

**PART III**

**THE MINUTES OF PROCEEDINGS**

*Minutes of Proceedings*  
OF THE  
**LEGISLATIVE ASSEMBLY**

No. 1

Tuesday 28 February 1984

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THE FOURTH LEGISLATIVE ASSEMBLY assembled in the Legislative Assembly Chamber at 10.00 a.m. on Tuesday 28 February 1984, being the first day of the meeting of the Assembly for the dispatch of business pursuant to the notice set out hereunder:

COMMONWEALTH OF AUSTRALIA

*Northern Territory (Self-Government) Act 1978*

NOTICE FIXING THE TIME FOR THE HOLDING OF THE  
FIRST SESSION OF THE FOURTH LEGISLATIVE ASSEMBLY

I, ERIC EUGENE JOHNSTON, the Administrator of the Northern Territory of Australia, in pursuance of my powers under section 22(1) of the *Northern Territory (Self-Government) Act 1978*, appoint the hour of 10 o'clock in the morning of Tuesday, 28 February 1984, as the time for the commencement of the fourth Legislative Assembly of the Northern Territory of Australia, to be held in the Legislative Assembly Chamber, Darwin.

Dated this twenty-seventh day of January, 1984.

(Sgd) E.E. JOHNSTON  
Administrator.

1. OPENING OF FOURTH ASSEMBLY:

The Honourable Sir William Edward Stanley Forster, Chief Justice of the Supreme Court of the Northern Territory of Australia, took the Chair and presented his Commission to open the Assembly as Deputy of the Administrator, which Commission was read by the Clerk:

COMMONWEALTH OF AUSTRALIA

His Honour the Administrator of the Northern Territory of Australia.

To: The Honourable Sir William Edward Stanley Forster, the Chief Justice of the Supreme Court of the Northern Territory of Australia.

Greeting:

WHEREAS by section 41 of the *Northern Territory (Self-Government) Act 1978* the Administrator may appoint a person, or persons jointly or severally, to be his deputy or deputies in the Territory, or a part of the Territory, and in that capacity to exercise during the pleasure of the Administrator such powers and functions of the Administrator as he assigns to the deputy or deputies:

AND WHEREAS, by notice dated 23 January 1984 and published in the *Northern Territory Government Gazette* on 2 February 1984, I appointed Tuesday 28 February 1984 as the day for the Legislative Assembly of the Northern Territory of Australia to assemble for the despatch of business; and all members of the Legislative Assembly are required to give their attendance accordingly at the Legislative Assembly Chamber, Darwin, in the Northern Territory of Australia, at 10 o'clock in the morning on that day:

NOW THEREFORE I, ERIC EUGENE JOHNSTON, the Administrator of the Northern Territory of Australia, hereby appoint you to be my deputy within the Northern Territory of Australia to declare open the Legislative Assembly at the time and place appointed by that notice.

Given under my hand and the Public Seal of the Northern Territory of Australia, this twenty third day of February, One thousand nine hundred and eighty four.

(L.S.)

(Sgd) E.E. JOHNSTON  
Administrator.

2. PRESENTATION OF SPEAKER:

The Deputy of the Administrator informed the Assembly that His Honour the Administrator would be present on the precincts later this day to receive the member elected as Speaker.

3. AUTHORIZATION TO ADMINISTER OATHS AND AFFIRMATIONS:

The Deputy of the Administrator presented his Authorization to administer oaths and affirmations of allegiance and of office, which Authorization was read by the Clerk:

COMMONWEALTH OF AUSTRALIA

His Honour the Administrator of the Northern Territory of Australia.

To: The Honourable Sir William Edward Stanley Forster, the Chief Justice of the Supreme Court of the Northern Territory of Australia.

Greeting:

WHEREAS by section 13 of the *Northern Territory (Self-Government) Act 1978* it is amongst other things enacted that every member of the Legislative Assembly shall, before taking his seat, make and subscribe before the Administrator, or some person authorized by him, an Oath or Affirmation of Allegiance in the form set out in Schedule 2 to the *Northern Territory (Self-Government) Act 1978* and an Oath or Affirmation of Office in the form set out in Schedule 3 to that Act:

NOW THEREFORE I, ERIC EUGENE JOHNSTON, the Administrator of the Northern Territory of Australia, hereby command and authorize you to attend at the Legislative Assembly Chamber, Darwin, on Tuesday, 28 February 1984 on the opening of the Assembly at 10 o'clock in the morning of that day, and there and then to administer those Oaths or Affirmations to such Members of the Legislative Assembly as are present.

Given under my hand and the Public Seal of the Northern Territory of Australia, this twenty third day of February, One thousand nine hundred and eighty four.

(L.S.)

(Sgd) E.E. JOHNSTON  
Administrator.

4. RETURNS TO WRITS:

The Clerk laid on the Table the returns to the writs for the election of members of the Legislative Assembly held on 3 December 1983, and the following members named in the returns made and subscribed the oaths or affirmations required by law:

Bob Collins	- Arafura
James Murray Robertson	- Araluen
Wesley Wagner Lanhupuy	- Arnhem
Ian Lindsay Tuxworth	- Barkly

Barry Francis Coulter	- Berrimah
Roger William Stanley Vale	- Braitling
Nicholas Manuel Dondas	- Casuarina
Roger Michael Steele	- Elsey
Marshall Bruce Perron	- Fannie Bay
Raymond Allan Hanrahan	- Flynn
Paul Anthony Edward Everingham	- Jingili
Cecilia Noel Padgham-Purich	- Koolpinyah
Michael James Palmer	- Leanyer
Colin Charles Firmin	- Ludmilla
Neil Randal Bell	- Macdonnell
Terence Edward Smith	- Millner
Daniel Murray Leo	- Nhulunbuy
Stephen Paul Hatton	- Nightcliff
Tom Harris	- Port Darwin
Denis Wilfred Collins	- Sadadeen
Daryl William Manzie	- Sanderson
Brian Richard Ede	- Stuart
Terence Robert McCarthy	- Victoria River
Frederick Arthur Finch	- Wagaman
Donald Francis Dale	- Wanguri.

The Honourable Sir William Forster then withdrew from the Chamber.

5. ELECTION OF SPEAKER:

The Clerk of the Assembly presiding, Mr Everingham (Chief Minister) proposed to the Assembly for its Speaker the member for Elsey, Mr Steele, and moved - That the member for Elsey do take the Chair as Speaker.

Mr Dondas (Minister for Health, Youth, Sport, Recreation and Ethnic Affairs) seconded the motion, and Mr Steele (Elsey) informed the Assembly that he accepted nomination.

Mr B. Collins (Leader of the Opposition) proposed to the Assembly for its Speaker the member for Macdonnell, Mr Bell, and moved - That the member for Macdonnell do take the Chair as Speaker.

Mr Smith (Millner) seconded the motion, and Mr Bell (Macdonnell) informed the Assembly that he accepted nomination.

The time for proposals having expired -

*Bells rung and ballot conducted - Scrutineers Mr D.W. Collins and Mr Leo.*

The Clerk of the Assembly announced the result of the ballot as Mr Steele (Elsey) 19 votes, Mr Bell (Macdonnell) 6 votes, and declared the member for Elsey elected as Speaker in accordance with Standing Orders.

Members having offered congratulations to Mr Speaker - Mr Speaker thanked the Assembly for the honour it had conferred upon him, and thereupon sat in the Chair.

6. ATTENDANCE OF ADMINISTRATOR:

Mr Speaker informed the Assembly that His Honour the Administrator would attend within the precincts immediately to receive all honourable members.

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*Suspension of sitting:* The sitting was suspended between 10.40 and 10.53 a.m.

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Mr Speaker and members of the Assembly were received by His Honour the Administrator within the precincts.

Mr Speaker presented himself as the choice of the Legislative Assembly as its Speaker to His Honour who congratulated him upon his election and handed to Mr Speaker an authorization to administer oaths and affirmations to members.

Mr Speaker and members returned to the Chamber.

**7. AUTHORIZATION TO ADMINISTER OATHS AND AFFIRMATIONS:**

Mr Speaker informed the Assembly that he had presented himself to His Honour the Administrator and had received from His Honour the following Authorization, which was laid upon the Table and read by the Clerk:

His Honour the Administrator of the Northern Territory of Australia.

To: The Honourable Roger Michael Steele.

Greeting:

WHEREAS by section 13 of the *Northern Territory (Self-Government) Act 1978* it is amongst other things enacted that every member of the Legislative Assembly shall, before taking his seat, make and subscribe before the Administrator, or some person authorized by him, an Oath or Affirmation of Allegiance in the form set out in Schedule 2 to the *Northern Territory (Self-Government) Act 1978* and an Oath or Affirmation of Office in the form set out in Schedule 3 to that Act:

NOW THEREFORE I, ERIC EUGENE JOHNSTON, the Administrator of the Northern Territory of Australia, do hereby command and authorize you from time to time, in the Legislative Assembly Chamber, Darwin to administer the said Oaths or Affirmations of Allegiance and of Office to such Members of the Legislative Assembly as have not already taken and subscribed the same since their election to the Assembly.

Given under my hand and the Public Seal of the Northern Territory of Australia, this twenty eighth day of February, One thousand nine hundred and eighty four.

(L.S.)

(Sgd) E.E. JOHNSTON  
Administrator.

**8. SPEECH FROM THE CHAIR - HIS HONOUR THE ADMINISTRATOR:**

Mr Speaker informed the Assembly that His Honour the Administrator would attend the Assembly immediately to declare the causes of his calling the Assembly together.

His Honour the Administrator entering the Chamber, Mr Speaker left the Chair and His Honour delivered, from the Chair, a speech declaring the causes of his calling the Assembly together.

His Honour the Administrator then left the Chamber.

**9. MINISTRY AND ADMINISTRATIVE ARRANGEMENTS - MINISTERIAL STATEMENT:**

Mr Everingham (Chief Minister), by leave, made a statement relating to the appointment of Ministers, the organization of the government and the division of administrative responsibilities.

**10. OPPOSITION OFFICE HOLDERS - STATEMENT:**

Mr B. Collins (Leader of the Opposition), by leave, made a statement relating to the Opposition office holders.

**11. ADOPTION OF CHILDREN AMENDMENT BILL 1984 (Serial 12):**

Mr Everingham (Chief Minister), by leave, presented a Bill for an Act to amend the *Adoption of Children Act*.

Bill read a first time.

On the motion of Mr Everingham (Chief Minister), the second reading of the Bill was made an order of the day for a later hour.

12. ADMINISTRATOR'S SPEECH:

Mr Speaker informed the Assembly that he had received a copy of His Honour the Administrator's speech.

13. ADDRESS-IN-REPLY:

Mr Everingham (Chief Minister) moved - That the following Address be agreed to:

To His Honour the Administrator of the Northern Territory of Australia.

MAY IT PLEASE YOUR HONOUR -

We, the Legislative Assembly of the Northern Territory, in Assembly assembled, desire to express our loyalty to our Most Gracious Sovereign, and to thank Your Honour for the Speech which you have been pleased to address to the Assembly.

Mr Everingham was granted leave to continue his remarks at a later hour.

Mr B. Collins (Leader of the Opposition) seconded the motion and reserved his right to continue his remarks at a later hour.

On the motion of Mr Robertson (Attorney-General), the resumption of the debate was made an order of the day for a later hour.

14. CHAIRMAN OF COMMITTEES - APPOINTMENT:

Mr Everingham (Chief Minister) proposed to the Assembly for its Chairman of Committees the member for Braiiling, Mr Vale, and moved - That the member for Braiiling be appointed Chairman of Committees.

Mr Dondas (Minister for Health, Youth, Sport, Recreation and Ethnic Affairs) seconded the motion.

Mr B. Collins (Leader of the Opposition) proposed to the Assembly for its Chairman of Committees the member for Nhulunbuy, Mr Leo, and moved - That the member for Nhulunbuy be appointed Chairman of Committees.

Mr Smith (Millner) seconded the motion.

There being two candidates, Mr Speaker ordered that a ballot be conducted.

*Bells rung and ballot taken - Scrutineers Mr D.W. Collins and Mr Bell.*

Mr Speaker announced the result of the ballot as Mr Vale 19 votes, Mr Leo 6 votes, and declared Mr Vale appointed as Chairman of Committees.

Mr Vale thanked the Assembly for the honour it had conferred upon him.

Members having offered congratulations to Mr Vale, Mr Vale thanked members.

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*Suspension of sitting:* The sitting was suspended between 11.25 a.m. and 2.30 p.m.

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15. DEATH OF FORMER MEMBER - MR E.J. CONNELLAN, A.O., C.B.E:

Mr Everingham (Chief Minister), referred to the death on 26 December 1983 of Edward John Connellan, A.O., C.B.E., and moved - That this Assembly expresses its regret at the death on 26 December 1983 of Edward John Connellan, a nominated non-official member of the Legislative Council for the Northern Territory between 3 December 1965 and 23 November 1967, places on record its appreciation of his meritorious service to the Legislative Council and the people of the Northern Territory, and tenders its profound sympathy to his widow and family.

Members having spoken in support of the motion, Mr Speaker addressed the Assembly in support thereof -

Members present rose in silence as a tribute to the former member.

Question - passed *nemine contradicente*.

16. NOTICES:

The following notices were given:

Mr Everingham: To present the Long Service Leave Amendment Bill 1984 (Serial 14); the Jabiru Town Development Amendment Bill 1984 (Serial 23); and the Financial Administration and Audit Amendment Bill 1984 (Serial 8).

Mr Robertson: To present the Motor Vehicles Amendment Bill (No.2) 1984 (Serial 20); the Traffic Amendment Bill 1984 (Serial 19); the Justices Amendment Bill 1984 (Serial 18); the Supreme Court Amendment Bill 1984 (Serial 7); the Motor Vehicles Amendment Bill 1984 (Serial 6); the Companies (Trustees and Personal Representatives) Amendment Bill 1984 (Serial 5); the Real Property Amendment Bill 1984 (Serial 4); the Law Reform (Miscellaneous Provisions) Amendment Bill 1984 (Serial 3); the Evidence Amendment Bill 1984 (Serial 2); and the Sheriff Amendment Bill 1984 (Serial 21).

Mr Robertson: To move - That, during the term of this Assembly, the Legislative Assembly of the Northern Territory be represented at meetings of the Australasian Study of Parliament Group, not conflicting with sittings of the Assembly, by two members, one nominated by the Chief Minister and one nominated by the Leader of the Opposition.

Mr Robertson: To move - That the delegates of this Assembly to the Australian Constitutional Convention be the Chief Minister and the Leader of the Opposition or their respective nominees.

Mr Dondas: To present the Medical Practitioners Registration Amendment Bill 1984 (Serial 1).

Mr Harris: To present the Education Amendment Bill 1984 (Serial 11).

Mr Perron: To present the Crown Lands Amendment Bill 1984 (Serial 15); and the Motor Accidents (Compensation) Amendment Bill 1984 (Serial 22).

Mrs Padgham-Purich: To present the Yulara Tourist Village Management Bill 1984 (Serial 16); and the Bushfires Amendment Bill 1984 (Serial 13).

Mr Tuxworth: To present the Meat Industry Bill 1984 (Serial 9); and the Fish and Fisheries Amendment Bill 1984 (Serial 10).

17. ADJOURNMENT OF ASSEMBLY - SESSIONAL ORDER:

Mr Robertson (Attorney-General), by leave, moved - That, during the present session of the Assembly, notwithstanding any previous resolution of the Assembly, Mr Speaker may, at his discretion, appoint a time for holding a sittings of the Assembly, which time shall be notified to each member in writing.

Question - put and passed.

18. BROADCASTING OF PROCEEDINGS - SESSIONAL ORDER:

Mr Robertson (Attorney-General), by leave, moved - That this Assembly, for the purposes of section 24 of the *Legislative Assembly (Powers and Privileges) Act*, authorizes the broadcasting of proceedings during the present session of the Assembly on such occasions as Mr Speaker may determine.

Question - put and passed.

19. LEAVE OF ABSENCE FOR MEMBERS - SESSIONAL ORDER:

Mr Robertson (Attorney-General), by leave, moved - That if the time between the termination of one sitting day and the commencement of the next sitting day is two months or more, on any occasion during this session of the Assembly, all members of the Assembly shall be deemed to have been granted leave of absence for such interval between the sitting days.

Question - put and passed.

20. STANDING ORDERS COMMITTEE - APPOINTMENT:

Mr Robertson (Attorney-General), by leave, moved - That, pursuant to Standing Order 15, Mr Speaker, Mr McCarthy, Mr Robertson, Mr B. Collins and Mr Ede be appointed as the Standing Orders Committee.

Question - put and passed.

21. COMMITTEE OF PRIVILEGES - APPOINTMENT:

Mr Robertson (Attorney-General), by leave, moved - That, pursuant to Standing Order 16,

- (1) Mr Manzie, Mr Firmin, Mr Hatton, Mr B. Collins and Mr Leo be appointed as the Committee of Privileges; and
- (2) the committee have power to send for persons, papers and records, to sit during any adjournment of the Assembly, and to adjourn from place to place.

Question - put and passed.

22. HOUSE COMMITTEE - APPOINTMENT:

Mr Robertson (Attorney-General), by leave, moved - That, pursuant to Standing Order 17, Mr Speaker, Mr Coulter, Mr Hanrahan, Mr Lanhupuy and Mr Bell be appointed as the House Committee.

Question - put and passed.

23. PUBLICATIONS COMMITTEE - APPOINTMENT:

Mr Robertson (Attorney-General), by leave, moved - That, pursuant to Standing Order 18,

- (1) Mr D.W. Collins, Mr Dale, Mr Palmer, Mr Bell and Mr Lanhupuy be appointed as the Publications Committee;
- (2) the committee have the power to sit during any adjournment of the Assembly;
- (3) the committee to have power to move from place to place; and
- (4) the committee be empowered to print from day to day such papers and evidence as may be ordered by it and a daily *Hansard* be published of such proceedings of the committee as take place in public.

Question - put and passed.

24. SUBORDINATE LEGISLATION AND TABLED PAPERS COMMITTEE - APPOINTMENT:

Mr Robertson (Attorney-General), by leave, moved - That, pursuant to Standing Order 19,

- (1) Mr Hatton, Mr Finch, Mr Coulter, Mr Smith and Mr B. Collins be appointed as the Standing Committee on Subordinate Legislation and Tabled Papers; and
- (2) the committee be empowered to print from day to day such papers and evidence as may be ordered by it and a daily *Hansard* be published of such proceedings of the committee as take place in public.

Question - put and passed.

25. SESSIONAL COMMITTEE ON THE ENVIRONMENT - APPOINTMENT:

Mr Robertson (Attorney-General), by leave, moved - That,

- (1) during the present session of the Assembly, a committee to be known as the Sessional Committee on the Environment, comprising Mr D.W. Collins, Mr Coulter, Mr Dale, Mr Ede and Mr Lanhupuy be appointed;



- (2) the committee be empowered to inquire into and from time to time report upon and make recommendations on all matters relating to uranium mining and processing activities and their effects on the environment within the Alligator Rivers region;
- (3) the committee have power to call for persons, papers and records, to sit in public or in private notwithstanding any adjournment of the Assembly, to adjourn from place to place, have leave to report from time to time its proceedings and the evidence taken and such interim recommendations it may deem fit, and to publish information pertaining to the committee's activities from time to time;
- (4) the committee be empowered to publish from day to day such papers and evidence as may be ordered by it, and a daily *Hansard* be published of such proceedings as take place in public;
- (5) in considering the matters referred to it, the committee have power to consider the minutes of evidence and records of similar committees established in previous sessions and Assemblies; and
- (6) the foregoing provisions of this resolution, so far as they are inconsistent with standing orders, have effect notwithstanding anything contained in standing orders.

Question - put and passed.

26. NEW PARLIAMENT HOUSE COMMITTEE - APPOINTMENT:

Mr Robertson (Attorney-General), by leave, moved - That, during the present session of the Assembly,

- (1) a committee to be known as the New Parliament House Committee, comprising Mr Speaker, Mr Perron, Mr Finch, Mr Leo and Mr Smith, be appointed;
- (2) the committee be directed to prepare a brief upon which architectural drawings can be prepared for a new Parliament House on the present site of the Legislative Assembly and adjacent roads and Crown land;
- (3) the committee arrange for the conducting of a competition to attract architectural proposals for a new Parliament House and publicly exhibit entries received;
- (4) the committee report and make recommendations to the Assembly on these matters from time to time;
- (5) the committee have power to call for persons, papers and records, to sit in public or in private notwithstanding any adjournment of the Assembly, to adjourn from place to place, and have leave to report from time to time its proceedings and the evidence taken and such interim recommendations it may deem fit;
- (6) the committee be empowered to print from day to day such papers and evidence as may be ordered by it, and a daily *Hansard* be published of such proceedings as take place in public;
- (7) in considering the matters referred to it, the committee have power to consider the minutes of evidence and records of similar committees established in previous sessions and Assemblies; and
- (8) the foregoing provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in standing orders.

Question - put and passed.

27. ADDRESS-IN-REPLY:

The order of the day having been read for the resumption of the debate on the motion of Mr Everingham - That the following Address be agreed to:

To His Honour the Administrator of the Northern Territory of Australia.

MAY IT PLEASE YOUR HONOUR -

We, the Legislative Assembly of the Northern Territory, in Assembly assembled, desire to express our loyalty to our Most Gracious Sovereign and to thank Your Honour for the Speech which you have been pleased to address to the Assembly.

Debate ensued.

Debate adjourned (Mr Tuxworth) and the resumption of the debate made an order of the day for a later hour.

28. ADJOURNMENT:

Mr Tuxworth (Minister for Mines and Energy) moved - That the Assembly do now adjourn.

Debate ensued.

Question - put and passed.

And then the Assembly at 4.55 p.m. adjourned until tomorrow at 10.00 a.m.

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PAPERS:

The following papers were deemed to have been presented on 28 February 1984:

*Agreements and Determinations:*

Fire Service Arbitral Tribunal Determination - amendment, 25 November 1983

Police Arbitral Tribunal Determination - amendment No.1 of 1982, 25 November 1983

Police Arbitral Tribunal Determination - amendment No.2 of 1982, 25 November 1983

Prison Officers' Arbitral Tribunal Determination - amendment No.10 of 1981, 4 August 1983

*Annual Reports:*

Alice Springs Hospital Management Board, 1982-3

Australian Bicentennial Authority, 1982-3

Darwin Community College, 1982-3

Darwin Hospital Management Board, 1982-3

Department of Community Development, 1982-3

Department of Education, 1982-3

Department of Health, 1982-3

Department of Lands, 1982-3

Elder's Trustee and Agency Company, 1982-3

Gove District Hospital Management Board, 1982-3

Katherine Hospital Management Board, 1982-3

Northern Territory Development Corporation, 1982-3

Northern Territory Housing Commission, 1982-3

Northern Territory Liquor Commission, 1982-3

Northern Territory Plumbers and Drainers Licensing Board, September 1983

Northern Territory Port Authority, 1982-3

Northern Territory Racing and Gaming Commission, 1983

Palmerston Development Authority, 1982-3

Road Safety Council of the Northern Territory, 1982-3

Supervising Scientist for the Alligator Rivers Region, 1982-3

Tennant Creek Hospital Management Board, 1982-3

Uranium Advisory Council, 1982-3

*Declaration:*

Declaration of Shortage (Fuel), *Essential Goods and Services Act*,  
23 December 1983

*Financial Statements:*

Darwin Cyclone Tracy Relief Trust Fund, July 1983, (Final)  
Darwin Omnibus Service, 1982-3  
Government Printing Office, 1982-3

*Public Service By-laws, 1984:*

No.2 - Public Service (Salaries and Designations) By-laws

*Regulations 1983:*

- No.33 - Amendment of the Rules of the Supreme Court of the Northern Territory of Australia
- No.42 - Jabiru Town Development (Roads and Public Places) By-laws
- No.43 - Jabiru Town Development (Community Hall) By-laws
- No.44 - Jabiru Town Development (Caravan Parks) By-laws
- No.45 - Legal Practitioners Complaints Committee Rules
- No.46 - Amendment of the Treasury Regulations
- No.47 - Amendment of the Mining Regulations
- No.48 - Nursing Regulations
- No.49 - Amendments to Lotteries and Gaming (Gaming Machines) Regulations
- No.50 - Amendment of the Motor Vehicle (Hire Car) Regulations
- No.51 - Housing (Government Employees) Sales Scheme Regulations
- No.52 - Home Loans Scheme Regulations

*Regulations 1984:*

- No.1 - Territory Parks and Wildlife Conservation By-laws
- No.2 - Amendments of the Electoral Regulations

*Report:*

Bush Fire Appeal (1983) Trust Fund, 30 September 1983.

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**ATTENDANCE:**

All members attended the sitting.

MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 2

Wednesday 29 February 1984

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1. The Assembly met at 10.00 a.m., pursuant to adjournment. Mr Speaker (the Honourable R.M. Steele) took the Chair, and read prayers.
2. PETITION:  
Mr Leo (Nhulunbuy) presented a petition from 331 residents of Nhulunbuy and citizens of the Northern Territory relating to electricity tariffs.  
*Petition received and read.*

3. NOTICE:

The following notice was given:

Mr B. Collins: To move, on the next General Business Day -

That this Assembly censures the Chief Minister of the Northern Territory for -

- (1) misleading this Assembly in a statement he made on 12 October 1983 in respect of his future tenure as Chief Minister;
- (2) bringing this Assembly and its members into public contempt by a statement made in the national media on 6 February 1984;
- (3) completely compromising his position as head of the Northern Territory government by his announcement of his intended candidacy on behalf of the Country Liberal Party for the federal seat of the Northern Territory; and

this Assembly calls on the Chief Minister to resign as Chief Minister for the Northern Territory immediately.

4. CENSURE OF CHIEF MINISTER - MOTION:

Mr Robertson (Attorney-General), having informed the Assembly that the government would not, in conformity with practice, proceed with further business until the notice of motion of Mr B. Collins had been disposed of, sought leave of the Assembly for the motion to be moved forthwith.

Leave having been granted -

Mr B. Collins (Leader of the Opposition) moved - That this Assembly censures the Chief Minister of the Northern Territory for -

- (1) misleading this Assembly in a statement he made on 12 October 1983 in respect of his future tenure as Chief Minister;
- (2) bringing this Assembly and its members into public contempt by a statement made in the national media on 6 February 1984;
- (3) completely compromising his position as head of the Northern Territory government by his announcement of his intended candidacy on behalf of the Country Liberal Party for the federal seat of the Northern Territory; and

this Assembly calls on the Chief Minister to resign as Chief Minister for the Northern Territory immediately.

Debate ensued.

*Extension of time:* On the motion of Mr Leo (Nhulunbuy), an extension of time was granted to Mr B. Collins.

*Closure:* Mr Dondas (Minister for Health, Youth, Sport, Recreation and Ethnic Affairs) moved - That the question be now put.

Question - That the question be now put - put and passed.

Question - That the motion be agreed to - put and negatived.

5. COMMISSIONER OF CONSUMER AFFAIRS, FOURTH REPORT, 1981-2 and FIFTH REPORT, 1982-3; AND COMMISSIONER OF MOTOR VEHICLE DEALERS, THIRD REPORT, 1982: Mr Manzie (Minister for Community Development), laid on the Table the Fourth and Fifth Reports of the Commissioner of Consumer Affairs and the Third Report of the Commissioner of Motor Vehicle Dealers.

6. DEPUTY CHAIRMEN OF COMMITTEES - WARRANT:  
Mr Speaker laid on the Table the following warrant:

WARRANT

Pursuant to the provisions of Standing Order 11, I hereby nominate Mr D.W. Collins, Mr McCarthy, Mr Palmer, Mr Hanrahan, Mr Finch, and Mr Leo to act as Deputy Chairmen of Committees when requested to do so by the Chairman of Committees.

Given under my hand this twenty-ninth day of February 1984.

(Sgd) R.M. STEELE  
Speaker.

7. ALLEGATIONS BY MESSRS WARD AND McNICOL ON CHAMBERLAIN CASE - MINISTERIAL STATEMENT:

*Leave not granted:* Mr Robertson (Attorney-General) asked leave to make a ministerial statement on allegations by Messrs Ward and McNicol relating to the Chamberlain case.

Objection being raised, leave not granted.

*Suspension of Standing Orders - Allow Statement:*

Mr Robertson (Attorney-General) moved - That so much of standing orders be suspended as would prevent him making a statement on the allegations of Messrs Ward and McNicol.

The proposal having been supported by the required number of members -  
Question - put and passed.

*Ministerial Statement:* Mr Robertson (Attorney-General) made a statement relating to allegations by Messrs Ward and McNicol of a conspiracy to pervert the course of justice.

*Papers tabled:* Mr Robertson, during his statement, laid on the Table a copy of an opinion by Mr B. Martin Q.C. and a letter dated 16 October 1983 addressed to the Chief Minister from Mrs L. Chamberlain.

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*Suspension of sitting:* The sitting was suspended between 11.52 a.m. and 2.00 p.m.

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8. COMMISSIONER OF MOTOR VEHICLE DEALERS, THIRD REPORT - PUBLICATION AND PRINTING:

Mr Manzie (Minister for Community Development), moved - That -

(1) this Assembly, in accordance with the provisions of the *Legislative Assembly (Powers and Privileges) Act 1977*, authorizes the publication of the Third Report of the Commissioner of Motor Vehicle Dealers; and

(2) the report be printed.

Question - put and passed.

9. COMMISSIONER OF CONSUMER AFFAIRS, FOURTH AND FIFTH REPORTS - PUBLICATION AND PRINTING:

Mr Manzie (Minister for Community Development), moved - That -

- (1) this Assembly, in accordance with the provisions of the *Legislative Assembly (Powers and Privileges) Act 1977*, authorizes the publication of the Fourth and Fifth Reports of the Commissioner of Consumer Affairs; and
- (2) the reports be printed.

Question - put and passed.

10. FURTHER NOTICES:

The following further notices were given, by leave:

Mr Everingham: To move -

That -

- (1) a select committee to be known as the Select Committee on Communications Technology be appointed to inquire into and report upon new developments in communications technology and the appropriateness of their utilization in the Northern Territory;
- (2) the Committee consist of five members, namely Mr Firmin, Mr Hanrahan, Mr Hatton, Mr Lanhupuy and Mr Ede;
- (3) the Committee have power to call for persons, papers and records, to sit in public or in private session notwithstanding any adjournment of the Assembly, to adjourn from place to place, and have leave to report from time to time its proceedings and the evidence taken and such interim recommendations it may deem fit;
- (4) the Committee report to the Assembly by the first sitting day in 1985;
- (5) the Committee be empowered to publish from day to day such papers and evidence as may be ordered by it, and daily *Hansard* be published of such proceedings as take place in public; and
- (6) that the foregoing provisions of this resolution, so far as they are inconsistent with standing orders, have effect notwithstanding anything contained in standing orders.

Mr Manzie: To move - That this Assembly resolves that the term of the Board of Inquiry into freight and related costs as approved by resolution of this Assembly on 2 June 1983 be extended to permit the completion of a particular aspect of the work of the inquiry dealing with barge operations out of Darwin to coastal and island communities in the Top End.

11. TERRITORY INSURANCE OFFICE - ANNUAL REPORT, 1982-3 - PAPER NOTED:

Mr Perron (Treasurer), by leave, laid on the Table a copy of the annual report of the Territory Insurance Office for the year ending 30 June 1983.

Mr Perron moved - That the Assembly take note of the paper.

Question - put and passed.

12. REQUEST FOR URGENCY - EDUCATION AMENDMENT BILL 1984 (Serial 11); MOTOR ACCIDENTS (COMPENSATION) AMENDMENT BILL 1984 (Serial 22); and YULARA TOURIST VILLAGE MANAGEMENT BILL 1984 (Serial 16):

Mr Speaker, having considered requests by the Chief Minister submitted pursuant to Standing Order 153, declared the Bills to be urgent Bills.

13. LONG SERVICE LEAVE AMENDMENT BILL 1984 (Serial 14):

Mr Everingham (Chief Minister), pursuant to notice, presented a Bill for an Act to amend the *Long Service Leave Act*.

Bill read a first time.

Mr Everingham moved - That the Bill be now read a second time.

Debate adjourned (Mr Smith) and the resumption of the debate made an order of the day for a later hour.

14. JABIRU TOWN DEVELOPMENT AMENDMENT BILL 1984 (Serial 23):

Mr Everingham (Chief Minister), pursuant to notice, presented a Bill for an Act to amend the *Jabiru Town Development Act*.

Bill read a first time.

Mr Everingham moved - That the Bill be now read a second time.

Debate adjourned (Mr Leo) and the resumption of the debate made an order of the day for a later hour.

15. FINANCIAL ADMINISTRATION AND AUDIT AMENDMENT BILL 1984 (Serial 8):

Mr Everingham (Chief Minister), pursuant to notice, presented a Bill for an Act to amend the *Financial Administration and Audit Act*.

Bill read a first time.

Mr Everingham moved - That the Bill be now read a second time.

Debate adjourned (Mr Smith) and the resumption of the debate made an order of the day for a later hour.

16. MOTOR VEHICLES AMENDMENT BILL (No.2) 1984 (Serial 20):

Mr Robertson (Minister for Transport and Works), pursuant to notice, presented a Bill for an Act to amend the *Motor Vehicles Act*.

Bill read a first time.

Mr Robertson moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

17. TRAFFIC AMENDMENT BILL 1984 (Serial 19):

Mr Robertson (Minister for Transport and Works), pursuant to notice, presented a Bill for an Act to amend the *Traffic Act*.

Bill read a first time.

Mr Robertson moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

18. SUSPENSION OF STANDING ORDERS - PASS BILL THROUGH ALL STAGES:

Mr Robertson (Attorney-General) moved - That so much of standing orders be suspended as would prevent the Justices Amendment Bill 1984 (Serial 18) passing through all stages at this sittings.

The proposal having been supported by the required number of members - Question - put and passed.

19. JUSTICES AMENDMENT BILL 1984 (Serial 18):

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

Bill read a first time.

Mr Robertson moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

20. SUPREME COURT AMENDMENT BILL 1984 (Serial 7):

Mr Robertson (Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *Supreme Court Act*.

Bill read a first time.

Mr Robertson moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

21. MOTOR VEHICLES AMENDMENT BILL 1984 (Serial 6):

Mr Robertson (Minister for Transport and Works), pursuant to notice, presented a Bill for an Act to amend the *Motor Vehicles Act*.

Bill read a first time.

Mr Robertson moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

22. COMPANIES (TRUSTEES AND PERSONAL REPRESENTATIVES) AMENDMENT BILL 1984 (Serial 5):

Mr Robertson (Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *Companies (Trustees and Personal Representatives) Act*.

Bill read a first time.

Mr Robertson moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

23. REAL PROPERTY AMENDMENT BILL 1984 (Serial 4):

Mr Robertson (Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *Real Property Act*.

Bill read a first time.

Mr Robertson moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

24. LAW REFORM (MISCELLANEOUS PROVISIONS) AMENDMENT BILL 1984 (Serial 3):

Mr Robertson (Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *Law Reform (Miscellaneous Provisions) Act*.

Bill read a first time.

Mr Robertson moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

25. EVIDENCE AMENDMENT BILL 1984 (Serial 2):

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

Bill read a first time.

Mr Robertson moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

26. SHERIFF AMENDMENT BILL 1984 (Serial 21):

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

Bill read a first time.

Mr Robertson moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

27. MEDICAL PRACTITIONERS REGISTRATION AMENDMENT BILL 1984 (Serial 1):

Mr Dondas (Minister for Health, Youth, Sport, Recreation and Ethnic Affairs), pursuant to notice, presented a Bill for an Act to amend the *Medical Practitioners Registration Act*.



Bill read a first time.

Mr Dondas moved - That the Bill be now read a second time.

Debate adjourned (Mr Ede) and the resumption of the debate made an order of the day for a later hour.

28. EDUCATION AMENDMENT BILL 1984 (Serial 11):

Mr Harris (Minister for Education), pursuant to notice, presented a Bill for an Act to amend the *Education Act*.

Bill read a first time.

Mr Harris moved - That the Bill be now read a second time.

Debate adjourned (Mr B. Collins) and the resumption of the debate made an order of the day for a later hour.

29. CROWN LANDS AMENDMENT BILL 1984 (Serial 15):

Mr Perron (Minister for Lands), pursuant to notice, presented a Bill for an Act to amend the *Crown Lands Act*.

Bill read a first time.

Mr Perron moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

30. MOTOR ACCIDENTS (COMPENSATION) AMENDMENT BILL 1984 (Serial 22):

Mr Perron (Treasurer), pursuant to notice, presented a Bill for an Act to amend the *Motor Accidents (Compensation) Act*.

Bill read a first time.

Mr Perron moved - That the Bill be now read a second time.

Debate adjourned (Mr Smith) and the resumption of the debate made an order of the day for a later hour.

31. YULARA TOURIST VILLAGE MANAGEMENT BILL 1984 (Serial 16):

Mrs Padgham-Purich (Minister for Housing and Conservation), pursuant to notice, presented a Bill for an Act to provide for the municipal governance of the town of Yulara, and for other purposes.

Bill read a first time.

Mrs Padgham-Purich moved - That the Bill be now read a second time.

Debate adjourned (Mr Lanhupuy) and the resumption of the debate made an order of the day for a later hour.

32. BUSHFIRES AMENDMENT BILL 1984 (Serial 13):

Mrs Padgham-Purich (Minister for Housing and Conservation), pursuant to notice, presented a Bill for an Act to amend the *Bushfires Act*.

Bill read a first time.

Mrs Padgham-Purich moved - That the Bill be now read a second time.

Debate adjourned (Mr Lanhupuy) and the resumption of the debate made an order of the day for a later hour.

33. MEAT INDUSTRY BILL 1984 (Serial 9):

Mr Tuxworth (Minister for Primary Production), pursuant to notice, presented a Bill for an Act to provide for the control of the production of meat fit for human consumption and to otherwise regulate the meat industry.

Bill read a first time.

Mr Tuxworth moved - That the Bill be now read a second time.

Debate adjourned (Mr B. Collins) and the resumption of the debate made an order of the day for a later hour.

34. FISH AND FISHERIES AMENDMENT BILL 1984 (Serial 10):

Mr Tuxworth (Minister for Primary Production), pursuant to notice, presented a Bill for an Act to amend the *Fish and Fisheries Act*.

Bill read a first time.

Mr Tuxworth moved - That the Bill be now read a second time.

Debate adjourned (Mr B. Collins) and the resumption of the debate made an order of the day for a later hour.

35. AUSTRALASIAN STUDY OF PARLIAMENT GROUP - APPOINTMENT OF REPRESENTATIVES:

Mr Robertson (Attorney-General), pursuant to notice, moved - That, during the full term of this Assembly, the Legislative Assembly of the Northern Territory be represented at meetings of the Australasian Study of Parliament Group, not conflicting with sittings of the Assembly, by two members, one nominated by the Chief Minister and one nominated by the Leader of the Opposition.

Debate ensued.

Question - put and passed.

36. AUSTRALIAN CONSTITUTIONAL CONVENTION - APPOINTMENT OF DELEGATES:

Mr Robertson (Attorney-General), pursuant to notice, moved - That the delegates of this Assembly to the Australian Constitutional Convention be the Chief Minister and the Leader of the Opposition or their respective nominees.

Question - put and passed.

37. ADOPTION OF CHILDREN AMENDMENT BILL 1984 (Serial 12):

The order of the day having been read for the second reading -

Mr Manzie (Minister for Community Development) was granted leave to take charge of the Bill.

Mr Manzie moved - That the Bill be now read a second time.

Debate adjourned (Mr Ede) and the resumption of the debate made an order of the day for a later hour.

38. ADDRESS-IN-REPLY:

The order of the day having been read for the resumption of debate on the motion of Mr Everingham - That the following Address be agreed to:

To His Honour the Administrator of the Northern Territory of Australia.

MAY IT PLEASE YOUR HONOUR -

We, the Legislative Assembly of the Northern Territory, in Assembly assembled, desire to express our loyalty to our Most Gracious Sovereign, and to thank Your Honour for the Speech which you have been pleased to address to the Assembly.

Debate resumed.

Debate adjourned (Mr Dondas) and the resumption of the debate made an order of the day for a later hour.

39. ADJOURNMENT:

Mr Dondas (Minister for Health, Youth, Sport, Recreation and Ethnic Affairs) moved - That the Assembly do now adjourn.

Debate ensued.

Question - put and passed.

And then the Assembly at 5.43 p.m. adjourned until tomorrow at 10.00 a.m.

**PAPERS:**

The following papers were deemed to have been presented on 29 February 1984:

*Annual Reports:*

- Conservation Commission of the Northern Territory, 1982-3
- Jabiru Town Development Authority, 1982-3
- Northern Territory Ombudsman, 1982-3
- Northern Territory Tourist Commission, 1982-3
- Northern Territory Vocational Training Commission, 1982-3
- Public Service Commissioner for the Northern Territory, 1982-3

*Financial Statement:*

- Conservation Commission of the Northern Territory, 1981-2

*Regulations 1984:*

- No. 3 Amendments of the Police Administration Regulations
- No. 4 Amendment of the Land and Business Agents Regulations
- No. 5 Amendment of the Business Names Regulations
- No. 6 Amendment of the Public Trustee Regulations
- No. 7 Amendment of the Associations Incorporation Regulations
- No. 8 Amendments of the Sheriff Regulations
- No. 9 Amendment of the Marine (Examinations and Certificates) Regulations
- No.10 Amendments of the Marine (Pilotage) Regulations
- No.11 Amendments of the Liquor Regulations.

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**ATTENDANCE:**

All members attended the sitting.

MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 3

Thursday 1 March 1984

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1. The Assembly met at 10.00 a.m., pursuant to adjournment. Mr Speaker (the Honourable R.M. Steele) took the Chair, and read prayers.

2. QUESTIONS:

Questions without notice were asked.

*Distinguished visitors - South African Ambassador:* Mr Speaker informed the Assembly that His Excellency, Dr Denis Worrall, the South African Ambassador, and Dr Anita Worrall were present in the Speaker's Gallery. Mr Speaker extended a warm welcome to the distinguished visitors.

*Chairs and microphones at the Table:* Mr Speaker advised members that chairs and microphones had been placed at the Table for the use of Ministers and the Leader of the Opposition if required.

Further questions without notice were asked.

3. GOVERNMENT RESTRICTIONS AND POLICIES WHICH HAMPER JOB CREATION - PAPER TABLED - STATEMENT NOTED:

Mr Everingham (Chief Minister) laid on the Table a paper on government restrictions and policies which hamper job creation.

Mr Everingham, by leave, made a statement relating to the paper.

Mr Everingham, by leave, moved - That the Assembly take note of the statement.

Debate ensued.

Question - put and passed.

4. ABORIGINAL LAND RIGHTS - PAPER TABLED - MOTION TO NOTE STATEMENT:

Mr Everingham (Chief Minister) laid on the Table a paper titled "Seven Years On - a report by Mr Justice Toohey to the Minister for Aboriginal Affairs on the *Aboriginal Land Rights (Northern Territory) Act 1976* and related matters".

Mr Everingham, by leave, made a statement relating to the paper.

Mr Everingham, by leave, moved - That the Assembly take note of the statement.

Debate adjourned (Mr B. Collins) and the resumption of the debate made an order of the day for a later hour.

5. DISCUSSION OF MATTER OF PUBLIC IMPORTANCE - FAILURE OF GOVERNMENT TO CONSULT WITH THE COMMUNITY:

Mr Speaker informed the Assembly that Mr B. Collins (Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the Assembly for discussion, namely "the failure of the Northern Territory government to honour its commitment to consult with the community and in particular parents in its education decision making, as demonstrated by the closure of now two major Northern Territory schools without consultation".

The proposed discussion having received the necessary support - Mr B. Collins addressed the Assembly.

Discussion ensued.

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*Suspension of sitting:* The sitting was suspended between 12.07 and 2.00 p.m.

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Discussion resumed.  
Discussion concluded.

6. REQUEST FOR URGENCY - COMPANIES (TRUSTEES AND PERSONAL REPRESENTATIVES) AMENDMENT BILL 1984 (Serial 5):

Mr Speaker, having considered a request by the Chief Minister submitted pursuant to Standing Order 153, declared the Bill to be an urgent Bill.

7. COMMUNICATIONS TECHNOLOGY - SELECT COMMITTEE - APPOINTMENT:

Mr Everingham (Chief Minister), pursuant to notice, moved -  
That -

- (1) a select committee to be known as the Select Committee on Communications Technology be appointed to inquire into and report upon new developments in communications technology and the appropriateness of their utilization in the Northern Territory;
- (2) the committee consist of five members, namely Mr Firmin, Mr Hanrahan, Mr Hatton, Mr Lanhupuy and Mr Ede;
- (3) the committee have power to call for persons, papers and records, to sit in public or in private session notwithstanding any adjournment of the Assembly, to adjourn from place to place, and have leave to report from time to time its proceedings and the evidence taken and such interim recommendations it may deem fit;
- (4) the committee report to the Assembly by the first sitting day in 1985;
- (5) the committee be empowered to publish from day to day such papers and evidence as may be ordered by it, and a daily *Hansard* be published of such proceedings as take place in public; and
- (6) the foregoing provisions of this resolution, so far as they are inconsistent with standing orders, have effect notwithstanding anything contained in standing orders.

Debate ensued.

Question - put and passed.

8. FREIGHT COSTS - BOARD OF INQUIRY - EXTENSION OF TERM - PAPER TABLED:

Mr Manzie (Minister for Community Development) moved - That this Assembly resolves that the term of the Board of Inquiry into freight and related costs as approved by resolution of this Assembly on 2 June 1983 be extended to permit the completion of a particular aspect of the work of the inquiry dealing with barge operations out of Darwin to coastal and island communities in the Top End.

*Paper tabled:* Mr Manzie, laid on the Table the report of the Inquiry into Freight and Related Costs, dated February 1984.

Debate ensued.

Question - put and passed.

9. SUBORDINATE LEGISLATION AND TABLED PAPERS COMMITTEE - FIRST REPORT - PAPER TABLED:

Mr Hatton (Nightcliff), laid on the Table the first report of the Subordinate Legislation and Tabled Papers Committee.

10. ADDRESS-IN-REPLY:

The order of the day having been read for the resumption of debate on the motion of Mr Everingham - That the following Address be agreed to:

To His Honour the Administrator of the Northern Territory of Australia.

MAY IT PLEASE YOUR HONOUR -

We, the Legislative Assembly of the Northern Territory, in Assembly assembled, desire to express our loyalty to our Most Gracious Sovereign and to thank Your Honour for the Speech which you have been pleased to address to the Assembly.

Debate resumed.

Debate adjourned (Mr Tuxworth) and the resumption of the debate made an order of the day for a later hour.

11. ADJOURNMENT:

Mr Tuxworth (Minister for Mines and Energy) moved - That the Assembly do now adjourn.

Debate ensued.

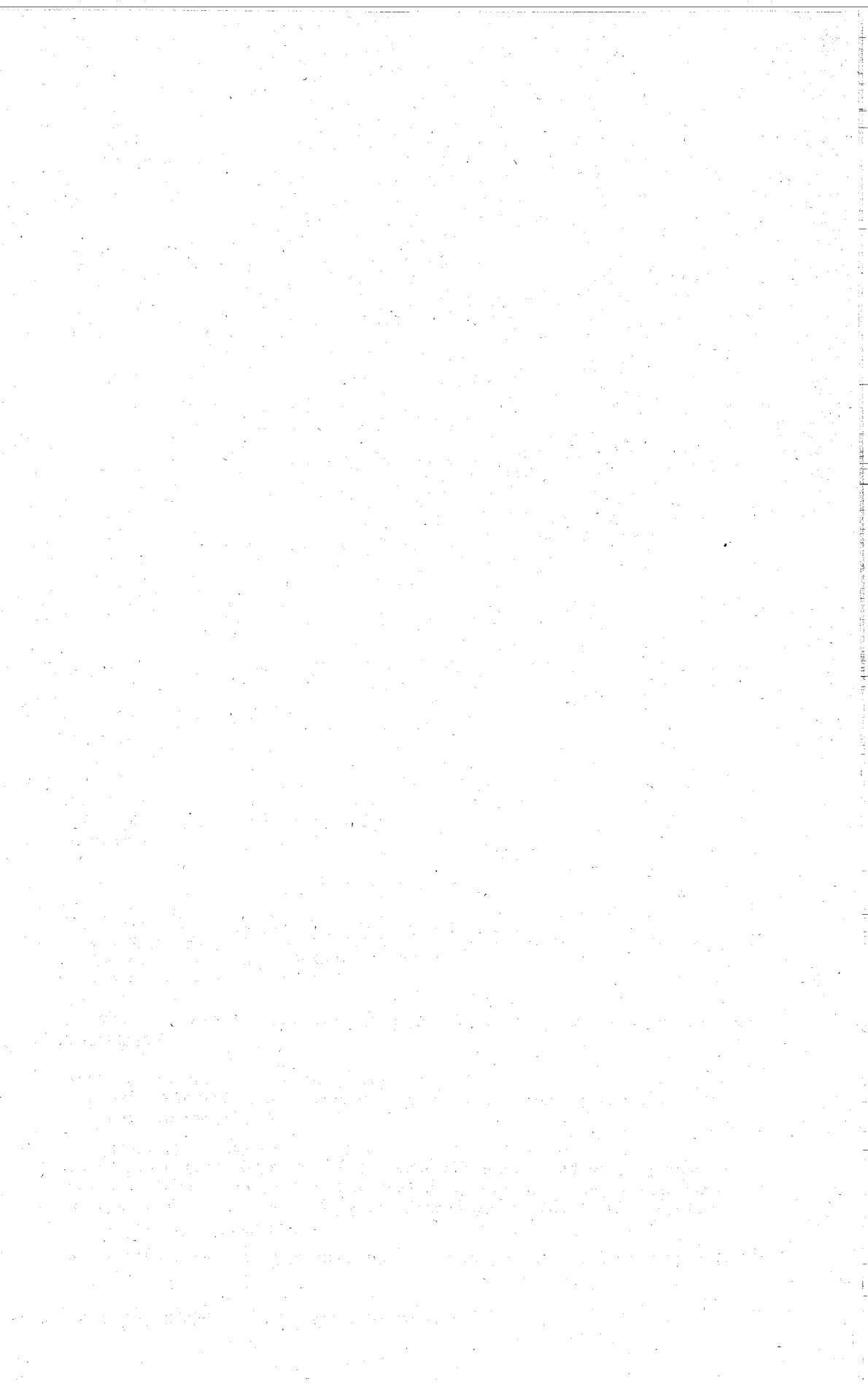
Question - put and passed.

And then the Assembly at 6.38 p.m. adjourned until 10.00 a.m. on Tuesday 6 March 1984.

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ATTENDANCE:

All members attended the sitting.



MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 4

Tuesday 6 March 1984

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1. The Assembly met at 10.00 a.m., pursuant to adjournment. Mr Speaker (the Honourable R.M. Steele) took the Chair, and read prayers.
2. PETITION:  
Mr Hatton (Nightcliff) presented a petition from 50 people of Nightcliff relating to Dudley Park.  
*Petition received and read.*
3. NOTICES:  
The following notices were given:  
Mr Everingham: To present the Territory Development Amendment Bill 1984 (Serial 27); and the Statute Law Revision Bill 1984 (Serial 26).  
Mr Robertson: To present the Darwin Port Authority Amendment Bill 1984 (Serial 29).  
Mr Perron: To present the Motor Accidents (Compensation) Amendment Bill (No.2) 1984 (Serial 24).
4. COMMONWEALTH DAY - MESSAGE FROM COMMONWEALTH PARLIAMENTARY ASSOCIATION:  
Mr Speaker laid on the Table a message from the Chairman of the Executive Committee of the Commonwealth Parliamentary Association relating to Commonwealth Day, 1984.
5. QUESTIONS:  
Questions without notice were asked.
6. REMUNERATION TRIBUNAL - RECOMMENDATION No.1 of 1984 - MAGISTRATES - PAPER TABLED:  
Mr Everingham (Chief Minister) laid on the Table Remuneration Tribunal Recommendation No.1 of 1984 relating to salaries and allowances of magistrates in the Northern Territory.
7. REMUNERATION TRIBUNAL - RECOMMENDATION No.2 of 1984 - JUDGES - PAPER TABLED:  
Mr Everingham (Chief Minister) laid on the Table Remuneration Tribunal Recommendation No.2 of 1984 relating to salaries and allowances of Judges of the Supreme Court of the Northern Territory.
8. REMUNERATION TRIBUNAL - DETERMINATION No.1 of 1984 - MEMBERS OF THE LEGISLATIVE ASSEMBLY - PAPER TABLED:  
Mr Everingham (Chief Minister) laid on the Table Remuneration Tribunal Determination No.1 of 1984 relating to electorate allowances of Members of the Legislative Assembly effective from 3 December 1983.
9. REMUNERATION TRIBUNAL - DETERMINATION No.2 1984 - MEMBERS OF THE LEGISLATIVE ASSEMBLY - PAPER TABLED:  
Mr Everingham (Chief Minister) laid on the Table Remuneration Tribunal Determination No.2 of 1984 relating to salaries, allowances and entitlements of Members of the Legislative Assembly effective from 1 January 1984.
10. INDEPENDENT ECONOMIC INQUIRY INTO TRANSPORT SERVICES TO THE NORTHERN TERRITORY - PAPER TABLED - MOTION TO REJECT REPORT:  
Mr Everingham (Chief Minister) laid on the Table the report of the Independent Economic Inquiry into Transport Services to the Northern Territory (Hill Report).



Mr Everingham (Chief Minister), by leave, moved - That this Assembly:

- (1) rejects the findings of the Hill Report on Northern Territory transport needs because of:
  - (a) its serious methodological errors;
  - (b) its conclusions based in part on freight projections which are totally without foundation and which fail to take account of the detailed calculations presented in the Northern Territory government submission; and
  - (c) its failure to adopt a genuine social audit approach as required by the terms of reference;
- (2) endorses the South Australian and Northern Territory government submissions to the Hill Inquiry; and
- (3) calls on the federal government to honour the Prime Minister's commitment to build the Alice Springs to Darwin railway.

Debate adjourned (Mr B. Collins) and the resumption of the debate made an order of the day for a later hour.

11. EDUCATION AMENDMENT BILL 1984 (Serial 11):

The order of the day having been read for the resumption of the debate on the question - That the Bill be now read a second time -

Debate resumed.

Debate adjourned (Mr Robertson) and the resumption of the debate made an order of the day for a later hour.

12. ADDRESS-IN-REPLY:

The order of the day having been read for the resumption of the debate on the motion of Mr Everingham - That the following Address be agreed to:

To His Honour the Administrator of the Northern Territory of Australia.

MAY IT PLEASE YOUR HONOUR -

We, the Legislative Assembly of the Northern Territory, in Assembly assembled, desire to express our loyalty to our Most Gracious Sovereign, and to thank Your Honour for the Speech which you have been pleased to address to the Assembly.

Debate resumed.

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*Suspension of sitting:* The sitting was suspended between 12.07 and 2.00 p.m.

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Debate resumed.

*Paper tabled:* Mr Everingham, by leave, tabled a letter from the Kunwinjku Trading Association Incorporated and a letter to Mr Silas Maralngurra dated 1 December 1983.

Question - put and passed.

13. MOTOR ACCIDENTS (COMPENSATION) AMENDMENT BILL 1984 (Serial 22):

The order of the day having been read for the resumption of the debate on the question - That the Bill be now read a second time -

Debate resumed.

Question - put and passed - Bill read a second time.

Mr Robertson (Attorney-General) moved - That the committee stages be later taken.

Question - put and passed.

14. YULARA TOURIST VILLAGE MANAGEMENT BILL 1984 (Serial 16):

The order of the day having been read for the resumption of the debate on the question - That the Bill be now read a second time -

Debate resumed.

Question - put and passed - Bill read a second time.

The Assembly resolved itself into a committee of the whole.

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*In the committee*

Clauses 1 to 10, by leave, taken together and agreed to.

Clause 11 -

On the motion of Mr Lanhupuy the following amendment was made, after debate -

Omit from proposed section 11(1) all words after "other area of land in Yulara" and substitute the following:

"to which the public is admitted or has access to be a public place."

Clause, as amended, agreed to.

Remainder of Bill, by leave, taken as a whole and agreed to.

Bill to be reported with an amendment.

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The Assembly resumed - the Chairman reported accordingly and the report was adopted.

The Bill was read a third time and passed to be a proposed law.

15. JUSTICES AMENDMENT BILL 1984 (Serial 18):

The order of the day having been read for the 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 third reading to be moved forthwith.

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

16. COMPANIES (TRUSTEES AND PERSONAL REPRESENTATIVES) AMENDMENT BILL 1984 (Serial 5):

The order of the day having been read for the resumption of the 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 third reading to be moved forthwith.

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

17. ADJOURNMENT:

Mr Harris (Minister for Education) moved - That the Assembly do now adjourn. Debate ensued.

Paper tabled: Mr Everingham, by leave, tabled a petition relating to the sale of livestock at flea markets.

Question - put and passed.

And then the Assembly at 6.37 p.m. adjourned until tomorrow at 10.00 a.m.

**PAPERS:**

The following papers were deemed to have been presented on 6 March 1984:

*Annual Reports:*

ANZ Executors and Trustee Company Limited, 1983

Executor Trustee and Agency Company of South Australia Limited, 1982-3

*Financial Statements:*

Darwin City Council, 1981-2

Katherine Town Council, 1982-3.

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**ATTENDANCE:**

All members attended the sitting.

MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 5

Wednesday 7 March 1984

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1. The Assembly met at 10.00 a.m., pursuant to adjournment. Mr Speaker (the Honourable R.M. Steele) took the Chair, and read prayers.
2. PRESENTATION OF ADDRESS-IN-REPLY:  
Mr Speaker informed the Assembly that he would present the Address-in-Reply to His Honour the Administrator at 4.00 p.m. this day, and invited members to accompany him to Government House for the purpose.
3. QUESTIONS:  
Questions without notice were asked.
4. DRAFT BILLS - NORTHERN TERRITORY DEVELOPMENT LAND CORPORATION (VESTING OF LAND) BILL 1984 AND ABORIGINAL COMMUNITY LIVING AREAS BILL 1984 - PAPERS TABLED - STATEMENT:  
Mr Everingham (Chief Minister) laid on the Table draft bills titled "Northern Territory Development Land Corporation (Vesting of Land) Bill 1984" and "Aboriginal Community Living Areas Bill 1984".  
Mr Everingham, by leave, made a statement relating to the draft bills.
5. EDUCATION FOR ABORIGINES - PAPER TABLED - STATEMENT - MOTION TO NOTE STATEMENT:  
Mr Harris (Minister for Education) laid on the Table an information statement titled "Education for Aborigines".  
Mr Harris, by leave, made a statement relating to the paper.  
Mr Harris, by leave, moved - That the Assembly take note of the statement.  
Debate adjourned (Mr B. Collins) and the resumption of the debate made an order of the day for a later hour.
6. SMALL BUSINESS INITIATIVES - PAPER TABLED - STATEMENT - MOTION TO NOTE STATEMENT:  
Mr Everingham (Chief Minister) laid on the Table a paper relating to initiatives being taken by the government in relation to small business.  
Mr Everingham, by leave, made a statement relating to the paper.  
Mr Everingham, by leave, moved - That the Assembly take note of the statement.  
Debate adjourned (Mr B. Collins) and the resumption of the debate made an order of the day for a later hour.
7. EXECUTIVE OFFICER, YULARA DEVELOPMENT COMPANY - ANSWER TO QUESTION:  
Mr Everingham (Chief Minister), by leave, provided information in answer to a question relating to the Executive Officer, Yulara Development Company, asked during this sittings.
8. SUBORDINATE LEGISLATION AND TABLED PAPERS COMMITTEE - SECOND REPORT - PAPER TABLED:  
Mr Hatton (Nightcliff), laid on the Table the second report of the Subordinate Legislation and Tabled Papers Committee.
9. TERRITORY DEVELOPMENT AMENDMENT BILL 1984 (Serial 27):  
Mr Everingham (Minister for Industrial Development and Tourism), pursuant to notice, presented a Bill for an Act to amend the *Territory Development Act*.  
Bill read a first time.

Mr Everingham moved - That the Bill be now read a second time.  
Debate adjourned (Mr B. Collins) and the resumption of the debate made an order of the day for a later hour.

10. STATUTE LAW REVISION BILL 1984 (Serial 26):

Mr Everingham (Chief Minister), pursuant to notice, presented a Bill for an Act to revise and correct the law of the Territory in minor respects.

Bill read a first time.

Mr Everingham moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

11. DARWIN PORT AUTHORITY AMENDMENT BILL 1984 (Serial 29):

Mr Robertson (Minister for Transport and Works), pursuant to notice, presented a Bill for an Act to amend the *Darwin Port Authority Act*.

Bill read a first time.

Mr Robertson moved - That the Bill be now read a second time.

Debate adjourned (Mr Bell) and the resumption of the debate made an order of the day for a later hour.

12. MOTOR ACCIDENTS (COMPENSATION) AMENDMENT BILL (No.2) 1984 (Serial 24):

Mr Perron (Treasurer), pursuant to notice, presented a Bill for an Act to amend the *Motor Accidents (Compensation) Act*.

Bill read a first time.

Mr Perron moved - That the Bill be now read a second time.

Debate adjourned (Mr Smith) and the resumption of the debate made an order of the day for a later hour.

13. EDUCATION AMENDMENT BILL (No.2) 1984 (Serial 31):

Mr Harris (Minister for Education), by leave, presented a Bill for an Act to amend the *Education Act*.

Bill read a first time.

Mr Harris moved - That the Bill be now read a second time.

Debate adjourned (Mr B. Collins) and the resumption of the debate made an order of the day for a later hour.

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*Suspension of sitting:* The sitting was suspended between 11.55 a.m. and 2.00 p.m.

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14. INDEPENDENT ECONOMIC INQUIRY INTO TRANSPORT SERVICES TO THE NORTHERN TERRITORY (HILL REPORT):

The order of the day having been read for the resumption of the debate on the motion of Mr Everingham (6 March 1984) - That this Assembly:

- (1) rejects the findings of the Hill Report on Northern Territory transport needs because of:
  - (a) its serious methodological errors;
  - (b) its conclusions based in part on freight projections which are totally without foundation and which fail to take account of the detailed calculations presented in the Northern Territory government submission; and
  - (c) its failure to adopt a genuine social audit approach as required by the terms of reference;

- (2) endorses the South Australian and Northern Territory government submissions to the Hill Inquiry; and
- (3) calls on the federal government to honour the Prime Minister's commitment to build the Alice Springs to Darwin railway -

Mr B. Collins (Leader of the Opposition) moved, as an amendment - paragraph (2), after "Northern Territory government", insert "and Opposition".

Debate ensued.

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*Suspension of sitting:* The sitting was suspended between 3.44 and 4.27 p.m., during which time Mr Speaker, accompanied by members, presented the Address-in-Reply to His Honour the Administrator.

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Debate resumed.

Question - That the amendment be agreed to - put and passed.

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

15. MOTOR ACCIDENTS (COMPENSATION) AMENDMENT BILL 1984 (Serial 22):  
The order of the day having been read for the consideration of the Bill in the committee of the whole Assembly -  
The Assembly resolved itself into a committee of the whole.

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*In the committee*

Clauses 1 to 9, by leave, taken together and agreed to.

Clause 10 -

On the motion of Mr Perron the following amendment was agreed to, after debate -

Insert in proposed section 29A(1), after paragraph (a), the following:

"(aa) providing for the awarding of costs in matters before the Tribunal;"

Clause, as amended, agreed to.

Remainder of Bill, by leave, taken as a whole and agreed to.

Bill to be reported with an amendment.

---

The Assembly resumed - the Chairman reported accordingly and the report was adopted.

The Bill was read a third time and passed to be a proposed law.

16. EDUCATION AMENDMENT BILL 1984 (Serial 11):  
The order of the day having been read for the resumption of the debate on the question - That the Bill be now read a second time -  
Debate resumed.  
Question - put and passed - Bill read a second time.  
The Assembly resolved itself into a committee of the whole.

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*In the committee*

Clauses 1 to 3, by leave, taken together and agreed to.

Clause 4 -

On the motion of Mr Harris the following amendment was made -

Insert in the definition of "relevant organization" in proposed section 10A after "trade unions" the words "but does not include a body referred to in section 10C(2)(b) or (c)".

On the motion of Mr Harris the following further amendment was made, after debate -

Insert at the end of proposed section 10G the following:

"(3) Where the Administrator receives a request to terminate the appointment of a member referred to in section 10C(1)(b) from, where the member holds office as a member by virtue of having been nominated under -

- (a) section 10C(2)(a) - the Secretary;
- (b) section 10C(2)(b) - the Darwin Community College within the meaning of Part VI;
- (c) section 10C(2)(c) - the body referred to in that section which so nominated the member; or
- (d) section 10C(2)(d) - the prescribed relevant organization which so nominated the member,

the Administrator shall terminate the appointment of the member."

On the motion of Mr Harris the following further amendments were made -

Insert in proposed section 10J(e) after "and other" the word "prescribed".

Omit from proposed section 10N "sections 10J(b) and (c)" and insert "sections 10J(a), (b) and (c)".

Omit proposed section 10Q and insert the following:

"10Q. CONFIDENTIALITY

"A member shall not disclose information obtained in the course of his duties as a member unless the disclosure is -

- (a) made in the course of his duties as a member; and
- (b) authorized by the Board."

Clause, as amended, agreed to.

Remainder of Bill, by leave, taken as a whole and agreed to.

Bill to be reported with amendments.

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The Assembly resumed - the Chairman reported accordingly and the report was adopted.

Question - That the Bill be now read a third time -  
Debate ensued.

Question - put and passed.

The Bill was read a third time and passed to be a proposed law.

#### 17. SPECIAL ADJOURNMENT:

Mr Robertson (Attorney-General) moved - That the Assembly, at its rising, adjourn until 10.00 a.m. on Tuesday 5 June 1984 or such other time and date set by Mr Speaker pursuant to Sessional Order.

Question - put and passed.

18. ADJOURNMENT:

Mr Everingham (Chief Minister) moved - That the Assembly do now adjourn.  
Debate ensued.

*Paper tabled:* Mr Coulter (Berrimah), by leave, laid on the Table a petition relating to Brandt Road, Berrimah.

Question - put and passed.

And then the Assembly at 7.11 p.m. adjourned until Tuesday 5 June 1984 or such other time and date as set by Mr Speaker pursuant to Sessional Order.

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PAPERS:

The following papers were deemed to have been presented on 7 March 1984:

*Annual Report:*

Northern Territory Electricity Commission, 1982-3

*Financial Statements:*

Alice Springs Town Council, 1981-2

Alice Springs Town Council, 1982-3

Conservation Commission of the Northern Territory, 1982-3

Tennant Creek Town Council, 1982-3

*Report:*

Activities of National Common Police Services - Australian Police Ministers Council, 1982-3.

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ATTENDANCE:

All members attended the sitting.

H.G. SMITH

Clerk of the Legislative Assembly



FOURTH LEGISLATIVE ASSEMBLY

FIRST SESSION  
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