



LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

2020–2021–2022–2023

MINUTES OF PROCEEDINGS

No 75

TUESDAY, 21 MARCH 2023

- 1 The Assembly met at 10 am, pursuant to adjournment. The Acting Speaker (Mr Parton) took the Chair and made the following acknowledgement of country in the Ngunnawal language:

Dhawura nguna, dhawura Ngunnawal.

Yanggu ngalawiri dhunimanyin Ngunnawalwari dhawurawari.

Nginggada Dindi wanggiralidjinyin.

This is Ngunnawal country.

Today we are all meeting on Ngunnawal country.

We always pay respect to Elders, female and male.

The Acting Speaker asked Members to stand in silence and pray or reflect on their responsibilities to the people of the Australian Capital Territory.

2 UNPARLIAMENTARY LANGUAGE—STATEMENT BY ACTING SPEAKER

The Acting Speaker made a statement to remind Members about the need to be mindful about the use of unparliamentary language and imputations against Members pursuant to standing orders 54, 55, 56 and 57, to ensure the smooth and effective operation of the Chamber.

3 JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE—REPORT 13—INQUIRY INTO THE ROAD SAFETY AND CRIMES LEGISLATION AMENDMENT BILLS 2022—REPORT NOTED

Mr Cain (Chair), pursuant to order, presented the following report:

Justice and Community Safety—Standing Committee—Report 13—*Inquiry into the Road Safety and Crimes Legislation Amendment Bills 2022*, dated 22 February 2023, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

4 PUBLIC ACCOUNTS—STANDING COMMITTEE—REPORT 12—INQUIRY INTO THE WORK HEALTH AND SAFETY AMENDMENT BILL 2022—REPORT NOTED

Mrs Kikkert (Chair), pursuant to order, presented the following report:

Public Accounts—Standing Committee—Report 12—*Inquiry into the Work Health and Safety Amendment Bill 2022*, dated 1 March 2023, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

5 PUBLIC ACCOUNTS—STANDING COMMITTEE—REPORT 16—INQUIRY INTO THE APPROPRIATION BILL 2022-2023 (NO 2) AND APPROPRIATION (OFFICE OF THE LEGISLATIVE ASSEMBLY) BILL 2022-2023 (NO 2)—REPORT NOTED

Mrs Kikkert (Chair), pursuant to order, presented the following report:

Public Accounts—Standing Committee—Report 16—*Inquiry into the Appropriation Bill 2022-2023 (No 2) and Appropriation (Office of the Legislative Assembly) Bill 2022-2023 (No 2)*, dated 16 March 2023, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

6 PETITIONS AND MINISTERIAL RESPONSES—PETITIONS AND RESPONSES NOTED

Petitions

The Clerk announced that the following Members had lodged petitions for presentation:

Ms Clay, from 1237 residents, requesting that the Assembly call on the ACT Government to restore the ANU bus route from Daley Road to Civic (e-Pet 002-23).

Ms Orr, from 701 residents, requesting that the Assembly call on the ACT Government to fully duplicate Gungahlin Drive, Horse Park Drive and Clarrie Hermes Drive to ease traffic congestion, survey shared paths and footpaths around the Casey Group Centre and improve public transport options from Casey (e-Pet 003-23).

Pursuant to standing order 99A, these petitions stand referred to the Standing Committee on Planning, Transport and City Services.

Mr Parton, from 131 residents, requesting that the Assembly call on the ACT Government to fund the replacement of Monash Primary School oval, including upgrades to the lighting and drainage (e-Pet 027-22).

Mr Pettersson, from 207 and 64 residents respectively, requesting that the Assembly call on the ACT Government to establish an office of ombudsman for retirement villages (e-Pet 038-22 and Pet 008-23).

Mr Braddock, from 167 residents, requesting that the Assembly call on the ACT Government to reduce speed limits and implement speed controls on Nullabor Avenue in Harrison (e-Pet 041-22).

Ministerial responses

The Clerk announced that the following responses to petitions had been lodged:

Mr Barr (Chief Minister), dated 21 February 2023—Response to e-petition No 031-22, lodged by Ms Lawder on 22 November 2022, concerning Richardson shops.

Mr Gentleman (Minister for Planning and Land Management), dated 14 February 2023—Response to e-petition No 032-22, lodged by Ms Burch on 22 November 2022, concerning the KFC development application at Chisholm shops.

Mr Gentleman (Minister for Planning and Land Management), dated 1 March 2023—Response to e-petition No 028-22, lodged by Ms Clay on 30 November 2022, concerning Margaret Timpson Park in the Belconnen Town Centre.

Mr Steel (Minister for Transport and City Services), dated 23 February 2023—Response to e-petition No 035-22, lodged by Mr Pettersson on 1 December 2022, concerning the installation of a playground at Amaroo shops.

Mr Steel (Minister for Transport and City Services), dated 1 March 2023—Response to petition No 039-22, lodged by Mrs Kikkert on 30 November 2022, concerning parking at Kippax Fair.

Ms Vassarotti (Minister for Sustainable Building and Construction), dated 14 February 2023—Response to e-petition No 029-22 and petition No 037-22, lodged by Mr Pettersson on 22 November 2022, concerning property developer licensing.

Ms Vassarotti (Minister for Heritage), dated 16 February 2023—Response to e-petition No 020-22 and petition No 036-22, lodged by Ms Lee on 22 November 2022, concerning the planting of appropriate trees for Bradfield Street in Downer.

The Acting Speaker proposed—That the petitions and responses so lodged be noted.

Debate ensued.

Question—put and passed.

7 AUDITOR-GENERAL'S REPORT 7/2022—A.C.T. CHILDHOOD HEALTHY EATING AND ACTIVE LIVING PROGRAMS—GOVERNMENT RESPONSE—MINISTERIAL STATEMENT AND PAPER—PAPER NOTED

Ms Stephen-Smith (Minister for Health) made a ministerial statement concerning the Government response to the Auditor-General's Report 7/2022: ACT childhood healthy eating and active living programs and presented the following papers:

Auditor-General Act, pursuant to subsection 21(1)—Auditor-General's Report 7/2022—ACT childhood healthy eating and active living programs—Government response—

Government response, dated March 2023.

Ministerial statement, 21 March 2023.

Ms Stephen-Smith moved—That the Assembly take note of the ministerial statement.

Question—put and passed.

8 VOLUNTARY ASSISTED DYING CONSULTATION—UPDATE—MINISTERIAL STATEMENT—PAPER NOTED

Ms Cheyne (Minister for Human Rights) made a ministerial statement to provide the Assembly and the community with an update on the voluntary assisted dying consultation process and presented the following paper:

Voluntary Assisted Dying consultation—Update—Ministerial statement, 21 March 2023.

Ms Cheyne moved—That the Assembly take note of the paper.

Debate ensued.

Question—put and passed.

9 JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE (LEGISLATIVE SCRUTINY ROLE)—SCRUTINY REPORT 26—STATEMENT BY CHAIR

Mr Cain (Chair) presented the following report:

Justice and Community Safety—Standing Committee (Legislative Scrutiny Role)—Scrutiny Report 26, dated 14 March 2023, together with a copy of the extracts of the relevant minutes of proceedings—

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

10 ENVIRONMENT, CLIMATE CHANGE AND BIODIVERSITY—STANDING COMMITTEE—REPORT 7—INQUIRY INTO ANNUAL AND FINANCIAL REPORTS 2021-22—REPORT NOTED

Dr Paterson (Chair) presented the following report:

Environment, Climate Change and Biodiversity—Standing Committee—Report 7—*Inquiry into Annual and Financial Reports 2021-22*, dated 7 March 2023, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

11 JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE—REPORT 14—INQUIRY INTO THE CORRECTIONS AND SENTENCING LEGISLATION AMENDMENT BILL 2022—REPORT NOTED

Mr Cain (Chair) presented the following report:

Justice and Community Safety—Standing Committee—Report 14—*Inquiry into the Corrections and Sentencing Legislation Amendment Bill 2022*, dated 22 February 2023, together with a copy of the extracts of the relevant minutes of proceedings, an Addendum and a copy of letter to the Committee from the Sentencing Administration Board of the Australian Capital Territory dated 2 March 2023—

and moved—That the report be noted.

Question—put and passed.

12 JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE—REPORT 15—INQUIRY INTO ANNUAL AND FINANCIAL REPORTS 2021-22—REPORT NOTED

Mr Cain (Chair) presented the following report:

Justice and Community Safety—Standing Committee—Report 15—*Inquiry into Annual and Financial Reports 2021-22*, dated 8 March 2023, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

13 PLANNING, TRANSPORT AND CITY SERVICES—STANDING COMMITTEE—REPORT 13—INQUIRY INTO GIRALANG SHOPS—FINAL REPORT—REPORT NOTED

Ms Clay (Chair) presented the following report:

Planning, Transport and City Services—Standing Committee—Report 13—*Inquiry into Giralang Shops—Final Report*, dated 16 March 2023, 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.

14 PLANNING, TRANSPORT AND CITY SERVICES—STANDING COMMITTEE—REPORT 14—INQUIRY INTO ANNUAL AND FINANCIAL REPORTS 2021-22—REPORT NOTED

Ms Clay (Chair) presented the following report:

Planning, Transport and City Services—Standing Committee—Report 14—*Inquiry into Annual and Financial Reports 2021-22*, dated 16 March 2023, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

15 PUBLIC ACCOUNTS—STANDING COMMITTEE—REPORT 13—INQUIRY INTO ANNUAL AND FINANCIAL REPORTS 2021-2022—REPORT NOTED

Mrs Kikkert (Chair) presented the following report:

Public Accounts—Standing Committee—Report 13—*Inquiry into Annual and Financial Reports 2021-2022*, dated 1 March 2023, 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 14—INQUIRY INTO AUDITOR-GENERAL'S PERFORMANCE AUDIT REPORTS JANUARY 2022 – JUNE 2022—REPORT NOTED

Mrs Kikkert (Chair) presented the following report:

Public Accounts—Standing Committee—Report 14—*Inquiry into Auditor-General's Performance Audit Reports January 2022 – June 2022*, dated 1 March 2023, 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 PUBLIC ACCOUNTS—STANDING COMMITTEE—REPORT 15—INQUIRY INTO AUDITOR-GENERAL'S REPORT NO. 8 OF 2021: CANBERRA LIGHT RAIL STAGE 2A: ECONOMIC ANALYSIS—REPORT NOTED

Mrs Kikkert (Chair) presented the following report:

Public Accounts—Standing Committee—Report 15—*Inquiry into Auditor-General's Report No. 8 of 2021: Canberra Light Rail Stage 2A: Economic Analysis*, dated 16 March 2023, together with a copy of the extracts of the relevant minutes of proceedings—

and moved—That the report be noted.

Question—put and passed.

18 ADMINISTRATION AND PROCEDURE—STANDING COMMITTEE—INQUIRY—EVALUATION OF TRIAL OF ESTIMATES BEING CONSIDERED BY STANDING COMMITTEES—STATEMENT BY DEPUTY CHAIR

Ms Lawder (Deputy Chair), pursuant to standing order 246A, informed the Assembly that, having considered submissions received to this inquiry and the two budget estimates inquiries conducted through the standing and select committee processes of this Assembly, the Standing Committee on Administration and Procedure recommends a select committee process for all future budget estimates inquiries.

19 JUSTICE AND COMMUNITY SAFETY—STANDING COMMITTEE—INQUIRY—PENALTIES FOR MINOR OFFENCES FOR VULNERABLE PEOPLE—STATEMENT BY CHAIR

Mr Cain (Chair), pursuant to standing order 246A, informed the Assembly that the Standing Committee on Justice and Community Safety had resolved to conduct an inquiry into and report on penalties for minor offences for vulnerable people.

20 RESIDENTIAL TENANCIES LEGISLATION AMENDMENT BILL 2022

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 Davis, by leave, was granted an extension of time.

Paper: Mr Rattenbury (Attorney-General) presented a revised explanatory statement to the Bill.

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 Rattenbury, by leave, his amendment Nos 1 and 2 were made together, after debate.

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

Question—That this Bill, as a whole, as amended, be agreed to—put.

The Assembly voted—

AYES, 13		NOES, 6
Mr Braddock	Dr Paterson	Mr Cain
Ms Cheyne	Mr Pettersson	Ms Castley
Ms Clay	Mr Rattenbury	Mr Cocks
Ms Davidson	Mr Steel	Mrs Kikkert
Mr Davis	Ms Stephen-Smith	Mr Milligan
Mr Gentleman	Ms Vassarotti	Mr Parton
Ms Orr		

And so it was resolved in the affirmative.

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

21 MINISTERIAL ARRANGEMENTS

Mr Barr (Chief Minister) informed the Assembly of the absence of Minister Berry (Deputy Chief Minister) and advised the Assembly that questions without notice normally directed to Minister Berry could be directed to Mr Barr.

22 QUESTIONS

Questions without notice were asked.

23 PRESENTATION OF PAPERS

The Acting Speaker presented the following papers:

Auditor-General Act, pursuant to subsection 17(5)—Auditor-General's Report No 1/2023—Construction occupations licensing, dated 16 March 2023.

Bills referred to Committees, pursuant to resolution of the Assembly of 2 December 2020, as amended—Correspondence—

Bills—Inquiry—

Appropriation Bill 2022-2023 (No 2) and Appropriation (Office of the Legislative Assembly) Bill 2022-2023 (No 2)—Copy of letter to the Speaker from the Chair, Standing Committee on Public Accounts, dated 15 February 2023.

Bills—Not inquired into—

Motor Accident Injuries Amendment Bill 2023—Copy of letter to the Speaker from the Chair, Standing Committee on Economy and Gender and Economic Equality, dated 16 February 2023.

Planning and Environment Legislation Amendment Bill 2023—Copy of letter to the Speaker from the Chair, Standing Committee on Planning, Transport and City Services, dated 23 February 2023.

Standing order 191—Amendments to:

Animal Management and Welfare Legislation Amendment Bill 2022, dated 13 and 15 February 2023.

Electricity Safety Legislation Amendment Bill 2022, dated 13 and 14 February 2023.

Guardianship and Management of Property Amendment Bill 2022, dated 13 and 14 February 2023.

Multiculturalism Bill 2022, dated 13 and 14 February 2023.

24 PRESENTATION OF PAPERS

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

Administrative Arrangements—

Administrative Arrangements 2022 (No 2)—Notifiable Instrument NI2022-697, dated 22 December 2022—Special Gazette No S2, Thursday 22 December 2022.

Australian Capital Territory (Self-Government) Ministerial Appointment 2022 (No 2)—Notifiable Instrument NI2022-696, dated 22 December 2022—Special Gazette No S2, Thursday 22 December 2022.

Annual Reports (Government Agencies) Act, pursuant to section 13—Annual Reports—2021-2022—Canberra Health Services—Corrigendum, dated March 2023.

Auditor-General Act, pursuant to subsection 21(2)—Auditor-General's Reports—No 8/2022—2021-22 Financial Audits Overview and No 10/2022 Financial Audits Financial Results and Audit Findings—Government Response, dated 14 March 2023.

Education and Community Inclusion—Standing Committee—Report 6—*Inquiry into racial vilification*—Government response, dated March 2023.

Environment, Climate Change and Biodiversity—Standing Committee—Report 6—*Inquiry into environmental volunteerism*—Government response, dated March 2023.

Financial Management Act—

Pursuant to section 26—Consolidated Financial Report for the financial quarter ending—31 December 2022, dated March 2023.

Pursuant to subsection 30F(3)—2022-23 Capital Works Programs—Progress report—Year-to-date performance as at 31 December 2022, dated March 2023.

Planning and Development Act, pursuant to subsection 79(1)—Variations to the Territory Plan together with associated documents—

No 380—Approval—Deakin Office Park and Public Open Space Deakin—Section 66 and Section 78 Block 13, dated 17 March 2023.

No 385—Approval—Symonston Amtech Estate, dated 15 March 2023.

Public Sector Management Standards 2016, pursuant to section 56—Engagements of Long-term Senior Executive Service Members—1 September 2022 to 28 February 2023.

Planning, Transport and City Services—Standing Committee—Report 11—*Inquiry into Urban Forest Bill 2022*—Government response, dated March 2023.

Rights of Older Persons—Assembly Resolution of 18 October 2022—Government response, dated 2 March 2023.

Subordinate legislation (including explanatory statements unless otherwise stated)

Legislation Act, pursuant to section 64—

Animal Welfare Act—

Animal Welfare (Private Keeping of Native Reptiles) Mandatory Code of Practice 2023—Disallowable Instrument DI2023-5 (LR, 31 January 2023).

Animal Welfare (Welfare of Native Wildlife—Rescue, Rehabilitation and Release) Mandatory Code of Practice 2023—Disallowable Instrument DI2023-6 (LR, 31 January 2023).

Children and Young People Act—Children and Young People (Research) Standards 2023 (No 1)—Disallowable Instrument DI2023-10 (LR, 6 February 2023).

Construction Occupations (Licensing) Regulation 2004—Construction Occupations (Licensing) (Qualifications) Declaration 2023—Disallowable Instrument DI2023-1 (LR, 19 January 2023).

Domestic Animals Act—

Domestic Animals (Accredited Assistance Animal Public Access Standards) Determination 2023—Disallowable Instrument DI2023-11 (LR, 6 February 2023).

Domestic Animals (Assistance Animal Accreditation) Guidelines 2023—Disallowable Instrument DI2023-12 (LR, 6 February 2023).

Domestic Violence Agencies Act—Domestic Violence Agencies (Domestic Violence Prevention Council) Appointment 2023 (No 1)—Disallowable Instrument DI2023-9 (LR, 2 February 2023).

Government Agencies (Land Acquisition Reporting) Act—Government Agencies (Land Acquisition Reporting) Amendment Regulation 2023 (No 1)—Subordinate Law SL2023-1 (LR, 2 February 2023).

Lifetime Care and Support (Catastrophic Injuries) Act—Lifetime Care and Support (Catastrophic Injuries) (Home Modifications) Guidelines 2023—Disallowable Instrument DI2023-7 (LR, 2 February 2023).

Magistrates Court Act—Magistrates Court (Work Health and Safety Infringement Notices) Amendment Regulation 2023 (No 1)—Subordinate Law SL2023-2 (LR, 9 February 2023).

Plastic Reduction Act—Plastic Reduction (Public Event) Declaration 2023 (No 1)—Disallowable Instrument DI2023-2 (LR, 20 January 2023).

Rail Safety National Law (ACT) Act—Rail Safety National Law (ACT) Amendment Regulation 2023 (No 1)—Subordinate Law SL2023-3 (LR, 9 February 2023).

Road Transport (General) Act—

Road Transport (General) Application of Road Transport Legislation (Traffic Offence Detection Device) Declaration 2023 (No 1)—Disallowable Instrument DI2023-4 (LR, 30 January 2023).

Road Transport (General) Act—Road Transport (General) Application of Road Transport Legislation Declaration 2023 (No 1)—Disallowable Instrument DI2023-13 (LR, 10 February 2023).

Road Transport (Safety and Traffic Management) Regulation 2017—Road Transport (Safety and Traffic Management) Traffic Offence Detection Device Approval 2023 (No 1)—Disallowable Instrument DI2023-8 (LR, 31 January 2023).

Unit Titles (Management) Act—Unit Titles (Management) Certificate Determination 2023—Disallowable Instrument DI2023-3 (LR, 27 January 2023).

25 EDUCATION AND COMMUNITY INCLUSION—STANDING COMMITTEE—REPORT 6—INQUIRY INTO RACIAL VILIFICATION—GOVERNMENT RESPONSE—PAPER NOTED

Mr Gentleman (Manager of Government Business), pursuant to standing order 211, moved—That the Assembly take note of the following paper:

Education and Community Inclusion—Standing Committee—Report 6—*Inquiry into racial vilification*—Government response.

Debate ensued.

Question—put and passed.

26 PLANNING, TRANSPORT AND CITY SERVICES—STANDING COMMITTEE—REPORT 11—INQUIRY INTO URBAN FOREST BILL 2022—GOVERNMENT RESPONSE—MOTION TO TAKE NOTE OF PAPER

Mr Gentleman (Manager of Government Business), pursuant to standing order 211, moved—That the Assembly take note of the following paper:

Planning, Transport and City Services—Standing Committee—Report 11—*Inquiry into Urban Forest Bill 2022*—Government response.

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

27 ENVIRONMENT, CLIMATE CHANGE AND BIODIVERSITY—STANDING COMMITTEE—REPORT 6—INQUIRY INTO ENVIRONMENTAL VOLUNTEERISM—GOVERNMENT RESPONSE—MOTION TO TAKE NOTE OF PAPER

Mr Gentleman (Manager of Government Business), pursuant to standing order 211, moved—That the Assembly take note of the following paper:

Environment, Climate Change and Biodiversity—Standing Committee—Report 6—*Inquiry into environmental volunteerism*—Government response.

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

28 LEAVE OF ABSENCE TO MEMBER

Mr Gentleman moved—That leave of absence be granted to Ms Burch (Speaker) for this sitting week due to Commonwealth Parliamentary Association duties.

Question—put and passed.

29 LEAVE OF ABSENCE TO MEMBER

Ms Orr moved—That leave of absence be granted to Ms Berry (Deputy Chief Minister) for this sitting due to personal reasons.

Question—put and passed.

30 CORRECTION OF RECORD—STATEMENT BY MEMBER

Mrs Kikkert, by leave, corrected a statement she made earlier in the day.

31 GYNAECOLOGY ONCOLOGY UNIT

Ms Castley, pursuant to notice, moved—That this Assembly:

(1) notes:

- (a) that ovarian cancer is the sixth most common cause of cancer deaths in females and one in 20 women will develop gynaecological cancer in their lifetime;
- (b) most women in the ACT who require gynaecological oncology surgery must travel to Sydney;
- (c) the Minister for Health said on 17 June 2022, that she supported a gynaecological oncology unit “in principle” but could not provide a budgetary commitment at this stage; and
- (d) a presentation by the Clinical Director of Maternity and Gynaecology Department, in April 2022, highlighted the following clinical risk issues with maintaining a fly-in-fly-out service: fragmented care, no oversight of referrals or appointments, multiple instances of delayed treatment and, as a result, poor outcomes;

(2) further notes:

- (a) Tasmania and the Northern Territory both have permanent gynaecological oncology units which service a smaller population than the ACT and broader region;
- (b) a petition on Change.org for a permanent gynaecological cancer unit in the ACT was signed by 3,218 supporters;

- (c) an applicant was selected to head a permanent unit in the ACT, however, the applicant rejected the offer when Canberra Health Services (CHS) were unwilling to provide sufficient surgery days each month; and
 - (d) there is no specific job listed on CHS Jobsearch for a gynaecology oncology specialist; and
- (3) calls on the ACT Government to:
- (a) establish a permanent gynaecology oncology unit for inclusion in the 2023-24 budget;
 - (b) advertise for a permanent full-time gynaecology oncologist and increase theatre allocation for the position to meet demand; and
 - (c) allow Visiting Medical Officers to apply for the position so that candidates can have increased flexibility for the unit.

Ms Stephen-Smith (Minister for Health) moved the following amendment: Omit all text after paragraph (1)(a), substitute:

- “(b) Canberra Health Services is working closely with the Royal Hospital for Women to ensure safe delivery of gynaecological cancer services for women in the ACT which includes treatment in Canberra where possible, and may also include referral to Sydney where clinical complexity requires referral;
- (c) the ACT Government has listened to the community and the 3,218 supporters of the Change.org petition by committing to delivering a permanent gynaecology oncology unit in the ACT with a phased approach prioritised in the ACT Health Services Plan 2022-2030 launched in August 2022 and a 2022-23 mid-year Budget Review measure to expand the Cancer Support Nurses team to establish the permanent service, with all other requirements for the service being provided within existing resources;
- (d) a number of specialist and sub-specialist views have been sought to inform the viability and evidence for a permanent gynaecology oncology service in the ACT and a phased approach was deemed to be the safest and most appropriate option in the first instance as it will reduce fragmentation and improve the experiences of women and people with gynaecology oncology cancers;
- (e) gynaecological oncology is a sub-specialty of the obstetrics and gynaecology specialty with a small number of qualified sub-specialists in Australia;
- (f) Canberra Health Services is working with talent acquisition specialists on arrangements for the recruitment of a permanent staff specialist position; and
- (g) the Canberra Hospital Expansion Project, the largest health infrastructure project since self-government, remains on track to complete the Critical Services Building in 2024 which will support phasing of the permanent gynaecology oncology unit; and

- (2) calls on the ACT Government to:
- (a) complete recruitment for the 2022-23 mid-year Budget Review measure to expand the Cancer Support Nurses team with dedicated gynaecology oncology and colorectal cancer support nurses;
 - (b) continue to support Canberra Health Services to advertise for a staff specialist gynaecological oncologist and optimise theatre allocation alongside other surgical speciality allocations; and
 - (c) report back to the Assembly by the last sitting day of 2023 on progress of phasing to a permanent gynaecological oncology unit delivered by Canberra Health Services, current waitlist and historical waitlist trends, how the waitlist is managed and key performance indicators for the permanent unit.”.

Debate continued.

Question—That the amendment be agreed to—put.

The Assembly voted—

AYES, 14		NOES, 7
Mr Barr	Dr Paterson	Mr Cain
Mr Braddock	Mr Pettersson	Ms Castley
Ms Cheyne	Mr Rattenbury	Mr Cocks
Ms Clay	Mr Steel	Mrs Kikkert
Ms Davidson	Ms Stephen-Smith	Ms Lawder
Mr Davis	Ms Vassarotti	Mr Milligan
Mr Gentleman		Mr Parton
Ms Orr		

And so it was resolved in the affirmative.

Question—That the motion, as amended, viz:

“That this Assembly:

- (1) notes:
- (a) that ovarian cancer is the sixth most common cause of cancer deaths in females and one in 20 women will develop gynaecological cancer in their lifetime;
 - (b) Canberra Health Services is working closely with the Royal Hospital for Women to ensure safe delivery of gynaecological cancer services for women in the ACT which includes treatment in Canberra where possible, and may also include referral to Sydney where clinical complexity requires referral;
 - (c) the ACT Government has listened to the community and the 3,218 supporters of the Change.org petition by committing to delivering a permanent gynaecology oncology unit in the ACT with a phased approach prioritised in the ACT Health Services Plan 2022-2030 launched in August 2022 and a 2022-23 mid-year Budget Review measure to expand the Cancer Support Nurses team to establish the permanent service, with all other requirements for the service being provided within existing resources;

- (d) a number of specialist and sub-specialist views have been sought to inform the viability and evidence for a permanent gynaecology oncology service in the ACT and a phased approach was deemed to be the safest and most appropriate option in the first instance as it will reduce fragmentation and improve the experiences of women and people with gynaecology oncology cancers;
 - (e) gynaecological oncology is a sub-specialty of the obstetrics and gynaecology specialty with a small number of qualified sub- specialists in Australia;
 - (f) Canberra Health Services is working with talent acquisition specialists on arrangements for the recruitment of a permanent staff specialist position; and
 - (g) the Canberra Hospital Expansion Project, the largest health infrastructure project since self-government, remains on track to complete the Critical Services Building in 2024 which will support phasing of the permanent gynaecology oncology unit; and
- (2) calls on the ACT Government to:
- (a) complete recruitment for the 2022-23 mid-year Budget Review measure to expand the Cancer Support Nurses team with dedicated gynaecology oncology and colorectal cancer support nurses;
 - (b) continue to support Canberra Health Services to advertise for a staff specialist gynaecological oncologist and optimise theatre allocation alongside other surgical speciality allocations; and
 - (c) report back to the Assembly by the last sitting day of 2023 on progress of phasing to a permanent gynaecological oncology unit delivered by Canberra Health Services, current waitlist and historical waitlist trends, how the waitlist is managed and key performance indicators for the permanent unit.”—

be agreed to—put and passed.

32 MENSTRUATION AND MENOPAUSE SUPPORT

Ms Orr, pursuant to notice, moved—That this Assembly:

- (1) notes that:
 - (a) 8 March was the United Nations endorsed International Women’s Day;
 - (b) the purpose of the day is to uphold women’s achievements, recognise challenges, and focus greater attention on women’s rights and equality; and
 - (c) the day is a call to action;
- (2) further notes:
 - (a) that significant shame and stigma surround women’s reproductive health;
 - (b) that this shame and stigma creates a culture of taboo and has stifled discussions and understanding of women’s reproductive health needs;

- (c) through the *ACT Women's Plan 2016-26*, the ACT Government is committed to supporting and removing barriers to enable women and girls to reach their potential, contribute to innovation and ideas and to take up leadership positions ensuring full participation of women and girls in all aspects of society;
 - (d) in addition to the Women's Plan, ACT Labor is supporting the full participation of women in society through the Period Products and Facilities (Access) Bill 2022 which is currently before the Assembly, and through the commitment to develop a menstruation and menopause policy for the ACT Public Service;
 - (e) other advancements, such as hormone therapy treatments now being available through chemists, contribute to the broader body of work to destigmatise and respond to the reproductive health needs of women in a way that is easily accessible; and
 - (f) however, there still remains many ways to better support women and areas of reform that can be undertaken; and
- (3) calls on the Minister for Women to report to the Legislative Assembly, no later than the second last sitting period of 2023, on the supports the ACT Government provides to support people who are menstruating or experiencing menopause.

Debate ensued.

Question—put and passed.

33 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 5.03 pm, adjourned until tomorrow at 10 am.

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

*on leave.

Tom Duncan
Clerk of the Legislative Assembly

SCHEDULE OF AMENDMENTS

Schedule 1

RESIDENTIAL TENANCIES LEGISLATION AMENDMENT BILL 2022

Amendments circulated by the Attorney-General

1

Clause 2 (3), proposed new dot point
Page 2, line 20

insert

- section 37A

2

Proposed new clause 37A
Page 29, line 19—

insert

37A New part 19

insert

Part 19 Transitional—Residential Tenancies Legislation Amendment Act 2023

163 Notice to vacate served before commencement day continues in force

- (1) This section applies if—
 - (a) a lessor serves a notice to vacate on the tenant under clause 94 of the standard residential tenancy terms before the commencement day; and
 - (b) the tenant has not vacated the premises.
- (2) The notice to vacate continues in force despite the repeal of clause 94.
- (3) Clauses 94 and 95 of the standard residential tenancy terms as in force immediately before the commencement day continue to apply to the notice to vacate despite the repeal of the clauses.
- (4) In this section:

commencement day means the day the *Residential Tenancies Legislation Amendment Act 2023*, section 43 commences.

164 Expiry—pt 19

This part expires 2 years after the day the *Residential Tenancies Legislation Amendment Act 2023*, section 43 commences.

Note A transitional provision is repealed on its expiry but continues to have effect after its repeal (see Legislation Act, s 88).
