NORTHERN TERRITORY OF AUSTRALIA
LEGISLATIVE ASSEMBLY

MINUTES OF PROCEEDINGS

Meeting Number 98
Wednesday 18 September 2019

1. MEETING

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

2. PRAYERS

3. ACKNOWLEDGEMENT OF COUNTRY

Ms Ah Kit delivered the acknowledgement of country on behalf of the Assembly.

4. SEX INDUSTRY BILL 2019 (SERIAL 105)

Mr McCarthy (Acting Attorney-General and Minister for Justice), pursuant to notice, presented a Bill for an Act to provide for a regulatory framework for the sex industry and tabled the Explanatory Statement (Paper 1324) and the Human Rights Compatibility Statement (Paper 1325).

Mr McCarthy moved that the Bill be read a first time and delivered an explanatory speech.

Bill read a first time.

Mr McCarthy moved that the Bill be referred to the Economic Policy Scrutiny Committee for report by 26 November 2019.

Question put and passed.

5. FIREARMS LEGISLATION AMENDMENT BILL 2019 (SERIAL 106)

Ms Manison (Minister for Police, Fire and Emergency Services), pursuant to notice, presented a Bill for an Act to amend the *Firearms Act 1997* and the *Firearms Regulations 1997* and tabled the Explanatory Statement (Paper 1326) and the Human Rights Compatibility Statement (Paper 1327).

Ms Manison moved that the Bill be read a first time and delivered an explanatory speech.

Bill read a first time.

Ms Manison moved that the Bill be referred to the Economic Policy Scrutiny Committee for report by 26 November 2019.

Question put and passed.

6. MENTAL HEALTH AND RELATED SERVICES AMENDMENT BILL 2019 (SERIAL 104)

Mr McCarthy (Acting Attorney-General and Minister for Justice), pursuant to notice, presented a Bill for an Act to amend the *Mental Health and Related Services Act 1998*

and tabled the Explanatory Statement (Paper 1328) and the Human Rights Compatibility Statement (Paper 1329).

Mr McCarthy moved that the Bill be read a first time and delivered an explanatory speech.

Bill read a first time.

Mr McCarthy moved that the Bill be referred to the Social Policy Scrutiny Committee for report by 26 November 2019.

Question put and passed.

7. LOCAL GOVERNMENT BILL 2019 (SERIAL 107)

Mr McCarthy (Minister for Local Government, Housing and Community Development), pursuant to notice, presented a Bill for an Act to provide for, and regulate, local government, and for related purposes and tabled the Explanatory Statement (Paper 1330) and the Human Rights Compatibility Statement (Paper 1331).

Mr McCarthy moved that the Bill be read a first time and delivered an explanatory speech.

Bill read a first time.

Mr McCarthy moved that the Bill be referred to the Social Policy Scrutiny Committee for report by 26 November 2019.

Question put and passed.

8. ELECTORAL LEGISLATION FURTHER AMENDMENT BILL 2019 (SERIAL 96)

Mr Gunner moved the Bill be read a second time.

Mrs Finocchiaro.

Paper Tabled: Mrs Finocchiaro, by leave, tabled: High Court of Australia, Reasons for Judgment – Unions NSW v New South Wales [2019] HCA 1 (Paper 1332).

Mr Wood, Mr Sievers, Ms Lawler.

Debate suspended.

Suspension of Meeting: The meeting of the Assembly was suspended between 11.55 and 14.00.

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9. LEAVE GRANTED TO PRESENT NOTICES ON BEHALF OF ANOTHER MINISTER

Mr McCarthy (Acting Attorney-General and Minister for Justice) sought leave to give notice of the Work Health and Safety (National Uniform Legislation) Amendment Bill 2019 and the Evidence and Other Legislation Amendment Bill 2019 on behalf of the Attorney-General and Minister for Justice, which will stand in the name of Ms Fyles from the commencement of the second reading debate.

Leave granted.

10. NOTICES

The following notices were given:

1. Mr McCarthy (Acting Attorney-General and Minister for Justice) will present on the next Meeting Day a Bill entitled Work Health and Safety (National Uniform Legislation) Amendment Bill 2019 (Serial 103).
2. Mr McCarthy (Acting Attorney-General and Minister for Justice) will present on the next Meeting Day a Bill entitled Evidence and Other Legislation Amendment Bill 2019 (Serial 102).

11. PETITION

Ms Ah Kit, by leave, presented Petition Number 40 from 22 petitioners not conforming with Standing Orders relating to a request to sell the public housing property located at 14 Cashew Court, Karama (Paper 1333) and moved the petition be read.

Question put and passed.

12. VISITORS

The Speaker advised Honourable Members of the presence in the gallery of staff from the Interpreting and Translating Service NT.

On behalf of all Members the Speaker welcomed the visitors.

13. QUESTIONS

14.03 Mrs Finocchiaro to Ms Lawler
14.06 Mrs Finocchiaro to Mr Gunner

Visitors: The Speaker advised Honourable Members of the presence in the gallery of Mr Syd Stirling, former Deputy Chief Minister and Mr Damien Ryan, Mayor of Alice Springs Town Council.

On behalf of all Members the Speaker welcomed the visitors.

14.11 Mrs Finocchiaro to Ms Lawler
14.15 Mrs Finocchiaro to Mr McCarthy
14.17 Mrs Finocchiaro to Ms Lawler
14.21 Mrs Finocchiaro to Mr Gunner
14.25 Mr Wood to Ms Lawler
14.29 Mr McConnell to Mr Gunner
14.32 Mr McConnell to Mr Gunner – Supplementary
14.33 Mr Collins to Mr Kirby
14.36 Mrs Lambley to Mr Gunner
14.41 Mr Guyula to Ms Uibo
14.45 Mr Wood to Ms Lawler
14.47 Mr McConnell to Ms Manison
14.49 Mrs Lambley to Mr Gunner
14.52 Mr Guyula to Ms Manison
14.56 Mrs Finocchiaro to Mr Gunner

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

14. MOTION: GOVERNMENT MISMANAGEMENT NOT AGREED TO

Mrs Finocchiaro (Deputy Leader of the Opposition), pursuant to notice, moved:

That this Assembly condemns the Chief Minister for:

- his boundless incompetence and the Government's mismanagement of the Northern Territory for the last three years;
- admitting he has no plans or vision as he lets the Territory slide into financial insolvency;
- allowing property crime to spiral out of control;
- allowing antisocial behaviour to cause untold physical and reputational damage to small businesses and individuals;
- standing idle while Territorians pack up and leave, businesses close and jobs vanish;
- treating all Territorians the same as problem drinkers with overreaching alcohol laws; and
- causing stress and threatening hard-working public servants and teachers with pay freezes while throwing millions of dollars we do not have out the door on unjustifiable pet projects.

Mr McConnell, Mr McCarthy, Mrs Finocchiaro.

Question put and not agreed to.

15. MOTION: HAVE YOUR SAY NOT AGREED TO

Mr Wood, pursuant to notice, moved:

That the Government ensure all submissions to the Have Your Say site and other public inquiries by Government are made available to the public unless the submitter states that their submission is not for publication or can be published anonymously. That all Have Your Say or other discussion papers released for comment by the Government contain a balanced viewed of the subject, not weighted towards the Government's preferred view only, with an independent assessment done before the paper is released.

Mr Gunner, Mr Wood.

Question put and not agreed to.

16. MOTION: WATERFOWL HUNTING SEASON AS AMENDED AGREED TO

Ms Purick, pursuant to notice, moved:

That this Assembly:

- recognise the importance of the waterfowl hunting season as an important outdoor recreational and sporting activity in the Northern Territory and the contribution to the economy and future social fabric of the broader community;
- calls on the Government to conduct a full review into the waterfowl hunting activities including the capacity of the current reserves and identification of future hunting reserves and how to mitigate if not eliminate the current conflict between rural residents and adjacent hunting reserves; and
- acknowledges that access to safe and environmentally sustainable waterfowl hunting reserves is an essential part of the Northern Territory's lifestyle.

Ms Lawler.

Ms Lawler moved the following amendment:

Remove all the words after 'This Assembly' and replace with:

- recognises the importance of the waterfowl hunting season as an important outdoor recreational and sporting activity in the Northern Territory and the contribution to the economy and future social fabric of the broader community;
- acknowledges the work of Government with stakeholders to develop a revised management plan for Magpie Goose in the Northern Territory that will continue to use science to sustainably manage waterfowl hunting activities for all Territorians; and
- acknowledges that access to safe and environmentally sustainable waterfowl hunting reserves is an essential part of the Northern Territory's lifestyle.

Mr Wood, Ms Moss, Mrs Finocchiaro, Ms Purick.

Question, that the amendment be agreed to, put and passed.

Question, that the motion as amended be agreed to, put and passed.

17. ELECTORAL LEGISLATION FURTHER AMENDMENT BILL 2019 (SERIAL 96): BILL AGREED TO

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

Mr Gunner.

Question, that the Bill be read a second time, put.

The Assembly divided:

Ayes 13	**Noes 5**
Ms Ah Kit	Mr Collins
Mr Gunner	Mrs Finocchiaro
Mr Kirby	Mr McConnell
Ms Lawler	Mr Mills
Mr McCarthy	Mr Wood
Ms Manison	
Ms Moss	
Ms Nelson	
Mr Paech	
Mr Sievers	
Ms Uibo	
Ms Wakefield	
Mrs Worden	

Question put and passed.

Bill read a second time.

The Assembly resolved to consider the Bill in detail.

Clauses 1 to 4 considered together.

Clauses 1 to 4 stand as printed.

Clause 5 considered.

Clause 5 stands as printed.

Clauses 6 to 36 considered together.

Clauses 6 to 36 stand as printed.

Clause 37 considered.

Mr Gunner moved the following amendment:

Clause 37(3)

omit

69(1)(a)

insert

69(1)(b)

Amendment agreed to.

Clause 37 considered.

Mr Gunner moved the following amendment:

Clause 37(6), proposed section 69(2A)

omit, insert

(2A) The Commission may declare an early voting centre to be an early voting centre for one or more regions.

Amendment agreed to.

Clause 37 as amended stands.

Clauses 38 to 40 considered together.

Clauses 38 to 40 stand as printed.

Clause 41 considered.

Mr Gunner moved the following amendment:

After clause 41(4)

insert

(5) Section 72(2)(b)

omit

if the centre is not in the region in which the person's enrolled division is situated

insert

if the centre is not declared to be an early voting centre for the region in which the person's enrolled division is situated

Amendment agreed to.

Clause 41 as amended stands.

Clauses 42 to 91 considered together.

Clauses 42 to 91 stand as printed.

Clause 92 considered.

Clause 92 stands as printed.

Clause 93 considered.

Clause 93 stands as printed.

Clause 94 considered.

Mr Gunner moved the following amendment:

Clause 94(2), proposed definition candidate, paragraph (d)

omit, insert

(d) who contested the last general election or an election since the last general election.

Amendment agreed to.

Clause 94 as amended stands.

Clause 95 considered.

Clause 95 stands as printed.

Clauses 96 to 101 considered together.

Clauses 96 to 101 stand as printed.

Clause 102 considered.

Clause 102 stands as printed.

Clause 103 considered.

Mr Gunner moved the following amendment:

Clause 103(1)

omit, insert

(1) Section 193(1)

omit

if, during the disclosure period for an election, a person (other than a registered party, candidate or associated entity)

insert

to a person (other than a registered party, candidate or associated entity) who, during the financial year

Amendment agreed to.

Clause 103 considered.

Mr Gunner moved the following amendment:

Clause 103(4), proposed section 193(4)

omit

each person referred to in subsection (1)

insert

the person

Amendment agreed to.

Clause 103 as amended stands.

Clauses 104 to 107 considered together.

Clauses 104 to 107 stand as printed.

Clause 108 considered.

Mr Gunner moved the following amendment:

Clause 108(5), proposed definition disclosure period, paragraph (a)

omit

an election the election day for which was within 4 years before election day for the relevant election

insert

the last general election or an election since the last general election

Amendment agreed to.

Clause 108 as amended stands.

Clauses 109 to 114 considered together.

Clauses 109 to 114 stand as printed.

Clause 115 considered.

Clause 115 stands as printed.

Remainder of Bill considered together.

Remainder of Bill stands as printed.

Bill as amended agreed to.

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

18. ADJOURNMENT

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

Mrs Finocchiaro, Ms Manison, Ms Moss, Ms Lawler, Mr Gunner, Ms Wakefield, Mr Kirby, Ms Ah Kit, Ms Uibo, Mr Paech.

The Assembly adjourned at 21.04 until Thursday 19 September 2019 at 10.00.

DEEMED PAPERS

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

Annual Reports 2018-2019

Electricity Safety Regulator (Paper 1336)
Misuse of Drugs Act 1990 (Paper 1335)
Professional Standards Councils (Paper 1334)
Workers Rehabilitation and Compensation Advisory Council (Paper 1337)

Northern Territory Auditor-General

Independent Auditor's Report for the Northern Territory Auditor-General's Office, Financial Statements for the year ended 30 June 2019 (Paper 1338)

Subordinate Legislation 2019

No. 21 of 2019, Northern Territory Government and Public Authorities' Superannuation Scheme Amendment Rules 2019 (Paper 1339)
No. 22 of 2019, Work Health and Safety (National Uniform Legislation) Amendment Regulations 2019 (Paper 1340)
No. 23 of 2019, Plant Health Amendment Regulations 2019 (Paper 1341)

ATTENDANCE
All Members attended the meeting, except Ms Fyles, Mr Higgins and Mr Vowles.



MICHAEL TATHAM
Clerk of the Legislative Assembly

