

**Extracts of Minutes of Proceedings**

## Scrutiny Meeting No 30 Friday, 5 February 2019

Present: Mrs Giulia Jones MLA (Chair)

Ms Bec Cody MLA (Deputy Chair)

Mr Michael Pettersson MLA

In Attendance: Ms Julia Agostino (Secretary, Legislative Scrutiny)

Mr Stephen Argument (Legal Adviser—Subordinate Legislation)

Mr Daniel Stewart (Legal Adviser—Bills)

Ms Anne Shannon (Assistant Secretary, Legislative Scrutiny)

Mr Danton Leary (Committee Support)

### The Committee met at 11.02 am.

1. **Bills**

The Committee was briefed on the following bills:

* Births, Deaths and Marriages Registration Amendment Bill 2018.
* Canberra Institute of Technology Amendment Bill 2018.
* Consumer Protections Legislation Amendment Bill 2018.
* Controlled Sports Bill 2018.
* Domestic Animals (Dangerous Dogs) Amendment Bill 2018.
* Drugs of Dependence (Personal Cannabis Use) Amendment Bill 2018.
* Education (Child Safety in Schools) Legislation Amendment Bill 2018.
* Electoral Amendment Bill 2018.
* Fuels Rationing Bill 2018.
* Integrity Commission Bill 2018.
* Retirement Villages Legislation Amendment Bill 2018.

The Committee deliberated.

### Proposed amendments

The Committee was briefed on proposed amendments to the Controlled Sports Bill 2018.

The Committee deliberated.

### Subordinate legislation

The Committee was briefed on the following subordinate legislation:

* Disallowable Instrument DI2018-259 being the Radiation Protection (Fees) Determination 2018 (No 1)*.*
* Disallowable Instrument DI2018-260 being the Public Health (Fees) Determination 2018 (No 1)*.*
* Disallowable Instrument DI2018-261 being the Food (Fees) Determination 2018 (No 1)*.*
* Disallowable Instrument DI2018-262 being the Medicines, Poisons and Therapeutic Goods (Fees) Determination 2018 (No 1)*.*
* Disallowable Instrument DI2018-263 being the Race and Sports Bookmaking (Sports Bookmaking Venues) Determination 2018 (No 3)*.*
* Disallowable Instrument DI2018-264 being the Territory Records (Advisory Council) Appointment 2018 (No 1)*.*
* Disallowable Instrument DI2018-265 being the Territory Records (Advisory Council) Appointment 2018 (No 2)*.*
* Disallowable Instrument DI2018-267 being the Adoption (Fees) Determination 2018 (No 2)*.*
* Disallowable Instrument DI2018-268 being the Civil Law (Wrongs) The Institute of Public Accountants Professional Standards Scheme 2018*.*
* Disallowable Instrument DI2018-270 being the Housing Assistance Rental Bond Program 2018 (No 1)*.*
* Disallowable Instrument DI2018-271 being the Safer Families Assistance Program 2018 (No 1)*.*
* Disallowable Instrument DI2018-272 being the University of Canberra Council Appointment 2018 (No 1)*.*
* Disallowable Instrument DI2018-273 being the University of Canberra Council Appointment 2018 (No 2)*.*
* Disallowable Instrument DI2018-274 being the University of Canberra Council Appointment 2018 (No 3)*.*
* Disallowable Instrument DI2018-280 being the Major Events (Domain Cricket Test Match) Declaration 2018 (No 1)*.*
* Disallowable Instrument DI2018-282 being the Government Procurement (Secure Local Jobs Model Contract Terms) Determination 2018, including a regulatory impact statement*.*
* Disallowable Instrument DI2018-283 being the Government Procurement (Secure Local Jobs) Code 2018, including a regulatory impact statement*.*
* Subordinate Law SL2018-20 being the Victims of Crime (Financial Assistance) Amendment Regulation 2018 (No 1)*.*
* Subordinate Law SL2018-22 being the Government Procurement (Secure Local Jobs) Amendment Regulation 2018 (No 1), including a regulatory impact statement*.*

The Committee deliberated.

### National regulations

The Committee was briefed on the following national regulations:

* Heavy Vehicle National Law as applied by the law of States and Territories—Heavy Vehicle (Registration) National Regulation (2018 No 298), together with an explanatory statement.
* Heavy Vehicle National Law as applied by the law of States and Territories—Heavy Vehicle National Legislation Amendment Regulation 2018 (2018 No 299), together with an explanatory statement.
* Health Practitioner Regulation National Law—Health Practitioner Regulation National Law Regulation 2018 (No 166/2018), dated 12 October 2018, together with a general outline.

The Committee deliberated.

### Regulatory impact statement

The Committee was briefed on a regulatory impact statement to the following instruments:

* Disallowable Instrument DI2018-282 being the Government Procurement (Secure Local Jobs Model Contract Terms) Determination 2018.
* Disallowable Instrument DI2018-283 being the Government Procurement (Secure Local Jobs) Code 2018.
* Subordinate Law SL2018-22 being the Government Procurement (Secure Local Jobs) Amendment Regulation 2018 (No 1).

The Committee deliberated.

### Responses

The Committee was briefed on the following responses:

* The Minister for Police and Emergency Services, dated 26 November 2018, in relation to comments made in Scrutiny Report 25 concerning the Emergencies Amendment Bill 2018.
* The Attorney-General, dated 27 November 2018, in relation to comments made in Scrutiny Report 24 concerning the Royal Commission Criminal Justice Legislation Amendment Bill 2018.
* The Chief Minister, dated 29 November 2018, in relation to comments made in Scrutiny Report 25 concerning the draft Integrity Commission Bill 2018.
* The Minister for Health and Wellbeing, dated 3 December 2018, in relation to comments made in Scrutiny Report 23 concerning Disallowable Instruments:
  + DI2018-239—Tobacco and Other Smoking Products (Fees) Determination 2018 (No 1); and
  + DI2018-250—Radiation Protection (Council Member, Chair and Deputy Chair) Appointment 2018 (No 1).
* Ms Lawder, dated 19 December 2018, in relation to comments made in Scrutiny Report 24 concerning the Domestic Animals (Dangerous Dogs) Legislation Amendment Bill 2018.
* The Minister for Justice, Consumer Affairs and Road Safety, dated 24 January 2019, in relation comments made in Scrutiny Report 20 concerning Disallowable Instruments:
  + DI2018-138—Agents (Fees) Determination 2018;
  + DI2018-140—Births, Deaths and Marriages Registration (Fees) Determination 2018;
  + DI2018-142—Classification (Publications, Films and Computer Games) (Enforcement) (Fees) Determination 2018;
  + DI2018-143—Co-operatives National Law (ACT) (Fees) Determination 2018;
  + DI2018-144—Prostitution (Fees) Determination 2018;
  + DI2018-145—Registration of Deeds (Fees) Determination 2018;
  + DI2018-146—Retirement Villages (Fees) Determination 2018; and
  + DI2018-147—Traders (Licensing) (Fees) Determination 2018.

The Committee deliberated.

### Report 26

Resolved (Mrs Jones)—That the Committee’s comments on the bills, proposed amendments, subordinate legislation, national regulations, regulatory impact statement, Government responses, and Private Member’s response be adopted as Report 26 and that the report be circulated out-of-session.

Certified correct.

Julia Agostino

Secretary

5 February 2018