NORTHERN TERRITORY OF AUSTRALIA
LEGISLATIVE ASSEMBLY

MINUTES OF PROCEEDINGS

Meeting Number 69
Thursday 16 February 2023

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**
Ms Uibo delivered the acknowledgement of country on behalf of the Assembly.

4. **SPEAKER'S STATEMENTS**
The Speaker advised of media in the Chamber.

The Speaker made a statement regarding Ovarian Cancer Awareness Month.

5. **MOTION: SUPPORT FOR THE VOICE TO COMMONWEALTH PARLIAMENT**
Ms Fyles (Chief Minister) moved:

> That we, the Legislative Assembly of the Northern Territory, in recognition of Aboriginal and Torres Strait Islanders as the First Peoples of Australia, support a constitutionally enshrined Voice to Commonwealth Parliament.

Mr Burgoyne, Ms Uibo.

Visitors: On behalf of all Members, the Speaker welcomed Years 4 to 6 students from Berry Springs Primary School and their teachers present in the gallery.

Mr Paech, Mr Young.

Mr Guyula moved the following amendment:

> To insert the following words after the words 'Commonwealth Parliament':
>
> 'and the establishment of a commission for the purpose of treaty-making and truth-telling.'

Mrs Lambley, Mrs Manison.

MLB

Visitors: On behalf of all Members, the Speaker welcomed Years 4 to 6 students from Berry Springs Primary School and their teachers present in the gallery.

Ms Ah Kit, Mrs Worden, Ms Moss.

Debate suspended.

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

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6. QUESTIONS

14.00 Mrs Finocchiaro to Ms Fyles
14.04 Mr Potter to Ms Fyles

Visitor: On behalf of all Members, the Speaker welcomed Mr Syd Sterling, former Deputy Chief Minister and Member for Nhulunbuy, present in the gallery.

14.08 Mr Maley to Ms Lawler

Exclusion from Chamber: The Speaker ordered Mr Maley to leave the Chamber for one hour pursuant to Standing Order 49.

14.12 Mr Young to Mrs Manison
14.15 Ms Boothby to Ms Fyles
14.19 Mr Bowden to Ms Lawler
14.23 Mr Burgoyne to Mrs Worden
14.26 Mr Young to Ms Moss
14.30 Mr Edgington to Ms Fyles
14.31 Mr Potter to Ms Uibo
14.35 Mrs Lambley to Mr Paech
14.39 Mr Bowden to Mr Kirby
14.42 Mrs Hersey to Ms Lawler
14.46 Mr Young to Mr Paech
14.50 Mr Potter to Ms Ah Kit
14.53 Mr Yan to Ms Lawler
14.57 Mr Burgoyne to Mrs Manison

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

7. MOTION: SUPPORT FOR THE VOICE TO COMMONWEALTH PARLIAMENT

Resumption of debate on the motion moved by Ms Fyles:

> That we, the Legislative Assembly of the Northern Territory, in recognition of Aboriginal and Torres Strait Islanders as the First Peoples of Australia, support a constitutionally enshrined Voice to Commonwealth Parliament.

And on the amendment moved by Mr Guyula:

To insert the following words after the words 'Commonwealth Parliament':

'and the establishment of a commission for the purpose of treaty-making and truth-telling.'

Ms Moss (continuation of remarks), Mr Potter, Mr Bowden, Ms Lawler, Mr Kirby, Ms Fyles (in reply).

Question that the amendment be agreed to put and negatived.

On the question that the motion be agreed to.

The Assembly divided.

Ayes 15	**Noes 0**
Ms Ah Kit	
Mr Bowden	
Ms Fyles	
Mr Guyula	
Mr Kirby	
Ms Lawler	
Mrs Manison	
Mr Monaghan	
Ms Moss	
Mr Paech	
Mr Potter	
Mr Turner	
Ms Uibo	
Mrs Worden	
Mr Young	

Motion agreed to.

8. STATUTE LAW AMENDMENT (SUCCESSION OF THE CROWN) BILL 2023 (SERIAL 80)

Ms Fyles (Chief Minister), pursuant to notice, presented a Bill for an Act to amend legislation as a consequence of the succession of the Crown 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 an Explanatory Statement (Paper 791).

Mr Edgington moved that the debate be adjourned.

Question put and passed.

9. POLICE LEGISLATION AMENDMENT BILL 2022 (SERIAL 72)

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

Mrs Finocchiaro, Mrs Manison, Mr Potter, Mrs Lambley, Mrs Worden (in reply).

Question put and passed.

Bill read a second time.

The Assembly considered the Bill in detail.

Clause 1 considered.

Clause 1 stands as printed.

Clause 2 considered.

MeB

Clause 2 stands as printed.

Clauses 3 and 4 considered.

Clauses 3 and 4 stand as printed.

Clause 5 considered.

Clause 5 stands as printed.

Clause 6 considered.

Clause 6 stands as printed.

Clause 7 considered.

Mrs Finocchiaro moved the following amendments.

Clause 7, proposed section 157A(1)(d)

omit, insert

(d) the conduct results in the person having control over the firearm or ECD.

Clause 7, proposed section 157A(1), at the end

insert

Note for subsection (1)

Under section 43BF of the Criminal Code, a person's attempt to gain or exercise control over the member's firearm or ECD may constitute the offence of attempting to commit and offence against subsection (1).

Clause 7, proposed section 157A(2)

omit, insert

(2) Strict liability applies to subsection (1)(d)

(3) In this section:

ECD means an electro-muscular control device designed to emit an electric current into a human body for the purposes of physical incapacitation.

Question put.

The Assembly divided:

Ayes 9	**Noes 14**
Ms Boothby	Ms Ah Kit
Mr Burgoyne	Mr Bowden
Mr Edgington	Ms Fyles
Mrs Finocchiaro	Mr Kirby
Mrs Hersey	Ms Lawler
Mrs Lambley	Mrs Manison
Mr Maley	Mr Monaghan
Ms Purick	Ms Moss
Mr Yan	Mr Paech
	Mr Potter
	Mr Turner
	Ms Uibo
	Mrs Worden
	Mr Young

Amendments not agreed to.

Clause 7 stands as printed.

Remainder of the Bill taken together.

Remainder of the Bill stands as printed.

Bill agreed to.

On the motion of Mrs Worden (Minister for Police, Fire and Emergency Services), the Bill was read a third time and passed to be a proposed law.

10. LAND LEGISLATION AMENDMENT BILL 2022 (SERIAL 75)

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

Mr Edgington, Ms Lawler, Mr Paech (in reply).

Question put and passed.

Bill read a second time.

The Assembly considered the Bill in detail.

Clause 1 considered.

Clause 1 stands as printed.

Clause 2 considered.

Clause 2 stands as printed.

Clauses 3 to 5 considered.

Clauses 3 to 5 stand as printed.

Clause 6 considered.

Clause 6 stands as printed.

Clauses 7 to 9 considered.

Clauses 7 to 9 stand as printed.

Clause 10 considered.

Clause 10 stands as printed.

Clause 11 considered.

Clause 11 stands as printed.

Clauses 12 to 20 considered.

Clauses 12 to 20 stand as printed.

Clause 21 considered.

Clause 21 stands as printed.

Remainder of the Bill taken together.

Remainder of the Bill stands as printed.

Bill agreed to.

On the motion of Mr Paech (Attorney-General and Minister for Justice), the Bill was read a third time and passed to be a proposed law.

11. STATUTE LAW REVISION BILL 2022 (SERIAL 74)

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

Mr Edgington, Ms Uibo, Ms Lawler, Mr Paech (in reply).

Paper Tabled: Mr Paech (Attorney-General and Minister for Justice) tabled: Erratum, Explanatory Statement, Statute Law Revision Bill 2022 (Serial 74) (Paper 792).

Question put and passed.

Bill read a second time.

By leave, on the motion of Mr Paech (Attorney-General and Minister for Justice), the Bill was read a third time and passed to be a proposed law.

12. MATTER OF PUBLIC IMPORTANCE: AMENDMENTS TO THE *INDEPENDENT COMMISSIONER AGAINST CORRUPTION ACT 2017*

The Speaker advised the Assembly that Ms Purick had proposed a Matter of Public Importance in the following terms:

> That the Northern Territory Government urgently implements amendments to the *Independent Commissioner Against Corruption Act 2017* given serious concerns about the operations of the Office of the Independent Commissioner Against Corruption.

Having received the necessary support, discussion ensued.

Mrs Manison, Mrs Finocchiaro, Mr Turner, Mrs Worden.

Discussion concluded.

13. ADJOURNMENT

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

Question put and passed.

Mr Maley, Mr Potter, Mrs Finocchiaro, Ms Purick, Mrs Worden, Ms Lawler.

The Assembly adjourned at 20.24 until Tuesday 21 March 2023 at 10.00.

DEEMED PAPERS

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

Subordinate Legislation

Health Practitioner Regulation National Law Amendment Regulation 2022 (Paper 788)
Health Practitioner Regulation National Law Amendment (Paramedicine Qualification) Regulation 2022 (Paper 789)
Education and Care Services National Amendment Regulations 2022 (Paper 790)

ATTENDANCE

All Members attended the meeting.

MATHEW BATES
Clerk of the Legislative Assembly