PRIVATE MEMBERS’ BUSINESS

Notices

1 MR PARTON: To present a Bill for an Act to amend the Land Tax Act 2004. (Notice given 17 September 2018).

2 MRS DUNNE: To move—That this Assembly:

(1) notes the:

(a) Australian Medical Association’s call for a board of inquiry into the ACT Health governance structure, workplace culture and industrial practices, and matters raised in the Australian Council on Healthcare Standards’ 2018 Accreditation Report (including the Interim Report) into ACT Health;

(b) support of the Australian Salaried Medical Officers Federation for a board of inquiry;

(c) support of the ACT Visiting Medical Officers Association;

(d) support of the media for a board of inquiry;

(e) powers of a board of inquiry; and

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

calls on the Executive to:

(a) reverse its opposition to the establishment of a board of inquiry to investigate the matters set out in part (1)(a);

(b) by 31 October 2018, consult with the Opposition, the Cross Bench and relevant health sector professional representative bodies to finalise terms of reference and appointees for a board of inquiry under the Inquiries Act 1991 (the Act) to investigate the matters set out in part (1)(a); and

(c) during the November 2018 sitting period, table an instrument of appointment in accordance with section 5 of the Act. (Notice given 17 September 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

3 **MS LEE:** To move—That this Assembly:

(1) notes that:

(a) the ACT Government has withdrawn funding from the H Course in music from 2019 with no explanation and no alternative for students who, for 35 years, have relied on this pathway to a career in music;

(b) the H Course offers an advanced music program for Year 11 and 12 students run by the Australian National University’s School of Music and funded by the ACT Government;

(c) music teachers, music practitioners and music administrators in classical and jazz music started their careers through this program;

(d) H Courses are designed and accredited by an Australian higher education provider and successful completion of the course is recognised towards an undergraduate degree with that provider; and

(e) H Courses may contribute to the student’s ATAR calculation; and

(2) calls on the ACT Government to:

(a) restore the $275 000 annual support for this course; and

(b) provide assurances to students in the other 12 H Courses that their programmes are not under similar threat of closure. (Notice given 17 September 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

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

(1) acknowledges that:

(a) the Namadgi National Park is part of the Australian Alps National Parks, a collection of protected areas along the roof of Australia in the Australian Capital Territory (ACT), New South Wales (NSW) and Victoria;
(b) Namadgi National Park protects a wide range of natural and cultural values as well as protecting 80 percent of Canberra’s drinking water source;

(c) parts of Namadgi National Park are in the alpine and sub-alpine regions or “High Country”, which crosses into NSW (Kosciuszko National Park) and Victoria (Alpine National Park);

(d) introduced pests, such as pigs, wild dogs, foxes, rabbits, goats and feral horses, freely cross State and Territory borders; and

(e) ACT Parks and Conservation Service has a long history of working collaboratively with counterparts in Victoria and NSW to control these pests, including a Cooperative Management program for the Australian Alps National Park stretching over 32 years;

(2) notes that feral horses, in particular:

(a) cause significant environmental damage, including impacting soil with their hoofs, grazing sensitive vegetation, destroying creek banks, spreading seeds and causing erosion;

(b) have been described as a key threatening process for endangered native flora and fauna;

(c) impact on water quality; and

(d) have a population which can quickly multiply unless their numbers are controlled/eradicated wherever possible;

(3) further notes that in June 2018 the New South Wales Government afforded protections to feral horses in Kosciuszko National Park through enactment of the Kosciuszko Wild Horse Heritage Act 2018 No 24 and that this legislation:

(a) was driven by the Deputy Premier of New South Wales and supported by the now Deputy Leader of the Liberal Party of Australia;

(b) prioritises historical and nostalgic value of a feral animal over biodiversity and the need to protect native wildlife;

(c) is reckless and unprecedented:

(d) was drafted, and passed, despite expert advice and evidence recommending otherwise;

(e) resulted in a scientific adviser to the NSW Government resigning;

(f) was condemned by a significant number of eminent organisations, including the International Union for Conservation of Nature, the Nature Conservation Council (NSW), the Australian Academy of Science, and the National Parks Association of NSW; and

(g) increases the risk of feral horses entering neighbouring jurisdictions, including the ACT, thereby:

(i) impacting on a significant amount of the Territory’s water supply;
(ii) threatening sensitive ecosystems;  
(iii) impacting on biodiversity, including in the Cotter Catchment;  
(iv) undermining these jurisdictions’ efforts to control numbers and effects of feral horses; and  
(v) distracting from efforts to manage other pests; and

(4) calls on all members of the ACT Legislative Assembly to:  
(a) condemn the NSW Government’s reckless legislation; and  
(b) make clear, at every available opportunity, that the NSW Government should reverse its decision, and, failing that, the Commonwealth should intervene. (Notice given 14 September 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

5 MS LEE: To move—That this Assembly:

(1) notes that:  
(a) teachers in Canberra schools work hard to support all students to reach their fullest potential and should be acknowledged for their dedication;  
(b) in 2016 the ACT Education Directorate commissioned a study by Professor Stephen Lamb (the “Lamb Report”) to analyse the academic performance of ACT Government schools;  
(c) the Lamb Report found that ACT Government schools on average achieved negative results on every measure;  
(d) in 2017 the Australia Institute produced a report into the performance of the ACT education system and called for a public inquiry;  
(e) in 2017 the ACT Auditor-General published a report (the “Auditor-General’s Report”) on performance information in ACT Government schools;  
(f) the Auditor-General’s Report found that the majority of ACT Government schools’ NAPLAN results were lower than similar schools in Australia, and that “since 2014 reviews of ACT government schools had consistently identified shortcomings” and these shortcomings “indicate a systemic problem”;  
(g) in August 2018 two researchers from the Australian National University (ANU) published a working paper on academic underperformance in ACT schools (the “ANU paper”); and  
(h) the ANU paper found that when NAPLAN results of ACT schools were compared with schools from similar socio-economic profiles a large number of ACT students were, on average, more than six months behind the levels of learning; and
(2) calls on the ACT Government to:

(a) acknowledge the overwhelming evidence provided over the last three years of academic underperformance in ACT schools and must be addressed as a matter of priority;

(b) establish an independent inquiry into underperformance in ACT schools to:

(i) ascertain the reasons for academic underperformance in ACT schools; and

(ii) make recommendations for improving academic performance in ACT schools; and

(c) publish the terms of reference for the inquiry by the last sitting date in October 2018. (Notice given 17 September 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

Order of the day

1 HEALTH (IMPROVING ABORTION ACCESS) AMENDMENT BILL 2018: (Ms Le Couteur) Agreement in principle—Resumption of debate (from 21 March 2018—Ms Fitzharris).

Notices—continued

6 MS CODY: To move—That this Assembly:

(1) notes:

(a) the extraordinary growth in the profile of women’s sport in the Canberra community;

(b) the ongoing success of Canberra United, the Canberra Capitals and women’s national league teams such as netball, cricket and ice hockey;

(c) greater encouragement for girls’ and women’s participation in many sporting codes;

(d) the opening of elite pathways in traditionally male-dominated codes such as the Australian Football League (AFL), Rugby Union, and Rugby League;

(e) the contribution of clubs to local sport and sporting organisations through their own revenue and the community contributions scheme; and

(f) the disappointment and outrage expressed in the AFL Women’s community about future fixtures;
(2) further notes:

(a) significant investments in community and professional sporting facilities funded by the ACT Government, including at Stromlo Forrest Park, Football Park Phillip, and the Melrose Football Precinct;

(b) the ACT Government has set a requirement that triennially funded peak sporting bodies have at least 40 percent women’s representation on their boards by 2020 and is working with sports towards this outcome;

(c) community clubs also have a key role to play in achieving gender equity in sport through their contributions;

(d) ongoing improvements and development of women’s changing facilities under the ACT Government’s female friendly design guidelines and infrastructure funding commitment; and

(e) the ACT has secured games in the 2020 International Cricket Council World Women’s Twenty20 World Cup; and

(3) calls on the Government to continue to promote both community and professional women’s sport by:

(a) ensuring equity in access to sporting facilities and opportunities for all ages to participate;

(b) working with community and professional sporting organisations to promote programs that deliver women’s sport; and

(c) investigating ways to increase the share of the Club Community Contributions Scheme that go towards women’s sport. (Notice given 14 September 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

MR WALL: To move—That this Assembly:

(1) notes:

(a) recreational vehicle (RV) tourism provides significant benefits to the Australian economy;

(b) the road tourism market is valued at approximately $19 billion;

(c) there are an estimated 650 000 registered RV’s in Australia;

(d) the lack of RV infrastructure in the ACT, including the lack of public black and grey water dumping points and insufficient places to stay;

(e) there are no free overnight parking for self-contained RV’s in the ACT; and

(f) the ACT is often bypassed by RV tourists due to a lack of infrastructure; and
(2) calls on:

(a) the ACT Government to work with the Campervan Motorhome Club of Australia to become recognised as an “RV friendly town”; and

(b) the ACT Government to develop a strategy for attracting RV tourism to the ACT. (Notice given 17 September 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

Orders of the day—continued


3 LANDS ACQUISITION (REPORTING REQUIREMENTS) AMENDMENT BILL 2018: (Mr Coe) Agreement in principle—Resumption of debate (from 14 February 2018—Mr Barr).

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

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

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

7 GOVERNMENT AGENCIES (LAND ACQUISITION REPORTING) BILL 2018: (Mr Coe) Agreement in principle—Resumption of debate (from 1 August 2018—Ms Cody).

EXECUTIVE BUSINESS

Orders of the day

1 CIVIL LAW (WRONGS) (CHILD ABUSE CLAIMS AGAINST UNINCORPORATED BODIES) AMENDMENT BILL 2018: (Attorney-General): Agreement in principle—Resumption of debate (from 16 August 2018—Mr Hanson).

3 EDUCATION AMENDMENT BILL 2017: (Minister for Education and Early Childhood Development): Agreement in principle—Resumption of debate (from 26 October 2017—Mr Wall).

4 GOVERNMENT PROCUREMENT (SECURE LOCAL JOBS) AMENDMENT BILL 2018: (Minister for Workplace Safety and Industrial Relations): Agreement in principle—Resumption of debate (from 2 August 2018—Mr Wall). (Referred to the Standing Committee on Economic Development and Tourism on 2 August 2018 for report by no later than the end of September 2018.)

5 ACT HEALTH REPORTING—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: Resumption of debate (from 14 February 2017—Mr Wall) on the motion of Ms Fitzharris—That the Assembly takes note of the paper.

6 ACHIEVEMENTS IN THE FIRST YEAR—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: Resumption of debate (from 31 October 2017—Mrs Jones) on the motion of Mr Rattenbury—That the Assembly takes note of the paper.

7 FEMALE DETAINEE ACCOMMODATION AT THE ALEXANDER MACONOCHIE CENTRE—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: Resumption of debate (from 31 October 2017—Mrs Jones) on the motion of Mr Rattenbury—That the Assembly takes note of the paper.

---

ASSEMBLY BUSINESS

Notices

1 MS CHEYNE: To move—

(1) that the resolution of the Assembly of 13 December 2016, as amended 27 October 2017, which established the general purpose standing committees be amended by omitting paragraph (4) and substituting:

“(4) Each general purpose committee shall consist of the following number of members, composed as follows:

(a) the Standing Committee on Education, Employment and Youth Affairs:
   (i) One member to be nominated by the Government;
   (ii) Two members to be nominated by the Opposition; and
   (iii) the Chair shall be the Government member;

(b) the Standing Committee on Health, Ageing and Community Services:
(i) One member to be nominated by the Government;
(ii) One member to be nominated by the Opposition;
(iii) One member to be nominated by the Crossbench; and
(iv) the Chair shall be the Government member;

(c) the Standing Committee on Environment and Transport and City Services:
   (i) One member to be nominated by the Government;
   (ii) Two members to be nominated by the Opposition; and
   (iii) the Chair shall be the Government member;

(d) the Standing Committee on Justice and Community Safety:
   (i) One member to be nominated by the Opposition;
   (ii) Two members to be nominated by the Government; and
   (iii) the Chair shall be the Opposition member;

(e) the Standing Committee on Public Accounts:
   (i) Two members to be nominated by the Opposition;
   (ii) Two members to be nominated by the Government; and
   (iii) the Chair shall be an Opposition member;

(f) the Standing Committee on Economic Development and Tourism:
   (i) One member to be nominated by the Opposition;
   (ii) Two members to be nominated by the Government; and
   (iii) the Chair shall be the Opposition member; and

(g) the Standing Committee on Planning and Urban Renewal:
   (i) One member to be nominated by the Government;
   (ii) One member to be nominated by the Opposition;
   (iii) One member to be nominated by the Crossbench; and
   (iv) the Chair shall be the Crossbench member.”; and

(2) that the nominations and appointments to these committees, pursuant to resolutions of the Assembly of 13 December 2016, 15 February 2018, 21 March 2018 and 23 August 2018 be revoked and that new nominations for membership of these committees be notified in writing to the Speaker within two hours following conclusion of the debate on the matter. *(Notice given 17 September 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).*
2 MR GENTLEMAN: To move—That this Assembly:

(1) notes that:
   (a) Icon Water Limited (Icon) is a registered company under the Corporations Act 2001 (Commonwealth) that as a Territory owned corporation is also subject to the Territory Owned Corporations Act 1990; and
   (b) the Chief Minister has previously stated in this Assembly that Icon’s contracts with ActewAGL, being the Corporate Services Agreement and Customer Services and Community Support Agreement (Agreements), are not documents that are created by the Executive, owned by the Executive or held by the Executive;

(2) recognises that:
   (a) standing order 213A does not respond to circumstances where the Assembly seeks information or documents from persons or entities that do not comprise the Executive Government;
   (b) for the Assembly to order Icon to produce the Agreements requires a specific resolution directed to Icon; and
   (c) the resolution should include provision for the process for any objection by Icon for production of all or part of the Agreements and the reference of any such objection to an independent arbiter for determination; and

(3) notwithstanding standing order 213A, calls on the Assembly to:
   (a) order Icon to table the Agreements that it has with ActewAGL being the Corporate Services Agreement and Customer Services and Community Support Agreement (Agreements);
   (b) require Icon comply with this order (where no claim of privilege or public interest immunity is made) by delivering the documents to the Clerk of the Assembly within 14 days of this order and the documents are deemed to have been presented to the Assembly;
   (c) require that if Icon claims that the Agreements or any part of them are privileged or subject to public interest immunity, Icon must, within 14 days of this order, deliver to the Clerk of the Assembly a statement setting out the reasons for the claim of privilege or public interest immunity. A copy of the statement will be provided to each member of the Assembly and any member may within seven days dispute the claim for privilege or public interest immunity. Any notice disputing the claim may be accompanied by a statement setting out why it is disputed;
   (d) require that if the claim for privilege or public interest immunity is not disputed then it is accepted;
(e) require that if the claim for privilege or public interest immunity is disputed then the Clerk will inform Icon and Icon must within seven days deliver the Agreements to the Clerk in a sealed envelope and the Clerk is authorised to release the Agreements and the statements to an independent legal arbiter for evaluation of the claim for privilege or public interest immunity and report within 14 days as to the validity of the claim;

(f) require that the Speaker appoint an independent legal arbiter who must be a retired Supreme Court, Federal Court or High Court Judge;

(g) require that the independent legal arbiter provide a report that is to be lodged with the Clerk and:

(i) made available only to Members of the Assembly and Icon; and
(ii) not published or copied without an order of the Assembly:

(h) require that if the independent legal arbiter upholds the claim of privilege or public interest immunity, the Clerk shall return the Agreements to Icon; and

(i) require that if the independent legal arbiter does not uphold the claim of privilege or public interest immunity, the Clerk will table the Agreements. In the event that the Assembly is not sitting, the Clerk is authorised to provide the Agreements to any Member upon request, however, the Agreements do not attract absolute privilege until tabled by the Clerk at the next sitting of the Assembly. (Notice given 17 September 2018. Notice will be removed from the Notice Paper unless called on within 4 sitting weeks – standing order 125A).

Orders of the day

1 HEALTH, AGEING AND COMMUNITY SERVICES—STANDING COMMITTEE—PROPOSED REFERRAL: Resumption of debate (from 7 June 2018—Mr Rattenbury) on the motion of Mrs Dunne—That the Standing Committee on Health, Ageing and Community Services inquire into and report on the delivery of high quality maternity services, including, but not limited to, the support of staff in a high-pressure environment, and any related matters.

2 PUBLIC ACCOUNTS—STANDING COMMITTEE: Presentation of report on papers relating to methodology for determining rates and land tax for strata residences, pursuant to order of the Assembly of 15 February 2018; amended 10 May 2018.
No later than the end of September 2018

3 ECONOMIC DEVELOPMENT AND TOURISM—STANDING COMMITTEE: Presentation of report on the Government Procurement (Secure Local Jobs) Amendment Bill 2018, pursuant to order of the Assembly of 2 August 2018.

31 October 2018

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

Last sitting day in October 2018


Last sitting day in 2018

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

EXECUTIVE MEMBERS’ BUSINESS

There are no notices or orders of the day

QUESTIONS ON NOTICE

On the first sitting day of a period of sittings a complete Notice Paper is published containing all unanswered questions. On subsequent days, only redirected questions are included on the Notice Paper together with a list of all unanswered questions.

A Questions on Notice Paper will be issued on the Friday of a sitting week, containing the text of all questions on notice lodged that week and can be accessed at www.parliament.act.gov.au/in-the-assembly/questions-paper.
Unanswered questions

1568, 1580, 1586, 1611, 1632, 1639, 1643, 1645, 1651, 1683-1686, 1688-1691, 1693, 1698, 1701-1705, 1710, 1713, 1714, 1716.

T Duncan
Clerk of the Legislative Assembly

GOVERNMENT TO RESPOND TO PETITIONS
(in accordance with standing order 100)

30 October 2018

Eating Disorder Health Care Services in the ACT—Minister for Mental Health—Petition lodged by Mr Pettersson (Pet 7-18). (Redirected 1 August 2018)

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

13 November 2018

Tuggeranong Town Centre Master Plan—Minister for Transport and City Services—Petition lodged by Ms J Burch (Pet 11-18). (Redirected 17 August 2018)

Charnwood Group Centre—Recycling options—Minister for Transport and City Services—Petition lodged by Mrs Kikkert (Pet 16-18).

18 December 2018

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

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

Unless otherwise shown, appointed for the life of the Ninth Assembly. The dates of the amendments to the committees’ resolution of appointment are reflected, but not changes in the membership.

Standing

Pursuant to standing order

ADMINISTRATION AND PROCEDURE: (Formed 31 October 2016): The Speaker (Chair), Ms Cheyne, Mr Rattenbury, Mr Wall.

Pursuant to resolution

ECONOMIC DEVELOPMENT AND TOURISM—STANDING COMMITTEE: (Formed 13 December 2016; amended 26 October 2017): Mr Hanson (Chair), Ms Orr, Mr Parton, Mr Pettersson.

EDUCATION, EMPLOYMENT AND YOUTH AFFAIRS—STANDING COMMITTEE: (Formed 13 December 2016): Mr Pettersson (Chair), Ms Cheyne, Mrs Kikkert, Mr Wall.

ENVIRONMENT AND TRANSPORT AND CITY SERVICES—STANDING COMMITTEE: (Formed 13 December 2016): Ms Orr (Chair), Miss C Burch, Ms Cheyne, Ms Lawder.

HEALTH, AGEING AND COMMUNITY SERVICES—STANDING COMMITTEE: (Formed 13 December 2016): Mr Pettersson (Chair), Mrs Dunne, Mrs Kikkert, Ms Le Couteur.

JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE: (Formed 13 December 2016): Ms Lee (Chair), Ms Cody, Ms Lawder, Mr Pettersson.

PLANNING AND URBAN RENEWAL—STANDING COMMITTEE: (Formed 13 December 2016): Ms Le Couteur (Chair), Ms Cheyne, Mr Milligan, Ms Orr, Mr Parton.

PUBLIC ACCOUNTS: (Formed 13 December 2016; amended 26 October 2017): Mrs Dunne (Chair), Ms Cody, Mr Coe, Mr Pettersson.

Select

END OF LIFE CHOICES IN THE ACT—SELECT COMMITTEE: (Formed 30 November 2017): Ms Cody (Chair), Ms Cheyne, Mrs Dunne, Mrs Kikkert, Ms Le Couteur.

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

2016 ACT ELECTION AND ELECTORAL ACT—SELECT COMMITTEE: (Formed 15 December 2016): Ms Cody (Chair), Ms Cheyne, Ms Le Couteur, Mr Milligan, Mr Wall. (Presented 30 November 2017)

ESTIMATES 2017-2018—SELECT COMMITTEE: (Formed 16 February 2017): Mr Wall (Chair), Ms Cody, Mr Coe, Ms Le Couteur, Mr Pettersson. (Presented 1 August 2017)

ESTIMATES 2018-2019—SELECT COMMITTEE: (Formed 22 March 2018): Mr Wall (Chair), Ms Cheyne, Ms Le Couteur, Ms Lee, Ms Orr. (Presented 31 July 2018)

INDEPENDENT INTEGRITY COMMISSION—SELECT COMMITTEE: (Formed 15 December 2016; amended 6 June 2017): Mr Rattenbury (Chair), Ms Cody, Mrs Jones, Ms Lee, Mr Steel. (Presented 31 October 2017)

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