NORTHERN TERRITORY OF AUSTRALIA
LEGISLATIVE ASSEMBLY

MINUTES OF PROCEEDINGS

Meeting Number 91
Tuesday 6 August 2019

1. MEETING

The Assembly met at 10.00. The Speaker, the Honourable Kezia Purick, presided.

2. PRAYERS

3. ACKNOWLEDGEMENT OF COUNTRY

Mr Collins delivered the acknowledgement of country on behalf of the Assembly.

4. MESSAGE FROM THE ADMINISTRATOR

The Speaker advised Members of the following Message from Her Honour the Administrator (Paper 1228):

Message Number 25

Assent to Proposed Laws

I, VICKI O'HALLORAN AO, the Administrator of the Northern Territory of Australia, advise the Legislative Assembly, pursuant to section 7 of the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, of the assent to the following proposed laws:

21 June 2019
Appropriation (2019-2020) Act 2019 (Act No. 20 of 2019)
Property Activation Act 2019 (Act No. 21 of 2019)
Revenue Legislation Amendment Act 2019 (Act No. 22 of 2019)

Dated 19 July 2019.

5. SPEAKER'S STATEMENT: COMMITTEE MEMBERSHIP

The Speaker reported to the Assembly that in accordance with Standing Order 181 the following membership change was made.

Mr Guyula was discharged from the Economic Policy Scrutiny Committee and Mr Collins was appointed.

6. PAPERS TABLED: REPORTS FROM SCRUTINY COMMITTEE

Mr Sievers (Chair of the Economic Policy Scrutiny Committee) tabled the Committee's report on the Liquor Bill 2019 (Serial 95) (Paper 1229) and Minutes of Proceedings (Paper 1230) and made a statement.

Mr Sievers moved that the Assembly take note of the report.

Mr Wood.

Question put and passed.

7. PAPERS TABLED: REPORTS FROM SCRUTINY COMMITTEE

Mr Sievers (Chair of the Economic Policy Scrutiny Committee) tabled the Committee's report on the Construction Contracts (Security of Payments) Legislation Amendment Bill 2019 (Serial 92) (Paper 1231) and Minutes of Proceedings (Paper 1232) and made a statement.

Mr Sievers moved that the Assembly take note of the report.

Question put and passed.

8. PAPERS TABLED: REPORTS FROM SCRUTINY COMMITTEE

Mr Sievers (Chair of the Economic Policy Scrutiny Committee) tabled the Committee's report on the Hemp Industry Bill 2019 (Serial 91) (Paper 1233) and Minutes of Proceedings (Paper 1234) and made a statement.

Mr Sievers moved that the Assembly take note of the report.

Mr Wood.

Question put and passed.

9. PAPERS TABLED: REPORTS FROM SCRUTINY COMMITTEE

Ms Ah Kit (Chair of the Social Policy Scrutiny Committee) tabled the Committee's report on the Education and Care Services (National Uniform Legislation) Amendment Bill 2019 (Serial 93) (Paper 1235) and Minutes of Proceedings (Paper 1236) and made a statement.

Ms Ah Kit moved that the Assembly take note of the report.

Question put and passed.

10. PAPERS TABLED: REPORTS FROM SCRUTINY COMMITTEE

Ms Ah Kit (Chair of the Social Policy Scrutiny Committee) tabled the Committee's report on the Youth Justice and Related Legislation Amendment Bill 2019 (Serial 85) (Paper 1237) and Minutes of Proceedings (Paper 1238) and made a statement.

Ms Ah Kit moved that the Assembly take note of the report.

Mr Wood, Mrs Finocchiaro, Ms Wakefield, Mr Paech.

Question put and passed.

11. CARE AND PROTECTION OF CHILDREN AMENDMENT BILL 2019 (SERIAL 82)

Ms Wakefield moved the Bill be read a second time.

Mrs Finocchiaro, Mr Wood.

Visitors: The Deputy Speaker advised Honourable Members of the presence in the gallery of Her Excellency, Hon Dame Annette King, High Commissioner of New Zealand.

On behalf of all Members the Deputy Speaker welcomed the visitor.

Ms Uibo, Ms Ah Kit, Ms Wakefield.

Debate suspended.

Suspension of Meeting: The meeting of the Assembly was suspended between 12.00 and 14.00.

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12. NOTICES

The following notices were given:

1. Mr McCarthy (Minister for Local Government, Housing and Community Development) will present on the next Meeting Day a Bill entitled Burial and Cremation Bill 2019 (Serial 97).
2. Ms Lawler (Minister for Infrastructure, Planning and Logistics) will present on the next Meeting Day a Bill entitled Transport Legislation Amendment Bill 2019 (Serial 98).
3. Mr Higgins (Leader of the Opposition) will move on the next General Business Day:

   That this Assembly:

   - recognises that the Territory's domestic economy continues to contract significantly;
   - condemns the Government for its failure to implement the recommendations of the final Langoulant report to address the fiscal crisis and structural imbalance in the Territory economy; and
   - notes that the Government continues to 'say one thing, but do another' when it comes to the budget.
4. Mrs Finocchiaro (Deputy Leader of the Opposition) will move on the next General Business Day:

   That this Assembly:

   - acknowledges the continuing crime crisis in the Northern Territory including the dramatic increase of property crime under the current Government;
   - calls on the Government to place the interests of victims of crime over those of the offenders;
   - admonishes the Government to take actions to decrease crime and offending today, rather than in a generation; and
   - condemns the Government for allowing, through inaction, property crime to rise to historic levels in the Territory.
5. Mr Higgins, amended General Business Notice Number 5 standing in his name, to the following:

   That this Assembly:

   - recognises the importance of wealth enabling public sector investment in transport infrastructure;
   - acknowledges that secure, reliable, modern transport infrastructure is essential to diversify and grow the economy; and
   - calls on the Government to expedite transport infrastructure, which will unlock economic opportunity in our regions.

13. QUESTIONS

14.03 Mr Higgins to Ms Manison

14.06 Mr Sievers to Mr Gunner
14.10 Mr Higgins to Ms Fyles
14.14 Ms Nelson to Mr Gunner
14.18 Mrs Finocchiaro to Ms Fyles
14.22 Mr Paech to Ms Manison
14.25 Mrs Finocchiaro to Ms Uibo
14.29 Mr Costa to Ms Lawler

Visitors: The Speaker advised Honourable Members of the presence in the gallery of students from Mapuru Yiralka College.

On behalf of all Members the Speaker welcomed the visitors.

14.33 Mr Wood to Ms Fyles
14.37 Ms Ah Kit to Mr McCarthy
14.40 Mr McConnell to Ms Fyles

Withdrawal from Chamber: The Speaker ordered Mr McConnell to withdraw from the Assembly for one hour pursuant to Standing Order 49.

14.44 Mrs Worden to Ms Moss
14.47 Mrs Lambley to Mr Gunner
14.51 Mr Nelson to Ms Wakefield
14.55 Mr Higgins to Ms Lawler
14.58 Mr Sievers to Mr Kirby

Ms Fyles (Leader of Government Business) asked that further questions be placed on the Written Question Paper.

14. CARE AND PROTECTION OF CHILDREN AMENDMENT BILL 2019 (SERIAL 82): BILL AGREED TO

Resumption of debate on the question that the Bill be read a second time.

Ms Wakefield.

Question put and passed.

Bill read a second time.

The Assembly considered the Bill in detail.

Clauses 1 to 14 considered together.

Clauses 1 to 14 stand as printed.

Clause 15 considered.

Ms Wakefield moved the following amendment:

Clause 15, proposed section 85A(4)

omit, *insert*

(4) If a child who is in the CEO's care turns 18 years of age and becomes a young person who leaves the CEO's care while attending a course of education or training, the CEO must provide the necessary assistance (including financial

assistance) to maintain the young person's living arrangements until the young person has completed the course.

Amendment agreed to

Clause 15 as amended stands.

Clause 16 considered.

Clause 16 stands as printed.

Clause 17 considered.

Ms Wakefield moved the following amendment:

Clause 17, proposed section 104A(1)

omit

and carer

Amendment agreed to.

Clause 17 considered.

Ms Wakefield moved the following amendment:

Clause 17, proposed section 104A(1)(b)

omit

or carer

Amendment agreed to.

Clause 17 as amended stands.

Clauses 18 to 21 considered together.

Clauses 18 to 21 stand as printed.

Clause 22 considered.

Ms Wakefield moved the following amendment:

Clause 22, proposed section 124(1) and (2)

omit

and carer

Amendment agreed to.

Clause 22 as amended stands.

Clauses 23 to 29 considered together.

Clauses 23 to 29 stand as printed.

New Clauses after Clause 29 considered.

Mr Guyula moved the following amendment:

New Clauses 29A and 29B inserted

After clause 29

insert

29A Section 293C amended (Information sharing authorities)

(1) After section 293C(1)(o)

insert

(oa) for an Aboriginal child – a Senior Aboriginal Authority in relation to the child;

(2) Section 293C, at the end

insert

(3) In this section:

Senior Aboriginal Authority means a person who, according to the customary law or tradition of the child's community, is an authority in the child's community.

Examples for definition Senior Aboriginal Authority

A person that is:

2. a grandparent of the child; or
3. a clan elder or clan leader of:

- *the child; or*
- *the child's mother; or*
- *the child's father.*

29B Section 293E amended (Giving information on request)

Before section 293E(1)

insert

(1AA) This section applies to an information sharing authority except the information sharing authority mentioned in section 293C(1)(oa).

Question, that Mr Guyula's amendment be agreed to, put.

The Assembly divided:

Ayes 7	**Noes 15**
Mr Collins	Ms Ah Kit
Mrs Finocchiaro	Mr Costa
Mr Guyula	Ms Fyles
Mr Higgins	Mr Gunner
Mrs Lambley	Mr Kirby
Mr McConnell	Ms Lawler
Mr Mills	Mr McCarthy
	Ms Manison
	Ms Moss
	Ms Nelson
	Mr Paech
	Mr Sievers
	Ms Uibo
	Ms Wakefield
	Mrs Worden

Question not agreed to.

Remainder of Bill taken together.

Remainder of Bill stands as printed.

Bill as amended agreed to.

On the motion of Ms Wakefield (Minister for Territory Families), the Bill was read a third time and passed to be a proposed law.

15. INTEGRITY AND ACCOUNTABILITY LEGISLATION AMENDMENT BILL 2019 (SERIAL 86): BILL AGREED TO

Mr Gunner moved the Bill be read a second time.

Mr Higgins, Ms Nelson, Mr Wood

Question put and passed.

Bill read a second time.

By leave, on the motion of Mr Gunner (Chief Minister), the Bill was read a third time and passed to be a proposed law.

16. MINISTERIAL POLICY STATEMENT: LOCAL DECISION MAKING

Mr Gunner (Chief Minister) made a statement regarding local decision making.

Mr Gunner moved that the Assembly take note of the Statement.

Mr Higgins.

On the motion of Ms Fyles debate was adjourned.

17. PAPER TABLED

The Speaker tabled the Auditor-General's Report – Matters referred to the Auditor-General pursuant to Section 6 of the *Public Information Act 2010*.

Ms Fyles moved that the Assembly take note of the report and sought leave to continue her remarks at a later time.

Leave granted.

18. CONSIDERATION OF COMMITTEE, AUDITOR-GENERAL'S REPORTS AND GOVERNMENT RESPONSES

1. *Public Accounts Committee Inquiry into Taxi Licensing and Subleasing Report* (Paper 554). Deferred.
2. *Auditor-General for the Northern Territory, November 2017, Report to the Legislative Assembly* (Paper 580). Deferred.
3. *Auditor-General for the Northern Territory, March 2018, Report to the Legislative Assembly* (Paper 677). Deferred.
4. *Auditor-General for the Northern Territory, November 2018, Report to the Legislative Assembly* (Paper 1017). Deferred.
5. *Auditor-General for the Northern Territory, March 2019, Report to the Legislative Assembly* (Paper 1147). Deferred.

19. MOTION: DEBATE ON PETITION NOTED

Ms Ah Kit moved that the Assembly take note of Petition Number 34, proposed new Maningrida Police Station location.

Ms Manison.

Question put and passed.

20. MOTION: DEBATE ON PETITION NOTED

Ms Ah Kit moved that the Assembly take note of Petition Number 35, reforms to sex work laws.

Ms Fyles.

Question put and passed.

21. RESPONSES TO PETITIONS

The Clerk, pursuant to Standing Order 123, tabled Responses to Petition Number 34, proposed new Maningrida Police Station location (Paper 1234) and Number 35, reforms to sex work laws (Paper 1235).

22. ADJOURNMENT

Ms Fyles (Leader of Government Business) moved that the Assembly adjourn.

Mr Paech, Mr McConnell, Ms Lawler, Ms Uibo, Ms Ah Kit.

The Assembly adjourned at 18.38 until Wednesday 7 August 2019 at 10.00.

DEEMED PAPERS

Pursuant to Standing Order 239 the following papers were deemed tabled:

Annual Report 2017-2018
Pastoral Land Board Northern Territory (Paper 1239).

Professional Standards Act 1994 (NSW)
Instrument amending the Australian Property Institute Valuers Limited Professional Standards Scheme (Paper 1240).

Professional Standards Act 2003 (VIC)
The Victorian Bar Professional Standards Scheme (Paper 1241).

Northern Territory of Australia Remuneration Tribunal
Report and Determination No. 1 of 2019 on the Entitlements of Local Court Judges (Paper 1242).

ATTENDANCE

All Members attended the meeting.

MICHAEL TATHAM
Clerk of the Legislative Assembly