



LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

2012–2013–2014–2015–2016

MINUTES OF PROCEEDINGS

No. 141

THURSDAY, 9 JUNE 2016

1 The Assembly met at 10 a.m., pursuant to adjournment. A quorum of Members not being present, the Speaker (Mrs Dunne) ordered the bells to be rung. A quorum having been formed, the Speaker took the Chair and asked Members to stand in silence and pray or reflect on their responsibilities to the people of the Australian Capital Territory.

2 PETITION—STATEMENT BY MEMBER

The Clerk announced that the following Member had lodged a petition for presentation:

Mr Doszpot, from 591 residents, requesting that the Assembly take certain action in relation to the Red Hill public housing site enabled by Variation No. 334 (Pet 3-16).

Pursuant to standing order 99A, this petition stands referred to the Standing Committee on Planning, Environment and Territory and Municipal Services.

Mr Doszpot, by leave, made a statement in relation to the petition.

3 RECONCILIATION DAY PUBLIC HOLIDAY—MINISTERIAL STATEMENT—PAPER NOTED

Dr Bourke (Minister for Aboriginal and Torres Strait Islander Affairs) made a ministerial statement concerning a Reconciliation Day public holiday and presented the following paper:

Reconciliation Day public holiday—Ministerial statement, 9 June 2016.

Dr Bourke moved—That the Assembly take note of the paper.

Question—put and passed.



4 PRINT HANDICAPPED RADIO 1RPH—MINISTERIAL STATEMENT—PAPER NOTED

Dr Bourke (Minister for Disability) made a ministerial statement concerning funding for Print Handicapped Radio 1RPH, pursuant to the resolution of the Assembly of 10 February 2016, and presented the following paper:

Print Handicapped Radio 1RPH—Ministerial statement, 9 June 2016.

Dr Bourke moved—That the Assembly take note of the paper.

Question—put and passed.

5 WELLINGTON—PROPOSED SISTER CITY RELATIONSHIP

Mr Barr (Chief Minister), pursuant to notice, moved—That this Assembly:

- (1) notes the motion on the proposed sister city relationship with Wellington, New Zealand;
- (2) notes the benefits of pursuing the establishment of a sister city relationship with Wellington, New Zealand, including:
 - (a) Wellington and Canberra share much in common and there are great opportunities to work together and seek ways to continue to grow our respective economies, support our respective business communities and continue to enhance the cultural and social fabric of Wellington and Canberra;
 - (b) both Wellington City Council and the ACT Government have strong ambitions to drive change and opportunity, to grow in a way that reflects our contemporary communities, and to improve our productivity, liveability and economic competitiveness;
 - (c) there are clear economic and social benefits to the ACT community as a result of direct international air services and the engagement that will occur between the two cities;
 - (d) to support and continue the growth in demand for travel on the direct service and see flight frequency increase to daily services;
 - (e) in addition to direct international services, several programs and initiatives are already in place providing the foundation for engagement and to underpin a sister city agreement; and
 - (f) the ACT Government has taken a proactive approach to international engagement and with international cities that have strategic advantage; and
- (3) calls on the Government to:
 - (a) progress the Wellington Sister City Relationship to foster trade, education, skills and talent, cultural and tourism opportunities between our two cities; and
 - (b) support the agreement being practical, focused and based on a tangible engagement program focused on core Government priorities.

Debate ensued.

Question—put and passed.

6 REPORTABLE CONDUCT AND INFORMATION SHARING LEGISLATION AMENDMENT BILL 2016

Mr Barr (Chief Minister), pursuant to notice, presented a Bill for an Act to amend legislation about reporting conduct and information sharing, and for other purposes.

Papers: Mr Barr presented the following papers:

Explanatory statement to the Bill.

Human Rights Act, pursuant to section 37—Compatibility statement, undated.

Title read by Clerk.

Mr Barr moved—That this Bill be agreed to in principle.

Debate adjourned (Mr Hanson—Leader of the Opposition) and the resumption of the debate made an order of the day for the next sitting.

7 CRIMES (SERIOUS AND ORGANISED CRIME) LEGISLATION AMENDMENT BILL 2016

Mr Corbell (Attorney-General), pursuant to notice, presented a Bill for an Act to amend legislation in relation to serious and organised crime, and for other purposes.

Papers: Mr Corbell presented the following papers:

Explanatory statement to the Bill.

Human Rights Act, pursuant to section 37—Compatibility statement, undated.

Title read by Clerk.

Mr Corbell moved—That this Bill be agreed to in principle.

Debate adjourned (Mr Wall) and the resumption of the debate made an order of the day for the next sitting.

8 BUILDING AND CONSTRUCTION LEGISLATION AMENDMENT BILL 2016

Mr Gentleman (Minister for Planning and Land Management), pursuant to notice, presented a Bill for an Act to amend legislation about building and construction occupations, and for other purposes.

Papers: Mr Gentleman presented the following papers:

Explanatory statement to the Bill.

Human Rights Act, pursuant to section 37—Compatibility statement, undated.

Title read by Clerk.

Mr Gentleman moved—That this Bill be agreed to in principle.

Debate adjourned (Mr Wall) and the resumption of the debate made an order of the day for the next sitting.

9 GAMING AND RACING (RED TAPE REDUCTION) LEGISLATION AMENDMENT BILL 2016

Mr Gentleman (Minister for Racing and Gaming), pursuant to notice, presented a Bill for an Act to amend legislation about gaming and racing, to reduce red tape, and for other purposes.

Papers: Mr Gentleman presented the following papers:

Explanatory statement to the Bill.

Human Rights Act, pursuant to section 37—Compatibility statement, undated.

Title read by Clerk.

Mr Gentleman moved—That this Bill be agreed to in principle.

Debate adjourned (Mr Smyth) and the resumption of the debate made an order of the day for the next sitting.

10 **STANDING ORDERS—AMENDMENT OF CONTINUING RESOLUTION 5AA—COMMISSIONER FOR STANDARDS**

Mrs Dunne, pursuant to notice, moved—That continuing resolution 5AA of the Assembly of 31 October 2013 relating to the Commissioner for Standards be amended as follows:

(1) insert new subparagraph (4)(c):

“(4)(c) If the Assembly is not sitting when the Commissioner provides a report to the Committee, the Committee may send its report to the Speaker, or, in the absence of the Speaker, to the Deputy Speaker, who is authorised to give directions for its printing, publication and circulation.”.

(2) in paragraph (10), omit the words “first sitting period in 2016”, substitute “last sitting period in 2016”.

Question—put and passed.

11 **FAMILY FRIENDLY WORKPLACE—PROPOSED CONTINUING RESOLUTION**

Mrs Jones, pursuant to notice, moved—That the following continuing resolution be adopted:

“Family Friendly Workplace

That:

(1) the ACT Legislative Assembly resolves that a standing pair be provided to any MLA who is a breastfeeding or breast pumping mother or for a parent who has primary responsibility for bottle feeding for as long as it is required; and

(2) this resolution continues in force unless and until amended or repealed by this or a subsequent Assembly.”.

Mr Gentleman (Manager of Government Business) moved—That debate be adjourned.

Question—put.

The Assembly voted—

AYES, 8		NOES, 7	
Mr Barr	Ms Fitzharris	Mr Coe	Ms Lawder
Ms Berry	Mr Gentleman	Mr Doszpot	Mr Smyth
Dr Bourke	Mr Hinder	Mrs Dunne	Mr Wall
Mr Corbell	Mr Rattenbury	Mrs Jones	

And so it was resolved in the affirmative.

Question—That the resumption of the debate be made an order of the day for the next sitting—put and passed.

12 ADMINISTRATION AND PROCEDURE—STANDING COMMITTEE—REFERENCE—FAMILY FRIENDLY WORKPLACE—PROPOSED CONTINUING RESOLUTION

Mr Gentleman (Manager of Government Business), by leave, moved—That the proposed continuing resolution relating to a family friendly workplace be referred to the Standing Committee on Administration and Procedure for consideration and report by the next day of sitting.

Debate ensued.

Question—put and passed.

13 ADMINISTRATION AND PROCEDURE—STANDING COMMITTEE AND PUBLIC ACCOUNTS—STANDING COMMITTEE—REFERENCES—2016 STRATEGIC REVIEW OF THE A.C.T. AUDITOR-GENERAL—RECOMMENDATIONS OF REPORT

Mrs Dunne, pursuant to notice, moved—That:

- (1) in relation to the recommendations of the report on the 2016 Strategic Review of the ACT Auditor-General the following matters be referred to the following committees for inquiry and report:
 - (a) the Standing Committee on Administration and Procedure to:
 - (i) consider and make recommendations as to the continued relevance and adequacy of the provisions of the *Legislative Assembly (Office of the Legislative Assembly) Act 2012*;
 - (ii) consider and make recommendations relating to the capacity of the Office of the Legislative Assembly to provide administrative support to the Speaker in the performance of the Speaker's role and functions in relation to the independent officers of the Legislative Assembly; and
 - (iii) consider and make recommendations on any other matters raised in the report the committee considers relevant according to its terms of reference; and
 - (b) the Standing Committee on Public Accounts to:
 - (i) consider and make recommendations regarding the establishment of a term of appointment for the ACT Auditor-General to be included in the *Auditor-General Act 1996*; and
 - (ii) consider and make recommendations on any other matters raised in the report the committee considers relevant according to its terms of reference; and
- (2) the committees report to the Assembly by the last sitting day in August 2016.

Question—put and passed.

14 EDUCATION, TRAINING AND YOUTH AFFAIRS—STANDING COMMITTEE—REPORT 6—INQUIRY INTO VOCATIONAL EDUCATION AND YOUTH TRAINING IN THE A.C.T.—FINAL REPORT—REPORT NOTED

Mr Hinder (Chair) presented the following report:

Education, Training and Youth Affairs—Standing Committee—Report 6—*Inquiry into Vocational Education and Youth Training in the ACT—Final Report*, dated 9 June 2016, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Debate ensued.

Question—put and passed.

15 HEALTH, AGEING, COMMUNITY AND SOCIAL SERVICES—STANDING COMMITTEE—REPORT 8—INQUIRY INTO YOUTH SUICIDE AND SELF HARM IN THE A.C.T.—REPORT NOTED

Mr Wall (Deputy Chair) presented the following report:

Health, Ageing, Community and Social Services—Standing Committee—Report 8—*Inquiry into Youth Suicide and Self Harm in the ACT*, dated 2 June 2016, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

16 PUBLIC ACCOUNTS—STANDING COMMITTEE—REPORT 27—REVIEW OF AUDITOR-GENERAL'S REPORT NO. 1 OF 2016: CALVARY PUBLIC HOSPITAL FINANCIAL AND PERFORMANCE REPORTING AND MANAGEMENT—REPORT NOTED

Mr Smyth (Chair) presented the following report:

Public Accounts—Standing Committee—Report 27—*Review of Auditor-General's Report No. 1 of 2016: Calvary Public Hospital Financial and Performance Reporting and Management*, dated 31 May 2016, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

17 QUESTIONS

Questions without notice being asked—

At approximately 3 p.m., questions were interrupted pursuant to the resolution of the Assembly of 7 June 2016.

18 APPROPRIATION BILL 2016-2017

The order of the day having been read for the resumption of the debate on the question—That this Bill be agreed to in principle—

Debate resumed.

Question—That this Bill be agreed to in principle—put and passed.

Estimates 2016-2017—Select Committee—Reference—Appropriation Bill 2016-2017 and Appropriation (Office of the Legislative Assembly) Bill 2016-2017: Mr Barr (Treasurer), pursuant to standing order 174, moved—That the Appropriation Bill 2016-2017 and the Appropriation (Office of the Legislative Assembly) Bill 2016-2017 be referred to the Select Committee on Estimates 2016-2017.

Question—put and passed.

19 PRESENTATION OF PAPERS

Mr Barr (Chief Minister) presented the following papers:

Public Sector Management Act, pursuant to sections 31A and 79—Copies of executive contracts or instruments—

Long-term contracts:

Janine Hammat, dated 14 April 2016.

Meredith Whitten, dated 12 May 2016.

Nicole Stenlake, dated 17 May 2016.

Short-term contracts:

Ann Lyons Wright, dated 6 and 10 May 2016.

Benjamin Ponton, dated 27 and 29 April 2016.

Bernadette Mitcherson, dated 17 May 2016.

Bradley Burch, dated 27 April 2016.

Brett Wilesmith, dated 11 and 12 May 2016.

Cheryl Harkins, dated 27 and 28 April 2016.

Donald Taylor, dated 17 May 2016.

Donald Taylor, dated 19 and 20 May 2016.

Jacob Collins, dated 18 and 19 April 2016.

Judith Gosper, dated 9 and 10 May 2016.

Karen Doran, dated 30 April and 10 May 2016.

Matthew Richter, dated 1 and 2 May 2016.

Matthew Wright, dated 27 and 28 April 2016.

Paul Rushton, dated 17 May 2016.

Yu-Lan Chan, dated 27 and 28 April 2016.

Contract variations:

Bernadette Mitcherson, dated 27 and 28 April 2016.

Bernadette Mitcherson, dated 18 and 19 May 2016.

Chris Bone, dated 9 and 10 May 2016.

Craig Simmons, dated 13 and 16 May 2016.

David Matthews, dated 6 and 9 May 2016.
 David Snowden, dated 12 and 13 May 2016.
 Donald Taylor, dated 28 and 29 April 2016.
 Elizabeth Beattie, dated 27 and 28 April 2016.
 Emily Dean, dated 15 April 2016.
 Geoffrey Rutledge, dated 26 April 2016.
 Grant Kennealy, dated 29 April and 2 May 2016.
 Judianne Childs, dated 9 and 10 May 2016.
 Liesl Centenera, dated 16 May 2016.
 Louise Gilding, dated 13 and 15 April 2016.
 Louise Gilding, dated 5 May 2016.
 Mark Huxley, dated 14 and 15 April 2016.
 Paul Rushton, dated 28 April 2016.
 Samuel Engele, dated 19 and 21 April 2016.
 Therese Gehrig, dated 20 and 23 May 2016.
 Tracy Stewart, dated 19 and 21 April 2016.
 Warren Prentice, dated 9 and 10 May 2016.

20 PRESENTATION OF PAPER

Mr Barr (Treasurer) presented the following paper:

Territory-owned Corporations Act, pursuant to subsection 19(3)—Statement of Corporate Intent—Icon Water—2016-17 to 2019-20, dated 16 May 2016.

21 EXPANSION OF THE ASSEMBLY UPDATE—STATEMENT BY SPEAKER

The Speaker made a statement concerning an update on the expansion of the Assembly.

22 PLANNING AND DEVELOPMENT ACT—APPROVAL—VARIATION NO. 339 TO THE TERRITORY PLAN—A.C.T PUBLIC HOUSING REDEVELOPMENTS—KALEEN SECTION 117, BLOCK 23—(OLD BOCCE CLUB)—ZONE CHANGES AND CHANGES TO THE KALEEN PRECINCT MAP AND CODE—PAPER AND STATEMENT BY MINISTER

Mr Gentleman (Minister for Planning and Land Management) presented the following paper:

Planning and Development Act, pursuant to subsection 79(1)—Approval of Variation No. 339 to the Territory Plan—ACT Public Housing Redevelopments—Kaleen section 117, block 23—(old Bocce Club)—Zone changes and changes to the Kaleen precinct map and code, dated 6 June 2016, including associated documents—

and, by leave, made a statement in relation to the paper.

23 ENROLMENT PROJECTIONS FOR CANBERRA PUBLIC SCHOOLS FOR 2017-2018—PAPER AND STATEMENT BY MINISTER—PAPER NOTED

Mr Rattenbury (Minister for Education) presented the following paper:

Enrolment Projections for Canberra Public Schools for 2017-2018, pursuant to the resolution of the Assembly of 6 April 2016 concerning school enrolment projections—

and, by leave, made a statement in relation to the paper.

Mr Rattenbury moved—That the Assembly take note of the paper.

Debate ensued.

Question—put and passed.

24 AUDITOR-GENERAL ACT—AUDITOR-GENERAL'S REPORT NO. 2/2016—MAINTENANCE OF PUBLIC HOUSING—GOVERNMENT RESPONSE—PAPER AND STATEMENT BY MINISTER

Ms Berry (Minister for Housing, Community Services and Social Inclusion), presented the following paper:

Auditor-General Act, pursuant to section 21—Auditor-General's Report No. 2/2016—Maintenance of Public Housing—Government response—

and, by leave, made a statement in relation to the paper.

25 PUBLIC HEALTH ACT—A.C.T. CHIEF HEALTH OFFICER'S REPORT 2016—PAPER AND STATEMENT BY MINISTER

Ms Fitzharris (Assistant Minister for Health) presented the following paper:

Public Health Act, pursuant to subsection 10(3)—ACT Chief Health Officer's Report 2016—Healthy Canberra—

and, by leave, made a statement in relation to the paper.

26 PRESENTATION OF PAPERS

Mr Gentleman (Manager of Government Business) presented the following papers:

Subordinate legislation (including explanatory statements unless otherwise stated)

Legislation Act, pursuant to section 64—

Civil Law (Wrongs) Act—Civil Law (Wrongs) Queensland Law Society Professional Standards Scheme 2016—Disallowable Instrument DI2016-54 (LR, 19 May 2016).

Crimes (Sentence Administration) Act—

Crimes (Sentence Administration) (Sentence Administration Board) Appointment 2016 (No. 1)—Disallowable Instrument DI2016-49 (LR, 13 May 2016).

Crimes (Sentence Administration) (Sentence Administration Board) Appointment 2016 (No. 2)—Disallowable Instrument DI2016-50 (LR, 13 May 2016).

Firearms Act—Firearms (Use of Noise Suppression Devices) Declaration 2016 (No. 1)—Disallowable Instrument DI2016-52 (LR, 13 May 2016).

Gaming Machine Act—Gaming Machine (Ballots) Amendment Regulation 2016 (No. 1)—Subordinate Law SL2016-11 (LR, 12 May 2016).

Health Act—Health (Protected Area) Declaration 2016 (No. 2)—Disallowable Instrument DI2016-58 (LR, 18 May 2016).

Justices of the Peace Act—Justices of the Peace (Role) Guideline 2016—Disallowable Instrument DI2016-53 (LR, 19 May 2016).

Legal Aid Act—

Legal Aid (Commissioner—Financial Management) Appointment 2016—Disallowable Instrument DI2016-56 (LR, 19 May 2016).

Legal Aid (Commissioner—Specialist Assistance) Appointment 2016—Disallowable Instrument DI2016-55 (LR, 19 May 2016).

Long Service Leave (Portable Schemes) Act 2009 and Financial Management Act—Long Service Leave (Portable Schemes) Governing Board Appointment 2016 (No. 1)—Disallowable Instrument DI2016-59 (LR, 23 May 2016).

Official Visitor Act—Official Visitor (Children and Young People) Appointment 2016 (No. 1)—Disallowable Instrument DI2016-62 (LR, 30 May 2016).

Planning and Development Act—Planning and Development (Albert Hall) Land Management Plan 2016—Disallowable Instrument DI2016-78 (LR, 8 June 2016).

Prohibited Weapons Act—Prohibited Weapons (Noise Suppression Devices) Declaration 2016 (No. 1)—Disallowable Instrument DI2016-51 (LR, 13 May 2016).

Public Place Names Act—Public Place Names (Gungahlin) Amendment Determination 2016 (No. 1)—Disallowable Instrument DI2016-61 (LR, 26 May 2016).

Road Transport (General) Act—

Road Transport (General) Application of Road Transport Legislation Declaration 2016 (No. 5)—Disallowable Instrument DI2016-57 (LR, 19 May 2016).

Road Transport (General) Application of Road Transport Legislation Declaration 2016 (No. 6)—Disallowable Instrument DI2016-60 (LR, 24 May 2016).

Road Transport (General) Concession Determination 2016 (No. 1)—Disallowable Instrument DI2016-47 (LR, 17 May 2016).

Road Transport (General) Driver Licence and Related Fees Determination 2016 (No. 1)—Disallowable Instrument DI2016-43 (LR, 17 May 2016).

Road Transport (General) Fees for Publications Determination 2016 (No. 1)—Disallowable Instrument DI2016-46 (LR, 17 May 2016).

Road Transport (General) Numberplate Fees Determination 2016 (No. 1)—Disallowable Instrument DI2016-44 (LR, 17 May 2016).

Road Transport (General) Refund and Dishonoured Payments Fees Determination 2016 (No. 1)—Disallowable Instrument DI2016-45 (LR, 17 May 2016).

Road Transport (General) Vehicle Registration and Related Fees Determination 2016 (No. 1)—Disallowable Instrument DI2016-42 (LR, 17 May 2016).

Road Transport (Public Passenger Services) Act—Road Transport (Public Passenger Services) (Transitional Provisions) Regulation 2016—Subordinate Law SL2016-12 (LR, 19 May 2016).

Victims of Crime (Financial Assistance) Act—Victims of Crime (Financial Assistance) Regulation 2016 (No. 1)—Subordinate Law SL2016-10 (LR, 12 May 2016).

27 DRAFT VARIATION NO. 334 TO THE TERRITORY PLAN—TECHNICAL AMENDMENT—STATEMENT BY MINISTER

Mr Gentleman (Minister for Planning and Land Management), by leave, made a statement concerning a technical amendment to Draft Variation No. 334 to the Territory Plan, which was the subject of a petition presented in the Assembly this morning.

28 PUBLIC ACCOUNTS—STANDING COMMITTEE—REPORT 28—REVIEW OF AUDITOR-GENERAL'S REPORT NO. 2 OF 2016: MAINTENANCE OF PUBLIC HOUSING—REPORT NOTED

Mr Smyth (Chair) presented the following report:

Public Accounts—Standing Committee—Report 28—*Review of Auditor-General's Report No. 2 of 2016: Maintenance of Public Housing*, dated 31 May 2016, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

29 PUBLIC ACCOUNTS—STANDING COMMITTEE—AUSTRALASIAN COUNCIL OF PUBLIC ACCOUNTS COMMITTEES (ACPAC) MID-TERM MEETING—STATEMENT BY CHAIR

Mr Smyth (Chair), pursuant to standing order 246A, made a statement concerning the attendance and participation of the Standing Committee on Public Accounts at the 2016 ACPAC Mid-Term Meeting.

30 PUBLIC ACCOUNTS—STANDING COMMITTEE—GOVERNMENT PROCUREMENT ACT—REPORTABLE CONTRACTS—TABLING—STATEMENT BY CHAIR—PAPER

Mr Smyth (Chair), pursuant to standing order 246A, made a statement concerning the reporting of reportable contracts, which are provided by agencies to the Standing Committee on Public Accounts under section 39 of the Government Procurement Act.

Paper: Mr Smyth presented the following paper:

Reportable contracts—Agencies reporting reportable contracts for the period 1 April 2015 to 31 March 2016.

31 LEAVE OF ABSENCE TO MEMBERS

Mr Gentleman (Manager of Government Business) moved—That leave of absence be granted for all Members for the period 10 June to 1 August 2016.

Question—put and passed.

32 MENTAL HEALTH (SECURE FACILITIES) BILL 2016

The order of the day having been read for the resumption of the debate on the question—That this Bill be agreed to in principle—

Debate resumed.

Question—That this Bill be agreed to in principle—put and passed.

Leave granted to dispense with the detail stage.

Question—That this Bill be agreed to—put and passed.

33 MENTAL HEALTH AMENDMENT BILL 2016

The order of the day having been read for the resumption of the debate on the question—That this Bill be agreed to in principle—

Debate resumed.

Question—That this Bill be agreed to in principle—put and passed.

Detail Stage

Bill, by leave, taken as a whole—

Mrs Jones, by leave, moved her amendments Nos. 1 to 3 (*see* [Schedule 1](#)) together.

Debate continued.

Question—put.

The Assembly voted—

AYES, 7		NOES, 8	
Mr Coe	Ms Lawder	Mr Barr	Ms Fitzharris
Mr Doszpot	Mr Smyth	Ms Berry	Mr Gentleman
Mrs Dunne	Mr Wall	Dr Bourke	Mr Hinder
Mrs Jones		Mr Corbell	Mr Rattenbury

And so it was negatived.

Bill, as a whole, agreed to.

Question—That this Bill be agreed to—put and passed.

34 EMERGENCIES AMENDMENT BILL 2016

The order of the day having been read for the resumption of the debate on the question—That this Bill be agreed to in principle—

Debate resumed.

Mr Rattenbury addressing the Assembly—

Adjournment negatived: It being 6 p.m.—The question was proposed—That the Assembly do now adjourn.

Mr Gentleman (Manager of Government Business) requiring the question to be put forthwith without debate—

Question—put and negatived.

Debate continued.

Question—That this Bill be agreed to in principle—put and passed.

Detail Stage

Clauses 1 to 4, by leave, taken together and agreed to, after debate.

Clause 5—Debated.

Question—put.

The Assembly voted—

AYES, 8		NOES, 7	
Mr Barr	Ms Fitzharris	Mr Doszpot	Ms Lawder
Ms Berry	Mr Gentleman	Mrs Dunne	Mr Smyth
Dr Bourke	Mr Hinder	Mr Hanson	Mr Wall
Mr Corbell	Mr Rattenbury	Mrs Jones	

And so it was resolved in the affirmative.

Clauses 6 to 10, by leave, taken together and agreed to.

Clause 11—

Question—put.

The Assembly voted—

AYES, 8		NOES, 7	
Mr Barr	Ms Fitzharris	Mr Doszpot	Ms Lawder
Ms Berry	Mr Gentleman	Mrs Dunne	Mr Smyth
Dr Bourke	Mr Hinder	Mr Hanson	Mr Wall
Mr Corbell	Mr Rattenbury	Mrs Jones	

And so it was resolved in the affirmative.

Clauses 12 to 14, by leave, taken together and agreed to.

Clause 15—

Question—put.

The Assembly voted—

AYES, 8		NOES, 7	
Mr Barr	Ms Fitzharris	Mr Doszpot	Ms Lawder
Ms Berry	Mr Gentleman	Mrs Dunne	Mr Smyth
Dr Bourke	Mr Hinder	Mr Hanson	Mr Wall
Mr Corbell	Mr Rattenbury	Mrs Jones	

And so it was resolved in the affirmative.

Clauses 16 to 45, by leave, taken together and agreed to.

Clause 46—

Question—put.

The Assembly voted—

AYES, 8		NOES, 7	
Mr Barr	Ms Fitzharris	Mr Doszpot	Ms Lawder
Ms Berry	Mr Gentleman	Mrs Dunne	Mr Smyth
Dr Bourke	Mr Hinder	Mr Hanson	Mr Wall
Mr Corbell	Mr Rattenbury	Mrs Jones	

And so it was resolved in the affirmative.

Remainder of Bill, by leave, taken as a whole and agreed to.

Question—That this Bill be agreed to—put and passed.

35 INDEPENDENT COMPETITION AND REGULATORY COMMISSION AMENDMENT BILL 2016

The order of the day having been read for the resumption of the debate on the question—That this Bill be agreed to in principle—

Debate resumed.

Question—That this Bill be agreed to in principle—put and passed.

Leave granted to dispense with the detail stage.

Question—That this Bill be agreed to—put and passed.

36 LIFETIME CARE AND SUPPORT (CATASTROPHIC INJURIES) AMENDMENT BILL 2016 (NO. 2)

The order of the day having been read for the resumption of the debate on the question—That this Bill be agreed to in principle—

Debate resumed.

Question—That this Bill be agreed to in principle—put and passed.

Leave granted to dispense with the detail stage.

Question—That this Bill be agreed to—put and passed.

37 SUPREME COURT AMENDMENT BILL 2016

The order of the day having been read for the resumption of the debate on the question—That this Bill be agreed to in principle—

Debate resumed.

Question—That this Bill be agreed to in principle—put and passed.

Detail Stage

Clauses 1 to 4, by leave, taken together and agreed to.

Clause 5—

On the motion of Mr Corbell (Attorney-General), pursuant to standing order 182A(c), by leave, his amendments Nos. 1 to 3 (*see* [Schedule 2](#)) were made together.

Paper: Mr Corbell presented a supplementary explanatory statement to the Government amendments.

Clause 5, as amended, agreed to.

Remainder of Bill, by leave, taken as a whole and agreed to.

Question—That this Bill, as amended, be agreed to—put and passed.

38 JUSTICE AND COMMUNITY SAFETY LEGISLATION AMENDMENT BILL 2016

The order of the day having been read for the resumption of the debate on the question—That this Bill be agreed to in principle—

Debate resumed.

Question—That this Bill be agreed to in principle—put and passed.

Detail Stage

Bill, by leave, taken as a whole—

On the motion of Mr Corbell (Attorney-General), his amendment No. 1 (*see* [Schedule 3](#)) was made.

Paper: Mr Corbell presented a supplementary explanatory statement to the Government amendment.

Bill, as a whole, as amended, agreed to.

Question—That this Bill, as amended, be agreed to—put and passed.

39 CHILDREN AND YOUNG PEOPLE LEGISLATION AMENDMENT BILL 2016

The order of the day having been read for the resumption of the debate on the question—That this Bill be agreed to in principle—

Debate resumed.

Question—That this Bill be agreed to in principle—put and passed.

Leave granted to dispense with the detail stage.

Question—That this Bill be agreed to—put and passed.

40 INDEPENDENT AUDITOR OF THE AUDITOR-GENERAL—APPOINTMENT—STATEMENT BY SPEAKER—PAPER

The Speaker made a statement concerning the appointment of a new Independent Auditor of the Auditor-General and presented the following paper:

Independent Auditor of the Auditor-General—Appointment—Copy of Services Agreement between the Australian Capital Territory and Charterpoint Pty Ltd, dated 9 June 2016.

41 NEAL BAUDINETTE—RETIREMENT—STATEMENT BY SPEAKER

The Speaker made a statement concerning the retirement of the Assembly Education Officer, Neal Baudinette.

42 ADJOURNMENT

Mr Gentleman (Manager of Government Business) moved—That the Assembly do now adjourn.

Debate ensued.

Question—put and passed.

And then the Assembly, at 9.32 p.m., adjourned until Tuesday, 2 August 2016 at 10 a.m.

MEMBERS' ATTENDANCE: All Members were present at some time during the sitting, except Ms Burch*.

*on leave

Tom Duncan
Clerk of the Legislative Assembly

SCHEDULES OF AMENDMENTS

Schedule 1

MENTAL HEALTH AMENDMENT BILL 2016

Amendments circulated by Mrs Jones

1

Clause 16

Proposed new section 65 (5) (b)

Page 7, line 15—

after

writing

insert

within 48 hours

2

Clause 17

Proposed new section 73 (5) (b)

Page 7, line 20—

after

writing

insert

within 48 hours

3

Clause 20

Proposed new section 83 (2) (aa)

Page 8, line 9—

after

writing

insert

within 48 hours

4**Clause 44****Proposed new section 114 (5) (b)****Page 17, line 14—***after*

writing

*insert*within 48 hours

Schedule 2

SUPREME COURT AMENDMENT BILL 2016

Amendments circulated by the Attorney-General

1

Clause 5

Proposed new section 68M (3A)

Page 7, line 14—

insert

- (3A) The acquitted person is entitled to appear at the hearing of an application under this section and may be represented by a legal practitioner.
-

2

Clause 5

Proposed new section 68N (4A)

Page 8, line 12—

insert

- (4A) The acquitted person is entitled to appear at the hearing of an application under this section and may be represented by a legal practitioner.
-

3

Clause 5

Proposed new section 68O (2A)

Page 8, line 30—

insert

- (2A) The acquitted person is entitled to appear at the hearing of an application under this section and may be represented by a legal practitioner.
-

Schedule 3**JUSTICE AND COMMUNITY SAFETY LEGISLATION AMENDMENT
BILL 2016**

Amendment circulated by the Attorney-General

1

Schedule 1**Proposed new part 1.20A****Page 20, line 6—**

insert

**Part 1.20A Victims of Crime (Financial
Assistance) Act 2016****[1.41A] New section 48 (d)**

insert

- (d) if the applicant is a child—as a payment to the public trustee and guardian to be held on trust for the applicant.

[1.41B] Dictionary, note 2

insert

- child
 - public trustee and guardian
-