

2001-2002-2003

# LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

## NOTICE PAPER

No. 71

**Tuesday, 23 September 2003**

The Assembly meets this day at 10.30 am

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### ASSEMBLY BUSINESS

#### Orders of the Day

- 1 ESTIMATES 2003-04 (NO. 2) – SELECT COMMITTEE: Presentation of report on Appropriation Bill 2003-2004 (No. 2) pursuant to order of the Assembly of 19 August 2003.
- 2 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.

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### EXECUTIVE BUSINESS

#### Orders of the Day

- \*1 HEALTH AMENDMENT BILL 2003: *(Minister for Health; presented by the Manager of Government Business)*: Agreement in principle – Resumption of debate *(from 28 August 2003 – Mr Smyth)*.

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

- \*2 ANIMAL AND PLANT DISEASES AMENDMENT BILL 2003: (*Minister for Environment*): Detail stage – Clause 1 – Resumption of debate (*from 28 August 2003 – Mrs Dunne*).
- \*3 EVIDENCE (MISCELLANEOUS PROVISIONS) AMENDMENT BILL 2003: (*Attorney-General*): Agreement in principle – Resumption of debate (*from 28 August 2003 – Mr Smyth*).
- 4 JUSTICE AND COMMUNITY SAFETY LEGISLATION AMENDMENT BILL 2003: (*Attorney-General*): Agreement in principle – Resumption of debate (*from 26 June 2003 – Mr Stefaniak*).
- 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 FINANCIAL MANAGEMENT AMENDMENT BILL 2003 (NO. 2): (*Treasurer*): Agreement in principle – Resumption of debate (*from 21 August 2003 – Mr Smyth*).
- 7 ELECTORAL AMENDMENT BILL 2003: (*Attorney-General; presented by Manager of Government Business*): Agreement in principle – Resumption of debate (*from 8 May 2003 – Ms Dundas*).
- 8 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.
- 9 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.
- 10 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.
- 11 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.

- 12 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.
- 13 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.
- 14 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.
- 15 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.
- 16 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.
- 17 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.
- 18 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.
- 19 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.
- 20 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.

- 21 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.
- 22 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.
- 23 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.
- 24 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.
- \*25 INQUIRIES AMENDMENT BILL 2003: (*Chief Minister*): Agreement in principle – Resumption of debate (*from 28 August 2003 – Mr Smyth*).
- \*26 ROYAL COMMISSIONS AMENDMENT BILL 2003: (*Chief Minister*): Agreement in principle – Resumption of debate (*from 28 August 2003 – Mr Smyth*).
- \*27 VICTIMS OF CRIME (FINANCIAL ASSISTANCE) AMENDMENT BILL 2003: (*Attorney-General*): Agreement in principle – Resumption of debate (*from 28 August 2003 – Mr Smyth*).
- \*28 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.
- \*29 GENE TECHNOLOGY BILL 2002: (*Minister for Health*): Detail stage – Clause 4 – Resumption of debate (*from 28 August 2003 – Mr Smyth*).
- \*30 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.

## Notices

- 1 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*).

- 2 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*).

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## 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 the ACT Government investigate the introduction of a concession scheme to assist working people on low incomes who are currently struggling to pay their property rates, and report back to the Assembly by the first sitting day in December 2003. *(Notice given 25 June 2003).*
- 21 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 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.
- 7 COMMUNITY REFERENDUM BILL 2002: *(Mr Humphries)*: Agreement in principle – Resumption of debate *(from 28 August 2002 – Mr Stanhope)*.
- 8 CRIMES AMENDMENT BILL 2002: *(Mr Pratt)*: Agreement in principle – Resumption of debate *(from 13 November 2002 – Mr Stanhope)*.
- 9 BUILDING (WATER EFFICIENCY) AMENDMENT BILL 2002: *(Mrs Dunne)*: Agreement in principle – Resumption of debate *(from 13 November 2002 – Mr Corbell)*.
- 10 LITTER AMENDMENT BILL 2002: *(Ms Tucker)*: Agreement in principle – Resumption of debate *(from 20 November 2002 – Mr Corbell)*.
- 11 PUBLIC ACCESS TO GOVERNMENT CONTRACTS AMENDMENT BILL 2002 (NO. 2): *(Ms Dundas)*: Agreement in principle – Resumption of debate *(from 11 December 2002 – Mr Quinlan)*.

- 12 COSTING OF ELECTION COMMITMENTS BILL 2002: *(Mr Humphries)*: Agreement in principle – Resumption of debate *(from 11 December 2002 – Mr Quinlan)*.
- 13 FINANCIAL LEGISLATION (INTEGRITY AND RESPONSIBILITY) AMENDMENT BILL 2002: *(Mr Humphries)*: Agreement in principle – Resumption of debate *(from 11 December 2002 – Mr Quinlan)*.
- 14 BUSHFIRE RECONSTRUCTION AUTHORITY BILL 2003: *(Mrs Dunne)*: Agreement in principle – Resumption of debate *(from 5 March 2003 – Mr Stanhope)*.
- 15 SENTENCING REFORM AMENDMENT BILL 2003: *(Mr Stefaniak)*: Agreement in principle – Resumption of debate *(from 2 April 2003 – Mr Stanhope)*.
- 16 GAMING MACHINE (POLITICAL DONATIONS) AMENDMENT BILL 2003: *(Mrs Cross)*: Agreement in principle – Resumption of debate *(from 7 May 2003 – Mr Quinlan)*.
- 17 BUSHFIRE INQUIRY (PROTECTION OF STATEMENTS) AMENDMENT BILL 2003 (NO. 2): *(Ms Tucker)*: Agreement in principle – Resumption of debate *(from 18 June 2003 – Mr Wood)*.
- 18 SMOKING (PROHIBITION IN ENCLOSED PUBLIC PLACES) BILL 2003: *(Mrs Cross)*: Agreement in principle – Resumption of debate *(from 25 June 2003 – Mr Corbell)*.
- 19 CORRECTIONS REFORM AMENDMENT BILL 2003: *(Mr Smyth)*: Agreement in principle – Resumption of debate *(from 25 June 2003 – Mr Stanhope)*.
- 20 BAIL (SERIOUS OFFENCES) AMENDMENT BILL 2003: *(Mr Stefaniak)*: Agreement in principle – Resumption of debate *(from 25 June 2003 – Mr Stanhope)*.
- 21 DANGEROUS GOODS LEGISLATION AMENDMENT BILL 2003: *(Mr Pratt)*: Agreement in principle – Resumption of debate *(from 20 August 2003 – Ms Gallagher)*.
- 22 FIRE, EMERGENCY SERVICES AND AMBULANCE AUTHORITIES BILL 2003: *(Mr Pratt)*: Agreement in principle – Resumption of debate *(from 20 August 2003 – Mr Wood)*.
- 23 ELECTORAL AMENDMENT BILL 2002: *(Ms Tucker)*: Agreement in principle – Resumption of debate *(from 20 August 2003 – Mr Hargreaves)*.

- 24 GOVERNMENT PROCUREMENT (PRINCIPLES) GUIDELINE  
AMENDMENT BILL 2003: (*Ms Dundas*): Agreement in principle –  
Resumption of debate (*from 27 August 2003 – Mr Quinlan*).

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## ASSEMBLY BUSINESS

### 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 DI2003-85, Land (Planning and Environment) Determination of Matters to be taken into Consideration – Grant of a Further Rural Lease – 2003, be disallowed. (*Notice given 19 August 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 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 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.
- 8 LEGAL AFFAIRS – STANDING COMMITTEE: Presentation of report on the Crimes (Industrial Manslaughter) Amendment Bill 2002 pursuant to order of the Assembly of 12 December 2002, as amended 1 April 2003 and 17 June 2003.
- 9 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.

- 10 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.
- \*11 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.
- \*12 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.
- \*13 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.
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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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**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 Select Committee on Estimates on  
19 August 2003**

APPROPRIATION BILL 2003-2004 (NO. 2): (*Treasurer*): Resumption of debate – Agreement in principle (*Mr Smyth*).

**Referred to Standing Committee on Legal Affairs on  
12 December 2002**

CRIMES (INDUSTRIAL MANSLAUGHTER) AMENDMENT BILL 2002: (*Minister for Industrial Relations*): Resumption of debate – Agreement in principle (*Mr Pratt*).

**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*).

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**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*.



***Redirected and answered question***

The following question asked by the Member indicated has been redirected to the Minister indicated and an answer has been received:

- 837 Minister for Urban Services (*Mr Pratt*).  
902 Chief Minister (*Mr Cornwell*).

**Unanswered questions**

**20 August 2003**

*(30 days expires 19 September 2003)*

- 835 MR PRATT: To ask the Minister for Industrial Relations – In relation to ACT Workcover:
- (1) How many workplace injuries were reported during 2002-03 and how does this figure compare to (a) 2001-02 and (b) 2000-01;
  - (2) What is the breakdown of workplace fatalities by industry during 2002-03;
  - (3) How many workplace fatalities occurred during 2002-03 and how does this figure compare to (a) 2001-02 and (b) 2000-01;
  - (4) How many legal cases relating to workplace safety issues were finalised during 2002-03;
  - (5) What was the outcome of each of the legal cases finalised during 2002-03;
  - (6) How much did Workcover spend on workplace compliance during 2002-03;
  - (7) How much did Workcover spend on legal cases during 2002-03 and how does this figure compare to (a) 2001-02 and (b) 2000-01;
  - (8) As at 30 June 2003, how many legal cases did Workcover have in train during 2002-03;
  - (9) What proportion of these cases do you anticipate will be finalised during 2003-04;
  - (10) How many legal cases will ACT Workcover undertake as a result of the recent ACT fireworks season;

(11) How much did ACT Workcover spend on prosecuting fireworks related cases during 2002-03 and how does this figure compare to (a) 2001-02 and (b) 2000-01;

(12) How much did ACT Workcover spend on compliance issues related to the ACT fireworks industry during 2002-03 and how does this figure compare to (a) 2001-02 and (b) 2000-01;

843 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to the Bushfire Fuel Management Plan:

- (1) Was the Bushfire Fuel Management Plan revised and re-issued by 30 June 2002, in accordance with the legislation enacted in December 1996;
- (2) On 30 June 2002, were all ACT national parks, nature reserves, urban open spaces, horse paddocks, unleased rural land and plantation forests revised and their fuel management plans updated in the parent document, the Bushfire Fuel Management Plan;
- (3) Was the \$100,000 funding allocated in Budget Paper 3, 2000-2001 page 137, identified for public use infrastructure and blackberry control, fully utilised, if so, where;
- (4) Can the Government please provide a breakdown of the expenditure of the \$100,000.

844 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to the ACT Emergency Management Plan:

- (1) When was the ACT Emergency Management Plan last revisited;
- (2) Were the lessons of the December 2001 bushfires taken into consideration and written into a revision of the Plan;
- (3) Was the execution of the ACT's emergency response to the 8 January 2003 bushfire outbreak and the subsequent fighting of the fire through to, and beyond, 18 January 2003, in accordance with the requirements of the ACT Emergency Management Plan;
- (4) Were the bushfire preventative measures laid down in the ACT Emergency Management Plan adhered to in the year leading up to 18 January 2003.

848 MR CORNWELL: To ask the Minister for Health – In relation to Home and Community Care (HACC), Handy Help and Home Help funding:

- (1) How much funding has been provided via HAAC to the Handy Help program for (a) 2002-03 (b) 2001-02 and (c) 2000-01;
- (2) How much funding has been provided via HACC to the Home Help program for the years at (1) above;
- (3) What specific services do both the Handy Help and Home Help programs provide, and who is able to access these services;
- (4) Are there any charges to the user of the Handy Help and Home Help services and if so, what are those charges and how are they applied.

**21 August 2003**

*(30 days expires 20 September 2003)*

873 MR SMYTH: To ask the Minister for Health – In relation to public relations and media related services:

- (1) When was the current Acting Manager, Communications and Marketing appointed;
- (2) When, and in what media, was the position advertised;
- (3) I understand that the permanent Manager is deemed to be on leave without pay while working in a different position, when did the permanent Manager leave and how long are they expected to be away;
- (4) Is the Acting Manager a permanent/ongoing member of the ACT Public Service (ACTPS) or the Australian Public Service, if not how are they able to act in a temporary position within the ACTPS;
- (5) Was a merit selection process used to appoint the Acting Manager;
- (6) Did the Acting Manager apply for the job, if so was the application in writing;
- (7) Was the appointment of the Acting Manager made at the request of the Minister for Health or his office;
- (8) Was the appointment of the Acting Manager made at the request of the Chief Minister or his office;
- (9) Was the appointment of the Acting Manager made at the request of any other member of the ACT Executive or their offices.

875 MRS DUNNE: To ask the Minister for Environment – In relation to the Bushfire Management Plan (BFMP):

- (1) What areas were scheduled for remedial action under the BFMP in preparation for the 2003-04 bushfire season by:
  - (a) fuel reduction burns;
  - (b) hand clearing;
  - (c) removal of dead wood;
  - (d) slashing/mowing;
  - (e) other means;
- (2) How much has already been done in accordance with the BFMP for;
  - (a) fuel reduction burns;
  - (b) hand clearing;
  - (c) removal of dead wood;
  - (d) slashing/mowing;
  - (e) other means;
- (3) As a consequence of the January 2003 Bushfires what areas have been added to the tasks to be undertaken in preparation for the 2003-04 bushfire season by:
  - (a) fuel reduction burns;
  - (b) hand clearing;
  - (c) removal of dead wood;
  - (d) slashing/mowing;
  - (e) other means;
- (4) How much of this work has already been done.

**26 August 2003**

*(30 days expires 25 September 2003)*

878 MR CORNWELL: To ask the Minister for Police and Emergency Services – What was the total strength of the ACT police force and the ACT population in the following years:

- (1) 1998-1999;
- (2) 1999-2000;
- (3) 2000-2001;
- (4) 2001-2002;
- (5) 2002-2003.

885 MR CORNWELL: To ask the Minister for Urban Services – In relation to disposal of refrigerators at tip sites:

- (1) In recent times there has been quite a large number of fridges and freezers located at the Waste Transfer Station at Mitchell. What is the correct process that should be followed by tip workers when disposing of fridges and freezers dumped at tip sites;
- (2) Whose responsibility is it to de-gas fridges and freezers at tip sites;
- (3) Is degassing carried out before fridges and freezers are disposed of or destroyed on the tip site, if not, why not;
- (4) Have there been any cases where a fridge or freezer has not been degassed before it is disposed of or destroyed on the tip site;
- (5) Is there any evidence to show that any R12 (ozone depleting substance) has been released into the atmosphere due to the failure to degas fridges or freezers at tip sites before they are destroyed.

888 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to the emergency accommodation hotline:

- (1) In this service's first six months of operation how many telephone calls were received;
- (2) How many of these telephone calls were from (a) males and (b) females;
- (3) How many of the callers in categories (a) and (b) above had children that also required accommodation (please indicate for each separately);
- (4) Of those telephone calls how many people required emergency accommodation and how many of those were accommodated within 12 hours of the call;
- (5) What is the average length of time to find emergency accommodation via the hotline;
- (6) What is the average length of time a person who telephones the hotline has been homeless for;
- (7) Who are the emergency accommodation providers;
- (8) How much of the \$205,000 allocated to this program has been expended to date (please provide breakdown of expenditure);
- (9) Is there any time during the last six months that the hotline has not been in operation, if so, when, and for how long;

(10) In your press statement promoting this service you state ‘An Emergency Accommodation Fund has been established alongside the service to help pay for the cost of accommodation if it needs to be purchased’:

- (a) what is the status of this fund;
- (b) has it been used, if so, how;
- (c) how much money has been collected via this fund.

**27 August 2003**

*(30 days expires 26 September 2003)*

893 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to disabled access in a local school:

- (1) In response to Question on notice No 519 you said a need had been identified for amenities at a local school at a cost of \$40,000. Has any work progressed further on this project;
- (2) If so, what works have been undertaken and at what cost. If not, why not;
- (3) The project was estimated at \$40,000 is this still an accurate figure;
- (4) If this project is to go ahead from where in the budget will the funds come from and what is the exact cost;
- (5) Have any further sites in need of improvements for disabled access been identified within your portfolio area. If so, where are the sites identified and what works need to be undertaken.

897 MR STEFANIAK: To ask the Attorney General – In relation to Community Service Orders (CSOs):

- (1) How many CSOs have been issued by the courts for the following months;
  - (a) April;
  - (b) May;
  - (c) June;
  - (d) July;
- (2) On how many occasions did people sentenced with one of these CSOs breach their obligations under it;
- (3) What were the consequences of these breaches.

898 MRS BURKE: To ask the Minister for Education, Youth and Family Services – In relation to child care facilities:

- (1) In your reply to Question on notice No 610 you stated ‘\$0.9 million will be spent on expansion of the 6 child care centres, which are scheduled to be completed by September 2003’. Where are the six locations that will be expanded;
- (2) How much of the \$900,000 allocated has been expended to date and on which projects;
- (3) In percentage terms how much of the work has been completed at each of the six sites;
- (4) Is work on schedule to be completed by September 2003. If not, why not, and what is the current schedule for completion;
- (5) Has the Government identified any other areas in Canberra that may require child care services or an expansion of services in addition to the six sites listed above;
- (6) If so how do you plan to action the sites identified.

**28 August 2003**

*(30 days expires 27 September 2003)*

905 MR PRATT: To ask the Minister for Industrial Relations – In relation to the destruction of confiscated fireworks:

- (1) In the 2003-04 Budget \$345,000 was allocated this financial year for the destruction of 37 tonnes of confiscated fireworks. How much of this funding has been expended to date;
- (2) How many tonnes of fireworks of the total 37 tonnes listed have been destroyed to date;
- (3) Have any further tonnes of fireworks been confiscated since this funding was allocated in the Budget;
- (4) If yes to (3) how many additional tonnes have been confiscated, will those fireworks be destroyed, at what cost and from where will the funds come to destroy these fireworks.

906 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to school sport:

- (1) In July 2000 the former Government released the *‘Review of Services to School and Junior Sport 2000’*. What programs has your Government

implemented to enhance and affirm support for school sport/physical education since coming to office;

- (2) Since the release of that report, has a school and junior sport skilling plan been developed. If so, where can copies be obtained, if not, why not;
- (3) Since the release of that report, has cooperation between school and junior sport partners through the negotiation of formal service agreements taken place. If so, where can copies of the service agreements be obtained, if not, why not;
- (4) Since the release of that report, have specific benchmarks for participation in school sport and junior sport been established. If so, where may copies of the benchmark details be obtained, if not, why not;
- (5) Since the release of that report, has a review of internal administrative structure that support school and junior sport at the ACT Department of Education, Youth and Family Services taken place in order to maximise efficiency.

910 MRS BURKE: To ask the Attorney-General – In relation to the Community Advocate:

- (1) In light of the Gallop Report, what processes are in place to ensure that the Community Advocate is now sufficiently accountable to Government;
- (2) Further to (1), what mechanisms, if any, are in place to ensure that client satisfaction surveys now form part of this accountability process.

911 MRS BURKE: To ask the Minister for Health – In relation to Department of Health and Community Care job advertisements, can the Minister explain:

- (1) Why the Department of Health and Community Care is advertising job vacancies with packages which include Public Benevolent Institutions (PBI) benefits (other than those jobs classified as being eligible for PBI benefits as defined under the current Tax Act (Section 57(a)) for positions that may not be eligible for such benefits;
- (2) Is the Department, by default, misrepresenting the legal situation of its tax liabilities to the ACT community by allowing prospective employees to be party to benefits they may not be legally entitled to;
- (3) The potential tax liability faced by the ACT Government in continuing to promote and contribute to the PBI scheme on behalf of all Health and Community Care employees receiving benefits under the scheme;
- (4) How many staff currently employed in the ACT Public Service are being paid the PBI benefit and at what cost to the Government;



- (5) Further to (4), what positions do such current employees hold, and where are they located.

**23 September 2003**

*(Redirected question – 30 days expires 27 September 2003)*

\*901 MR CORNWELL: To ask the Minister for Urban Services:

- (1) Is water from Lake Burley Griffin used to water lakeside parks, golf courses etc, including Floriade;
- (2) If yes, how is this undertaken;
- (3) If not, why not.

***New questions***

*(30 days expires 23 October 2003)*

\*917 MS DUNDAS: To ask the Treasurer – In relation to Microsoft products over the financial year 2002-03:

- (1) How much did ACT Government departments spend on Microsoft licence fees;
- (2) How much did School Education, within the Department of Education, Youth and Family Services, spend on Microsoft licence fees;
- (3) How much did Territory-owned corporations spend on Microsoft licence fees;
- (4) What percentage of total software spending by Territory entities was spent buying software developed or modified in the ACT;
- (5) How much did Territory entities spend on IT support relating to use of Microsoft products.

\*918 MR SMYTH: To ask the Treasurer – In relation to the analysis of the status and performance of the Superannuation Provision Account (SPA), as set out in Budget Paper No. 3:

- (1) In Table 7.2.1, what proportion of Current Investments comprises funds from the SPA;
- (2) In Table 7.2.1, what proportion of Non Current Investments comprises funds from the SPA;

- (3) What is the difference between 'Current Investments' and 'Non Current Investments'?
- (4) Why are the amounts for Superannuation Investments in Table 7.2.1 different from the amounts for SPA Assets in Table 7.3.2?
- (5) In relation to asset allocation strategies, what is the difference between 'Strategic Asset Allocation' and what is described as the 'new investment configuration'?
- (6) What has been the outcome of the implementation of the new investment configuration during 2002-03?
- (7) What will be the consequences for the SPA of the continuing implementation of the new investment configuration during 2003-04.

\*919 MR SMYTH: To ask the Treasurer – In relation to the commentary in Budget Paper No. 3 on the asset allocation strategy for the Superannuation Provision Account, reference is made to Private Equity investments:

- (1) What is meant by 'Private Equity investments'?
- (2) What assessment process will be put in place to evaluate possible Private Equity investments?
- (3) Will Private Equity investments be sought in any specific industries?
- (4) Will Private Equity investments be sought only in Australia?
- (5) Will the investments in Private Equity ventures be short term or long term?
- (6) If any of these investments are long term, will there be any implications for the ACT Government, such as requiring the provision of management expertise for the ventures.

\*920 MR SMYTH: To ask the Treasurer – In relation to the analysis of the status and performance of the ACT Government investments, as set out in Budget Paper No. 3:

- (1) In Table 7.2.1, why are investments held on behalf of PTE agencies?
- (2) In Table 7.2.1, what is the reason for the increase in investments held on behalf of PTE agencies, during 2003-04, from \$20.2 million to \$59 million?
- (3) In Table 7.2.1, why did the PTE investments not fall from \$29.7 million to \$4.2 million as postulated in the 2002-03 Budget?

- (4) In Table 7.2.1, what is the reason for the reduction of nearly \$43 million in cash.

\*921 MR SMYTH: To ask the Minister for Health – In relation to the release of the exposure draft of the proposed Charities Bill 2003 by the Federal Government:

- (1) Has the ACT Government undertaken an analysis of this proposed Bill in the context of any possible impact on public hospitals and similar organisations operating in the ACT;
- (2) In particular, is the ACT Government aware of any potentially adverse impact of the provisions in this proposed Bill on employee benefits;
- (3) If an analysis of this exposure draft has been made, what has been the outcome;
- (4) If an analysis of the implications of the exposure draft has not been undertaken, why not.

\*922 MR CORNWELL: To ask the Minister for Education, Youth and Family Services – In relation to child abuse and neglect:

- (1) How many reports of abuse and neglect were reported in the following years (a) 2002-03, (b) 2001-02 and (c) 2000-01;
- (2) For (a), (b) and (c) above:
  - (a) How many of these reports were for physical abuse, sexual abuse and neglect;
  - (b) How many of these reports were investigated;
  - (c) How many of these reports have resulted in prosecution or in consideration of prosecution for child abuse;
  - (d) How many children have been removed from the care of the alleged abuser as a result of abuse or neglect;
  - (e) What percentage of reports of abuse and neglect came from:
    - (i) doctors;
    - (ii) nurses;
    - (iii) other health professionals;
    - (vi) teachers;
    - (v) other education workers;
    - (vi) childcare workers;
    - (vii) social and community workers;

- (viii) police;
- (ix) relatives; and
- (x) other members of the community.

\*923 MR CORNWELL: To ask the Minister for Urban Services – In relation to traffic control systems:

- (1) What contingency plans do you have in place for when traffic lights don't work because of a power shortage as happened in Belconnen on the morning of 2 September;
- (2) How often, if ever, is this plan tested;
- (3) How long did it take to activate this plan on the morning of 2 September in Belconnen;
- (4) How long did it take to clear up traffic in Belconnen after the incident on 2 September;
- (5) On average, how many incidents are there of traffic lights 'going out' due to power shortages, per year.

\*924 MR CORNWELL: To ask the Minister for Urban Services – In relation to the Conder TV Black Spot improvements:

- (1) Have the Conder TV Black Spot improvements been completed as per the forecast completion date of mid-August 2003;
- (2) If not, why not, and when will the works be completed;
- (3) What was the total expenditure on these improvements, or if not yet completed, the total forecast expenditure for the project once complete;
- (4) If the improvements are not yet completed, what is the total actual expenditure on this project to date.

\*925 MR CORNWELL: To ask the Minister for Urban Services – In relation to waste storage on public land:

- (1) What is the process for the issuing of permits for storage of waste on unleased Territory land;
- (2) What are the charges for these permits from 1<sup>st</sup> August 2003 and what were the charges for the previous year;
- (3) How long are the permits valid for;
- (4) How many of these permits have been issued in (a) 2002 and (b) 2003;

- (5) What are the penalties that apply to a breach of the permit requirements for storage of waste on unleased Territory land;
- (6) How many breaches and/or prosecutions have there been in relation to the storage of waste on unleased Territory land in the years at (4) above;
- (7) What are the penalties that apply in relation to such breaches;
- (8) Who is responsible for providing the waste receptacles and how are these waste receptacles emptied;
- (9) What proportion of the waste under these arrangements is recycled.

\*926 MR CORNWELL: To ask the Minister for Urban Services – Concerning recent media reports of wrecks of motor vehicles in ACT front yards and upon nature strips:

- (1) Who is responsible for such vehicles upon nature strips and under what circumstances can they be removed without owner's permission;
- (2) What control does the government have to require owners of such vehicles – or other debris – to remove them from front yards.

\*927 MR CORNWELL: To ask the Treasurer – Concerning penalties for breaching water restrictions effective 1 October 2003:

- (1) Will penalties be imposed upon:
  - (a) public schools;
  - (b) parkland administrators;
  - (c) public housing tenants;
- (2) In the event water restrictions are breached by private tenants who is responsible for paying the fine, the tenant or landlord.

\*928 MR CORNWELL: To ask the Minister for Planning – In relation to two storey buildings:

- (1) Why was planning permission given for two storey buildings at the following sites when adjacent houses in the street are single storey residences:
  - (a) Block 27 Section 11 (56 Banks Street) Yarralumla;
  - (b) Block 7 Section 64 (65 Miller Street) O'Connor;
  - (c) Block 3 Section 30 (23 Ridley Street) Turner;
  - (d) Block 7 Section 29 (29 Froggat Street) Turner.

\*929 MR CORNWELL: To ask the Treasurer – In relation to lights in the large parking area behind the Civic Swimming Pool complex and directly opposite the National Convention Centre along Constitution Avenue (Section 6 Block 62):

- (1) Why were all of the lights that overhang the entire car park turned on in the middle of the day on Wednesday 3 September 2003;
- (2) For how long were these lights on during daylight hours;
- (3) Has this occurred in this parking area previously;
- (4) What is the cost per hour for having these lights on during daylight hours;
- (5) How many lights in total are there within this parking area.

\*930 MR CORNWELL: To ask the Minister for Disability, Housing and Community Services – 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.

MR CORNWELL: To ask the following Ministers:

\*931 Minister for Environment

\*932 Minister for Urban Services

In relation to the article in the *Community Update* Issue No 31, Thursday 18 September 2003 entitled “Reducing the ACT’s bushfire risk”:

- (1) Please confirm the extent of clear felling in the buffer zone areas in the suburbs listed in paragraph two of the article;

- (2) Please confirm plantations by name, including Oakey Hill, that adjoin private property boundaries presenting a particular threat including Blue Gums;
- (3) Please also advise by plantation the estimated number of trees to be removed and the scheduled dates at which these will be removed;
- (4) Please advise how many of “some trees also need to be removed outside the area to reduce fire risk” in each of the plantations;
- (5) Please confirm how many “new trees will be planted to reflect original open woodland” in each plantation and how long will they take to:
  - (a) grow to maturity;
  - (b) be of benefit to the community;
  - (c) act as noise buffer zones;
  - (d) provide social ambience;
  - (e) attract fauna;
  - (f) prevent erosion; and
  - (g) act as wind breaks.
- (6) Please confirm when the new trees in each plantation or each area will be planted;
- (7) How widely disseminated is the *Community Update* and would it cover all 20 areas listed in the article at paragraph two and have residents of these 20 areas been advised of this logging;
- (8) Please advise why, in a media statement issued by Environment ACT on 16 September 2003 entitled “Fuel Reduction Strategies Necessary to Protect Life and Property”, Mr John Nicholson is stated as having endorsed the work being undertaken by the ACT in clearing these areas, yet it had been confirmed by an officer from Environment ACT on 18 September that the report by Mr Nicholson is not yet finished, and that Dr Maxine Cooper has not yet sighted the final report.

\*933 MR CORNWELL: To ask the Minister for Urban Services – In relation to library refurbishments and further to your reply to Question on notice No 851:

- (1) You indicated in your response to Mr Smyth that \$540,000 has been allocated for the refurbishment of Woden Library, has work on this refurbishment started, if so, when did it begin, if not, when will it begin;
- (2) What works will be involved in the \$540,000 refurbishment;
- (3) How will this refurbishment impact on the shopfront in the area, ie will there be any interruptions due to the library refurbishment;
- (4) When is this refurbishment expected to be completed.

\*934 MR CORNWELL: To ask the Minister for Urban Services – In relation to the landslip risk on a section of Brindabella Road between the Cotter and Uriarra Road (Urban Services Media Release dated 11 September 2003):

- (1) Have protective barriers been successfully installed along this section of road, and if so, are they permanent or temporary barriers;
- (2) What was the cost to the Government of attending to this problem and the installation of barriers;
- (3) Is the area now safe for motorists;
- (4) Are there any other sections of road in the ACT that may be threatened by landslip risk, and if so, what are those areas;
- (5) How many landslips along various sections of road have occurred in the ACT in previous years and where have these occurred;
- (6) Are there any particular residential areas in the ACT that may be subject to landslip risk and if so what are those areas;
- (7) How many landslips have occurred in residential areas in the ACT in previous years and if so, where have these occurred;
- (8) Has the risk of landslip in various areas of the ACT increased since the January 18 bushfires, and is this landslip risk linked to the loss of vegetation caused by the January 18 bushfires.

\*935 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to police response times:

- (1) What was the average police response time to calls to the emergency '000' number in:
  - (a) 1999;
  - (b) 2000;
  - (c) 2001;
  - (d) 2002;
  - (e) 2003 (to date);
- (2) What was the average police response time to calls to the '131 444' (previously '11 444') number in:
  - (a) 1999;
  - (b) 2000;
  - (c) 2001;
  - (d) 2002;
  - (e) 2003 (to date);



- (3) Is there a priority list of offences for police responses;
- (4) If so, which offences are on the list;
- (5) If not, how do the police determine which calls require a more urgent response than others.

\*936 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to recent reports:

- (1) How many reports have been prepared by the Emergency Services Bureau and the Department of Justice and Community Safety over the past three months;
- (2) If any reports have been prepared:
  - (a) who were the authors of these reports;
  - (b) how much did each of them cost in consultancy fees, design and printing;
  - (c) where are they available;
  - (d) have any of the reports been implemented.

\*937 MR PRATT: To ask the Minister for Industrial Relations – In relation to recent reports:

- (1) How many reports have been prepared by ACT Workcover over the past three months;
- (2) If any reports have been prepared:
  - (a) who were the authors of these reports;
  - (b) how much did each of them cost in consultancy fees, design and printing;
  - (c) where are they available;
  - (d) have any of the reports been implemented.

\*938 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to stress leave:

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

\*939 MRS BURKE: To ask the Minister for Education, Youth and Family Services – In relation to the childcare industry:

- (1) How many 'centre based' childcare centres are currently registered in the ACT as:
  - (a) private/independent;
  - (b) government/community;
- (2) What proportion of child care places in centre based childcare centres are provided by:
  - (a) private/independent;
  - (b) government/private;
- (3) What checks and balances are in place to ensure that OH&S issues are being adhered to by the various centres within the child care industry;
- (4) What checks and balances are in place to ensure that award wages, including penalty rates (as a minimum), are being paid to childcare professionals within the sector;
- (5) What is the government doing to address the large turnover of staff within the sector;
- (6) Does the government conduct audits of all registered childcare centres in the ACT and if so, how frequently, and if not, why not.

\*940 MRS BURKE: To ask the Attorney-General – In relation to grandparents raising grandchildren:

- (1) How many custodial grandparents are there currently registered in the ACT;
- (2) Further to (1), please provide figures showing the number of registered custodial grandparents for each year since 1998;
- (3) What services and support mechanisms are available to such people;
- (4) What services and support mechanisms are available to the grandchildren;
- (5) What reports, if any, have been produced in the last two years for the ACT Government concerning this subject matter;
- (6) Can the Minister please make copies of all such reports available.

\*941 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to security for Government accommodation where aged persons are living:

- (1) Please provide a list of all ACT Housing properties currently designated as older persons complexes;
- (2) In all ACT Housing properties currently tenanted by aged persons are all properties adequately secured, including door and window locks;
- (3) If not, at which locations is this unsatisfactory and why. Please specify the problem(s);
- (4) What is being done to rectify such problem(s);
- (5) Do these dwellings meet relevant minimum safety and security standards;
- (6) How many aged persons have taken advantage of the \$100.00 voucher attached to a free safety and security review, as advertised in the September 2003 edition of the *Community Partners in Housing* newsletter.

\*942 MRS BURKE: To ask the Minister for Police and Emergency Services – In relation to police activities at Fraser Court, Kingston and other public housing locations:

- (1) How many people have been apprehended by the Police in the last six months at Fraser Court;
- (2) Further to answer to (1), please provide a breakdown distinguishing between those people apprehended being current Fraser Court residents (then) and other persons (non Fraser Court residents);
- (3) What are the typical age groups of offenders;
- (4) What were the reasons for these apprehensions;
- (5) What, if any, sentences were handed down to these people, and how were all other matters, not before the courts, otherwise disposed of;
- (6) How many Police are currently engaged in ‘on the beat activities’ around Canberra;
- (7) In relation to multi-government agencies’ activities, please specify all agencies involved in such activities and the number of personnel typically involved in any “raid” of a public housing complex;

\*943 MRS BURKE: To ask the Minister for Education, Youth and Family Services – In relation to the Canberra Institute of Technology (CIT):

- (1) What office space, if any, is currently being made available to the Chief Executive Officer / Director at the various CIT campuses and at what cost;
- (2) How much did these spaces cost to be refurbished for this purpose;
- (3) How often are these offices utilised;
- (4) What alterations have been completed to classrooms at all campuses and at what cost;
- (5) Can the Minister give details of costs associated with installation of electricity saving devices in all campuses;
- (6) How long will it take to repay the installation costs;
- (7) How effective have the installation of ‘yellow buttons’ (for the assistance of the visually impaired) been in stairwells;
- (8) What mechanisms are in place to ensure effective and regular communication with supporters such as employers;
- (9) How does CIT measure the effectiveness of its training programmes against industry expectations and needs;
- (10) What information, if any, can the Minister provide to refute the claim by business and industry feedback reports that some CIT Assessments do not meet approved work place practices and standards;
- (11) What mechanisms are in place to foster and encourage improved relationships between the University sector and the TAFE sector.

\*944 MRS DUNNE: To ask the Minister for Planning – In relation to the building of dual occupancies and further to your reply to Question on notice No 829:

- (1) Why are the figures supplied in answer to Question on notice No 829 for dual occupancies built in 2000-01 and 2001-02 different from the figures supplied to the Standing Committee on Planning and Environment earlier this year and published at Appendix 1 of Report No 15.

\*945 MRS DUNNE: To ask the Minister for Planning – In relation to the failed auction for Harrison 1 Estate:

- (1) What representations, apart from my own, have been made to the Minister, the Gungahlin Development Authority or the Land Development Agency in relation to the return of \$1 million paid as part deposit for the land;
- (2) What progress has been made in resolving the dispute;
- (3) Has the government considered seeking damages from the highest bidder for the failure of the first auction of Harrison 1 Estate;
- (4) Will the Minister publicly release the legal advice given to the Gungahlin Development Authority after the dishonouring of the deposit cheque which formed the basis of their continuing to deal with the highest bidder.

\*946 MRS DUNNE: To ask the Minister for Planning – In relation to transfer of land in accordance with section 180 of the *Land (Planning and Environment) Act 1991*:

- (1) For the years 1999-2000, 2000-01, 2001-02 and 2002-03 how many times did the Minister give his consent under section 180 of the Act to approve the sale of land;
- (2) In each case what was the original sale price and at what price did the Minister give approval for the sale.

\*947 MRS DUNNE: To ask the Minister for Planning – In relation to waterless toilets:

- (1) What planning approvals are required in the ACT to install a waterless toilet;
- (2) On average, what is the length of time an applicant has to wait for such an approval to be ticked off;
- (3) How many applications has the Government received for the installation of waterless toilets in the ACT;
- (4) To your knowledge, how many waterless toilets have been installed in the ACT;
- (5) Has the Government considered promoting the installation of waterless toilets in Canberra, if not, why not.

\*948 MRS DUNNE: To ask the Minister for Planning – In relation to land release:

- (1) How many new blocks were finally released in Greenfields and existing urban areas as a result of the Residential Land Release Program in:

- (a) 2000-2001;
- (b) 2001-2002;
- (c) 2002-2003;

- (2) How many new blocks in Greenfields and existing urban areas are planned to be released as a result of the 2003-2004 Residential Land Release Program;
- (3) How many have actually been released to date;
- (4) What is the program for the release of the remaining residential blocks in the 2003-2004 Residential Land Release Program.

\*949 MRS DUNNE: To ask the Minister for Planning – In relation to ACTION bus services:

- (1) On weekdays, what proportion of passenger trips taken by public transport are taken between:
  - (a) 7.30 am and 9.30 am;
  - (b) 5.00 pm and 7.00 pm;
  - (c) all other times;
- (2) On weekends, what proportion of passenger trips taken by public transport are taken between (a), (b) and (c) above.

\*950 MRS DUNNE: To ask the Minister for Health – In relation to emergency surgery:

- (1) How many theatres were allocated to emergency surgery at The Canberra Hospital on 30 and 31 July and 1 August;
- (2) What is the average number of theatres at The Canberra Hospital allocated to emergency surgery;
- (3) What are the criteria for allocating patients to the emergency surgery list;
- (4) How long does a patient wait on average for emergency surgery.

\*951 MR STEFANIAK: To ask the Minister for Urban Services – In relation to the Bushfire Memorial:

- (1) Can the Minister advise where works are up to with this project;
- (2) How much money has been spent on this project. If money has been spent, please provide a breakdown of costs and disbursements;

(3) What is the completion date for this project.

\*952 MR STEFANIAK: To ask the Attorney-General – In relation to the Belconnen Remand Centre:

- (1) Can the Minister advise what percentage of remandees held over the last 12 months at the Belconnen Remand Centre were drug dependent;
- (2) How much was spend on drug rehabilitation projects within the Remand Centre over the last two years. What were the projects and how much did each drug rehabilitation project cost.

**T Duncan**

Acting Clerk of the Legislative Assembly

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## 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

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

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)*.

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)*.

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