

2001-2002-2003

LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

NOTICE PAPER

No. 69

Wednesday, 27 August 2003

The Assembly meets this day at 10.30 am

PRIVATE MEMBERS' BUSINESS

Notice

- 1 MS DUNDAS: To present a Bill for an Act to amend the Government Procurement (Principles) Guideline 2002 (No 2). (*Notice given 19 August 2003*).

Order of the day

- 1 NEEDS OF OLDER CANBERRANS: Resumption of debate (*from 20 August 2003 – Mr Hargreaves*) (*on the amendment moved by Ms Tucker –*

(1) *add new point*

- (2) *Calls on the ACT Government to report to the Assembly on the extent to which the above measures meet the unmet needs in all sectors of the population of older Canberrans, and strategies and timelines to meet the remaining unmet need;”*

(2) *and renumber point 2 as point 3*

on the amendment moved by Mr Corbell –

Omit all words after “That this Assembly expresses its”, substitute the following:

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

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concern at the increasing difficulties older Canberrans are facing in accessing appropriate accommodation and:

(1) Notes that the ACT Government:

- . has given priority to determining applications for direct sale of land for aged care facility proposals providing for approximately 269 beds;*
- . has been proactive in initiating work for sites in Belconnen and Tuggeranong with the potential for a minimum of a further 250 beds;*
- . has allocated \$5.15 million for a sub-acute facility for the ACT providing post acute rehabilitation, psycho-geriatric and transitional care services;*
- . provides respite care through the Burrungiri Crisis Respite Centre for the Aged and has provided \$450,000 for a new pilot program to provide flexible family support for people who care for older Canberrans.*

(2) Urges the ACT and Commonwealth Governments to continue to adopt and implement measures to address this growing level of demand for appropriate accommodation for older Canberrans and their families.)

on the motion of Mr Cornwell – That this Assembly expresses its grave concern at the Government's lack of commitment to addressing the needs of Older Canberrans, particularly through the provision of aged care facilities and calls on the Government to:

- (1) give priority to aged care facility applications in Planning policies and processes;
- (2) be proactive by listing twelve potential sites for future aged care facilities so that applications for Commonwealth funding for beds can be expedited;
- (3) plan a Step-Down facility for southern Canberra;
- (4) improve the location, frequency and quantum of respite care places.

Notices - continued

- *2 MR HARGREAVES: To move – That the Assembly congratulates the winners of the 2003 ACT Landcare Awards and recognises the great work done by those involved in the Landcare movement to address the serious environmental challenges facing our region (*Notice given 26 August 2003*).

- 3 MS DUNDAS: To move – That the ACT Government negotiate with the owners of the site at the corner of Nettlefold Street and Coulter Drive a land swap or suitable compensation to ensure the preservation of the magnificent trees on that site. (*Notice given 25 June 2003*).
- 4 MR STEFANIAK: To move – That this Assembly calls on the ACT Government to build a motor sport facility, including a drag way, in the Majura Valley. (*Notice given 19 August 2003*).
- *5 MS TUCKER: To move – That this Assembly calls on the Government to ensure that, by the end of this week, the consultant's report to the ACT Alcohol and Other Drugs Taskforce on the ACT Alcohol and Other Drugs Taskforce Consultation is made available to everyone who participated, in line with one of the basic principles of public consultation: that the results of consultation need to be available to all participants. (*Notice given 26 August 2003*).
- *6 MR SMYTH: To move – That the Government acknowledge the importance of openness and accountability and their election commitment to this end and that this Assembly calls on the Government to:
- (1) make available to Members on the 21st of each month, and table the next sitting day, the waiting list figures for the previous month for elective surgery in Canberra's public hospitals;
 - (2) include information on the waiting lists and waiting times broken down by speciality;
 - (3) ensure that the waiting lists and times published on the Health Department website are updated on the 21st of each month; and
 - (4) ensure that waiting list reports contain at least as much information as was contained in the previous Liberal government's reports. (*Notice given 7 May 2002; amended 26 August 2003*).
- 7 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*).
- 8 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).*
- 9 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*).
- 10 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*).
- 11 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*).
- 12 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*).
- 13 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*).

- 14 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*).
- 15 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*).
- 16 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*).
- 17 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*).
- 18 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*).
- 19 MS DUNDAS: To move – That this Assembly calls on the Government to empower the Gaming and Racing Commission to reduce the current number of gaming machines in the ACT to 3000, in line with the national per capita average, during the financial year 2003-2004. (*Notice given 11 March 2003*).
- 20 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*).
- 21 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*).

22 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).

23 MS TUCKER: To move – That this Assembly:

- (1) supports the role of the Senate as an essential check on the power and the Executive of the Federal Government and as a mechanism for ensuring responsible and accountable government;
- (2) rejects the proposal of the Prime Minister to change the constitution so as to enable a joint session of both Houses of the Federal Parliament without first requiring a double dissolution election;
- (3) calls on the Chief Minister to write to the Prime Minister expressing grave concern about the proposal and calling on him to withdraw his proposal; and
- (4) affirms the role of proportional representation as an electoral system which, through awarding representatives in proportion to shares of votes, ensures a democratic legislature. *(Notice given 24 June 2003).*

24 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).*

25 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*).

26 MS DUNDAS: To move – That the ACT Government investigate the introduction of a concession scheme to assist working people on low incomes who are currently struggling to pay their property rates, and report back to the Assembly by the first sitting day in December 2003. (*Notice given 25 June 2003*).

*27 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 - continued

- 2 INQUIRIES AMENDMENT BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 15 May 2002 – Mr Stanhope*).
- 3 LAND (PLANNING AND ENVIRONMENT) LEGISLATION AMENDMENT BILL 2001: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Corbell*).
- 4 CRIMES AMENDMENT BILL 2001 (NO 3): (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Stanhope*).
- 5 SUPREME COURT AMENDMENT BILL 2001 (NO 2): (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 12 December 2001 – Mr Stanhope*).

- 6 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.
- 7 PROPOSED TIMETABLE FOR THE COMPLETION OF THE GUNGAHLIN DRIVE EXTENSION: Resumption of debate (*from 5 June 2002 – Ms Dundas*) on the motion of Mrs Dunne – That this Assembly:
 - (1) notes the ACT Government's commitment to build the Gungahlin Drive extension on time, on the western alignment, and to the same budget as that allocated to the eastern alignment; and
 - (2) directs the Minister for Planning, Mr Corbell, to table before the Assembly rises on Thursday, 6 June 2002 his proposed timetable for completing the Gungahlin Drive extension including but not limited to the:
 - (a) commencement and completion of environmental planning;
 - (b) commencement and completion of engineering planning;
 - (c) commencement of the draft variation process;
 - (d) timetable for the letting of tenders;
 - (e) commencement of works; and
 - (f) completion of works.
- 8 COMMUNITY REFERENDUM BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 28 August 2002 – Mr Stanhope*).
- 9 CRIMES AMENDMENT BILL 2002: (*Mr Pratt*): Agreement in principle – Resumption of debate (*from 13 November 2002 – Mr Stanhope*).
- 10 BUILDING (WATER EFFICIENCY) AMENDMENT BILL 2002: (*Mrs Dunne*): Agreement in principle – Resumption of debate (*from 13 November 2002 – Mr Corbell*).
- 11 LITTER AMENDMENT BILL 2002: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 20 November 2002 – Mr Corbell*).
- 12 PUBLIC ACCESS TO GOVERNMENT CONTRACTS AMENDMENT BILL 2002 (NO. 2): (*Ms Dundas*): Agreement in principle – Resumption of debate (*from 11 December 2002 – Mr Quinlan*).
- 13 COSTING OF ELECTION COMMITMENTS BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 11 December 2002 – Mr Quinlan*).
- 14 FINANCIAL LEGISLATION (INTEGRITY AND RESPONSIBILITY) AMENDMENT BILL 2002: (*Mr Humphries*): Agreement in principle – Resumption of debate (*from 11 December 2002 – Mr Quinlan*).

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

EXECUTIVE BUSINESS

Orders of the Day

- 1 STATUTE LAW AMENDMENT BILL 2003: *(Attorney-General; presented by Manager of Government Business)*: Agreement in principle – Resumption of debate *(from 8 May 2003 – Mr Stefaniak)*.

- 2 EVIDENCE (MISCELLANEOUS PROVISIONS) AMENDMENT BILL 2003: (*Attorney-General*): Agreement in principle – Resumption of debate (*from 26 June 2003 – Mr Stefaniak*).
- 3 ANIMAL AND PLANT DISEASES AMENDMENT BILL 2003: (*Minister for Environment*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mrs Dunne*).
- *4 CIVIL LAW (SALE OF RESIDENTIAL PROPERTY) BILL 2003: (*Attorney-General*): Agreement in principle – Resumption of debate (*from 26 August 2003 – Ms Tucker*).
- *5 GENE TECHNOLOGY BILL 2002: (*Minister for Health*): Detail stage – Clause 1 – Resumption of debate (*from 26 August 2003 – Mr Corbell*).
- 6 AFFORDABLE HOUSING TASKFORCE FINAL REPORT – STRATEGIES FOR ACTION – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 8 May 2003 – Ms Tucker*) on the motion of Mr Wood – That the Assembly takes note of the paper.
- 7 JUSTICE AND COMMUNITY SAFETY LEGISLATION AMENDMENT BILL 2003: (*Attorney-General*): Agreement in principle – Resumption of debate (*from 26 June 2003 – Mr Stefaniak*).
- 8 ELECTORAL AMENDMENT BILL 2003: (*Attorney-General; presented by Manager of Government Business*): Agreement in principle – Resumption of debate (*from 8 May 2003 – Ms Dundas*).
- 9 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.
- 10 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.
- 11 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.

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

- 21 RESPIRE 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.
- 22 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.
- 23 LONG SERVICE LEAVE LEGISLATION AMENDMENT BILL 2003: (*Minister for Industrial Relations*): Agreement in principle – Resumption of debate (*from 21 August 2003 – Mr Pratt*).
- 24 FINANCIAL MANAGEMENT AMENDMENT BILL 2003 (NO. 2): (*Treasurer*): Agreement in principle – Resumption of debate (*from 21 August 2003 – Mr Smyth*).
- 25 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.
- *26 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.
- *27 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.

Notices

- 1 MR QUINLAN: To move – That, in accordance with s.16(4) of the *Territory Owned Corporations Act 1990*, this Assembly approves the disposal of all of the undertakings (including its assets, rights and liabilities) of Totalcare Industries Limited to the Territory. (*Notice given 20 August 2003*).
- 2 MR STANHOPE: To move – That the Legislative Assembly for the Australian Capital Territory, having noted that:
 - (1) subsection 8(2) of the *Australian Capital Territory (Self-Government) Act 1988* (the Act) provides that the Assembly shall consist of 17 members;
 - (2) subsection 8(3) of the Act provides that the Governor-General may make regulations under the Act to fix a different number of members;

- (3) regulations may only be made for this purpose in accordance with a resolution passed by the Assembly; and
- (4) regulations would need to be made no later than April 2003 so that the necessary electoral redistribution can be conducted in time for the ACT election scheduled for October 2004;

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

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

ASSEMBLY BUSINESS

Notices

- 1 MR HARGREAVES: To move – That the ACT Legislative Assembly refer for inquiry the possibility of four year terms for members elected to the Legislative Assembly and that the Inquiry be conducted by the Standing Committee on Legal Affairs in accordance with the following terms of reference:
 - (1) The Standing Committee on Legal Affairs conduct an inquiry, for examination and report, into the matter of changing the term of office of Members of the ACT Legislative Assembly from three years to four years;
 - (2) The inquiry shall report to the Assembly by the last sitting day in October 2003. (*Notice given 19 August 2003*).
- 2 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*).

3† MRS DUNNE: To move – That Disallowable Instrument DI2003-85, Land (Planning and Environment) Determination of Matters to be taken into Consideration – Grant of a Further Rural Lease – 2003, be disallowed. (*Notice given 19 August 2003*).

† 3 sitting days for resolution

Orders of the day

- 1 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.
- 2 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.
- 3 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.

- 4 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.
- 5 PLANNING AND ENVIRONMENT – STANDING COMMITTEE – REPORT NO 15 – VARIATION NO 200, GARDEN CITY VARIATION – RESIDENTIAL LAND USE POLICIES, MODIFICATIONS TO RESIDENTIAL CODES AND MASTER PLAN PROCEDURES – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 17 June 2003 – Mrs Dunne*) on the motion of Mr Corbell – That the Assembly takes note of the paper.
- 6 LEGAL AFFAIRS – STANDING COMMITTEE: Presentation of report on the Crimes (Industrial Manslaughter) Amendment Bill 2002 pursuant to order of the Assembly of 12 December 2002, as amended 1 April 2003 and 17 June 2003.
- 7 ESTIMATES 2003-2004 – SELECT COMMITTEE – REPORT – APPROPRIATION BILL 2003-2004 – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 24 June 2003 – Mr Smyth*) on the motion of Mr Quinlan – That the Assembly takes note of the paper.
- 8 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.

23 September 2003

- 9 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.
- 10 ESTIMATES 2003-04 (NO. 2) – SELECT COMMITTEE: Presentation of report on Appropriation Bill 2003-2004 (No. 2) pursuant to order of the Assembly of 19 August 2003.

21 October 2003

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

Last sitting day of 2003

- 12 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.

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

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

**Referred to Select Committee on Estimates on
19 August 2003**

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

Referred to Standing Committee on Legal Affairs on

12 December 2002

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

7 May 2003

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

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

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

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

802, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826,
827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840,
841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854,
855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868,
869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 881, 882, 883,
884, 885, 886, 887, 888, 889, 890, 892

27 August 2003*(Redirected questions – 30 days expires 25 September 2003)*

*880 MR CORNWELL: To ask the Minister for Disability, Housing and Community Services:

- (1) Is it a fact that the electricity rebate and the gas rebate for pensioners is substantially different;
- (2) What is the annual rebate in each case;
- (3) Why is there such a financial difference between the electricity and gas rebates;
- (4) Is action being taken to narrow this financial gap and if so, what action is being taken.

*891 MR SMYTH: To ask the Treasurer – In relation to the investigation of the establishment of a medical indemnity fund in the ACT:

- (1) What are the terms of reference for this investigation;

- (2) How much has the Minister put aside to fund this investigation;
- (3) What does the Government see as (a) the benefits and (b) the negatives, of establishing such a fund;
- (4) When will this investigation be completed;
- (5) When is it anticipated that the Government will respond to any report prepared as part of this investigation;
- (6) Will a cost benefit analysis and risk assessment be undertaken as part of this investigation;
- (7) Will you consult with the medical community and insurance industry as part of the investigation.

New questions

(30 days expires 26 September 2003)

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

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

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

- (1) What is the most recent data available that lists response times for:
 - (a) urban fire brigades;
 - (b) ambulances; and
 - (c) police;

- (2) What are the standard response times for (a), (b) and (c) above;
- (3) What are the response time figures for 1 (a), (b) and (c) above for each month from February 2003 to July 2003;
- (4) Of the figures provided in (3) are there any response times that don't meet the standard or the Government's approval.

*895 MR PRATT: To ask the Minister for Education, Youth and Family Services – In relation to the Woden School:

- (1) In response to Question on notice No 609 you stated that a new autism unit was being tendered at the Woden School. Where is that project currently up to;
- (2) The anticipated budget for the project was \$50,000, is this still an accurate figure and was funding located for this particular project;
- (3) If so, from where did the funds come from and what is the exact figure. If not, what impact will this have on children with autism in the ACT.

*896 MR STEFANIAK: To ask the Attorney General – In relation to the youth legal referral service:

- (1) How many requests for assistance did the Youth Legal Referral Service receive for the following months:
 - (a) May;
 - (b) June;
 - (c) July;
- (2) In what percentage of requests did the service:
 - (a) assist the client;
 - (b) not assist the client;
 - (c) case still in progress;
- (3) What were the most common issues youth needed this service for in this three month period;
- (4) How much longer does the Attorney General expect this pilot program to operate.

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

- (1) How many CSOs have been issued by the courts for the following months;

- (a) April;
- (b) May;
- (c) June;
- (d) July;

- (2) On how many occasions did people sentenced with one of these CSOs breach their obligations under it;
- (3) What were the consequences of these breaches.

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

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

*899 MRS BURKE: To ask the Minister for Education, Youth and Family Services – In relation to the ACT child care industry:

- (1) Has the consultation phase relating to the recommendations of the Inquiry into Workforce Issues in the ACT Child Care Industry concluded;
- (2) If so, will the Government release the details of that consultation phase, if not, why not when you stated that the consultation phase would be completed by July 2003;
- (3) Who was consulted as part of the consultation phase;
- (4) If the consultation phase has been completed, what are the most common complaints made by those working in the child care sector;

- (5) Further to (4), how many of the recommendations made as part of the Inquiry into Workforce Issues in the ACT Child Care Industry will address the identified problems;
- (6) In response to Question on notice No 401 you said that ‘the recommendations that are identified as being able to be progressed at a local level will be acted upon as soon as possible. Where possible, this will occur during 2003’:
 - (a) how many recommendations can be implemented at the local level;
 - (b) which recommendations have already been implemented and at what (if any) cost;
- (7) How many of the recommendations made in the Inquiry into Workforce Issues in the ACT Child Care Industry cannot be implemented at a local level;
- (8) What will be the Government’s next step in the process of improving workforce issues for those in the ACT Child Care Industry.

*900 MRS BURKE: To ask the Minister for Education, Youth and Family Services – In relation to child care services in Gungahlin:

- (1) How much of the approximate \$2.1m funding for the Gungahlin Childcare Centre has been spent to date;
- (2) What work has been completed to date on site;
- (3) Is work on schedule for this facility to be completed by October 2003;
- (4) If not, why, and what is the revised timetable for completion;
- (5) When will this Centre actually open for business.

T Duncan

Acting 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

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

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

Dissolved

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

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

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

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

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