

# MINUTES OF THE PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

## No. 9

Thursday 29 November 2012

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1. **MEETING:**  
The Assembly met at 10am. The Speaker, the Honourable Kezia Purick, took the Chair.
2. **PRAYERS.**
3. **VISITORS:**  
The Speaker advised Members of the presence in the public galleries of –
  - Henbury School Year 7 students accompanied by Mrs Podsiadly, Mr Fuller and Mrs Glover; and
  - Nemarluk School Year 7 students accompanied by Mrs Wagland and Mrs Cook.
4. **STATEMENT BY SPEAKER – FRIVOLOUS POINTS OF ORDER:**  
The Speaker advised Members of the need to refrain from raising frivolous points of order especially during Questions.
5. **QUESTIONS:**

10.02am	Ms Lawrie to Mr Mills.
10.05am	Mr Styles to Mr Mills.
10.09am	Ms Lawrie to Mr Mills.
10.13am	Ms Finocchiaro to Mr Conlan.
10.16am	Ms Lawrie to Mr Mills.
10.20am	Ms Lee to Ms Anderson.
10.23am	Ms Fyles to Mrs Lambley.
10.26am	Mrs Price to Ms Anderson.
10.29am	Mr Wood to Mr Mills.
10.34am	Mr Gunner to Mrs Lambley.
10.36am	Mr Higgins to Mr Elferink.
10.39am	Mr Vatskalis to Mr Mills.
10.43am	Mr Higgins to Mr Elferink.
10.44am	Mr McCarthy to Mr Mills.
10.45am	Mr Wood to Mr Mills.
10.48am	Mr Styles to Mr Elferink.
10.51am	Mr Vatskalis to Mr Mills.
10.55am	Ms Lee to Mr Westra van Holthe.
10.58am	Mrs Price to Mr Westra van Holthe.

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**Suspension of Member:** The Member for Karama (Ms Lawrie) having been previously warned about making frivolous points of order and then having continued to make similar frivolous points of order –

The Speaker (Ms Purick) thereupon ordered the Member for Karama (Ms Lawrie) to withdraw from the Chamber for a period of one hour, pursuant to Standing Order 240A, effective from Thursday 29 November 2012 at 11am.

Accordingly the Member for Karama (Ms Lawrie) withdrew from the Chamber.

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

6. **DISALLOWANCE OF PLANS OF MANAGEMENT – INSTRUMENTS UNDER THE TERRITORY PARKS AND WILDLIFE ACT - MOTION:**

The Order of the Day having been read for the resumption of debate on the motion - That the Assembly, pursuant to section 19(2) of the *Territory Parks and Wildlife Conservation Act*, disallow the -

- **Joint Management Plan**, Mary River National Park, January 2012 (Paper 1774) deemed to have been tabled in the Legislative Assembly on 23 October 2012; and
- **Plan of Management**, Litchfield National Park, December 2011 (Paper 37) deemed to have been tabled in the Legislative Assembly on 24 October 2012.

Debate ensued.

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**Visitor:** The Speaker advised Members of the presence in the public gallery of Ms Marion Scrymgour, former Deputy Chief Minister of the Legislative Assembly. On behalf of all Members the Speaker extended a warm welcome to the visitor.

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Debate continued.

On the motion of the Minister for Parks and Wildlife (Mr Conlan) debate was adjourned until the second week of the February sittings 2013.

7. **POLICE ADMINISTRATION AMENDMENT BILL 2012 (Serial 4) – PASS BILL THROUGH ALL STAGES:**

The Chief Minister (Mr Mills), pursuant to notice, moved - That, so much of Standing Orders be suspended as would prevent the Police Administration Amendment Bill 2012 (Serial 4) passing through all stages on Thursday 29 November 2012.

Question – put and passed.

8. **SENTENCING AMENDMENT (MANDATORY MINIMUM SENTENCES) BILL 2012 (Serial 12):**

The Attorney-General and Minister for Justice (Mr Elferink), pursuant to notice, presented a Bill for an Act to amend the *Sentencing Act* and to make consequential amendments to another Act.

Bill read a first time.

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

Debate ensued.

**Paper tabled:** Mr Elferink laid on the Table the following Paper –

- Explanatory Statement, Sentencing Amendment (Mandatory Minimum Sentences) Bill 2012 (Paper 150).

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

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**Suspension of sittings:** The sittings of the Assembly was suspended between 11.59am and 2pm.

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9. **NOTICES:**

The following notices were given –

Mr Elferink: To present the Criminal Code Amendment (Assaults on Workers) Bill 2012 (Serial 11).

10. **PETITIONS:**

The Member for Nelson (Mr Wood) presented Petition No. 6 from 956 petitioners relating to the utility price increases for power and water (Paper 151).

**Petition read.**

- 11. RAIL SAFETY (NATIONAL UNIFORM LEGISLATION) BILL 2012 (Serial 5):**  
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 a motion for the third reading of the Bill to be moved forthwith.  
On the motion of the Minister for Transport (Mr Giles) the Bill was read a third time and passed to be a proposed law.
- 12. POLICE ADMINISTRATION AMENDMENT BILL 2012 (Serial 4):**  
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 a motion for the third reading of the Bill to be moved forthwith.  
On the motion of the Minister for Police, Fire and Emergency Services (Mr Mills) the Bill was read a third time and passed to be a proposed law.
- Answer to Question:** The Chief Minister (Mr Mills), by leave, provided an answer to a question asked earlier this day relating to closure of the Warruwi Police Station, Goulburn Island.
- 13. OUR HOUSING PRICES – STATEMENT NOTED:**  
The Order of the Day having been read for the resumption of debate on the question – That the Assembly take note of the Statement –  
Debate resumed.  
Question – put and passed.
- 14. STATUS OF ABORIGINAL COMMUNITIES IN THE NORTHERN TERRITORY – STATEMENT NOTED:**  
The Order of the Day having been read for the resumption of debate on the question – That the Assembly take note of the Statement –  
Debate resumed.  
Question – put and passed.
- 15. OMBUDSMANNT REPORT INTO RESIDENTIAL DEVELOPMENT SUBDIVISION AT BEDDINGTON ROAD AND PELLY ROAD, HERBERT – REPORT NOTED:**  
The Order of the Day having been read for the resumption of debate on the question – That the Assembly take note of the Report –  
Debate resumed.  
Question – put and passed.
- 16. LOCAL GOVERNMENT – MINISTERIAL STATEMENT – MOTION TO NOTE STATEMENT:**  
The Minister for Local Government (Mr Giles) made a statement relating to the Third Sphere of Government in the Northern Territory.  
Mr Giles moved – That the Assembly take note of the Statement.  
Debate ensued.  
**Extension of time:** On the motion of the Member for Barkly (Mr McCarthy) the Member for Nhulunbuy (Ms Walker) was granted an extension of time, pursuant to Standing Order 77.  
Debate continued.

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**Visitors:** The Speaker advised Members of the presence in the public gallery of Katherine School of the Air students.  
On behalf of all Members the Speaker extended a warm welcome to the visitors.

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Debate continued.

**Extension of time:** On the motion of the Member for Barkly (Mr McCarthy) the Member for Nelson (Mr Wood) was granted an extension of time, pursuant to Standing Order 77.

Debate continued.

**Extension of time:** On the motion of the Member for Barkly (Mr McCarthy) the Member for Daly (Mr Higgins) was granted an extension of time, pursuant to Standing Order 77.

Debate continued.

On the motion of the Minister for Local Government (Mr Giles) debate was adjourned.

### 17. **ADJOURNMENT:**

The Leader of Government Business (Mr Elferink) - That the Assembly do now adjourn.

Debate ensued.

Question - put and passed.

And the Assembly adjourned at 7.20pm, until Tuesday 4 December 2012 at 10am.

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### **PAPERS:**

The following Papers were deemed to have been presented on 29 November 2012 –

#### **Annual Reports**

AustralAsia Railway Corporation, 2011/2012 (Paper 152)

Children's Commissioner Northern Territory, 2011/2012 (Paper 153)

Northern Territory Child Deaths Review and Prevention Committee, 2011/2012 (Paper 154)

Desert Knowledge Australia, 2011/2012 (Paper 155)

Northern Territory Licensing Commission, 2011/2012 (Paper 157)

Work Health Authority, 2011/2012 *Work Health Administration Act 2011* (Paper 158)

#### **Coroner's Act**

In the matter of the Coroner's Findings and recommendations into the death of Mr Michael Condrick, pursuant to 46B, dated 31 October 2012 (Paper 159)

#### **Financial Report**

Desert Knowledge Australia Annual Report for the Financial Report for year ended 30 June 2012 (Paper 156)

#### **Professional Standards Act 2003 (Vic)**

Association of Taxation and Management Accountants Scheme (Paper 160)

#### **Subordinate Legislation 2012**

No. 39, Supreme Court Amendment (Breach of Bail) Rules 2012 (Paper 161)

No. 40, Corporations Law Amendment Rules 2012 (Paper 162)

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### **ATTENDANCE:**

All Members attended the sittings.