MINUTES OF THE PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 33

Wednesday 9 October 2013

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1. MEETING

The Assembly met at 10am. The Speaker, the Honourable Kezia Purick took the Chair.

2. PRAYERS

3. SPEAKER'S STATEMENT

The Speaker made a statement inviting the Government and Opposition to nominate Members to be considered a Deputy Chair of Committees.

4. QUESTIONS

10.01 Ms Lawrie to Chief Minister
10.06 Mr Higgins to Chief Minister
10.09 Mr McCarthy to Chief Minister
10.13 Mr Kurrupuwu to Chief Minister
10.17 Ms Walker to Minister for Community Services (referred to Chief Minister)
10.20 Mr Higgins to Chief Minister
10.24 Mr Wood to Minister for Primary Industry and Fisheries
10.28 Mr McCarthy to Minister for Community Services (taken On Notice)
10.29 Ms Lawrie to Minister for Land Resource Management
10.32 Ms Finocchiaro to Chief Minister

Paper Tabled: Mr Giles (Chief Minister) laid upon the Table - Article by Nick Calacouras and Alyssa Betts, News, Jilted Soldiers add to housing crisis, dated 16 January 2010 (Paper 519).

10.36 Ms Walker to Minister for Community Services
10.38 Mr Wood to Chief Minister
10.42 Mr Kurrupuwu to Minister for Business
10.45 Mr McCarthy to Chief Minister
10.50 Ms Finocchiaro to Minister for Lands, Planning and the Environment
10.54 Ms Fyles to Minister Land Resource Management

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Visitors: The Speaker advised Honourable Members of the presence in the gallery of students from Year 10/11 from Darwin High School.

On behalf of all Members the Speaker extended a warm welcome to the visitors.

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10.58 Ms Lee to Minister for Tourism
11.03 Mrs Price answered the question taken On Notice from Mr McCarthy

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

5. CRIMINAL CODE AMENDMENT (CHILD ABUSE MATERIAL) BILL 2013 (SERIAL 44)

Mr Elferink (Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *Criminal Code*.

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Withdrawal from Chamber: The Speaker (Ms Purick in the Chair) ordered the Member for Johnston to withdraw from the Assembly for one hour from 11.04am, pursuant to Standing Order 240A.

Bill read a first time.

Mr Elferink moved —That the Bill be now read a second time.

Debate ensued.

Paper Tabled: Mr Elferink laid upon the Table the Explanatory Statement (Paper 520).

On the motion of Ms Walker (Member for Nhulunbuy) debate was adjourned.

6. MENTAL HEALTH AND RELATED SERVICES AMENDMENT BILL 2013 (SERIAL 46)

Mr Elferink (Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *Mental Health and Related Services Act*.

Bill read a first time.

Mr Elferink moved—That the Bill be now read a second time.

Debate ensued.

Paper Tabled: Mr Elferink laid upon the Table the Explanatory Statement (Paper 521).

On the motion of Ms Walker (Member for Nhulunbuy) debate was adjourned.

7. ENERGY PIPELINES AMENDMENT BILL 2013 (SERIAL 45)

Mr Westra van Holthe (Minister for Mines and Energy), pursuant to notice, presented a Bill for an Act to amend the *Energy Pipelines Act*.

Bill read a first time.

Mr Westra van Holthe — Moved that the Bill be now read a second time.

Debate ensued.

Paper Tabled: Mr Westra van Holthe laid upon the Table the Explanatory Statement (Paper 522).

On the motion of Mr Vatskalis (Member for Casuarina) debate was adjourned.

8. EMERGENCY MANAGEMENT BILL 2013 (SERIAL 38) – BILL AGREED TO

Resumption of debate on the question - That the Bill be now read a second time.

Debate resumed.

Question - put and passed.

Bill read a second time.

Leave granted for a motion for the third reading of the Bill to be moved forthwith.

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

9. MINISTERIAL STATEMENT - WATER RESOURCES DRIVING DEVELOPMENT IN THE NT - MOTION TO NOTE

Mr Westra van Holthe (Minister for Land Resource Management) made a statement outlining the Governments blueprint for managing water resources.

Mr Westra van Holthe moved – That the Assembly take note of the Statement.

Debate ensued.

Debate suspended.

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Suspension of sittings: The sitting of the Assembly was suspended between 12 noon and 2.00pm.

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10. NOTICES

The following notices were given:

1. Mr Conlan (Minister for Housing) to present a bill entitled Community Housing Providers (National Uniform Legislation) Bill 2013 (Serial 48).

2. Mrs Price (Minister for Statehood) to present a bill entitled Constitutional Convention (Election) Amendment Bill 2013 (Serial 47).

11. LEAVE OF ABSENCE - MEMBER FOR PORT DARWIN - GRANTED

Mrs Lambley (Acting Leader of Government Businsess) moved - That leave of absence for the remainder of today and tomorrow be granted to the Member for Port Darwin on account of ministerial business.

Leave of absence granted.

12. MINISTERIAL STATEMENT - WATER RESOURCES DRIVING DEVELOPMENT IN THE NT – MOTION TO NOTE AGREED TO

Resumption of debate, suspended earlier this day, on the question - That the Assembly take note of the Statement.

Debate resumed.

Extension of Time: On the motion of Mr Westra van Holthe (Member for Katherine), Mr Wood (Member for Nelson) was granted an extension of time.

Debate continued.

Extension of Time: On the motion of Mrs Lambley (Member for Araluen), Mr Westra van Holthe (Minister for Land Resource Management) was granted an extension of time.

Debate continued.

Question - put and passed.

13. REMUNERATION TRIBUNAL REPORT ON THE ENTITLEMENTS OF ASSEMBLY MEMBERS AND DETERMINATION NO. 1 OF 2013 – TABLED PAPER

Mr Giles (Chief Minister) made a statement and laid upon the Table – Northern Territory of Australia Remuneration Tribunal, Report on the Entitlements of Assembly Members and Determination No. 1 of 2013 (Paper 524).

14. REORDER OF BUSINESS – MOTION AGREED TO

Mrs Lambley (Acting Leader of Government Business) moved - Pursuant to Standing Order 89, that Government Business Order of the day No 18 be called on now, and Government Business Order of the day No 14 be subsequently considered.

Question - put and passed.

15. MINISTERIAL STATEMENT - MINING IN THE NORTHERN TERRITORY - MOTION TO NOTE AGREED TO

Resumption of debate on the question - That the Assembly take note of the Statement.

Debate resumed.

Question - put and passed.

16. MINISTERIAL STATEMENT - ALCOHOL MANDATORY TREATMENT - MOTION TO NOTE

Resumption of debate on the question - That the Assembly take note of the Statement.

Debate resumed.

Debate suspended.

General Business: The time being 5.30pm, General Business commenced.

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17. WITHDRAWAL OF MOTION - WATER RIGHTS

Pursuant to Standing Order 103, Ms Fyles (Member for Nightcliff) notified the Assembly that she withdraws the motion regarding Water Rights.

18. WORKERS REHABILITATION AND COMPENSATION AMENDMENT (FIRE-FIGHTERS) BILL 2013 (SERIAL 43)

Resumption of debate on the question - That the Bill be now read a second time.

Debate resumed.

Paper Tabled: Mr Tollner (Minister for Employment and Training) laid upon the Table – Memorandum, Chief Executive, Mr Peter Carew, to Minister for Department of Business, Hon. David Tollner, re: Update on the Workers Rehabilitation and Compensation Scheme Review, dated 9 October 2013 (Paper 525).

Debate continued.

Question put –

The Assembly divided:

Ayes 8	**Noes 13**
Ms Fyles	Ms Anderson
Mr Gunner	Mr Chandler
Ms Lawrie	Mr Conlan
Mr McCarthy	Ms Finocchiaro
Ms Manison	Mr Higgins
Mr Vatskalis	Mr Kurrupuwu
Mr Vowles	Mrs Lambley
Ms Walker	Ms Lee

Mr Mills
Mrs Price
Mr Styles
Mr Tollner
Mr Westra van Holthe

Motion negatived.

19. DEVELOPMENT OF ONE MILE DAM, KNUCKEY LAGOON – MOTION AGREED TO

Resumption of debate on the question - That the Government:

1. Review the future development of the One Mile Dam, Knuckey Lagoon, 15-Mile and Aboriginal communities within the Darwin region.

2. That the review includes:

   (1) Any future development plans;

   (2) Existing and future land leasing arrangements;

   (3) Home ownership;

   (4) Governance including local government; and

3. That the review should include views of residents, Aboriginal Development Foundation, relevant agencies and non-government organisations.

Debate resumed.

Question - put and passed.

20. POWER WATER PRICE INCREASES – MOTION NOT AGREED TO

Resumption of debate on the question - That this Assembly oppose the Territory Government's planned Power and Water tariff increases.

Debate resumed.

Question put -

The Assembly divided:

Ayes 9	**Noes 12**
Ms Fyles	Ms Anderson
Mr Gunner	Mr Chandler
Ms Lawrie	Mr Conlan
Mr McCarthy	Ms Finocchiaro
Ms Manison	Mr Kurrupuwu
Mr Vatskalis	Mrs Lambley
Mr Vowles	Ms Lee
Ms Walker	Mr Mills
Mr Wood	Mrs Price
	Mr Styles
	Mr Tollner
	Mr Westra van Holthe

Motion negatived.

21. EAST POINT HERITAGE PRESERVATION - MOTION NOT AGREED TO

Resumption of debate on the question - That this Assembly recognise:

1. The unique environmental and heritage values of Darwin's harbour;

2. That the special places like East Point help define Darwin as an extraordinary city to live in and make our place a pleasure for people to visit;

3. Parliament must:

   (1) Protect the natural beauty and heritage values of East Point;

   (2) Preserve the environmental values of Ludmilla Creek;

   (3) Safeguard the ecologically important mangrove areas of Coconut Grove; and

4. These special places are at risk under the CLP's new Planning Commission

Debate resumed.

Question put –

The Assembly divided:

Ayes 9	**Noes 13**
Ms Fyles	Ms Anderson
Mr Gunner	Mr Chandler
Ms Lawrie	Mr Conlan
Mr McCarthy	Ms Finocchiaro
Ms Manison	Mr Higgins
Mr Vatskalis	Mr Kurrupuwu
Mr Vowles	Mrs Lambley
Ms Walker	Ms Lee
Mr Wood	Mr Mills
	Mrs Price
	Mr Styles
	Mr Tollner
	Mr Westra van Holthe

Motion negatived.

22. 2012 GENERAL ELECTION, GOVERNMENT PROMISES - MOTION NOT AGREED TO

Resumption of debate on the question - That the Assembly condemns the Government for breaking the promises they made to Territorians at the last election, driving up the cost of living and increasing public drunkenness and antisocial behaviour

Debate resumed.

Question – put and negatived.

23. SUPER CLINIC, DARWIN NORTHERN SUBURBS - MOTION NOT AGREED TO

Resumption of debate on the question - That the Assembly:

1. Supports the establishment of a new bulk billing super clinic in the northern suburbs at the location already earmarked or the clinic; and

2. Calls upon the NT Government to work closely with the Federal Government to ensure the speedy processing of the current proposal by a private provider for the establishment of the super clinic.

Debate resumed.

Question – put and negatived.

24. HOMELANDS – MOTION NOT AGREED TO

Resumption of debate on the question – That the Assembly condemns the Government for:

1. Promising homelands residents they will receive $5,200 from the Government while implementing a policy that means most will get nothing; and

2. Failure to support access to education and economic development opportunities for Homelands residents.

Debate resumed.

Question – put and negatived.

25. TIWI ISLANDS AND THE FEDERAL GOVERNMENT – MOTION

Resumption of debate on the question – That the Assembly condemn Prime Minister Kevin Rudd and his Federal Labor Government for:

1. Misleading the people of the Tiwi Islands and breaking their promise not to introduce a carbon tax;

2. Raising the cost of living for Tiwi people and all Territory families;

3. Increasing costs for Tiwi Islanders and threatening business opportunities; and

4. Putting jobs for Tiwi Islanders and all Territorians at risk.

Debate resumed.

Debate suspended – end of General Business.

26. MINISTERIAL STATEMENT - ALCOHOL MANDATORY TREATMENT - MOTION TO NOTE AGREED TO

Resumption of debate, suspended earlier this day, on the question - That the Assembly take note of the Statement.

Debate resumed.

Question - put and passed.

27. ADJOURNMENT

Mrs Lambley (Acting Leader of Government Business) moved — That the Assembly do now adjourn.

Debate ensued.

And the Assembly adjourned at 9.51pm until Thursday 10 October 2013 at 10am.

PAPERS

The following papers were deemed to have been Tabled on 9 October 2013:

Annual Report 2012/2013:
Community Justice Centre, 2012/2013 (Paper 523)

ATTENDANCE
All Members attended the sittings except Mr Elferink.

MICHAEL TATHAM
Clerk of the Legislative Assembly