 2018. Notice
      will be removed from the Notice Paper unless called on within 3 sitting
      weeks – standing order 125A).

8 MS CODY: To move—That this Assembly:
   (1) notes:
      (a) the naming of many places in Canberra, including suburbs and streets,
      after historical persons;
      (b) that the behaviour of some of those persons was criminal,
      reprehensible and/or abhorrent; and
      (c) the ongoing hurt caused in the community by the commemoration of
      villains as heroes; and
calls on the ACT Place Names Committee to review existing place names in the ACT to ensure they meet the community standards, and provide advice on necessary revisions. (Notice given 30 October 2018. 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 LANDS ACQUISITION (REPORTING REQUIREMENTS) AMENDMENT BILL 2018: (Mr Coe) Agreement in principle—Resumption of debate (from 14 February 2018—Mr Barr).

3 CRIMES (CONSENT) AMENDMENT BILL 2018: (Ms Le Couteur) Agreement in principle—Resumption of debate (from 11 April 2018—Mr Ramsay). (Referred to the Standing Committee on Justice and Community Safety on 8 May 2018 for inquiry and report by the last sitting day in October 2018).

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

5 ANTI-CORRUPTION AND INTEGRITY COMMISSION BILL 2018: (Mr Coe) Agreement in principle—Resumption of debate (from 6 June 2018—Mr Barr).

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

7 GOVERNMENT AGENCIES (LAND ACQUISITION REPORTING) BILL 2018: (Mr Coe): Detail stage—Clauses 1 to 6—Resumption of debate (from 24 October 2018—Mr Gentleman).

EXECUTIVE BUSINESS

Orders of the day

1 SENTENCING LEGISLATION AMENDMENT BILL 2018: (Minister for Justice, Consumer Affairs and Road Safety): Agreement in principle—Resumption of debate (from 20 September 2018—Mr Hanson).
EDUCATION AMENDMENT BILL 2017: (Minister for Education and Early Childhood Development): Agreement in principle—Resumption of debate (from 26 October 2017—Mr Wall).


CITY RENEWAL AUTHORITY AND SUBURBAN LAND AGENCY AMENDMENT BILL 2018: (Minister for Housing and Suburban Development): Agreement in principle—Resumption of debate (from 30 October 2018—Mr Parton).


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.

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.

FEMALE DETAINEE ACCOMMODATION AT THE ALEXANDER MACONOCHE 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.

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ASSEMBLY BUSINESS—continued

Notices

MR WALL: To move—That:

(1) the Standing Committee on Economic Development and Tourism inquire into and report on drone delivery systems in the ACT, with particular reference to:
(a) the decision to base the trials of the technology in the ACT and surrounding region;

(b) the economic impact of drone delivery technology being tested in the ACT including the:
   (i) investment that has been brought in to the Territory;
   (ii) number of jobs that have been created as part of the trial; and
   (iii) extent of collaboration with local industry and academic institutions;

(c) the extent of regulatory oversight of drone technology at various levels of government including but not limited to;
   (i) local authorities such as the Environment Protection Authority, Worksafe and Access Canberra; and
   (ii) Commonwealth agencies such as Air Services Australia and Civil Aviation Safety Authority;

(d) the extent of any environmental impact as a result of trialling drone delivery technology on;
   (i) residents within the trial area;
   (ii) native wildlife; and
   (iii) domestic animals;

(e) ways to improve the use of drone delivery technology within the ACT;

(f) any other relevant matter; and

(2) the Committee report to the Assembly on the matter no later than the last sitting week in 2019. *(Notice given 29 October 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).*

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2 MS J BURCH: To move—That the following continuing resolution be adopted:

**AUTHORITY FOR LEGISLATIVE ASSEMBLY INFORMATION TO BE MIGRATED TO, AND STORED AND PROCESSED BY, A CLOUD SERVICE PROVIDER**

That—

(1) The Assembly authorises its information, including information captured by standing order 277(p), to be migrated to, and stored and processed by, a cloud service provider (provider), on the following provisos:

(a) A contract has been entered into between the Territory and the provider ensuring any access to the Assembly’s information is limited to the sole purpose of providing the service. This should include ensuring any subcontractors engaged by the provider are subject to the same terms and conditions as the provider;
(b) the provider has been certified by the Australian Signals Directorate as suitable for the hosting of data up to the classification of PROTECTED and hosts all ACT Government data in Australia; and

(c) a security risk assessment has been conducted by the Territory to identify relevant security controls to be applied.

(2) In relation to lawful requests for disclosure by the provider of the Assembly’s information—

(a) the Clerk will be notified by the Territory’s information and communications technology agency (the agency) of any warrant or subpoena received by the provider or the agency unless legally prohibited from doing so;

(b) the agency will request the Clerk to authorise any lawful release of Assembly information unless legally prohibited from doing so;

(c) the Clerk will be notified by the agency of any suspected or actual unauthorised access or disclosure of Assembly information managed by the provider or the agency; and

(d) the Clerk will be notified by the agency of any significant changes to the Assembly’s data storage, including hosting arrangements.

(3) This resolution has effect from the date of its passage in the Assembly and continues in force unless and until amended or repealed by this or a subsequent Assembly. (Notice given 29 October 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

Orders of the day—continued

3 ADMINISTRATION AND PROCEDURE—STANDING COMMITTEE—REPORT 8—REVIEW OF THE STANDING ORDERS AND CONTINUING RESOLUTIONS OF THE LEGISLATIVE ASSEMBLY—MOTION THAT RECOMMENDATIONS 1 AND 2 BE ADOPTED TO COMMENCE ON 1 JANUARY 2019 AND RECOMMENDATIONS 3 TO 12 BE NOTED: Resumption of debate (from 25 October 2018—Ms Orr) on the motion of Mr Wall—That Recommendations 1 and 2 be adopted to commence on 1 January 2019 and Recommendations 3 to 12 be noted. (Order of the day will be removed from the Notice Paper unless called on within 4 sitting weeks—standing order 152A.)

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Last sitting day in 2018

4 END-OF-LIFE CHOICES IN THE ACT—SELECT COMMITTEE: Presentation of report on end-of-life choices in the ACT, pursuant to order of the Assembly of 30 November 2017; amended 2 August 2018.
14 December 2018


Last sitting day in March 2019

6  STANDING COMMITTEES: Presentation of report on annual and financial reports for the financial year 2017-2018 and calendar year reports for 2017, pursuant to order of the Assembly of 25 October 2018.

EXECUTIVE MEMBERS’ BUSINESS

There are no notices or orders of the day.

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

1720, 1726, 1734, 1738, 1755-1785, 1787-1793, 1885, 1887-2013.

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

30 October 2018
Sunday/Public holiday Bus Timetables—Minister for Transport and City Services—Petition lodged by Ms Le Couteur (Pet 8-18).

18 December 2018
Fencing of play spaces—Minister for City Services—Petition lodged by Ms Le Couteur (Pet 14-18).

ACT Clubs’ Community Contributions Scheme—Attorney-General—Petition lodged by Mr Parton (Pet 15-18).

20 December 2018
Fair treatment for international students in Canberra—Chief Minister—Petition lodged by Mrs Kikkert (Pet 19-18).

22 January 2019
Amendment to Phillip precinct code—Minister for Planning and Land Management—Petitions lodged by Ms Le Couteur (Pet 12-18 and Pet 20-18).

Proposed school bus services—Minister for Transport—Petition lodged by Miss C. Burch (Pet 17-18).

24 January 2019

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, Mr Wall.

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.

JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE: *(Formed 13 December 2016; amended 20 September 2018)*: Ms Lee (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

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.

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

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)*
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)

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