

2001-2002-2003

**LEGISLATIVE ASSEMBLY FOR THE
AUSTRALIAN CAPITAL TERRITORY**

NOTICE PAPER

No. 58

Thursday, 8 May 2003

The Assembly meets this day at 10.30 am

EXECUTIVE BUSINESS

Notices

- *1 MR STANHOPE: To present a Bill for an Act to amend the *Electoral Act 1992*. (Notice given 7 May 2003).
 - *2 MR STANHOPE: To present a Bill for an Act to amend the *Registration of Deeds Act 1957*. (Notice given 7 May 2003).
 - *3 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 7 May 2003).
 - *4 MR CORBELL: To present a Bill for an Act to amend the *Nurses Act 1988*. (Notice given 7 May 2003).
 - *5 MR CORBELL: To present a Bill for an Act to amend the *Building Act 1972* and the *Building Regulations 1972*. (Notice given 7 May 2003).
 - *6 MR CORBELL: To present a Bill for an Act to amend the *Planning and Land Act 2002*, to repeal Acts relating to certain development authorities, and for other purposes. (Notice given 7 May 2003).
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**Notifications to which an asterisk (*) is prefixed appear for the first time*

ASSEMBLY BUSINESS

Orders of the day

- 1 LEGAL AFFAIRS – STANDING COMMITTEE – REPORT NO 3 – OPERATION OF THE *DANGEROUS GOODS ACT 1975* WITH PARTICULAR REFERENCE TO FIREWORKS – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 22 August 2002 – Mr Corbell*) on the motion of Mr Stefaniak – That the report be noted.
- 2 LEGAL AFFAIRS – STANDING COMMITTEE – REPORT NO. 3 – THE OPERATION OF THE DANGEROUS GOODS ACT 1975 WITH PARTICULAR REFERENCE TO FIREWORKS – GOVERNMENT RESPONSE – PAPER – MOTION TO TAKE NOTE OF PAPER: Resumption of debate (*from 12 December 2002 – Mr Cornwell*) on the motion of Mr Corbell – That the Assembly takes note of the paper.
- 3 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.
- 4 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.
- 5 PLANNING AND ENVIRONMENT – STANDING COMMITTEE – REPORT NO 13 – DRAFT VARIATION NO 187 TO THE TERRITORY PLAN – HERITAGE PLACES REGISTER – RED HILL HOUSING PRECINCT – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 3 April 2003 – Mr Wood*) on the motion of Mrs Dunne – That the report be noted.
- 6 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 – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 6 May 2003 – Mr Corbell*) on the motion of Mr Hargreaves – That the report be noted.

- 7 PLANNING AND ENVIRONMENT – STANDING COMMITTEE – REPORT NO 15 – VARIATION TO THE TERRITORY PLAN, NO. 200, GARDEN CITY VARIATION – RESIDENTIAL LAND USE POLICIES, MODIFICATIONS TO RESIDENTIAL CODES, AND MASTER PLAN PROCEDURES – MOTION THAT REPORT BE NOTED: Resumption of debate (*from 6 May 2003 – Mr Corbell*) on the motion of Mr Hargreaves – That the report be noted.

17 June 2003

- 8 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.
- 9 PUBLIC ACCOUNTS – STANDING COMMITTEE: Presentation of report on the Rates and Land Tax Amendment Bill 2003 pursuant to order of the Assembly of 3 April 2003.
- 10 ESTIMATES 2003-2004 – SELECT COMMITTEE: Presentation of report on the Appropriation Bill 2003-2004 pursuant to order of the Assembly of 3 April 2003.

23 September 2003

- *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.

EXECUTIVE BUSINESS

Orders of the day

- 1 FINANCIAL MANAGEMENT AMENDMENT BILL 2003: (*Treasurer*): Agreement in principle – Resumption of debate (*from 6 May 2003 – Mr Smyth*).
- 2 GOVERNMENT PROCUREMENT AMENDMENT BILL 2003: (*Treasurer*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mr Smyth*).
- 3 GAMING MACHINE (CAP) AMENDMENT BILL 2003: (*Minister for Sport, Racing and Gaming*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mr Stefaniak*).

- 4 APPROPRIATION BILL 2003-2004: (*Treasurer*): Agreement in principle – Resumption of debate (*from 6 May 2003 – Mr Smyth*).
- 5 LAND (PLANNING AND ENVIRONMENT) (COMPLIANCE) AMENDMENT BILL 2003: (*Minister for Planning*): Agreement in principle – Resumption of debate (*from 20 February 2003 – Mrs Dunne*).
- 6 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.
- 7 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.
- 8 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.
- 9 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.
- 10 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.
- 11 GENE TECHNOLOGY BILL 2002: (*Minister for Health*): Agreement in principle – Resumption of debate (*from 21 February 2002 – Mr Smyth*).
- 12 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.
- 13 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.

- 14 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.
- 15 ROAD TRANSPORT (PUBLIC PASSENGER SERVICES) AMENDMENT BILL 2003: (*Minister for Urban Services*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mrs Dunne*).
- 16 TERTIARY ACCREDITATION AND REGISTRATION BILL 2003: (*Minister for Education, Youth and Family Services*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mrs Burke*).
- 17 VOCATIONAL EDUCATION AND TRAINING BILL 2003: (*Minister for Education, Youth and Family Services*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mrs Burke*).
- 18 ANIMAL AND PLANT DISEASES AMENDMENT BILL 2003: (*Minister for Environment*): Agreement in principle – Resumption of debate (*from 3 April 2003 – Mrs Dunne*).
- 19 APPROPRIATION BILL 2002-2003 (NO. 3): (*Treasurer*): Agreement in principle – Resumption of debate (*from 6 May 2003 – Mr Smyth*).
- 20 BUSHFIRE RECONSTRUCTION LEVY BILL 2003: (*Treasurer*): Agreement in principle – Resumption of debate (*from 6 May 2003 – Mr Stefaniak*).
- 21 REVENUE LEGISLATION AMENDMENT BILL 2003: (*Treasurer*): Agreement in principle – Resumption of debate (*from 6 May 2003 – Mr Stefaniak*).

Notices - continued

- 1 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 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).*
- 2 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).*
- 3 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).*
- 4 MR PRATT: To move – That the ACT Legislative Assembly condemns Labor for blocking the suspension of Downer Preschool in October 1998 and now having to admit that it was wrong to do so given that it wants to suspend Lyneham Preschool for the same reason. *(Notice given 24 September 2002).*
- 5 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*).
- 6 MR SMYTH: To move – That the Government acknowledge the importance of openness and accountability and their election commitment to this end and calls on the Government to table the Canberra Hospital and Calvary Hospitals' information bulletin – patient activity data, monthly reports at the first Assembly sitting after they have become available to the Government. (*Notice given 7 May 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 MRS DUNNE: To move – That the Assembly directs the Government to immediately remove heavy vehicle diversions from Chuculba Crescent, Giralang and any other suburban streets and ensure that all heavy vehicle routes avoid suburban streets. (*Notice given 27 August 2002*).
- 9 MRS DUNNE: To move – That the Assembly directs the Government to enter into immediate negotiations with the National Capital Authority about the duplication of Caswell Drive to ensure that unoccupied land to the east of the existing road reserve is utilised so that the road does not encroach unnecessarily on the amenity of Aranda. (*Notice given 27 August 2002*).
- 10 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*).

- 11 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*).
- 12 MRS DUNNE: To move – This Assembly:
- (1) notes the Minister for Planning's decision of 27 November to extend the 5% interim limit on dual and triple occupancy, embodied in Draft Variation 192, until May 2003; and
 - (2) notes the creation of an overlapping and contradictory conditions between Draft Variation 192 and Draft Variation 200, which gained interim effect in September 2002;
 - (3) calls on the Minister to immediately suspend the operation of Draft Variation 192 as was initially intended. (*Notice given 11 December 2002*).
- 13 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*).
- 14 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*).
- 15 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*).
- 16 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*).

- 17 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*).
- 18 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*).
- 19 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*).

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 ELECTORAL AMENDMENT BILL 2002: (*Ms Tucker*): Agreement in principle – Resumption of debate (*from 6 March 2002 – 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 INQUIRIES AMENDMENT BILL 2002 (NO 2): *(Ms Dundas)*: Agreement in principle – Resumption of debate *(from 21 August 2002 – Mr Quinlan)*.
- 9 COMMUNITY REFERENDUM BILL 2002: *(Mr Humphries)*: Agreement in principle – Resumption of debate *(from 28 August 2002 – Mr Stanhope)*.
- 10 INSURANCE COMPENSATION FRAMEWORK BILL 2002: *(Mr Smyth)*: Agreement in principle – Resumption of debate *(from 25 September 2002 – Mr Quinlan)*.
- 11 LEGAL PRACTITIONERS AMENDMENT BILL 2002: *(Mr Smyth)*: Agreement in principle – Resumption of debate *(from 25 September 2002 – Mr Quinlan)*.
- 12 ADVENTURE ACTIVITIES (LIABILITY) BILL 2002: *(Mr Smyth)*: Agreement in principle – Resumption of debate *(from 25 September 2002 – Mr Quinlan)*.
- 13 CRIMES AMENDMENT BILL 2002: *(Mr Pratt)*: Agreement in principle – Resumption of debate *(from 13 November 2002 – Mr Stanhope)*.
- 14 BUILDING (WATER EFFICIENCY) AMENDMENT BILL 2002: *(Mrs Dunne)*: Agreement in principle – Resumption of debate *(from 13 November 2002 – Mr Corbell)*.
- 15 LITTER AMENDMENT BILL 2002: *(Ms Tucker)*: Agreement in principle – Resumption of debate *(from 20 November 2002 – Mr Corbell)*.
- 16 PUBLIC ACCESS TO GOVERNMENT CONTRACTS AMENDMENT BILL 2002 (NO. 2): *(Ms Dundas)*: Agreement in principle – Resumption of debate *(from 11 December 2002 – Mr Quinlan)*.
- 17 COSTING OF ELECTION COMMITMENTS BILL 2002: *(Mr Humphries)*: Agreement in principle – Resumption of debate *(from 11 December 2002 – Mr Quinlan)*.
- 18 FINANCIAL LEGISLATION (INTEGRITY AND RESPONSIBILITY) AMENDMENT BILL 2002: *(Mr Humphries)*: Agreement in principle – Resumption of debate *(from 11 December 2002 – Mr Quinlan)*.

- 19 BUSHFIRE RECONSTRUCTION AUTHORITY BILL 2003: (*Mrs Dunne*): Agreement in principle – Resumption of debate (*from 5 March 2003 – Mr Stanhope*).
- 20 SENTENCING REFORM AMENDMENT BILL 2003: (*Mr Stefaniak*): Agreement in principle – Resumption of debate (*from 2 April 2003 – Mr Stanhope*).
- *21 GAMING MACHINE (POLITICAL DONATIONS) AMENDMENT BILL 2003: (*Mrs Cross*): Agreement in principle – Resumption of debate (*from 7 May 2003 – Mr Quinlan*).

**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
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 the Standing Committee on Public Accounts on
3 April 2003**

RATES AND LAND TAX AMENDMENT BILL 2003: (*Treasurer*): Resumption of debate – Agreement in principle (*Mr Smyth*).

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

418, 431, 448, 476, 531, 532, 550, 555, 584, 587, 590, 592, 622,
623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635,
636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648,
649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661,
662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674,
675, 676, 677, 678, 679, 680, 681, 682, 683, 684

8 May 2003

(Redirected questions – 30 days expires 5 June 2003)

*624 MR CORNWELL: To ask the Treasurer – Concerning the relocation of the ACTTAB Dickson headquarters to Gungahlin:

- (1) What is the current construction status of the new building.
- (2) When is it proposed the new building will be completed.
- (3) Are plans yet in hand for disposal of the Dickson premises and if so, what are they.

New questions

(30 days expires 7 June 2003)

*685 MR SMYTH: To ask the Minister for Health – In relation to the waiting list for spinal injury patients:

- (1) What was the average surgery waiting time for patients suffering spinal injury at (a) The Canberra Hospital and (b) Calvary Hospital at 30 April 2003;
- (2) How many people were on this list;
- (3) What is the (a) greatest length of time and (b) shortest length of time any one person on the waiting list at the end of April waited for surgery relating to spinal injury;

- (4) How are patients with a spinal injury and who require surgery categorised for their treatment;
- (5) Spinal injury surgery often needs to be undertaken quite quickly before a patients condition worsens. Have any patients suffered further injury at (a) The Canberra Hospital or (b) Calvary hospitals due to waiting longer than they should have for surgery.

*686 MR SMYTH: To ask the Minister for Health – In relation to health inspectors:

- (1) How many health inspectors are currently employed in the ACT;
- (2) Is this number up or down on the figure for the previous financial year;
- (3) If the number is up, why were more inspectors appointed, if the figure is down, why were inspectors put off and will they ever be replaced;
- (4) What is the average salary of a health inspector in the ACT;
- (5) On average how many establishments would each inspector visit per month;
- (6) Is there a certain number of establishments inspectors are meant to visit each month, if so, what is it, if not, why not;
- (7) Has the Government received any complaints about the lack of health inspectors in the ACT.

*687 MR SMYTH: To ask the Minister for Health – In relation to Attention Deficit Disorder:

- (1) How many medical specialists in the ACT are skilled with diagnosing Attention Deficit Disorder (ADD) and Attention Deficit Hypertensive Disorder (ADHD);
- (2) How many medical specialists in the ACT are skilled with treating ADD and ADHD;
- (3) How many paediatricians in the ACT are skilled with treating ADD and ADHD;
- (4) What is the average waiting time for ADD or ADHD diagnosis;
- (5) What is the average waiting time for ADD or ADHD treatment;
- (6) What is the average waiting time for a family to have their child seen by a paediatrician who treats ADD or ADHD;

- (7) What support mechanisms are funded by the Government to assist ADD or ADHD sufferers;
 - (8) What support mechanisms are funded by the Government to assist families that have a member who suffers from ADD or ADHD;
 - (9) What is the Government doing to address concerns raised by the Canberra and Queanbeyan ADD Support Group regarding the shortage of paediatricians to cope with the number of families seeking treatment.
- *688 MR SMYTH: To ask the Minister for Economic Development, Business and Tourism – In relation to promotion of the National Capital through a new tourism commercial and further to Question on notice no 554, was any consideration given to running the advertisement further abroad in areas of Queensland, Victoria or elsewhere, if so, can details of that consideration be provided in response to this question, if not, why not.
- *689 MR SMYTH: To ask the Minister for Planning – In relation to route services and further to your reply to part (5) of Question on notice no 482 in which you failed to provide the number of patrons who used the new route 755 for Campbell Park and Russell employees in Gungahlin for each month this service has been operating. Can you please provide those figures.
- *690 MR SMYTH: To ask the Minister for Planning – In relation to land auctions and further to your reply to part (4) of Question on notice no 603 in which you stated that *'The stamp duty payable will be determined in accordance with the provisions of the Duties Act 1999 and the Taxation Administration Act 1999'*. This fails to answer the original question in part (4) which asked 'How much stamp duty will be paid'. Can you now answer how much stamp duty will be paid on the land sold during auction on Thursday 27 March 2003.
- *691 MR SMYTH: To ask the Minister for Planning – In relation to ACTION and further to Question on notice no 565 asked by Mrs Dunne:
- (1) In part (6) of your reply you provided figures 'cost per in-service kilometre to operate a bus'. What is meant by the term 'in-service';
 - (2) Why can't a total cost and cost per kilometre overall be provided.
- *692 MR PRATT: To ask the Chief Minister – In relation to the January bushfires on 18 January 2003 and a meeting that the Chief Minister and Senior Officers attended at the Emergency Services Headquarters on that day:
- (1) Was Mr John Murray, the Chief Police Officer, appointed the Territory Controller under the state of emergency;

- (2) If so, at what time and on what day, if not, what position was Mr Murray appointed to, if any, under the state of emergency;
- (3) Was the Chief Fire Control Officer, Mr Peter Lucas Smith, appointed to a position of authority in fighting the fires under the state of emergency;
- (4) If so, (a) to what position was he appointed, (b) why, (c) at what time and on what day and (d) where were the fires at the time of his appointment;
- (5) Was the Fire Commissioner appointed to a position of authority in fighting the fires under the Emergency Management Act. If so, to what position was he appointed, on what day and at what time, if not, why not;
- (6) Was any other person at that meeting appointed to a position of authority under the state of emergency, if so, (a) who was appointed to a position and what position were they appointed to, (b) at what time and on what day;
- (7) What decisions were taken by persons at the meeting with respect to (a) directing and (b) managing fire fighters (volunteers and or professionals);
- (8) Was there a person appointed to take minutes or scribe at the meeting;
- (9) Did you personally make any decisions about the control and management of fire fighters. If so, what decisions did you make and at what time;
- (10) Did any ACT public service personnel make decisions about the control and management of the fires and fire fighting personnel. If so, what were these decisions and at what time and on what day were they made;
- (11) How were decisions communicated to fire fighters in the field;
- (12) How many rural fire fighters, and their fire fighting appliances, were directed into the suburbs to fight the fire after it had entered the urban area;
- (13) How were volunteer fire fighters (please provide details for each volunteer fire crew), who attended the Canberra fires from surrounding regions (a) managed and (b) utilised during the bushfires;
- (14) What role did the ACT Fire Commissioner play in the direction and management of ACT Fire Brigade personnel during the fire.

*693 MR STEFANIAK: To ask the Attorney General – In relation to funds for the Bills of Rights and the Law Reform Commission:

(1) Given that:

- . In 2001 Labor promised to provide additional funds to the Law Reform Commission.
- . This was detailed in a commitment for a Bill of Rights Committee and the Law Reform Commission.
- . In the 2002-03 Budget Papers there appears to be only funding for the Bill of Rights.

Did the Government meet its commitment to provide additional funds to the Law Reform Commission. If so, where in the budget papers can the figures be found and what was the additional amount provided. If not, why not;

- (2) In a response to the amount spent on consultancies by your Government there was an amount of \$54,000 for the deliberative poll for a Bill of Rights. From where in the Budget was this \$54,000 taken;
- (3) How much of the \$120,000 allocated to the Bill of Rights had been expended as at 30 April 2003 and what has been delivered for that expenditure.

*694 MR STEFANIAK: To ask the Minister for Economic Development, Business and Tourism – In relation to the Subaru Rally of Canberra:

- (1) How many people attended the 2003 Rally of Canberra and is this figure up or down on last year;
- (2) Has the Minister received any feedback regarding the organisation of the Rally of Canberra, if so, what feedback has been received, if not, when do you expect to receive feedback;
- (3) Why were the times that stages occurred in the forest areas and service times at Acton Park not listed in the bulk of literature (in the *Canberra Times* – only times for Fairbairn Park were advertised - and brochures) for Rally of Canberra;
- (4) Who organises the actual timing of race stages and servicing (of the vehicles) for the Rally of Canberra;
- (5) Has the Minister received any complaints about the length of time between stages and servicing (of the vehicles) – in some cases six hour gaps;

- (6) Why were there no service points in the forest areas this year as has been in the past;
- (7) I understand that the service point for Rally of Canberra was at Acton Park this year instead of Exhibition Park due to the National Folk Festival. Why was there not time to pack down from the National Folk Festival, the weekend before Rally of Canberra, and allow servicing to occur at Exhibition Park;
- (8) What costs have been incurred by the Government in using Acton Park for the service point during this year's Rally of Canberra. How does this cost compare with the cost of using Exhibition Park as the service point.

*695 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to indigenous housing:

- (1) \$350,000 was allocated in the 2002-03 Budget for Indigenous Housing, how much of that money had been expended as at 30 April 2003 and what was delivered for that expenditure;
- (2) Have any Indigenous Housing Liaison officers been appointed with this funding, if so, how much is dedicated to Housing Liaison services, if not, why not.

*696 MRS BURKE: To ask the Minister for Education, Youth and Family Services – In relation to Caloola Skills Training and Job Placements:

- (1) What is the primary role of Caloola Skills Training and Job Placements;
- (2) Where a person is registered with Caloola and they are placed in employment, eg as an apprentice, does Caloola keep in touch with the employer to monitor the employees behaviour and work record or are ties cut completely once the person is in the workforce;
- (3) Is a person who progresses from Caloola to employment still entitled to any benefits through Caloola, if so, what sort of benefits are they entitled to.

*697 MRS BURKE: To ask the Minister for Education, Youth and Family Services – In relation to the SPICE scheme and your reply to part (5) of Question on notice 524 in which you stated that there was an overlap between the SPICE program and existing pre-vocational programs, can you list the existing pre-vocational programs.

*698 MRS BURKE: To ask the Minister for Health – In relation to the needle and syringe program:

- (1) What options exist within the district for a person seeking a needle after hours in:
 - (a) Inner North Canberra;
 - (b) Gungahlin;
 - (c) Belconnen;
 - (d) Inner South Canberra;
 - (e) Woden;
 - (f) Weston Creek; and
 - (g) Tuggeranong.
- (2) How many outlets offer access to needles after business hours:
 - (a) primary outlets;
 - (b) chemists; and
 - (c) health centres.
- (3) What is the closing time for each facility that participates in the needle and syringe program in each of the following categories;
 - (a) primary outlets;
 - (b) chemists; and
 - (c) health centres.

*699 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to public housing and further to your reply to part (2) of Question on notice no 523 in which you failed to provide the number of maintenance requests currently before ACT Housing, instead giving an average annual figure. Could you please answer the question of how many maintenance requests are currently before ACT Housing.

*700 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to funding for disability services:

- (1) As part of the Government's commitment in 2001 it promised to spend \$500,000 on service providers to enable them to maintain high quality services and to support training, has this commitment been met. If so where in the Budget was this funded from. Please provide supporting documentation detailing how the commitment has been met. If the commitment has not been met, please explain why;
- (2) In 2001 the Government also committed to spend \$500,000 on Individual Support Package arrangements or similar means of assistance, has this commitment been met. If so, where in the Budget was this funded from. Please provide supporting documentation about how the commitment has been met. If the commitment has not been met, please explain why;

- (3) In 2001 the Government committed to spending \$40,000 over two years through a pilot program offering grants of up to \$2,000 to businesses to help identify and remedy blackspots where people with a disability experience difficulty in gaining access. Was funding allocated in the 2002-03 Budget to cater for this commitment, if so, please point to where the amount can be found in the Budget Papers;
- (4) What work, if any, has been completed on the commitment mentioned in (3) above, please provide supporting documentation. If no work has been completed on this commitment, why is that so and when will it be undertaken.

*701 MRS BURKE: To ask the Minister for Disability, Housing and Community Services – In relation to financial counselling for tenants:

- (1) In 2001 Labor committed to an increase of funding to CARE financial services of \$50,000 per year. The funding was to be directed to financial counselling for housing tenants. Was this money allocated in the 2002-03 Budget and if so where in the Budget, if not, why not;
- (2) Are there funds in the 2003-04 Budget for the purpose listed above.

*702 MS DUNDAS: To ask the Minister for Health – In relation to entitlement of ACT Health staff to Public Benevolent Institution (PBI) tax concessions:

- (1) Has the review into the income taxation status of staff of ACT Health, initiated by Mr Stanhope, been completed;
- (2) Is ACT Health aware of any cases where ACT Health staff have received fringe benefits in instances where Fringe Benefits Tax should have been paid and was not paid;
- (3) If the answer to (2) is yes, is there an estimate of how much Fringe Benefits Tax may need to be backpaid as a result of the incorrect classification of some ACT Health staff as PBI employees.
- (4) If there is a Fringe Benefits Tax liability, what is the maximum amount that you estimate will have to be paid.

M J McRae

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: *(Formed 3 April 2003):* Mr Smyth *(Chair)*, Mrs Cross, Mr Hargreaves, Mrs Dunne, Ms MacDonald.

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)*

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).*