NORTHERN TERRITORY OF AUSTRALIA
LEGISLATIVE ASSEMBLY

MINUTES OF PROCEEDINGS

Meeting Number 36
Tuesday 15 February 2022

---

1. MEETING

The Assembly met at 10.30. The Speaker, the Honourable Ngaree Ah Kit, presided.

2. PRAYERS

3. ACKNOWLEDGEMENT OF COUNTRY

Mr Gunner delivered the acknowledgement of country on behalf of the Assembly.

4. LEAVE TO MOVE A MOTION NOT GRANTED

Ms Fyles (Leader of Government Business) sought leave to move a motion without notice.

Leave not granted.

5. MOTION: SUSPENSION OF STANDING AND SESSIONAL ORDERS AGREED TO

Ms Fyles (Leader of Government Business) moved that so much of Standing and Sessional Orders be suspended as would prevent the following motion being moved:

> That the Assembly's resolution of 30 November 2021 regarding Remote Participation in Assembly Meetings be amended by:
>
> (a) in the preamble, deleting the words "the Chief Health Officer has imposed public movement restriction in any area of the Northern Territory" and inserting instead "a declaration is in force for a public health emergency under the *Public and Environmental Health Act 2011* or for a situation of emergency, a state of emergency, or a state of disaster under the *Emergency Management Act 2013*"; and
>
> (b) in paragraph 1., deleting the words "movement restriction in the Northern Territory" and inserting instead "an emergency or disaster declaration".

Question put.

The Assembly divided.

Ayes 14	**Noes 9**
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 Yan
Mr Paech	
Mr Turner	
Ms Uibo	
Mrs Worden	
Mr Young	

Motion agreed to.

6. MOTION: REMOTE PARTICIPATION IN ASSEMBLY MEETINGS AGREED TO

Ms Fyles (Leader of Government Business) moved:

That the Assembly's resolution of 30 November 2021 regarding Remote Participation in Assembly Meetings be amended by:

(a) in the preamble, deleting the words "the Chief Health Officer has imposed public movement restriction in any area of the Northern Territory" and inserting instead "a declaration is in force for a public health emergency under the *Public and Environmental Health Act 2011* or for a situation of emergency, a state of emergency, or a state of disaster under the *Emergency Management Act 2013*"; and

(b) in paragraph 1., deleting the words "movement restriction in the Northern Territory" and inserting instead "an emergency or disaster declaration".

Mrs Finocchiaro, Mr Maley, Ms Fyles.

Question put and passed.

7. MOTION: LEAVE OF ABSENCE AGREED TO

Mrs Lambley moved that a leave of absence for today be granted to Mr Guyula for personal reasons.

Question put and passed.

8. SPEAKER'S STATEMENTS

The Speaker made a statement regarding remote participation in Assembly Meetings.

The Speaker made a statement regarding International Women's Day.

The Speaker made a statement regarding COVID-19 safety measures.

9. MESSAGE FROM THE ADMINISTRATOR

The Speaker advised Members of the following Message from Her Honour the Administrator (Paper 480).

Message Number 12

Assent to Proposed Laws

I, VICKI O'HALLORAN AO, the Administrator of the Northern Territory of Australia, advise the Legislative Assembly, pursuant to section 7 of the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, of the assent to the following proposed laws:

15 December 2021

Territory Families Legislation Amendment Act 2021 (Act No. 25 of 2021)

Termination of Pregnancy Law Reform Legislation Amendment Act 2021 (Act No. 26 of 2021)

Medicines, Poisons and Therapeutic Goods Legislation Amendment Act 2021 (Act No. 27 of 2021)

Interpretation Amendment Act 2021 (Act No. 28 of 2021)
Jabiru Town Development Repeal Act 2021 (Act No. 29 of 2021)

Dated 31 January 2022.

10. TRANSPORT LEGISLATION AMENDMENT BILL 2021 (SERIAL 36)

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

Mr Maley, Mrs Lambley, Mrs Manison.

Debate suspended.

Suspension of Meeting: The meeting of the Assembly was suspended between 12.01 and 14.02.

---

11. SPEAKER'S STATEMENT

The Speaker made a statement regarding COVID-19 safety measures.

12. NOTICE

The following notice was given:

Mr Yan will move on the next General Business Day:

> That this Assembly condemns the Gunner Government for its lack of transparency, accountability and failure to plan over the past two years to ensure that the Northern Territory was prepared for community transmission of COVID-19, across key areas of the community including PPE and testing kits, health education, police resourcing, food supply and small business support.

13. QUESTIONS

14.04 Mrs Finocchiaro to Ms Ah Kit
14.07 Mrs Finocchiaro to Ms Ah Kit – Supplementary
14.09 Mr Monaghan to Mr Gunner
14.12 Mr Maley to Mr Gunner
14.16 Mr Young to Mrs Manison
14.20 Mr Burgoyne to Mr Gunner
14.24 Mr Bowden to Ms Fyles
14.28 Mr Boothby to Ms Fyles
14.36 Mr Costa to Ms Lawler
14.40 Mr Yan to Ms Fyles
14.44 Mr Monaghan to Ms Moss
14.47 Mrs Lambley to Mr Gunner
14.51 Mrs Hersey to Ms Fyles
14.55 Mr Turner to Ms Uibo
14.58 Mr Edgington to Ms Fyles

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

14. TRANSPORT LEGISLATION AMENDMENT BILL 2021 (SERIAL 36): BILL AGREED TO

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

Mrs Manison, Ms Boothby, Mrs Worden, Ms Moss, Ms Uibo, Ms Purick, Mr Young, Mr Monaghan, Mr Paech, Ms Lawler.

Question put and passed.

Bill read a second time.

The Assembly resolved to consider the Bill in detail.

Clause 1 considered.

Clause 1 stands as printed.

Clause 2 considered.

Clause 2 stands as printed.

Clause 3 considered.

Clause 3 stands as printed.

Clause 4 considered.

Clause 4 stands as printed.

Clause 5 considered.

Clause 5 stands as printed.

Clause 6 considered.

Clause 6 stands as printed.

Clauses 7 to 11 considered.

Clauses 7 to 11 stand as printed.

Clause 12 considered.

Clause 12 stands as printed.

Clauses 13 to 15 considered.

Clauses 13 to 15 stand as printed.

Clause 16 considered.

Clause 16 stands as printed.

Clauses 17 to 24 considered.

Clauses 17 to 24 stand as printed.

Clause 25 considered.

Clause 25 stands as printed.

Clause 26 considered.

Clause 26 stands as printed.

Clauses 27 to 37 considered.

Clauses 27 to 37 stand as printed.

Clause 38 considered.

Ms Lawler moved the following amendment:

Clause 38(1)

omit, insert

(1) Section 26(1)

omit

direction while on a bus or at a bus station, the

insert

direction or banning notice while on a bus, at a bus stop or at a bus station, a

Amendment agreed to.

Ms Lawler moved the following amendment:

After clause 38(3)

insert

(4) Section 26(5), after "from the bus"

insert

, the bus stop

Amendment agreed to.

Clause 38 stands as amended.

Clauses 39 to 56 considered.

Clauses 39 to 56 stands as printed.

Clause 57 considered.

Clause 57 stands as printed.

Clause 58 considered.

Clause 58 stands as printed.

Clause 59 considered.

Clause 59 stands as printed.

Clauses 60 to 64 considered.

Clauses 60 to 64 stand as printed.

Clause 65 considered.

Clause 65 stands as printed.

Remainder of the Bill taken together.

Remainder of the Bill stands as printed.

Bill as amended agreed to.

On the motion of Ms Lawler (Minister for Infrastructure, Planning and Logistics), the Bill was read a third time and passed to be a proposed law.

15. PAPER TABLED

The Deputy Speaker tabled the Members' Fuel Transaction Report, Quarter 4 of 2021 (Paper 481).

16. MOTION: NOTICE OF DECISION AND REASONS IN ACCORDANCE WITH SECTION 32(3) FOR A REVIEW APPLICATION MADE BY MCARTHUR RIVER MINING PTY LTD UNDER THE *NORTHERN TERRITORY ABORIGINAL SACRED SITES ACT 1989* NOTED

Mr Paech (Minister for Arts, Culture and Heritage) tabled Notice of Decision and Reasons in Accordance with s 32(3) for a Review Application Made by McArthur River Mining Pty Ltd under the *Northern Territory Aboriginal Sacred Sites Act 1989* (Paper 482).

Mr Paech moved that the Assembly note the paper.

Question put and passed.

17. RESPONSE TO PETITION

The Clerk, pursuant to Standing Order 123, tabled a response to Petition Number 10 requesting to stop the expansion of Don Dale Youth Detention Centre (Paper 483).

18. ADJOURNMENT

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

Question put and passed.

Mr Paech, Mrs Lambley, Mr Turner, Mr Burgoyne.

The Assembly adjourned at 19.10 until Wednesday 16 February 2022 at 10.00.

DEEMED PAPERS

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

Annual Reports 2020-2021

Desert Knowledge Australia (Paper 473)
Electrical Workers and Contractors Licensing Board (Paper 471)

Subordinate Legislation 2021

No. 19 of 2021, Consumer Affairs and Fair Trading (Motor Vehicle Dealers) Amendment Regulations 2021 (Paper 474)
No. 20 of 2021, Plant Health Amendment Regulations 2021 (Paper 475)
No. 21 of 2021, National Electricity (Northern Territory) (National Uniform Legislation) (Modification) Amendment Regulations 2021 (Paper 476)
No. 22 of 2021, Building Amendment Regulations 2021 (Paper 477)
No. 23 of 2021, Residential Tenancies Amendment Regulations 2021 (Paper 478)

Subordinate Legislation 2022

No. 1 of 2022, Territory Parks and Wildlife Conservation Amendment By-Laws 2022 (Paper 479)

Desert Knowledge Australia Act 2003

Independent Auditor's Report to the Minister for Mining and Industry, Desert Knowledge Australia (Paper 472)

ATTENDANCE

All Members attended the meeting, except Mr Guyula on leave.

MARIANNE CONATY
Acting Clerk of the Legislative Assembly