

2001-2002-2003

LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

NOTICE PAPER

No. 76

Thursday, 23 October 2003

The Assembly meets this day at 10.30 am

ASSEMBLY BUSINESS

Order of the Day

- 1 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.

EXECUTIVE BUSINESS

Notices

- *1 MR STANHOPE: To present a Bill for an Act to amend or repeal certain Acts and regulations for the purpose of statute law revision. (*Notice given 22 October 2003*).
- *2 MR STANHOPE: To present a Bill for an Act to make provision for the operation of the Australian Crime Commission in the ACT, to repeal the *National Crime Authority (Territory Provisions) Act 1991*, and for related purposes. (*Notice given 22 October 2003*).
- *3 MR QUINLAN: To present a Bill for an Act to amend the *Independent Competition and Regulatory Commission Act 1997*. (*Notice given 22 October 2003*).

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

ASSEMBLY BUSINESS

Notices

*1† MRS DUNNE: To move – That Disallowable Instrument DI2003-254, Land (Planning and Environment) Determination of Matters to be taken into Consideration – Grant of a Further Rural Lease – 2003, be amended as follows:

- (1) Schedule 1 Maximum Rural Lease Term Plan be amended: Blocks 181, 1125, 1171, 1187 Weston Creek and Block 181 Belconnen be amended to 99 year leases.
- (2) Schedule 2, page 1 be amended:
 - (a) After the words ‘Belconnen – All excluding Blocks 50’, add 181
 - (b) After the words ‘Weston Creek – All’, add the words ‘excluding Blocks 181, 1125, 1171, 1187’. *(Notice given 23 September 2003; amended 22 October 2003).*

† 2 sitting days for resolution

- 2 MRS CROSS: That this Assembly refers to the Standing Committee on Health for inquiry and report by the first sitting day in May 2004 the following matter:

The effects on the Canberra community of establishing pharmacies in supermarkets in terms of the:

- (1) general health outcomes for individuals;
- (2) social outcomes for individuals, particularly the elderly members of the community; and
- (3) importance to the community of having primary health care agents such as pharmacies in each of the major and minor population centres of Canberra. *(Notice given 21 October 2003).*

- 3 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*).

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

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

'The Commissioner must structure the loan agreement as far as possible so that the sum of the rental bond loan repayments plus the Applicant's rental payments under the residential tenancy agreement does not exceed 40% of the household income';

(3) delete Clause 6(1)a and replace with:

'at least one of the applicants is resident, employed in, studying or proposes to be studying in the ACT, or has family connections in the ACT, and he or she satisfies eligibility requirements specified in clauses 5(3)(c), 5(3)(d), 5(6) and 5(7) of the Public Rental Housing Assistance Program, and the gross household income is not within the top quintile of household income in the ACT';

- (4) Clause 8(2) be amended: after the word 'within', delete '7' and substitute '28';
- (5) Clause 12(2) be amended: after the word 'within', delete '7' and substitute '28';
- (6) Clause 13(1) be amended: after the word 'within', delete '7' and substitute '28';

- (7) Clause 7(5) be amended: delete the words after ‘each’, and substitute ‘the applicants may enter into a loan agreement either as joint borrowers or as applicants in common’;
- (8) Clause (9) be amended: after the word ‘apply’, delete ‘as’, and substitute the words ‘either as in-common or’. (*Notice given 23 September 2003*).

† 2 sitting days for resolution

Orders of the day - continued

- 2 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.
- 3 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.
- 4 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.
- 5 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.
- 6 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.

- 7 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.
 - 8 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.
 - 9 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.
 - 10 ESTIMATES 2003-2004 (NO. 2) – SELECT COMMITTEE – REPORT ON THE INQUIRY INTO THE APPROPRIATION BILL 2003-2004 (NO. 2) – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 23 September 2003 – Mr Quinlan*) on the motion of Mr Smyth – That the report be noted.
 - 11 LEGAL AFFAIRS – STANDING COMMITTEE: Presentation of report on the Long Service Leave (Private Sector) Bill 2003 pursuant to order of the Assembly of 7 May 2003, as amended 23 September 2003.
 - 12 LEGAL AFFAIRS – STANDING COMMITTEE – REPORT NO 6 – CRIMES (INDUSTRIAL MANSLAUGHTER) AMENDMENT BILL 2002 – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 23 September 2003 – Ms Gallagher*) on the motion of Mr Stefaniak – That the report be noted.
 - 13 PUBLIC ACCOUNTS – STANDING COMMITTEE – REPORT NO 6 – REVIEW OF AUDITOR-GENERAL'S REPORT NO 7 OF 2002 – FINANCIAL AUDIT WITH YEARS ENDING TO 30 JUNE 2002: Resumption of debate (*from 25 September 2003 – Mr Quinlan*) on the motion of Mr Smyth – That the report be noted.
 - 14 HEALTH – STANDING COMMITTEE – REPORT NO 6 – REPORT ON RECENT REPORTS CONCERNING THE MENTAL HEALTH SYSTEM – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 21 October 2003 – Mr Corbell*) on the motion of Ms Tucker – That the report be noted.
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18 November 2003

- 15 PRIVILEGES – SELECT COMMITTEE: Presentation of report pursuant to order of the Assembly of 26 June 2003, as amended 20 August 2003 and 21 October 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.

First sitting day of 2004

- 17 STANDING COMMITTEES – Presentation of reports on annual and financial reports for the calendar year 2002 and the financial year 2002-2003 pursuant to order of the Assembly of 25 September 2003.

EXECUTIVE BUSINESS**Orders of the Day**

- 1 EVIDENCE (MISCELLANEOUS PROVISIONS) AMENDMENT BILL 2003: (*Attorney-General*): Agreement in principle – Resumption of debate (*from 28 August 2003 – Mr Smyth*).
- 2 VICTIMS OF CRIME (FINANCIAL ASSISTANCE) AMENDMENT BILL 2003: (*Attorney-General*): Agreement in principle – Resumption of debate (*from 28 August 2003 – Mr Smyth*).
- 3 WORKERS COMPENSATION AMENDMENT BILL 2003 (NO. 2): (*Minister for Industrial Relations*): Agreement in principle – Resumption of debate (*from 25 September 2003 – Mr Pratt*).
- 4 ELECTORAL AMENDMENT BILL 2003: (*Attorney-General; presented by Manager of Government Business*): Agreement in principle – Resumption of debate (*from 8 May 2003 – Ms Dundas*).
- 5 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.

- 6 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.
- 7 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.
- 8 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.
- 9 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.
- 10 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.
- 11 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.
- 12 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.
- 13 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.

- 14 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.
- 15 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.
- 16 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.
- 17 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.
- 18 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.
- 19 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.
- 20 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.
- 21 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.
- 22 INQUIRIES AMENDMENT BILL 2003: (*Chief Minister*): Agreement in principle – Resumption of debate (*from 28 August 2003 – Mr Smyth*).
- 23 ROYAL COMMISSIONS AMENDMENT BILL 2003: (*Chief Minister*): Agreement in principle – Resumption of debate (*from 28 August 2003 – Mr Smyth*).

- 24 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.
- 25 GENE TECHNOLOGY BILL 2002: (*Minister for Health*): Detail stage – Clause 4 – Resumption of debate (*from 28 August 2003 – Mr Smyth*).
- 26 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.
- 27 CRIMES (INDUSTRIAL MANSLAUGHTER) AMENDMENT BILL 2002: (*Minister for Industrial Relations*): Agreement in principle – Resumption of debate (*Mr Pratt*).
- 28 ANNUAL LEAVE AMENDMENT BILL 2003: (*Minister for Industrial Relations*): Agreement in principle – Resumption of debate (*from 25 September 2003 – Mr Pratt*).

Notices – continued

- 4 MR QUINLAN: To move – That, in accordance with s.16(4) of the *Territory Owned Corporations Act 1990*, this Assembly approves the disposal of all of the undertakings (including its assets, rights and liabilities) of Totalcare Industries Limited to the Territory. (*Notice given 20 August 2003*).
- 5 MR STANHOPE: To move – That the Legislative Assembly for the Australian Capital Territory, having noted that:
 - (1) subsection 8(2) of the *Australian Capital Territory (Self-Government) Act 1988* (the Act) provides that the Assembly shall consist of 17 members;
 - (2) subsection 8(3) of the Act provides that the Governor-General may make regulations under the Act to fix a different number of members;
 - (3) regulations may only be made for this purpose in accordance with a resolution passed by the Assembly; and
 - (4) regulations would need to be made no later than April 2003 so that the necessary electoral redistribution can be conducted in time for the ACT election scheduled for October 2004;

hereby resolves that the number of members of the Legislative Assembly should be increased from 17 to 25 by regulations made by the Governor-General for the purposes of subsection 8(3) of the Act; and

calls upon the Chief Minister to communicate this resolution to the Commonwealth Government with a request that the regulations increasing the number of members be made at the earliest opportunity but no later than 31 March 2003. (*Notice given 25 September 2002*).

PRIVATE MEMBERS' BUSINESS

Notices

- 1 MR HARGREAVES: To move – That the Assembly:
 - (1) notes that according to recent research, at least 30% of the Australian workforce will be casual workers by 2010 and given the high numbers and proportion of persons employed full and part-time in the public sector in the ACT, that will mean disproportionately high numbers of persons in the private sector employed as casuals in the ACT;
 - (2) expresses concern that a large and increasing proportion and number of the private sector workforce in the ACT may be deprived of not only their basic employment entitlements of award and enterprise minimum remuneration, leave entitlements and superannuation but may also fall on the blindside of statutory protection such as occupational health and safety (particularly in relation to shift work), job training and career development;
 - (3) acknowledges that there may be some benefits of working casual arrangements for some employees; and
 - (4) calls on the ACT Government to investigate options for raising the awareness of award and agreement entitlements for casual workers amongst employers and employees. (*Notice given 21 October 2003*).
- 2 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*).
- 3 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).*
- 4 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*).
- 5 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*).
- 6 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*).
- 7 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*).
- 8 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*).

- 9 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*).
- 10 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*).
- 11 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*).
- 12 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*).
- 13 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*).
- 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 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).*

18 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).*

- 19 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 GUNG AHLIN 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 FIRE, EMERGENCY SERVICES AND AMBULANCE AUTHORITIES BILL 2003: *(Mr Pratt)*: Agreement in principle – Resumption of debate *(from 20 August 2003 – Mr Wood)*.

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

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

PROPOSED AMENDMENT TO STANDING ORDER 118 – ANSWERS TO QUESTIONS WITHOUT NOTICE: Resumption of debate (*from 7 May 2003 – Ms Tucker*) on the motion of Mr Cornwell – That this Assembly amends Standing Order 118, in accordance with the Australian Labor Party's *Labor's 2001 ACT Election Commitments* (page 35, paragraph 8 'We will limit Ministers' answers to Questions to five minutes), by adding a new sub-section (c) shall not be longer than five minutes in length, and amends existing sub-section (b) by adding 'and' after 'refers'.

Referred to Standing Committee on Legal Affairs on

7 May 2003

LONG SERVICE LEAVE (PRIVATE SECTOR) BILL 2003: (*Mr Berry*): Resumption of debate – Agreement in principle (*Ms Gallagher*).

Referred to Standing Committee on Planning and Environment on**17 June 2003**

ROAD TRANSPORT (PUBLIC PASSENGER SERVICES)
AMENDMENT BILL 2003: (*Minister for Urban Services*): Resumption of debate –
Agreement in principle (*Mrs Dunne*).

QUESTIONS ON NOTICE

On the first sitting day of a period of sittings a complete *Notice Paper* is published containing all unanswered questions. On subsequent days, only new and redirected or revised questions are included on the *Notice Paper*.

Unanswered questions

917, 922, 923, 926, 928, 929, 931, 932, 935, 936, 937, 939, 941, 942,
943, 944, 945, 946, 949, 959, 963, 965, 966, 967, 969, 970, 974, 975,
976, 977, 978, 979, 980, 981, 983, 984, 985, 987, 989, 990, 993, 996,
997, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008,
1010, 1015, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025,
1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036,
1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047,
1048

New questions

(30 days expires 22 November 2003)

*1049 MR CORNWELL: To ask the Treasurer – In respect of Stage 3 of ACT water restrictions:

- (1) What areas are exempt;
- (2) What is the reasoning for the exemptions in (1) above;
- (3) Why are pool installations allowed but not electronically controlled irrigation systems;
- (4) Is it proposed to review existing restrictions, perhaps to modify, and if so, when.

*1050 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to Canberra's mounted police unit:

- (1) What are the details of the productivity report into the viability of Canberra's mounted police unit;
- (2) Throughout the investigation for this report, were the police officers performing their normal duties within the mounted police unit;
- (3) If not, why not;
- (4) How much funding was allocated to the mounted police unit in the financial years:
 - (a) 2001-2002;
 - (b) 2002-2003;
 - (c) 2003-2004.

*1051 MR PRATT: To ask the Minister for Police and Emergency Services – In relation to home burglaries:

- (1) How many home burglaries have been reported to the police in Canberra in the following periods:
 - (a) July 2002 – September 2002 (inclusive);
 - (b) October 2002 – December 2002 (inclusive);
 - (c) January 2003 – March 2003 (inclusive);
 - (d) April 2003 – June 2003 (inclusive);
 - (e) July 2003 – September 2003 (inclusive);
- (2) Of these reported home burglaries, how many offenders in each quarter were:
 - (a) arrested for the crime;
 - (b) subsequently charged for the crime;
- (3) In each quarter, what is the breakdown per Canberra suburb of the reported home burglaries.

*1052 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to funding for non Government schools:

- (1) How much funding has been provided to non Government schools in the following financial years:
 - (a) 1999-2000;
 - (b) 2000-2001;
 - (c) 2001-2002;
 - (d) 2002-2003.

*1053 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to students with disabilities:

- (1) How much funding is provided to ACT Government schools for students with disabilities;
- (2) How much funding is provided to ACT non Government schools for students with disabilities.

*1054 MR CORNWELL: To ask the Treasurer – In relation to Stage 3 water restrictions effective from 1 October 2003:

- (1) Has an audit been conducted of all ACT government buildings upon ways to reduce water consumption and if so, what steps have been taken;
- (2) Do these steps include adjusting the “Flusherettes” in the toilets to adjust timing and amount of flow;
- (3) Do these steps include adjusting the cooling and heating equipment to reduce water consumption;
- (4) If the response is affirmative to each of the above, what is the estimated annual percentage saving of water overall;
- (5) If the response is negative, why has such an audit and steps at (2) and (3) not been carried out.

*1055 MR CORNWELL: To ask the Minister for Urban Services – Further to your advice that Canberra Urban Parks and Places (CUPP) is constructing a formal entrance to Weston Park:

- (1) Why is a formal entrance deemed necessary;
- (2) What will be the cost of this development;
- (3) Will the work also involve protecting the unfenced open green spaces adjacent to the cycle path, opposite Banks and Brown Streets and behind the lakeshore from ‘wheelies’ and truck and car parking.
- (4) If the response to (3) is negative, why and would not the expenditure at (1) above be better spent protecting this pleasant natural environment from thoughtless motor vehicle drivers.

*1056 MR CORNWELL: To ask the Minister for Urban Services – In relation to an item in *The Canberra Times* on 17 October 2003 which stated that ‘a mass of filthy, highly polluted water surging down an otherwise clean-looking Molonglo River at Coppins Crossing’:

- (1) What was the source of this pollution;
- (2) Why did it occur;
- (3) What steps are being taken to prevent a repetition;
- (4) Will prosecutions be launched and if not, why not;
- (5) What is the penalty for such pollution and does the penalty apply to government departments and agencies.

*1057 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to Housing Managers of ACT Housing properties and further to your reply to Question on notice No 968, specifically in relation to Currong Apartments:

- (1) How many different Housing Managers have been positioned at Currong Apartments since 1 July 2002 to date;
- (2) Of the range of circumstances in which Housing Managers move positions, as specified in your reply to Question on notice No 968, please indicate which apply to each of the changes which have taken place at Currong Apartments during the stated period;
- (3) Is it the case that the most recent Housing Manager is being moved after only six weeks, having commenced there in early September 2003;
- (4) Further to (3), please indicate the circumstances surrounding this particular change;
- (5) What work practices are in place concerning the relationship between Housing Managers and privately contracted security guards at Currong Apartments;
- (6) Further to (5), in the event of an incident of anti-social and/or criminal nature taking place involving residents or other parties within the grounds of Currong Apartments, is it the case that records, other than police records, are maintained reporting such incidents between Housing Managers and security officers. If so, please provide a blank copy of the nature of such form of reporting. If not, why not, and how, in such circumstances, are such incidents monitored.

T Duncan

Clerk of the Legislative Assembly

COMMITTEES

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

Standing

Pursuant to standing order

ADMINISTRATION AND PROCEDURE: *(Formed 12 November 2001):* The Speaker *(Presiding Member)*, Ms Dundas, Mrs Dunne *(from 18 February 2003)*, Mr Hargreaves, Ms MacDonald *(during the absence of Mr Hargreaves from 11-27 May 2002)*, Mr Stefaniak *(during the absence of Mrs Dunne on 6 May 2003)*.

Pursuant to resolution

COMMUNITY SERVICES AND SOCIAL EQUITY: *(Formed 11 December 2001; Amendment to resolution of appointment 21 November 2002):* Mr Hargreaves *(Chair)*, Mr Cornwell *(from 21 November 2002)*, Mrs Cross, Ms Dundas.

EDUCATION: *(Formed 11 December 2001):* Ms MacDonald *(Chair)*, Ms Dundas, Mr Pratt.

HEALTH: *(Formed 11 December 2001):* Ms Tucker *(Chair)*, Mrs Burke *(from 18 February 2003)*, Ms MacDonald.

LEGAL AFFAIRS: *(Formed 11 December 2001):* Mr Stefaniak *(Chair)*, Mr Hargreaves, Ms Tucker.

PLANNING AND ENVIRONMENT: *(Formed 11 December 2001; Amendment to resolution of appointment 21 November 2002):* Mrs Dunne *(Chair)*, Mrs Cross *(from 21 November 2002)*, Ms Dundas, Mr Hargreaves *(from 30 January 2003)*.

PUBLIC ACCOUNTS: *(Formed 11 December 2001):* Mr Smyth *(Chair)*, Ms MacDonald *(from 30 January 2003)*, Ms Tucker.

Select

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

Dissolved

ESTIMATES 2001-02: *(Formed 19 February 2002):* Mr Humphries *(Chair)*, Ms Dundas, Mr Hargreaves. *(Presented 9 April 2002).*

ESTIMATES 2002-03: *(Formed 6 June 2002):* Mr Humphries *(Chair)*, Mr Hargreaves, Ms Dundas, Mrs Dunne, Ms Gallagher. *(Printing, circulation and publication authorised 19 August 2002; presented 20 August 2002).*

ESTIMATES 2003-04: *(Formed 3 April 2003):* Mr Smyth *(Chair)*, Mrs Cross, Mr Hargreaves, Mrs Dunne, Ms MacDonald. *(Presented 17 June 2003).*

ESTIMATES 2003-04 (NO. 2): *(Formed 19 August 2003):* Mr Smyth *(Chair)*, Ms Dundas, Mr Hargreaves. *(Presented 23 September 2003).*

PRIVILEGES: *(Formed 6 June 2002):* Ms Tucker *(Chair)*, Mr Hargreaves, Mr Smyth. *(Presented 14 November 2002).*

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