

2001-2002-2003

LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

NOTICE PAPER

No. 73

Thursday, 25 September 2003

The Assembly meets this day at 10.30 am

EXECUTIVE BUSINESS

Notices

- *1 MS GALLAGHER: To present a Bill for an Act to amend the *Annual Leave Act 1973*. (Notice given 24 September 2003).
- *2 MS GALLAGHER: To present a Bill for an Act to amend the *Workers Compensation Act 1951*, and for other purposes. (Notice given 24 September 2003).

ASSEMBLY BUSINESS

Orders of the day

- 1 PLANNING AND ENVIRONMENT – STANDING COMMITTEE – REPORT NO 15 – VARIATION NO 200, GARDEN CITY VARIATION – RESIDENTIAL LAND USE POLICIES, MODIFICATIONS TO RESIDENTIAL CODES AND MASTER PLAN PROCEDURES – 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.

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

- 2 ESTIMATES 2003-2004 – SELECT COMMITTEE – REPORT – APPROPRIATION BILL 2003-2004 – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 24 June 2003 – Mr Smyth*) on the motion of Mr Quinlan – That the Assembly takes note of the paper.

Notices

- 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*).

- 2† MRS DUNNE: To move – That Disallowable Instrument DI2003-254, Land (Planning and Environment) Determination of Matters to be taken into Consideration – Grant of a Further Rural Lease – 2003, be disallowed. (*Notice given 23 September 2003*).

† 5 sitting days for resolution

3† MS TUCKER: To move – That this Assembly amend Disallowable Instrument DI2003-153, made under the *Housing Assistance Act 1987* by:

- (1) subclauses 6 (3)(a), (b) and (c) be omitted;
- (2) delete subclause 6(5) and replace it with:

‘The Commissioner must structure the loan agreement as far as possible so that the sum of the rental bond loan repayments plus the Applicant’s rental payments under the residential tenancy agreement does not exceed 40% of the household income’;
- (3) delete Clause 6(1)a and replace with:

‘at least one of the applicants is resident, employed in, studying or proposes to be studying in the ACT, or has family connections in the ACT, and he or she satisfies eligibility requirements specified in clauses 5(3)(c), 5(3)(d), 5(6) and 5(7) of the Public Rental Housing Assistance Program, and the gross household income is not within the top quintile of household income in the ACT’;
- (4) Clause 8(2) be amended: after the word ‘within’, delete ‘7’ and substitute ‘28’;
- (5) Clause 12(2) be amended: after the word ‘within’, delete ‘7’ and substitute ‘28’;
- (6) Clause 13(1) be amended: after the word ‘within’, delete ‘7’ and substitute ‘28’;
- (7) Clause 7(5) be amended: delete the words after ‘each’, and substitute ‘the applicants may enter into a loan agreement either as joint borrowers or as applicants in common’;
- (8) Clause (9) be amended: after the word ‘apply’, delete ‘as’, and substitute the words ‘either as in-common or’. (*Notice given 23 September 2003*).

† 5 sitting days for resolution

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 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.
- 5 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.
- 6 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.
- 7 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.
- 8 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.
- 9 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.
- 10 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.
- 11 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.

- 12 LEGAL AFFAIRS – STANDING COMMITTEE: Presentation of report on the Long Service Leave (Private Sector) Bill 2003 pursuant to order of the Assembly of 7 May 2003, as amended 23 September 2003.
- 13 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.
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21 October 2003

- 14 PRIVILEGES – SELECT COMMITTEE: Presentation of report pursuant to order of the Assembly of 26 June 2003, as amended 20 August 2003.

23 October 2003

- 15 LEGAL AFFAIRS – STANDING COMMITTEE: Presentation of report on proposed four year terms for members elected to the Legislative Assembly pursuant to order of the Assembly of 28 August 2003.

Last sitting day of 2003

- 16 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.
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EXECUTIVE BUSINESS

Notices - continued

- *3 MR WOOD: To move – That notwithstanding the resolution of the Assembly of 11 December 2001 establishing standing committees:
- (1) the annual and financial reports for the calendar year 2002 and the financial year 2002-2003 presented to the Assembly pursuant to the *Annual Reports (Government Agencies) Act 1995* stand referred to the standing committees, on presentation, in accordance with the schedule below;

- (2) that committees are to inquire and report on the annual reports by the first sitting day in 2004;
- (3) that, notwithstanding Standing Order 229, only one standing committee may meet for the consideration of the inquiry into the calendar year 2002 and 2002-2003 annual and financial reports at any given period of time; and
- (4) the foregoing provisions of this resolution have effect notwithstanding anything contained in the standing orders. (*Notice given 24 September 2003*).

SCHEDULE

Referral of Annual Reports to Standing Committees Calendar year 2002 and the Financial year 2002-2003

Standing Committee	Annual Reports	Minister/s responsible
Public Accounts	Chief Minister's Department	Chief Minister
		Minister for Economic Development, Business and Tourism
		Minister for Sport, Racing and Gaming
		Minister for Industrial Relations
		Minister for Women
		Minister for Community Affairs
	Commissioner for Public Administration	Chief Minister
	Commissioner for Occupational Health and Safety	Minister for Industrial Relations
	ACT Cleaning Industry Long Service Leave Board	Minister for Industrial Relations
	ACT Construction Industry Long Service Board	Minister for Industrial Relations
	Department of Treasury	Treasurer
	ACTEW Corporation	Treasurer
	ACTTAB	Minister for Sport, Racing and Gaming
	Totalcare	Treasurer
	Australian International Hotel School	Treasurer
	Independent Competition and Regulatory Commission	Treasurer
	ACT Government Procurement Board	Treasurer
	ACT Insurance Authority	Treasurer
	Stadiums Authority	Minister for Sport, Racing and Gaming

	Canberra Tourism and Events Corporation	Minister for Economic Development, Business and Tourism
	Exhibition Park in Canberra	Treasurer
	ACT Gambling and Racing Commission	Minister for Sport, Racing and Gaming
	Legislative Assembly Secretariat	Speaker
Legal Affairs	Department of Justice and Community Safety	Attorney-General
		Minister for Police and Emergency Services
	Legal Aid Commission	Attorney General
	Public Trustee	Attorney General
	ACT Ombudsman	Attorney General
	ACT Electoral Commission	Attorney General
	Director of Public Prosecutions	Attorney General
	<i>Victims of Crime (Financial Assistance) Act 1983</i>	Attorney General
	Nominal Defendant	Minister for Urban Services
	Australian Federal Police (ACT Region)	Minister for Police and Emergency Services
Education	Department of Education, Youth and Family Services	Minister for Education, Youth and Family Services
	Canberra Institute of Technology (report of 2001- tabled 9 May 2002)	
	Building and Construction Industry Training Fund Board	
Health	ACT Health	Minister for Health
	Health and Community Care Service	
	Healthpact	
	Community and Health Services Complaints Commissioner	
Planning and Environment	Department of Urban Services	Minister for Urban Services
		Minister for Planning
		Minister for the Environment
	Kingston Foreshore Development Authority	Minister for Planning
	ACTION Authority	Minister for Planning
	Cultural Facilities Corporation	Minister for the Arts and Heritage
	Canberra Public Cemeteries Trust	Minister for Urban Services
	Commissioner for the Environment	Minister for the Environment
	Gungahlin Development Authority	Minister for Planning

Community Services and Social Equity	Department of Disability, Housing and Community Services	Minister for Disability, Housing and Community Services
	Discrimination Commissioner	Attorney General
	Community Advocate	Attorney General

Orders of the Day

- 1 APPROPRIATION BILL 2003-2004 (NO. 2): *(Treasurer)*: Agreement in principle – Resumption of debate *(Mr Smyth)*.
- 2 HEALTH AMENDMENT BILL 2003: *(Minister for Health; presented by the Manager of Government Business)*: Detail stage – Clause 1 – Resumption of debate *(from 23 September 2003 – Mr Hargreaves)*.
- 3 FINANCIAL MANAGEMENT AMENDMENT BILL 2003 (NO. 2): *(Treasurer)*: Agreement in principle – Resumption of debate *(from 21 August 2003 – Mr Smyth)*.
- 4 ANIMAL AND PLANT DISEASES AMENDMENT BILL 2003: *(Minister for Environment)*: Detail stage – Clause 1 – Resumption of debate *(from 28 August 2003 – Mrs Dunne)*.
- 5 LONG SERVICE LEAVE LEGISLATION AMENDMENT BILL 2003: *(Minister for Industrial Relations)*: Agreement in principle – Resumption of debate *(from 21 August 2003 – Mr Pratt)*.
- 6 EVIDENCE (MISCELLANEOUS PROVISIONS) AMENDMENT BILL 2003: *(Attorney-General)*: Agreement in principle – Resumption of debate *(from 28 August 2003 – Mr Smyth)*.
- 7 JUSTICE AND COMMUNITY SAFETY LEGISLATION AMENDMENT BILL 2003: *(Attorney-General)*: Agreement in principle – Resumption of debate *(from 26 June 2003 – Mr Stefaniak)*.
- 8 ELECTORAL AMENDMENT BILL 2003: *(Attorney-General; presented by Manager of Government Business)*: Agreement in principle – Resumption of debate *(from 8 May 2003 – Ms Dundas)*.
- 9 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.

- 10 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.
- 11 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.
- 12 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.
- 13 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.
- 14 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.
- 15 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.
- 16 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.
- 17 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.

- 18 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.
- 19 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.
- 20 LAW REFORM COMMISSION REPORT ON BAIL – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 19 June 2003 – Mr Stefaniak*) on the motion of Mr Stanhope – That the Assembly takes note of the paper.
- 21 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.
- 22 ACT TAXI SUBSIDY SCHEME – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 26 June 2003 – Mrs Burke*) on the motion of Mr Wood – That the Assembly takes note of the paper.
- 23 INDIGENOUS EDUCATION – SIXTH SIX MONTHLY REPORT – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 21 August 2003 – Mr Pratt*) on the motion of Ms Gallagher – That the Assembly takes note of the paper.
- 24 PUBLIC HOUSING ASSET MANAGEMENT STRATEGY 2003-2008 – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 26 August 2003 – Mrs Burke*) on the motion of Mr Wood – That the Assembly takes note of the paper.
- 25 COMMONWEALTH-STATE-TERRITORY DISABILITY AGREEMENT 2002-2007 – MINISTERIAL STATEMENT – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 26 August 2003 – Mrs Burke*) on the motion of Mr Wood – That the Assembly takes note of the paper.
- 26 INQUIRIES AMENDMENT BILL 2003: (*Chief Minister*): Agreement in principle – Resumption of debate (*from 28 August 2003 – Mr Smyth*).
- 27 ROYAL COMMISSIONS AMENDMENT BILL 2003: (*Chief Minister*): Agreement in principle – Resumption of debate (*from 28 August 2003 – Mr Smyth*).
- 28 VICTIMS OF CRIME (FINANCIAL ASSISTANCE) AMENDMENT BILL 2003: (*Attorney-General*): Agreement in principle – Resumption of debate (*from 28 August 2003 – Mr Smyth*).

- 29 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.
- 30 GENE TECHNOLOGY BILL 2002: (*Minister for Health*): Detail stage – Clause 4 – Resumption of debate (*from 28 August 2003 – Mr Smyth*).
- 31 AFFORDABLE HOUSING TASKFORCE FINAL REPORT – STRATEGIES FOR ACTION – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 28 August 2003 – Ms Dundas*) on the motion of Mr Wood – That the Assembly takes note of the paper.
- 32 CRIMES (INDUSTRIAL MANSLAUGHTER) AMENDMENT BILL 2002: (*Minister for Industrial Relations*): Agreement in principle – Resumption of debate (*Mr Pratt*).

Notices - continued

- 4 MR QUINLAN: To move – That, in accordance with s.16(4) of the *Territory Owned Corporations Act 1990*, this Assembly approves the disposal of all of the undertakings (including its assets, rights and liabilities) of Totalcare Industries Limited to the Territory. (*Notice given 20 August 2003*).
- 5 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*).

PRIVATE MEMBERS' BUSINESS

Notices

- 1 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*).
- 2 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*).
- 3 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*).
- 4 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*).
- 5 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*).
- 6 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*).
- 7 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*).
- 8 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*).
- 9 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*).
- 10 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*).
- 11 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*).

- 12 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*).
- 13 MS DUNDAS: To move – That this Assembly calls on the Government to empower the Gaming and Racing Commission to reduce the current number of gaming machines in the ACT to 3000, in line with the national per capita average, during the financial year 2003-2004. (*Notice given 11 March 2003*).
- 14 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*).
- 15 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*).
- 16 MRS DUNNE: To move – That this Assembly:
- (1) acknowledges that plastic bag use needs to be reduced and plastic bag recycling needs to be enhanced in the ACT;
 - (2) calls on the Government to ensure that there are plastic bag recycling drop off points at all major town centres across Canberra;
 - (3) calls on the Government to embark on an education and awareness campaign promoting the benefits of reducing, reusing and recycling plastic bags;
 - (4) calls on the Government to work with business and encourage more consumer choice for carrying goods bought, ie allowing choice of plastic bag, calico bag, boxes or degradable bags;
 - (5) calls on the Government to work with business and trial (a) a plastic bag levy in Canberra and (b) the use of biodegradable or degradable plastic bags using a similar approach to the ReBaG trial in 1999. (*Notice given 17 June 2003*).

17 MS TUCKER: To move – That this Assembly:

- (1) supports the role of the Senate as an essential check on the power and the Executive of the Federal Government and as a mechanism for ensuring responsible and accountable government;
- (2) rejects the proposal of the Prime Minister to change the constitution so as to enable a joint session of both Houses of the Federal Parliament without first requiring a double dissolution election;
- (3) calls on the Chief Minister to write to the Prime Minister expressing grave concern about the proposal and calling on him to withdraw his proposal; and
- (4) affirms the role of proportional representation as an electoral system which, through awarding representatives in proportion to shares of votes, ensures a democratic legislature. (*Notice given 24 June 2003*).

18 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*).

19 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*).

- 20 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*).

Orders of the day

- 1 INQUIRIES AMENDMENT BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 15 May 2002 – Mr Stanhope*).
- 2 LAND (PLANNING AND ENVIRONMENT) LEGISLATION AMENDMENT BILL 2001: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Corbell*).
- 3 CRIMES AMENDMENT BILL 2001 (NO 3): (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Stanhope*).
- 4 SUPREME COURT AMENDMENT BILL 2001 (NO 2): (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Stanhope*).
- 5 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.
- 6 PROPOSED TIMETABLE FOR THE COMPLETION OF THE GUNGALIN 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.

- 7 COMMUNITY REFERENDUM BILL 2002: *(Mr Humphries)*: Agreement in principle – Resumption of debate *(from 28 August 2002 – Mr Stanhope)*.
- 9 CRIMES AMENDMENT BILL 2002: *(Mr Pratt)*: Agreement in principle – Resumption of debate *(from 13 November 2002 – Mr Stanhope)*.
- 8 BUILDING (WATER EFFICIENCY) AMENDMENT BILL 2002: *(Mrs Dunne)*: Agreement in principle – Resumption of debate *(from 13 November 2002 – Mr Corbell)*.
- 9 LITTER AMENDMENT BILL 2002: *(Ms Tucker)*: Agreement in principle – Resumption of debate *(from 20 November 2002 – Mr Corbell)*.
- 10 PUBLIC ACCESS TO GOVERNMENT CONTRACTS AMENDMENT BILL 2002 (NO. 2): *(Ms Dundas)*: Agreement in principle – Resumption of debate *(from 11 December 2002 – Mr Quinlan)*.
- 11 COSTING OF ELECTION COMMITMENTS BILL 2002: *(Mr Humphries)*: Agreement in principle – Resumption of debate *(from 11 December 2002 – Mr Quinlan)*.
- 12 FINANCIAL LEGISLATION (INTEGRITY AND RESPONSIBILITY) AMENDMENT BILL 2002: *(Mr Humphries)*: Agreement in principle – Resumption of debate *(from 11 December 2002 – Mr Quinlan)*.
- 13 BUSHFIRE RECONSTRUCTION AUTHORITY BILL 2003: *(Mrs Dunne)*: Agreement in principle – Resumption of debate *(from 5 March 2003 – Mr Stanhope)*.
- 14 SENTENCING REFORM AMENDMENT BILL 2003: *(Mr Stefaniak)*: Agreement in principle – Resumption of debate *(from 2 April 2003 – Mr Stanhope)*.
- 15 GAMING MACHINE (POLITICAL DONATIONS) AMENDMENT BILL 2003: *(Mrs Cross)*: Agreement in principle – Resumption of debate *(from 7 May 2003 – Mr Quinlan)*.
- 16 BUSHFIRE INQUIRY (PROTECTION OF STATEMENTS) AMENDMENT BILL 2003 (NO. 2): *(Ms Tucker)*: Agreement in principle – Resumption of debate *(from 18 June 2003 – Mr Wood)*.
- 17 SMOKING (PROHIBITION IN ENCLOSED PUBLIC PLACES) BILL 2003: *(Mrs Cross)*: Agreement in principle – Resumption of debate *(from 25 June 2003 – Mr Corbell)*.
- 18 CORRECTIONS REFORM AMENDMENT BILL 2003: *(Mr Smyth)*: Agreement in principle – Resumption of debate *(from 25 June 2003 – Mr Stanhope)*.

- 19 BAIL (SERIOUS OFFENCES) AMENDMENT BILL 2003: (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 25 June 2003 – Mr Stanhope*).
- 20 FIRE, EMERGENCY SERVICES AND AMBULANCE AUTHORITIES BILL 2003: (*Mr Pratt*): Agreement in principle – Resumption of debate (*from 20 August 2003 – Mr Wood*).
- 21 ELECTORAL AMENDMENT BILL 2002: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 20 August 2003 – Mr Hargreaves*).
- 22 GOVERNMENT PROCUREMENT (PRINCIPLES) GUIDELINE AMENDMENT BILL 2003: (*Ms Dundas*): Agreement in principle – Resumption of debate (*from 27 August 2003 – Mr Quinlan*).
- *23 DRUGS OF DEPENDENCE AMENDMENT BILL 2003: (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 24 September 2003 – Mr Stanhope*).
- *24 CRIMES AMENDMENT BILL 2003: (*Mr Cornwell*): Agreement in principle – Resumption of debate (*from 24 September 2003 – Mr Stanhope*).
- *25 RATES CONCESSIONS - LOW INCOME EARNERS: Resumption of debate (*from 24 September 2003 – Mr Smyth*) on the motion of Ms Dundas – That the ACT Government develop a proposal to provide rates concessions to all people on low incomes, including more generous concessions for pensioners, and present this to the Assembly by the last day of sitting in December 2003.

**Referred to Standing Committee on Administration and Procedure on
7 May 2003**

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'.

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*).

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

875, 878, 885, 888, 893, 898, 906, 911, 917, 918, 919, 920, 921,
922, 923, 924, 925, 926, 927, 928, 929, 931, 932, 933, 934, 935,
936, 937, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949,
950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962,
963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973

25 September 2003

(*Redirected question – 30 days expires 23 October 2003*)

*930 MR CORNWELL: To ask the Minister for Planning – In relation to disabled toilet facilities in ACT clubs:

- (1) Are disabled toilets provided in all recreational, community and sporting club buildings in the ACT, and if not why not;
- (2) Which are the ACT clubs, by name and location, which do not provide disabled toilet facilities;
- (3) What is the current legislation in relation to the provision of disabled toilet facilities in ACT clubs;
- (4) Do all club buildings in the ACT have disabled access and provision for ease of movement around club facilities for disabled patrons, if not, why not;
- (5) Which are the ACT clubs, by name and location, which do not provide disabled access.

New questions
(30 days expires 25 October 2003)

- *974 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to crime prevention in schools:
- (1) What programs are offered to schools through ACT Policing's Crime Prevention Team;
 - (2) How often does the Crime Prevention Team meet with the Department of Education, Youth and Family Services to coordinate and plan these programs;
 - (3) Has any formal agreement been made between ACT Policing and the Department of Education, Youth and Family Services on the way police deal with incidents arising in a school environment;
 - (4) If so, are you in a position to release the details of that agreement;
 - (5) If not, why not.
- *975 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to police numbers in the ACT:
- (1) In the 2001 election promises of the Labor Party, the Justice and Community Safety policy stated 'Labor will implement a program to restore the number of police officers available to at least the national average.' Has a program been developed to achieve this;
 - (2) If so, what are the details of the program;
 - (3) If not, why not;
 - (4) What has been the national average of police officers in 2001, 2002 and 2003 (to date);
 - (5) What has been the number of police officers in the ACT in 2001, 2002 and 2003 (to date);
 - (6) How many police officers have been employed under the Labor Government since 2001;
 - (7) How much money has been spent on employing police officers under the Labor Government since 2001.

*976 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to police visits to schools:

- (1) In 2001, 2002 and 2003 how many incidents were reported to the police in ACT schools that were attended by police officers;
- (2) In 2001, 2002 and 2003 how many incidents were reported to the police in ACT schools that were not attended by police officers;
- (3) In 2001, 2002 and 2003 how many ACT schools did police officers visit as part of any crime prevention initiatives and how many times were these schools visited;
- (4) In 2001, 2002 and 2003 where police were called to incidents reported in schools involving violence or vandalism, how many charges were laid and what percentage of the reported incidents resulted in the laying of charges;
- (5) Of the incidents of violence in schools reported to the police, what percentage involved violence by students or outsiders towards teachers.

*977 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to police capability:

- (1) How many police, by rank, are currently on medical restrictions but continue to work;
- (2) Of those police on medical restrictions and who are continuing to work, what are their actual organisational positions within ACT Policing;
- (3) What percentage of patrol police positions are non-active because the police in those positions have been transferred to non-patrol/desk duties due to medical restrictions;
- (4) What steps have been taken to ensure that patrol positions vacated for 14 days or longer due to illness are being filled at the earliest opportunity.

*978 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to ACT police deployed to the Solomon Islands:

- (1) What level of manpower is the ACT AFP down following the deployment of 42 ACT Policing members to the Solomon Islands;
- (2) Has the deployment of these officers had any extra impact on the ACT police force in terms of workload. If not, how has ACT Policing managed to cover the absence and workload of 42 officers;

- (3) I have received reports that beat police north and south side have not been able to spend the amount of time they should be dedicating to the beat due to reduced capacity relating to the deployment of officers to the Solomon Islands. Is this correct, if not, why would some officers be concerned that they are not meeting, by half, their dedicated time on the beat.

*979 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to provisional and learner drivers:

- (1) How many (a) provisional and (b) learner drivers were caught with blood alcohol levels above the limit of 0.02 during (i) 2002-03 and (ii) 2001-02;
- (2) In (a) and (b) above how many have lost their licenses as a result of having blood alcohol levels above the limit during 2002-03;
- (3) What other penalties were enforced in (a) and (b) above as a result of breaching the conditions of their license by exceeding the permissible blood alcohol limit and how many drivers in each category incurred these penalties;
- (4) How many (a) provisional and (b) learner drivers were caught speeding during (i) 2002-03 and (ii) 2001-02;
- (5) In (a) and (b) above how many lost their licenses as a result of exceeding the speed limit;
- (6) What other penalties were enforced for (a) and (b) above as a result of breaching the speed limit and how many drivers in this category incurred these penalties.

*980 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to all ACT teachers:

- (1) How many are currently on stress leave;
- (2) How many claims have there been for stress leave in 2001, 2002 and 2003 (to date);

*981 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to the Career Education Support Service:

- (1) Is this service up and running and available to students. If so, how can it be accessed, if not, when will it be ready to be utilised;

- (2) How much of the \$384,000 allocated in the 2003-04 Budget for this service has been expended to date. What is the breakdown of expenditure and what has been delivered for that expenditure.

*982 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to counselling services in ACT Government schools:

- (1) How many school counsellors are currently employed in the government schooling system;
- (2) Does this reach the target as announced in the Budget to provide a youth worker for every government high school. If not, when will this target be met;
- (3) Has the number of school counsellors increased since the injection of \$215,000 for counselling services in the 2003-04 Budget;
- (4) How much of the \$215,000 allocated in the Budget has been spent to date. What is the breakdown of expenditure and what has been delivered for that expenditure;
- (5) What counselling services are currently being provided specifically to help students cope with the aftermath of the bushfires;
- (6) How many schools are still providing counselling services specifically in relation to the bushfires;
- (7) What is the additional cost to the education budget for counselling services in school specifically relating to the bushfires;
- (8) Will this additional expenditure mean services in other areas of schooling will not be able to be provided. If so, please detail, if not, where will the additional funds come from to pay for bushfire counselling.

*983 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to the RecLINK program:

- (1) How many young people are currently involved in the RecLINK program;
- (2) How many of the participants are (a) indigenous and (b) from linguistically diverse backgrounds;
- (3) What activities are undertaken as part of this program;
- (4) How long are the youths involved in the program;

- (5) Are youth in this program assessed to discover if RecLINK is having a positive impact on their development. If so, what sort of assessment is undertaken, if not, why not;
- (6) What percentage of youths involved in the program have improved themselves through RecLINK;
- (7) How much of the \$231,000 allocated to this program this financial year has been expended to date, what is the breakdown of expenditure and what has been delivered for that expenditure.

*984 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to school libraries and the recently released report from the Australian Council for Education Research (ACER) titled *‘Impact of school libraries on student achievement’* which found that the library is an important but sometimes overlooked part of a school:

- (1) Is the Minister aware of this report;
- (2) Evidence in the ACER research shows:
 - (a) a strong computer network connecting the school library’s resources to the classroom laboratories has an impact on student achievement;
 - (b) a print-rich environment leads to more reading and free voluntary reading is the best predictor of comprehension, vocabulary growth, spelling and grammatical ability and writing style;
 - (c) integrating information literacy into the curriculum can improve students’ mastery of both content and information seeking skills;

What programs are currently in place within the school curriculum that encourages use of the school library;

- (3) Is there any scope to increase the use of the library within the school curriculum. If so, will you commit to looking into this matter, if not, why not.

*985 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to strengthening statutory response to children and young people at risk of abuse and neglect:

- (1) \$500,000 was allocated in the 2003-04 Budget for the above program, how much of that allocation has been expended to date, what is the breakdown of expenditure and what has been delivered for that expenditure;

- (2) How will this actual program work and how will it physically better protect children and young people at risk of abuse and neglect.

*986 MR PRATT: To ask the Minister for Industrial Relations – In relation to all ACT public servants:

- (1) How many ACT public servants are currently on stress leave;
- (2) How many claims have there been by ACT public servants for stress leave in 2001, 2002 and 2003 (to date).

*987 MR PRATT: To ask the Minister for Industrial Relations – In relation to the collapse of the maintenance hangar at the Canberra Airport:

- (1) Has ACT Workcover completed its investigation into this incident as yet;
- (2) If so, will it publish a report and will this report be tabled in the Assembly. If not when will the report be completed and will a copy be available for interested parties;
- (3) Is Workcover liaising with the project manager, Strach International, about obtaining a copy of the report that it is preparing;
- (4) If so, what has been the outcome of the negotiations. If not, why not.

*988 MR STEFANIAK: To ask the Attorney-General – In relation to the June 2003 quarterly report regarding the Supreme Court of the Australian Capital Territory:

- (1) Sixteen matters during the quarter are listed 'decline to proceed'. Please give details of why each of these sixteen matters did not proceed;
- (2) Further, in relation to the quarterly report regarding the Supreme Court, two matters are listed 'permanent stay'. Please detail why a 'permanent stay' occurred in these particular matters;
- (3) In relation to the matters proceeding to Hearing that were dismissed, please indicate how many of those matters were heard by Judge alone and how many by Jury. In relation to the matters dealt with by a Jury please indicate whether any of those matters were dismissed as a result of the Judge either directing the Jury to dismiss the matter, or the Judge taking the matter away from the Jury;
- (4) Please give details of the offences that resulted in a custodial sentence being imposed and please list the sentence in each matter;

- (5) Please also give details of each matter and the non-custodial penalty imposed in relation to all other matters that were finalized by way of a finding of guilt before the Supreme Court in the quarter;
- (6) Please give details of the matters where home detention was imposed and also details of the sentence handed down in each of those matters.

*989 MR STEFANIAK: To ask the Attorney-General – In relation to paid announcements and paid advertisements in the local electronic and print media regarding the bushfire recovery process and other matters pertaining to the 18 January 2003 Bushfires:

- (1) How much has the Government spent on such advertisements as of 30 September 2003;
- (2) Please detail exactly how much has been spent with each particular news agency in relation to the above (ie radio stations, The Chronicle, The Canberra Times, television).

*990 MR CORNWELL: To ask the Minister for Planning – Regarding the suggested incentives that could be offered to developers in the draft Civic West Master Plan as listed in your media release dated 19 September 2003 entitled '*Revitalisation incentives possible to redevelop ageing City buildings*':

- (1) If the once-only waiver of stamp duty for the sale or sublease of residential units individually valued at less than \$350,000 is applied, how will the Government ensure that this waiver will be reflected in the sale price of the unit to the buyer, rather than simply allowing for the developer to make an increased profit from the sale;
- (2) Similarly, how will the Government ensure that the waiver of development application fees for proposed developments in Civic West are reflected in the sale price of the development once the project is completed, rather than simply allowing for the developer to make an increased profit from the sale.

*991 MR SMYTH: To ask the Attorney-General – Your reply to Question on notice No 796, paragraph (1) stated 'The position of Communications Manager was created as a new position on 16 May 2003. Previously this role was undertaken using the services of external (contracted) communications consultants on an as required basis. The creation of a permanent position on the Department's establishment is regarded as a more cost effective means of providing these services to Government and community, the need for which was heightened by the January bushfire crisis and its aftermath':

- (1) Given that your reply to Question on notice No 856 stated that the Department spent no money on contracted communications services in

2001-02 and only \$4,300 in 2002-03, how is it 'more cost effective' to have a permanent position at a cost of approximately \$100,000 per annum (based on a SOG B salary plus entitlements) rather than the previous *ad hoc* arrangement;

- (2) The answer to Question No 856, at paragraph (7), states that 'all Public Affairs Officers within the ACT Public Service were fully engaged with their own duties'. What is the basis for making this statement and how is it verified;
- (3) Further to paragraph (2), is it not normally the case that all ACT public servants are 'fully engaged with their own duties' and yet temporary jobs are advertised and applied for every week. Why in the case of this position was a decision made not to advertise it despite there being a significant cohort within the ACT Public Service who could perform this job and who would, like most public servants, be able to apply for it despite being 'fully engaged with their own duties';
- (4) Who made the decision to create the position;
- (5) Who made the decision to appoint the acting manager;
- (6) Who made the decision not to advertise the position;
- (7) What involvement did the Minister for Police and Emergency Services have in the creation of the position, in the decision to appoint the acting manager and in the decision not to advertise the position;
- (8) What involvement did any of the staff from the Minister for Police and Emergency Services' office have in the creation of the position, in the decision to appoint the acting manager and in the decision not to advertise the position;
- (9) If, as the answer to Question No 856 implies, the acting manager did not apply for the job of Communications Manager, how was it possible for it to be determined, as stated in the answer to Question No 796, that 'the acting occupant of this position has significant expertise and experience in media liaison and communications, particularly within the ACT';
- (10) Further to paragraph (9), if, as the answer to Question No 796 states, there was no merit selection process for the position, how was it possible to determine that 'the acting occupant of this position has significant expertise and experience in media liaison and communications, particularly within the ACT'.

*992 MR SMYTH: To ask the Minister for Health – In relation to syringe distribution at Canberra Hospitals:

- (1) How many needles were used at Canberra Hospitals in Canberra in (a) 2000-01, (b) 2001-02 and (c) 2002-03;

- (2) How many of these needles were (a) 1ml, (b) 5ml and (c) other;
- (3) What was the cost of syringes in the Canberra Hospital system in (a) 2000-01, (b) 2001-02 and (c) 2002-03.

*993 MR SMYTH: To ask the Minister for Health – In relation to syringes:

- (1) Is there any cost associated with a needlestick injury after it is reported, if so, what is that cost;
- (2) How many needles were handed out by the needle exchange in Canberra in (a) 2000-01, (b) 2001-02 and (c) 2002-03;
- (3) How many of these needles were (a) 1ml, (b) 5ml and (c) other;
- (4) What was the cost of handing out syringes through the needle exchange in (a) 2000-01, (b) 2001-02 and (c) 2002-03;
- (5) Have retractable needles even been issued as part of the needle exchange program, if so, how many were issued in (a) 2000-01, (b) 2001-02 and (c) 2002-03;
- (6) What is the average cost of a retractable needle;
- (7) Has the government given consideration to ensuring retractable needles are issued from the needle exchange service, if so, when will you progress a decision in this area, if not, why not;
- (8) Who is contracted to supply the needle exchange service in Canberra;
- (9) What is the cost of (a) a FITPACK of four syringes and (b) a FITPACK of eight syringes;
- (10) What is the average cost annually to the ACT for deposit containers for syringes.

*994 MR SMYTH: To ask the Minister for Urban Services – In relation to skate parks in Canberra:

- (1) How much did each of the skate parks in Canberra cost to construct;
- (2) What are the ongoing associated costs with those skate parks.

MR SMYTH: To ask the following Ministers:

- *995 Chief Minister
- *996 Attorney-General
- *997 Minister for Environment
- *998 Minister for Community Affairs
- *999 Treasurer
- *1000 Minister for Economic Development, Business and Tourism
- *1001 Minister for Sport, Racing and Gaming
- *1002 Minister for Disability, Housing and Community Services
- *1003 Minister for Urban Services
- *1004 Minister for Police and Emergency Services
- *1005 Minister for Arts and Heritage
- *1006 Minister for Health
- *1007 Minister for Planning
- *1008 Minister for Education, Youth and Family Services
- *1009 Minister for Women
- *1010 Minister for Industrial Relations

In relation to consultants use in the 2002-03 financial year:

- (1) What was the (a) name of the consultant (b) address of the consultant (c) cost of the consultancy and (d) service provided by the consultants;
- (2) Have any consultants been used to date this financial year, if so, what was the (a) name of the consultant (b) address of the consultant (c) cost of the consultancy and (d) service provided by the consultants;
- (3) Was a report prepared by the consultants in (1) and (2) and, if so, where may copies be obtained.

*1011 MR SMYTH: To ask the Treasurer – In relation to insurance of ACT forests:

- (1) When do you anticipate that the claim made for the loss of plantations in the ACT bushfires will be settled;
- (2) Will the \$60 million that you are claiming for the loss of forest assets completely cover the value of those assets;
- (3) If not, how much will the ACT Government lose as the result of the destruction of ACT Forests in the January bushfires.

*1012 MRS BURKE: To ask the Minister for Education, Youth and Family Services – In relation to the Communications and Social Awareness (CASA) playgroup program:

- (1) Is the Minister aware of any cases where children with autism have missed out on placements to the CASA playgroup in the last two years. If so, please provide details (including the number and reasons);

- (2) How many children are currently registered in autism programs in the ACT;
- (3) How many children are on the waiting list, under the age of three, to attend a CASA playgroup;
- (5) What programs are in place for children from three years of age;
- (6) What happens to a child once they reach the age of three who are attending a CASA playgroup;
- (7) How are children placed on a program;
- (8) Who advises the parents or carers of the progress of waiting lists.

*1013 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to the installation of barbeques within the grounds of ACT Housing properties:

- (1) Please list all locations which have been provided with a new gas barbeque for the use of public housing tenants, since January, 2002;
- (2) In relation to each location, please indicate the total cost of such installation at each location, including a breakdown of all associated costs;
- (3) Please indicate all locations identified for the future installation of a new gas barbeque, including the proposed timetable for installation;
- (4) Other than barbeques, are there any current plans for the installation of any other recreational structures within the common property of ACT Housing complexes. If so, please indicate the nature of the proposed development, including locations and proposed timetable.

*1014 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to community rooms in ACT public housing complexes and further to your reply to Question on notice No 889:

- (1) Further to the nine (9) public housing properties identified, please indicate the precise location, including, if available, a map, of each room within each complex;
- (2) In relation to all complexes which presently do not have such facility, what arrangements, if any, are being made between ACT Housing and the residents at each such location for this situation to be rectified;
- (3) If any complex is without a community room owing to ACT Housing's need to provide residential stock to eligible applicants- please identify all

such locations; how long has each location been without a community room (for this reason), and when is it proposed that a community room will be provided;

- (4) Please indicate, in relation to the nine (9) locations with community rooms, the involvement, if any, of government agencies involved in the Community Linkages program in the use of the community room.

*1015 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to Block H, Unit No 79, Fraser Court, Kingston:

- (1) Please provide a chronology of events concerning the tenancy at these premises, including copies of all relevant correspondences to/from the tenant of such premises, from January 2003 to date;
- (2) When and how did the Minister or the Department first become aware of the situation concerning:
 - (a) the trashed state of this unit;
 - (b) its unlawful use by non-residents;
- (3) Upon first becoming aware of the situation concerning the trashed state of this unit and its unlawful use by non-residents what steps were taken, by whom, to secure the premises and protect the peaceful use and enjoyment of surrounding premises by other residents;
- (4) At all relevant times, what information was supplied by the appointed Housing Manager and any other responsible officer to ACT Housing and/or the Minister's office concerning events at these premises since March 2003 to date;
- (5) Please indicate by date, time, and the nature of the information reported, all incident reports made to either ACT Housing or the Police by either the Housing Manager or contracted security officers concerning these premises since March 2003 to date;
- (6) In relation to each report made, what action, if any, was taken, by whom, in response to each such reporting.

*1016 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to security screen doors within ACT public housing complexes:

- (1) Please provide copies of all material relevant to the policy decision concerning the proposal to remove all security screen doors from all (subject to (2) below) ACT Housing dwellings;

- (2) Are any properties to be excluded from the proposed removal process, and, if so, please specify all such locations and provide the reason(s) why such properties are being excluded;
- (3) What, if anything, is proposed to replace these screen doors at all properties;
- (4) What is the proposed timetable for removal;
- (5) What options, if any, do tenants have to make provision for their own entrance security upon the removal of their security screen door;
- (6) Are any other changes proposed to be made to the entrances of premises (eg additional locks, chains; different style of doors) and, if so, please specify the nature of such proposals and the current timetable (by location).

T Duncan

Acting 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.

Select

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

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*).

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