NORTHERN TERRITORY OF AUSTRALIA
LEGISLATIVE ASSEMBLY

MINUTES OF PROCEEDINGS

Meeting Number 15
Wednesday 24 March 2021

1. **MEETING**
The Assembly met at 10.00. The Speaker, the Honourable Ngaree Ah Kit, presided.

2. **PRAYERS**
Mr Bowden read the prayer.

3. **ACKNOWLEDGEMENT OF COUNTRY**
Mr Paech delivered the acknowledgement of country on behalf of the Assembly.

4. **VISITORS**
The Speaker advised Honourable Members of the presence in the gallery of Year 3 to 6 students from Dundee Beach Primary School accompanied by their teachers.

On behalf of all Members the Speaker welcomed the visitors.

5. **MINISTERIAL REPORT: EVERYONE TOGETHER ABORIGINAL AFFAIRS STRATEGY PROGRESS REPORT 2021**
Ms Uibo (Minister for Aboriginal Affairs) delivered a report regarding the Everyone Together Aboriginal Affairs Strategy Progress Report 2021.

Paper Tabled: Ms Uibo (Minister for Aboriginal Affairs) tabled: Everyone Together Aboriginal Affairs Strategy Progress Report 2021 (Paper 211).

Ms Uibo moved that the Assembly take note of the report.

Visitors: The Speaker advised Honourable Members of the presence in the gallery of students from Palmerston College accompanied by their teachers.

On behalf of all Members the Speaker welcomed the visitors.

Mr Edgington, Mrs Lambley, Mr Paech.

Visitors: The Speaker advised Honourable Members of the presence in the gallery of Year 5 and 6 students from Larrakeyah Primary School accompanied by their teachers.

On behalf of all Members the Speaker welcomed the visitors.

Ms Fyles, Mr Guyula, Ms Moss, Mrs Worden, Mr Bowden.

Report noted.

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

---

6. PAPER TABLED

Mr Gunner (Chief Minister) tabled: Letter from Mr Kenneth Fleming QC, Independent Commissioner Against Corruption, to the Chief Minister regarding a request to the Legislative Assembly to authorise the disclosure of items and information that may be subject to parliamentary privilege (Paper 219) and made a statement.

7. NOTICES

The following notices were given:

1. Mr Gunner (Chief Minister) will move on the next Meeting Day that the Legislative Assembly agree:

    1. The Assembly notes the ICAC has by letter dated 23 March 2021 (Letter) and addressed to the Chief Minister, the Honourable Michael Gunner MLA, requested under s 55(2)(g) of the Independent Commissioner Against Corruption Act 2017 (the ICAC Act) that the Assembly authorise the disclosure to the ICAC of three mobile telephones and a laptop computer (individually, Device and collectively, Devices) obtained from the Member for Blain.

    2. To the extent a Device contains or may contain information that is the subject of parliamentary privilege, including pursuant to the provisions of the Legislative Assembly (Powers and Privileges) Act 1992 (NT), the Assembly authorises the disclosure to the ICAC of the Devices and their contents for the sole purpose of considering whether information stored on or accessible via a Device may be the subject of parliamentary privilege, provided that:

        a. the disclosure of information to the ICAC occurs in the presence of:

            i. on behalf of the Assembly, the Solicitor-General of the Northern Territory or his or her nominee; and

            ii. a legal representative nominated by the Member for Blain;

        b. the information is disclosed to the persons referred to in paragraph 2(a) above at about the same time that it is disclosed to the ICAC; and

        c. the ICAC will not will not, unless authorised by an order under s 90 of the ICAC Act, further access information which the person in paragraph 2(a)(i) above has informed the ICAC is the subject of a claim for parliamentary privilege or may be the subject of a claim for parliamentary privilege.

    3. The person referred to in paragraph 2(a)(i) above is authorised by the Assembly to make a claim for parliamentary privilege in respect of information on a Device, and may abandon such a claim.

    4. For the avoidance of doubt, this motion does not authorise the disclosure to the ICAC, or the use by ICAC, of any information on a Device which is the subject

14.31 Mrs Hersey to Mr Paech – Supplementary
14.34 Mr Costa to Mr Paech
14.38 Mr Yan to Ms Fyles
14.42 Mr Monaghan to Mrs Manison
14.46 Mr Edgington to Ms Lawler
14.50 Mr Bowden to Ms Fyles
14.54 Mr Burgoyne to Mrs Manison
14.57 Mr Bowden to Ms Lawler

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

13. MOTION: SUSPENSION OF STANDING ORDERS NOT AGREED TO

Mr Maley moved that the suspension of so much of Standing and Sessional Orders that would prevent the presentation and passage of the Bail Legislation Amendment Bill 2021.

Mr Maley, Ms Fyles.

Ms Fyles moved that the question now be put.

The Assembly divided:

Ayes 13	**Noes 10**
Mr Bowden	Ms Boothby
Mr Costa	Mr Burgoyne
Ms Fyles	Mr Edgington
Mr Gunner	Mrs Finocchiaro
Mr Kirby	Mrs Hersey
Ms Lawler	Mrs Lambley
Mrs Manison	Mr Maley
Mr Monaghan	Ms Purick
Ms Moss	Mr Sloan
Mr Paech	Mr Yan
Mr Turner	
Ms Uibo	
Mrs Worden	

Motion agreed to.

On the question that Standing and Sessional Orders be suspended.

The Assembly divided:

Ayes 10	**Noes 14**
Ms Boothby	Ms Ah Kit
Mr Burgoyne	Mr Bowden
Mr Edgington	Mr Costa
Mrs Finocchiaro	Ms Fyles
Mrs Hersey	Mr Gunner
Mrs Lambley	Mr Kirby
Mr Maley	Ms Lawler
Ms Purick	Mrs Manison
Mr Sloan	Mr Monaghan
Mr Yan	Ms Moss
	Mr Paech
	Mr Turner
	Ms Uibo
	Mrs Worden

of parliamentary privilege, except for the purpose of considering whether the information on the Device may be the subject of parliamentary privilege.

5. The Assembly notes nothing in this motion is intended to interfere with the ICAC's right to bring an application in the Supreme Court pursuant to s 89 of the ICAC Act.

6. Further, the Assembly notes this motion does not extend to the request in the Letter that the Assembly authorise the disclosure of the two speeches.

2. Ms Uibo (Attorney-General and Minister for Justice) will present at the next Meeting Day a Bill entitled Serious Sex Offenders Amendment Bill 2021 (Serial 16).

3. Mrs Worden (Minister for Disabilities) will present at the next Meeting Day a Bill entitled National Disability Insurance Scheme (Worker Clearance) Amendment Bill 2021 (Serial 21).

8. PETITION

Mr Sloan, by leave, presented Petition Number 6 from 81 petitioners not conforming with Standing Orders relating to the provision of a cyclone shelter for the residents of the Dundee to Annie River Estate Area (Paper 214).

Petition read.

9. MOTION: PETITION REFERRED TO PUBLIC ACCOUNTS COMMITTEE AGREED TO

Mr Sloan moved that Petition Number 6 be referred to the Public Accounts Committee.

Question put and passed.

10. PETITION

Mr Sloan, by leave, presented Petition Number 7 from 65 petitioners not conforming with Standing Orders relating to the upgrade of access to appropriate medical care for the residents of the Dundee to Annie River Estate Area (Paper 215).

Petition read.

11. MOTION: PETITION REFERRED TO PUBLIC ACCOUNTS COMMITTEE AGREED TO

Mr Sloan moved that Petition Number 7 be referred to the Public Accounts Committee.

Question put and passed.

12. QUESTIONS

14.07 Ms Boothby to Ms Ah Kit – Ruled out of order
14.08 Mr Monaghan to Mr Gunner
14.11 Mrs Finocchiaro to Mr Gunner
14.15 Mr Costa to Mr Kirby
14.19 Mr Maley to Mr Gunner

Visitors: The Speaker advised Honourable Members of the presence in the gallery of Mick and Didamain Uibo, the parents of the Member for Arnhem.

On behalf of all Members the Speaker welcomed the visitors.

14.23 Mr Bowden to Mrs Worden
14.28 Mrs Hersey to Mr Paech

Motion not agreed to.

14. BAIL LEGISLATION AMENDMENT BILL 2021 (SERIAL 17)

Mrs Finocchiaro (Leader of the Opposition), pursuant to notice, presented a Bill for an Act to amend the *Bail Act 1982* and the *Bail Regulations 1983*.

Bill read a first time.

Mrs Finocchiaro moved that the Bill be read a second time, delivered a second reading speech and tabled an Explanatory Statement (Paper 216).

Mrs Manison moved that the debate be adjourned.

Question put and passed.

15. VISITORS

The Deputy Speaker advised Honourable Members of the presence in the gallery of students from St Philip's College accompanied by their teachers.

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

16. TERRITORY COORDINATOR BILL 2020 (SERIAL 5): BILL NOT AGREED TO

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

Mrs Manison, Mr Maley, Mr Sloan, Mrs Hersey, Ms Boothby, Mr Edgington, Mr Yan, Mr Burgoyne, Mrs Finocchiaro.

On the question that the Bill be read a second time.

The Assembly divided:

Ayes 10	**Noes 13**
Ms Boothby	Ms Ah Kit
Mr Burgoyne	Mr Bowden
Mr Edgington	Mr Costa
Mrs Finocchiaro	Ms Fyles
Mrs Hersey	Mr Gunner
Mrs Lambley	Mr Kirby
Mr Maley	Ms Lawler
Ms Purick	Mrs Manison
Mr Sloan	Mr Monaghan
Mr Yan	Ms Moss
	Mr Paech
	Ms Uibo
	Mrs Worden

Bill defeated.

17. MOTION: ALICE SPRINGS CRIME, AS AMENDED AGREED TO

Resumption of debate on the motion:

That this Assembly:

> Calls upon the Chief Minister to implement immediate measures to address repeat offending and the crime crisis that is occurring in Alice Springs and across the Territory.

Mrs Manison moved the following amendment on 11 November 2020:

> Omit all words after 'that' and insert the following words:

this Assembly calls upon the Northern Territory Government to continue implementing strong and responsive measures to tackle crime and boost community safety in Alice Springs and across the Territory.

Mrs Lambley, Mrs Finocchiaro.

Question put.

Amendment agreed to.

Motion as amended agreed to.

18. HEALTH SERVICE BILL 2021 (SERIAL 18)

Ms Fyles (Minister for Health), pursuant to notice, presented a Bill for an Act to provide for a framework for health services and for related purposes.

Bill read a first time.

Ms Fyles moved that the Bill be read a second time, delivered a second reading speech and tabled and Explanatory Statement (Paper 217).

Mr Yan moved that the debate be adjourned.

Question put and passed.

19. LAND TITLE AMENDMENT BILL 2021 (SERIAL 19)

Ms Uibo (Attorney-General and Minister for Justice), pursuant to notice, presented a Bill for an Act to amend the *Land Title Act 2000*.

Bill read a first time.

Ms Uibo moved that the Bill be read a second time, delivered a second reading speech and tabled an Explanatory Statement (Paper 218).

Mr Edgington moved that the debate be adjourned.

Question put and passed.

20. LOCAL GOVERNMENT AMENDMENT BILL 2021 (SERIAL 20)

Mr Paech (Minister for Local Government), pursuant to notice, presented a Bill for an Act to amend the *Local Government Act 2019*.

Bill read a first time.

Mr Paech moved that the Bill be read a second time, delivered a second reading speech and tabled an Explanatory Statement (Paper 220).

Mr Sloan moved that the debate be adjourned.

Question put and passed.

21. ADJOURNMENT

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

Mr Gunner, Mrs Finocchiaro, Mrs Hersey, Mr Bowden, Mr Edgington, Mr Monaghan, Mr Kirby, Ms Uibo, Mr Paech, Mrs Manison, Ms Fyles.

The Assembly adjourned at 21.15 until Thursday 25 March 2021 at 10.00.

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

Corrigendum
Office of the Children's Commissioner Northern Territory – Annual Report 2019-2020 (Paper 212)

Annual Report 2019-2020
Public Trustee for the Northern Territory (Paper 213)

ATTENDANCE
All Members attended the meeting.

MICHAEL TATHAM
Clerk of the Legislative Assembly