



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

Social Policy Scrutiny Committee

Associated Minutes of Proceedings

Inquiry into the Youth Justice and Related Legislation Amendment Bill 2019

July 2019



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

13th Assembly

SOCIAL POLICY SCRUTINY COMMITTEE

MINUTES OF PROCEEDINGS

Meeting No. 44

12.00 pm, Thursday, 9 May 2019

Litchfield Room

- Present:** Ms Ngaree Ah Kit MLA, Chair, Member for Karama
Mrs Lia Finocchiaro MLA, Member for Spillett
Ms Sandra Nelson MLA, Member for Katherine
Mr Chansey Paech MLA, Member for Namatjira
- Apologies:** Mrs Robyn Lambley MLA, Deputy Chair, Member for Araluen
- Secretariat:** Julia Knight, Committee Secretary
Russell Keith, First Clerk Assistant

1. MINUTES OF PREVIOUS MEETING

Ms Nelson moved and Mr Paech seconded that:

The Minutes of Meeting 43 of 1 May 2019 be confirmed.

Question put and passed.

2. CORRESPONDENCE

Mr Paech moved and Ms Nelson seconded that:

The Committee authorise publication of the submissions received to its inquiry into the Youth Justice and Related Legislation Amendment Bill 2019, with the exception of Attachments A and B to the Danila Dilba Health Service submission which relate to the Youth Justice Amendment Act 2019 (Serial 84) and contain information confidentially received by the Legislative Amendment Advisory Committee.

Question put and passed.

3. YOUTH JUSTICE AND RELATED LEGISLATION AMENDMENT BILL 2019

Ms Nelson moved and Mrs Finocchiaro seconded that:

The Chair, on behalf of the Committee, request an extension to the reporting date for the Youth Justice and Related Legislation Amendment Bill 2019 to Tuesday 6 August 2019.

Question put and passed.

4. NEXT MEETING

Deliberative Meeting: 12.00 pm, Thursday 16 May 2019.

Meeting closed at 12.30 pm.

Ms Ngaree Ah Kit, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

13th Assembly

SOCIAL POLICY SCRUTINY COMMITTEE

MINUTES OF PROCEEDINGS

Meeting No. 45

12.00 pm, Thursday, 16 May 2019
Litchfield Room

Present:	Ms Ngaree Ah Kit MLA, Chair, Member for Karama Mrs Lia Finocchiaro MLA, Member for Spillett Mrs Robyn Lambley MLA, Deputy Chair, Member for Araluen Ms Sandra Nelson MLA, Member for Katherine
Apologies	Mr Chansey Paech MLA, Member for Namatjira
Secretariat:	Julia Knight, Committee Secretary Russell Keith, First Clerk Assistant

1. MINUTES OF PREVIOUS MEETING

Mrs Finocchiaro moved and Ms Nelson seconded that:

The Minutes of Meeting 44 of 9 May 2019 be confirmed.

Question put and passed.

2. BUSINESS ARISING FROM PREVIOUS MINUTES

On 9 May 2019 the Assembly agreed to extend the report date for the Committee's inquiry into the Youth Justice and Related Legislation Amendment Bill to 6 August 2019.

3. YOUTH JUSTICE AND RELATED LEGISLATION AMENDMENT BILL 2019

Ms Nelson moved and Mrs Finocchiaro seconded that:

1. The Committee forward the proposed questions of the Department to the Minister for Territory Families requesting a written response by Tuesday 28 May 2019.
2. The Committee invite Darwin Press Club, North Australian Aboriginal Justice Agency, Information Commissioner, Children's Commissioner, Jesuit Social Services, Human Rights Law Centre, Danila Dilba Health Service, Northern Territory Legal Aid Commission, Create Foundation, Tangentyere Council Aboriginal Corporation, Central Australian Youth Justice, Criminal Lawyers Association of the Northern Territory, the Northern Territory Police Service and representatives from Territory Families to appear before the Committee at its public hearing on Thursday 30 May 2019.

Question put and passed.

The Committee further agreed that, in the interests of time, unless witnesses wished to place something on the public record that was not covered in their submission, the Committee would dispense with opening statements.

4. NEW BILL REFERRALS

Ms Nelson moved and Mrs Finocchiaro seconded that:

1. The Committee call for submissions to its inquiries into the Education and Care Services (National Uniform Legislation) Amendment Bill 2019 and the Environment Protection Bill 2019 referred in the May sittings to be received by Friday 14 June 2019.

2. The Committee write to responsible Ministers requesting a contact officer in relation to the Bills and inviting departmental representatives to appear before the Committee at a public briefing on Monday 20 May 2019.

Question put and passed.

5. PETITION REFERRAL

Ms Nelson moved and Mrs Finocchiaro seconded that:

Pursuant to Sessional Order 17(2), the Committee notify the Clerk that the Committee recommends that the Assembly debate Petition No. 34.

Question put and passed.

6. NEXT MEETING

Public Briefing: 9.00 am – 10.30 am, Monday 20 May 2019.

Meeting closed at 12.45 pm.



Ms Ngaree Ah Kit, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

13th Assembly

SOCIAL POLICY SCRUTINY COMMITTEE

MINUTES OF PROCEEDINGS

Meeting No. 46

9.00 am, Monday, 20 May 2019

Litchfield Room

- Present:** Ms Ngaree Ah Kit MLA, Chair, Member for Karama
Mrs Lia Finocchiaro MLA, Member for Spillett
Mr Chansey Paech MLA, Member for Namatjira
Ms Sandra Nelson MLA, Member for Katherine
- Apologies:** Mrs Robyn Lambley MLA, Deputy Chair, Member for Araluen
- Secretariat:** Julia Knight, Committee Secretary
Victoria Ikutegbe, Research Officer

1. PUBLIC BRIEFING

Education and Care Services (National Uniform Legislation) Amendment Bill 2019

The Committee heard from the following witnesses from the Department of Education:

- Agnes McGrath: General Manager Early Childhood Education and Care
- Audrey Billias: Director Early Childhood Policy and Programs
- Michelle Wells: Assistant Director Early Childhood Policy
- Amy Ireland: Senior Manager Legislation Services, Strategic Services

Tabled Papers

TP1-1: Department of Education – Opening Statement

TP1-2: Department of Education – Background Information

2. PUBLIC BRIEFING

Environment Protection Bill 2019

The Committee heard from the following witnesses from the Department of Environment and Natural Resources:

- Joanne Townsend: Chief Executive Officer
- Paul Purdon: Executive Director Environment Protection
- Karen Avery: Executive Director Environment Policy and Support
- Kathleen Davis: Director Environment Policy

Tabled Paper

TP1-1: Department of Environment and Natural Resources – Background Information

3. NEXT MEETING

Public Hearing: 8.30 am – 4.00 pm, Thursday 30 May 2019 – Youth Justice and Related Legislation Amendment Bill 2019

Meeting closed at 10.30 am.

Ms Ngaree Ah Kit, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY
13th Assembly

SOCIAL POLICY SCRUTINY COMMITTEE
MINUTES OF PROCEEDINGS

Meeting No. 47

8.30 am, Thursday, 30 May 2019
Litchfield Room

Present: Ms Ngaree Ah Kit MLA, Chair, Member for Karama
Mrs Lia Finocchiaro MLA, Member for Spillett
Mrs Robyn Lambley MLA, Deputy Chair, Member for Araluen
Mr Chansey Paech MLA, Member for Namatjira
Ms Sandra Nelson MLA, Member for Katherine

Secretariat: Julia Knight, Committee Secretary
Victoria Ikutegbe, Research Officer

1. PUBLIC HEARING

Youth Justice and Related Legislation Amendment Bill 2019

The Committee heard from the following witnesses:

Information Commissioner of the Northern Territory

Peter Shoyer: Commissioner

Darwin Press Club

Craig Dunlop: Vice President

CREATE Foundation

Aislinn Hegarty: NT State Coordinator

Office of the Children's Commissioner of the Northern Territory

Colleen Gwynne: Commissioner

North Australian Aboriginal Justice Agency

David Woodroffe: Principal Legal Officer

Jesuit Social Services

John Adams: General Manager NT

Elle Jackson: Manager - Darwin

Human Rights Law Centre

Shahleena Musk: Senior Lawyer Aboriginal and Torres Strait Islander Rights Unit

Danila Dilba Health Service

Rodger William: Deputy Chief Executive Officer

Joy McLaughlin: Senior Policy Officer Strategy and Reform

Tess Kelly: Policy Officer

Jahmayne Coolwell: Social Worker

Tabled Paper: United Nations General Assembly, *Report of the Special Rapporteur on torture and other cruel, inhuman or degrading treatment or punishment*

Northern Territory Legal Aid Commission

Fiona Kepert: Lawyer

Russell Goldflam: Lawyer

Criminal Lawyers Association of the Northern Territory

Marty Aust: President

Tangentyere Council Aboriginal Corporation

Andrew Walder: Access to Education Manager

Central Australian Youth Justice

Adrian Scholtes: Chair

Territory Families

Ken Davies: Chief Executive Officer

Brent Warren: General Manager Youth Justice

Luke Twyford: Executive Director Strategy, Policy and Performance

Seranie Gamble: Director Law Reform

Questions Taken on Notice

1. How many Operation Flinders camps have there been to date?
2. Can you provide a list of the 10 diversion program providers?

2. NEXT MEETING

Private Preview Screening of *In My Blood It Runs*: 10.00 am – 12.00 pm, Friday 31 May 2019.

Meeting closed at 3.45 pm.



Ms Ngaree Ah Kit, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY
13th Assembly

SOCIAL POLICY SCRUTINY COMMITTEE
MINUTES OF PROCEEDINGS

Meeting No. 48

10.00 am, Friday, 31 May 2019
Litchfield Room

Present: Ms Ngaree Ah Kit MLA, Chair, Member for Karama
Mrs Lia Finocchiaro MLA, Member for Spillett
Mr Chansey Paech MLA, Member for Namatjira
Ms Sandra Nelson MLA, Member for Katherine

Apologies: Mrs Robyn Lambley MLA, Deputy Chair, Member for Araluen

Secretariat: Julia Knight, Committee Secretary

1. PRIVATE PREVIEW SCREENING

The Committee participated in a private preview screening of the film *In My Blood It Runs* which explored a range of issues associated with the Committee's inquiry into the Youth Justice and Related Legislation Amendment Bill 2019.

Following the film, director Ms Maya Newell led a short discussion with the Committee.

2. NEXT MEETING

Deliberative: 10.30 am – 12.30 pm, Thursday 6 June 2019, Ormiston Room (consideration of evidence Youth Justice and Related Legislation Amendment Bill 2019)

Meeting closed at 11.45 am.

Ms Ngaree Ah Kit, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

13th Assembly

SOCIAL POLICY SCRUTINY COMMITTEE

MINUTES OF PROCEEDINGS

Meeting No. 49

10.30 am, Thursday, 6 June 2019

Ormiston Room

Present:	Ms Ngaree Ah Kit MLA, Chair, Member for Karama Mrs Lia Finocchiaro MLA, Member for Spillett Mrs Robyn Lambley MLA, Deputy Chair, Member for Araluen Mr Chansey Paech MLA, Member for Namatjira
Apologies	Ms Sandra Nelson MLA, Member for Katherine
Secretariat:	Julia Knight, Committee Secretary Russell Keith, First Clerk Assistant

1. MINUTES OF PREVIOUS MEETINGS

- Mrs Lambley moved and Mrs Finocchiaro seconded that:
The Minutes of Meeting No. 45 of 16 May 2019 be confirmed.
Question put and passed.
- Mrs Finocchiaro moved and Mr Paech seconded that:
The Minutes of Meeting No. 46 of 20 May 2019 be confirmed.
Question put and passed.
- Mrs Finocchiaro moved and Mr Paech seconded that:
The Minutes of Meeting No. 47 of 30 May 2019 be confirmed.
Question put and passed.
- Mrs Finocchiaro moved and Mr Paech seconded that:
The Minutes of Meeting No. 48 of 31 May 2019 be confirmed.
Question put and passed.

2. MATTER ARISING FROM PUBLIC HEARING

Mrs Finocchiaro moved and Mrs Lambley seconded that:

That the Committee write to Mr Dunlop advising him that in accordance with the *Legislative Assembly (Powers and Privileges) Act 1992* he may request that the Committee consider raising the matter in the Assembly for reference to the Privileges Committee.

Question put and passed.

3. YOUTH JUSTICE AND RELATED LEGISLATION AMENDMENT BILL 2019

Mrs Finocchiaro moved and Ms Ah Kit seconded that:

The Committee authorise publication of the responses received to the questions taken on notice by Territory Families at the public hearing into the Youth Justice and Related Legislation Amendment Bill 2019 on 30 May 2019.

Question put and passed.

4. PETITION REFERRAL

Mrs Finocchiaro moved and Mrs Lambley seconded that:

Pursuant to Sessional Order 17(2), the Committee notify the Clerk that the Committee recommends that the Assembly debate Petition No. 35.

Question put and passed.

5. NEXT MEETING

Deliberative Meeting: 9.00 am, Monday 1 July 2019 – consideration of submissions, new Bill referrals.

Meeting closed at 12.16 pm.



Ms Ngaree Ah Kit, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

13th Assembly

SOCIAL POLICY SCRUTINY COMMITTEE

MINUTES OF PROCEEDINGS

Meeting No. 51

9.00 am, Monday, 15 July 2019

Litchfield Room

Present:	Ms Ngaree Ah Kit MLA, Chair, Member for Karama Mrs Lia Finocchiaro MLA, Member for Spillett Mr Chansey Paech MLA, Member for Namatjira Mrs Kate Worden MLA, Member for Sanderson
Apologies	Mrs Robyn Lambley MLA, Deputy Chair, Member for Araluen
Secretariat:	Julia Knight, Committee Secretary Russel Keith, First Clerk Assistant

1. MINUTES OF PREVIOUS MEETINGS

Mrs Worden moved and Mr Paech seconded that:

The Minutes of Meeting No. 50 of 1 July 2019 be confirmed.

Question put and passed.

2. YOUTH JUSTICE AND RELATED LEGISLATION AMENDMENT BILL 2019

It was noted that the Member for Araluen and the Member for Spillett submitted dissenting reports for inclusion in the Chair's report of inquiry into this Bill.

Mrs Worden moved and Mr Paech seconded that:

The Committee adopt the Chair's draft report, *Inquiry into the Youth Justice and Related Legislation Amendment Bill 2019* to be presented to the Speaker on Tuesday 16 July 2019 pursuant to SO 200(4) for subsequent tabling in the Assembly on Tuesday 6 August 2019.

Question put and passed.

3. ENVIRONMENT PROTECTION BILL 2019

Mrs Finocchiaro moved and Mrs Worden seconded that:

The Committee forward the proposed questions of the Department to the Minister for Environment and Natural Resources requesting a written response by Wednesday 24 July 2019.

Question put and passed.

Mrs Finocchiaro moved and Mr Paech seconded that:

The Committee invite the Environmental Defenders Office NT, Indigenous Industry Carbon Network, Environment Centre NT, Ward Keller, Northern Territory Cattlemen's Association NT, Minerals Council of Australia NT Division, Association of Mining and Exploration Companies, Arid Lands Environment Centre, Northern and Central Land Councils, and representatives from the Department of Environment and Natural Resources to appear before the Committee at a public hearing on Monday 29 July 2019.

4. REVISED BILL INQUIRY PLAN

Noted.

5. NEXT MEETING

Public Hearing Environment Protection Bill 2019: 8.30 am – 5.00 pm, Monday 29 July 2019.

Meeting closed at 9.30 am.

Ms Ngaree Ah Kit, MLA
Chair