NORTHERN TERRITORY OF AUSTRALIA
LEGISLATIVE ASSEMBLY

MINUTES OF PROCEEDINGS

Meeting Number 66
Thursday 1 December 2022

1. MEETING
The Assembly met at 10.00. The Speaker, the Honourable Mark Monaghan, presided.

2. PRAYERS
Mr Bowden read the prayer.

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

4. SPEAKER'S STATEMENT
The Speaker made a statement regarding World AIDS Day.

5. VISITORS
On behalf of all Members, the Speaker welcomed Year 9 students and teachers from Good Shepherd Lutheran College – Howard Springs Campus present in the gallery.

6. MOTION: APPOINTMENT OF A SELECT COMMITTEE ON THE ICAC ACT
Mr Maley, pursuant to notice, moved that this Assembly:

Appoints a Select Parliamentary Committee to:

(1) Examine and make public the report of Mr Shanahan into the ICAC Act;

(2) Make recommendations specific to the Annual Report of the Inspector tabled on 23 November 2022; and

(3) Review the ICAC Act, conduct public hearings and receive submissions on the operation of the Act.

The Committee will be comprised of three (3) Government Members, two (2) Opposition Members and one (1) Independent Member, to be nominated in writing to the Speaker by the relevant Whip or non-party aligned Member.

The Committee is to report to the Legislative Assembly within 120 days, with specific recommendations to address the concerns of the ICAC Inspector.

Mr Paech moved that the question be put.

The Assembly divided:

Ayes 13	**Noes 10**
Ms Ah Kit	Ms Boothby
Mr Bowden	Mr Burgoyne
Mr Costa	Mr Edgington

MeB

Ms Fyles	Mrs Finocchiaro
Mr Kirby	Mr Guyula
Ms Lawler	Mrs Hersey
Mrs Manison	Mrs Lambley
Ms Moss	Mr Maley
Mr Paech	Ms Purick
Mr Potter	Mr Yan
Ms Uibo	
Mrs Worden	
Mr Young	

Motion agreed to.

On the question that the motion to appoint the select committee be agreed to.

The Assembly divided:

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

Motion not agreed to.

7. STATUTE LAW REVISION BILL 2022 (SERIAL 74)

Mr Paech (Attorney-General and Minister for Justice), pursuant to notice, presented a Bill for an Act to revise the statute law of the Northern Territory.

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 752).

Mr Edgington moved that the debate be adjourned.

Question put and passed.

8. PETROLEUM LEGISLATION AMENDMENT BILL 2022 (SERIAL 68)

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

Mr Edgington, Ms Lawler.

Visitors: On behalf of all Members, the Speaker welcomed Year 9 students and teachers from Good Shepherd Lutheran College – Howard Springs Campus present in the gallery.

MLB

Ms Moss, Mr Potter, Ms Purick.

Visitors: On behalf of all Members, the Speaker welcomed former Leader of the Opposition, Gary Higgins present in the gallery.

Mr Kirby, Mrs Manison (in reply).

Bill read a second time.

Suspension of Meeting: The meeting of the Assembly was suspended between 11.58 and 14.00.

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9. VISITORS

On behalf of all Members, the Speaker welcomed Transition to Year 6 students and teachers from Belyuen School present in the gallery.

10. NOTICE

The following notice was given:

Mr Yan will move on the next General Business Day that this Assembly condemns the Fyles Labor Government for failing to adequately support NT Correctional Services, as it suffers high prison numbers along with some of the lowest staffing levels, ongoing industrial action, overtime budget blowouts and ongoing wage freezes.

11. SPEAKER'S STATEMENT

The Speaker thanked the outgoing Parliament House caterer, Karen Sheldon Catering.

12. QUESTIONS

14.02 Mrs Finocchiaro to Ms Fyles
14.06 Mr Potter to Mrs Manison
14.10 Mr Maley to Ms Lawler
14.13 Mr Young to Ms Moss
14.17 Mr Yan to Ms Fyles
14.21 Mr Bowden to Ms Lawler
14.25 Mr Burgoyne to Ms Fyles
14.28 Mr Costa to Ms Uibo
14.31 Ms Boothby to Ms Fyles
14.32 Mr Bowden to Mr Kirby
14.35 Mr Potter to Mrs Worden
14.39 Mr Guyula to Ms Fyles
14.43 Mr Young to Mr Paech
14.46 Mr Edgington to Ms Fyles
14.51 Mr Costa to Ms Ah Kit
14.54 Mrs Hersey to Ms Uibo
14.58 Mr Bowden to Ms Fyles

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

MCM3

13. PETROLEUM LEGISLATION AMENDMENT BILL 2022 (SERIAL 68)

The Assembly considered the Bill in detail.

Clauses 1 to 4 considered.

Clauses 1 to 4 stand as printed.

Clause 5 considered.

Mr Guyula moved the following amendment:

Clause 5(2), proposed definition *appraisal production infrastructure*

omit

Question put and negatived.

Amendment not agreed to.

Mrs Manison moved the following amendment:

Clause 5(2), definition *appraisal production infrastructure*

omit

the surface of

Question put and passed.

Amendment agreed to.

Mrs Manison moved the following amendment:

Clause 5(2), definition *surface infrastructure*

omit

the surface of

Question put and passed.

Amendment agreed to.

Clause 5 as amended stands.

Clauses 6 to 42 considered.

Clauses 6 to 42 stand as printed.

Clause 43 considered.

Mrs Manison moved the following amendment:

Clause 43, proposed section 57AAA(5)(c)

omit

granted.

insert

granted; and

Question put and passed.

Amendment agreed to.

Mrs Manison moved the following amendment:

Clause 43, after proposed section 57AAA(5)(c)

insert

MGB

(d) that the applicant has obtained approval, consent or agreement under the Land Rights Act or the Native Title Act in relation to the sale or other beneficial use of petroleum recovered on an appraisal basis.

Question put and passed.

Amendment agreed to.

Clause 43 as amended stands.

Clause 44 considered.

Mrs Manison moved the following amendment:

Clause 44

omit

Subdivsion

insert

Subdivision

Question put and passed.

Amendment agreed to.

Clause 44 as amended stands.

Clauses 45 to 48 considered.

Clauses 45 to 48 stand as printed.

Clause 49 considered.

Mrs Manison moved the following amendment:

Clause 49, proposed section 61B(2)(a)(i)

omit

permitee

insert

permittee

Question put and passed.

Amendment agreed to.

Clause 49 as amended stands.

Clauses 50 to 69 considered.

Clauses 50 to 69 stand as printed.

Clause 70 considered.

Mrs Manison moved the following amendment:

Clause 70, proposed section 89R(1)(b), after "harm, or"

insert

harm to

Question put and passed.

Amendment agreed to.

Mrs Manison moved the following amendment:

MCB

Clause 70, proposed section 89Y(1)

omit

preson

insert

person

Clause 70 as amended stands.

Clauses 71 to 75 considered.

Clauses 71 to 75 stand as printed.

Clause 76 considered.

Mrs Manison moved the following amendment:

Clause 76, proposed section 104E(6)

omit

the the investor

insert

the investor

Question put and passed.

Amendment agreed to.

Clause 76 as amended stands.

Clauses 77 to 79 considered.

Clauses 77 to 79 stand as printed.

Clause 80 considered.

Mrs Manison moved the following amendment:

Clause 80, proposed section 117AV(1)(c)

omit

decommissisoning

insert

decommissioning

Question put and passed.

Amendment agreed to.

Mrs Manison moved the following amendment:

Clause 80, proposed section 117AZF(7)

omit

recoverd

insert

recovered

Question put and passed.

Amendment agreed to.

MW3

Mrs Manison moved the following amendment:

Clause 80, proposed section 117AZM(6)

omit

recoverd

insert

recovered

Question put and passed.

Amendment agreed to.

Mrs Manison moved the following amendment:

Clause 80, proposed section 117AZQ(2)

omit

Question put and passed.

Amendment agreed to.

Clause 80 as amended stands.

Clauses 81 to 105 considered.

Clauses 81 to 105 stand as printed.

Clause 106 considered.

Mrs Manison moved the following amendment:

Clause 106

omit

Schedule 4

insert

(1) Schedule 4

omit

20

insert

25

(2) Schedule 4

Question put and passed.

Amendment agreed to.

Clause 106 as amended stands.

Clauses 107 and 108 considered.

Clauses 107 and 108 stand as printed.

Clause 109 considered.

Mrs Manison moved the following amendment:

Clause 109(1)

omit

MCB

interested person,

Question put and passed.

Amendment agreed to.

Mrs Manison moved the following amendment:

Clause 109(2)

omit

Question put and passed.

Amendment agreed to.

Clause 109 as amended stands.

Clauses 110 to 118 considered.

Clauses 110 to 118 stand as printed.

Clause 119 considered.

Mrs Manison moved the following amendment:

Clause 119

omit

and (4)

Question put and passed.

Amendment agreed to.

Clause 119 as amended stands.

Clauses 120 to 131 considered.

Clauses 120 to 131 stand as printed.

Clause 132 considered.

Mrs Manison moved the following amendment:

Clause 132(3), proposed clause 4A(2)

omit

specified in the plan

insert

used in the course of hydraulic fracturing

Question put and passed.

Amendment agreed to.

Clause 132 as amended stands.

Clause 133 considered.

Clause 133 stands as printed.

Clause 134 considered.

Mrs Manison moved the following amendment:

Clause 134

omit, insert

MWB

134 Schedule 3 replaced

Schedule 3

repeal, insert

Schedule 3 Infringement notice offences and prescribed amounts

regulation 38

Provision	Prescribed amount in penalty units	
	for individual	for body corporate
regulation 17(3)	3	15
regulation 18(2)	3	15
regulation 19(5)	3	15
regulation 20(3)	3	15
regulation 22(3)	1	5
regulation 23(3)	1	5
regulation 30(3)	5	25
regulation 31(3)	5	25
regulation 33(5)	5	25
regulation 34(8)	5	25
regulation 35(3A)	3	15
regulation 36(5)	3	15
regulation 37(7)	3	15

Question put and passed.

Amendment agreed to.

Clause 134 as amended stands.

Remainder of the Bill taken together.

Remainder of the Bill stands as printed.

Bill agreed to.

On the motion of Mrs Manison (Minister for Mining and Industry), the Bill was read a third time.

14. MINISTERIAL POLICY STATEMENT: NORTHERN TERRITORY ECONOMY

Resumption of debate on the question that the Assembly take note of the statement.

Mr Bowden, Mr Paech.

Question put and passed.

15. MINISTERIAL POLICY STATEMENT: CLOSING THE GAP

Resumption of debate on the question that the Assembly take note of the statement.

Ms Ah Kit.

MCB

Question put and passed.

16. PAPER TABLED

Ms Lawler (Treasurer) tabled: Mid-Year Report 2022–2023 (Paper 753) and moved that the report be noted.

Question put and passed.

17. ADJOURNMENT

Mr Paech (Leader of Government Business) moved that the Assembly adjourn.

Question put and passed.

Ms Uibo, Ms Worden, Mr Bowden, Ms Lawler, Ms Ah Kit, Mr Young.

The Assembly adjourned at 18.02 until Tuesday 14 February 2023 at 10.00.

DEEMED PAPERS

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

Paper

Summary of consideration for implementation by the responsible Minister, Nolans Project, Northern Territory Environment Protection Authority (NT EPA), Recommendations from Assessment Report 84, December 2017 (Paper 751)

Subordinate Legislation 2022

Subordinate Legislation 2022, No. 21 of 2022, Greyhound Racing Further Amendment Rules 2022 (Paper 750)

ATTENDANCE

All Members attended the meeting, except Mr Turner.

MATHEW BATES
Clerk of the Legislative Assembly