

THE NORTHERN TERRITORY OF AUSTRALIA

## *Minutes of Proceedings*

OF THE

# LEGISLATIVE ASSEMBLY

No. 6

Tuesday, 11 February 1975

- 
1. The Assembly met at 1000 hours—being the time fixed by Mr Speaker pursuant to adjournment—Mr Speaker Kilgariff took the Chair and Prayers were read.
  2. **SUSPENSION OF STANDING ORDERS—PRESENTATION AND PASSAGE OF BILLS:** Dr Letts, by leave, moved That so much of standing orders be suspended as would prevent—
    - (a) the presentation of bills without notice, and
    - (b) the passage of any bill through all stages before the lapse of one month.Question put and passed.

3. **NOTICES:** The following notices were given:

Dr Letts: To present the Interpretation Bill 1975 (Serial 19).

Mr Ryan: To present the Workmen's Compensation Bill 1975 (Serial 7).

Mr Tambling: To present the Local Government (Extension of Terms of Office) Bill 1975 (Serial 23) and the Caravan Parks Bill 1975 (Serial 2).

4. **QUESTIONS:** Questions without notice were asked.

**SUSPENSION OF SITTING:** The sitting was suspended between 1028 and 1040 hours.

Further questions without notice were asked.

5. **PAPER LAID ON THE TABLE—STATEMENT OF REASONS:** The following Paper was laid on the Table at the request of His Honour the Administrator.

### ADMINISTRATOR'S COUNCIL ORDINANCE SECTION—8 (4)

**STATEMENT OF THE REASONS OF THE ADMINISTRATOR FOR ACTING CONTRARY TO OR FAILING TO ACT IN ACCORDANCE WITH THE ADVICE OF THE ADMINISTRATOR'S COUNCIL IN RESPECT OF THE APPOINTMENT OF THE DIRECTOR OF EMERGENCY SERVICES PURSUANT TO SECTION 6 OF THE CYCLONE DISASTER EMERGENCY ORDINANCE.**

6. **CONDOLENCES:** Dr Letts, by leave, moved That this Assembly record its sorrow and convey its condolences to the former Member for McMillan in the Legislative Council for the tragic death of his wife in the disaster of December 25, 1974.

Members having supported the motion, question resolved in the affirmative *nemine contradicente*.

7. **STATEMENT—DARWIN RECONSTRUCTION COMMISSION:** Dr Letts, by leave, made a statement relating to legislation proposed by the Australian Government to set up the Darwin Reconstruction Commission.

Mr Withnall, by leave, moved That this Assembly notes the statement of the Majority Leader concerning the passage of legislation in the Federal Parliament relating to the reconstruction of Darwin and expresses the opinions that the statement reflects the views of the people of the Territory and that it would not be in the interests of democratic government if the bill were passed in haste without first having been made available for comment in the Territory.

Debate ensued.

Question put and passed.

8. **LAND TENURE (TRANSITIONAL PROVISIONS) BILL 1975 (Serial 8):** Dr Letts presented the Bill which was thereupon read a first time.

Dr Letts moved—That the Bill be now read a second time.

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

9. **JUSTICES BILL 1975 (Serial 13):** Mr Everingham presented the Bill which was thereupon read a first time.

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

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

10. **TRAFFIC bill 1975 (Serial 11):** Mr Ryan presented the Bill which was thereupon read a first time.

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

Debate ensued.

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

11. **LOCAL GOVERNMENT BILL 1975 (Serial 10):** Mr Tambling, pursuant to notice, presented the Bill which was thereupon read a first time.

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

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

12. **MOTOR VEHICLES BILL 1975 (Serial 12):** Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

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

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

13. **CORONERS BILL 1975 (Serial 14):** Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

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

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

14. **STATEMENT—DARWIN RECONSTRUCTION BILL 1975:** Dr Letts, by leave, made a statement informing the Assembly that legislation concerning Darwin Reconstruction had been introduced in the Australian Parliament and that copies of the legislation would be distributed to all Members.

**SUSPENSION OF SITTING:** The sitting was suspended between 1145 and 1430 hours.

15. **DARWIN RECONSTRUCTION BILL 1975:** Dr Letts, by leave, laid on the Table a copy of the Bill and proposed amendments and, by leave, moved That the Bill be noted.

Debate ensued.

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

16. **ADJOURNMENT:** Dr Letts moved That the Assembly do now adjourn.

Debate ensued.

Question put and passed.

And then the Assembly at 1617 hours adjourned until tomorrow at 1000 hours.

---

**PAPERS:** The following papers were deemed to have been presented on 11 February 1975, pursuant to statute.

**Annual Reports:**

Northern Territory Betting Control Board 1973-74.  
Museums and Art Galleries Board of the Northern Territory 1973-74.  
Northern Territory Tourist Board 1973-74.

**Minutes of Meetings of Town Management Boards:**

Katherine—16 December 1974;  
13 January 1975.

---

**ATTENDANCE:** All members attended the sitting.



[27]

THE NORTHERN TERRITORY OF AUSTRALIA  
MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 7

Wednesday, 12 February 1975

- 
- 
1. The Assembly met at 1000 hours pursuant to adjournment—Mr Speaker Kilgariff took the Chair and Prayers were read.
  2. NOTICES: The following notice was given:—Mr Pollock: To present the Hospitals and Medical Services Bill 1975 (Serial 15).
  3. QUESTIONS: Questions without notice were asked.

SUSPENSION OF SITTING: The sitting was suspended between 1010 and 1027 hours.

Further questions without notice were asked.

4. NOTICE POSTPONED: On the motion of Dr Letts, Notice No. 1 (Interpretation Bill 1975) was postponed until the next sitting day.
5. LOCAL GOVERNMENT (EXTENSION OF TERMS OF OFFICE) BILL 1975 (Serial 23): Mr Tambling, pursuant to notice, presented the Bill which was thereupon read a first time.  
Mr Tambling, moved—That the Bill be now read a second time.  
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
6. WORKMEN'S COMPENSATION BILL 1975 (Serial 7): Mr Ryan, pursuant to notice, presented the Bill which was thereupon read a first time.  
Mr Ryan moved—That the Bill be now read a second time.  
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
7. CARAVAN PARKS BILL 1975 (Serial 2): Mr Tambling, pursuant to notice, presented the Bill which was thereupon read a first time.  
Mr Tambling moved—That the Bill be now read a second time.  
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
8. CORONERS BILL 1975 (Serial 14): 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—  
Question put and passed—Bill read a second time.  
The Assembly resolved itself into a committee of the whole.

---

(In the committee)

Clauses 1 to 3 agreed to.

Clause 4—

Debate ensued.

Progress to be reported, and leave asked to sit again.

---

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

9. **TRAFFIC BILL 1975 (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—  
Question put and passed—Bill read a second time.  
The Assembly resolved itself into a committee of the whole.
- 

(In the committee)

Clauses 1 and 2 agreed to.

Clause 3—

Debate ensued.

Progress to be reported, and leave asked to sit again.

---

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

10. **POSTPONEMENT OF ORDER OF THE DAY:** On the motion of Mrs Lawrie, Order of the Day No. 3 (Justices Bill 1975) was postponed until a later hour.
11. **DARWIN RECONSTRUCTION BILL 1975:** The order of the day having been read for the resumption of the debate on the motion of Dr Letts—That the Bill be noted.  
Debate resumed.

**SUSPENSION OF SITTING:** The sitting was suspended between 1157 and 1400 hours.

Debate resumed.

Question put and passed.

12. **MOTOR VEHICLES BILL 1975 (Serial 12):** 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—  
Question put and passed—Bill read a second time.  
The Assembly resolved itself into a committee of the whole.

---

(In the committee)

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

---

The Assembly resumed—Mr Chairman reported the Bill and the report was adopted.  
The Bill was read a third time and passed to be an Ordinance.

13. **LOCAL GOVERNMENT BILL 1975 (Serial 10):** 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 and the resumption of the debate made an order of the day for a later hour.
14. **LAND TENURE (TRANSITIONAL PROVISIONS) BILL 1975 (Serial 8):** 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.
- 

(In the committee)

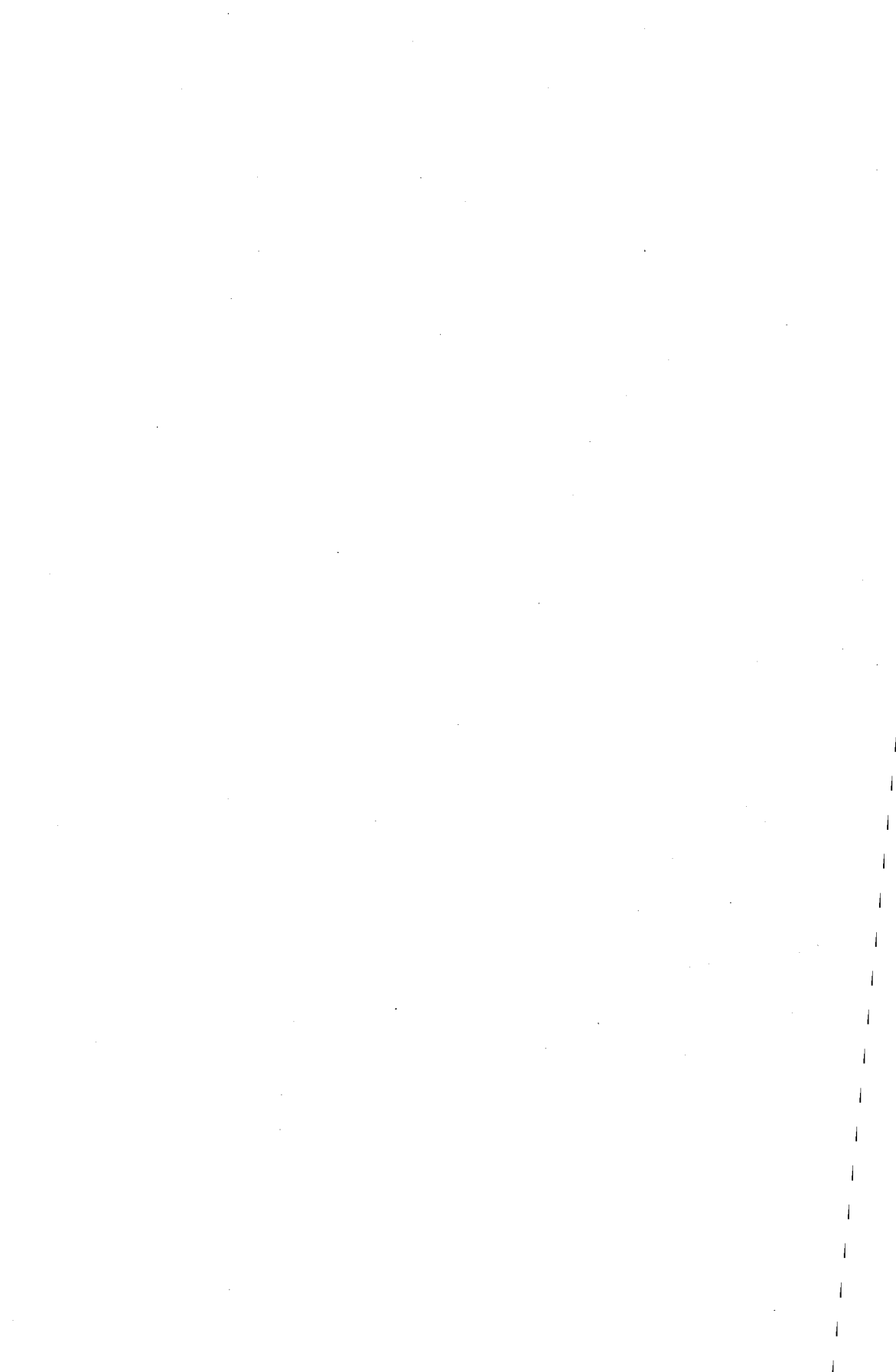
Bill, by leave, taken as a whole and agreed to.

---

The Assembly resumed—Mr Chairman reported the Bill and the report was adopted.  
The Bill was read a third time and passed to be an Ordinance.

15. **CATTLE PRICE STABILIZATION BILL 1975 (Serial 17):** Dr Letts presented the Bill which was thereupon read a first time.  
Dr Letts moved—That the Bill be now read a second time.  
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
16. **ADJOURNMENT:** Dr Letts moved—That the Assembly do now adjourn.  
Debate ensued.  
Question put and passed.  
And then the Assembly at 1505 hours adjourned until tomorrow at 1000 hours.
- 

**ATTENDANCE:** All members attended the sitting.





**MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY**

No. 8

Thursday, 13 February 1975

---

1. The Assembly met at 1000 hours pursuant to adjournment—Mr Speaker Kilgariff took the Chair and Prayers were read.
2. **PETITION:** Mr Kentish presented a Petition from certain Territory residents asking for the appointment of a resident police officer at Oenpelli.  
Petition received and read.
3. **QUESTIONS:** Questions without notice were asked.
4. **SUSPENSION OF STANDING ORDERS:** Dr Letts moved—That so much of standing orders be suspended as would prevent him presenting 3 bills together and—
  - (a) the 3 bills being read a first time together and one motion being put in regard to respectively, the second readings, the committee's report stages and the third readings of the bills together; and
  - (b) the consideration of the bills separately in the one committee of the whole.Question put and passed.
5. **THREE BILLS RELATING TO LEGISLATIVE ASSEMBLY: LEGISLATIVE ASSEMBLY (EXECUTIVE REponsIBILITY) BILL 1975 (Serial 18), INTERPRETATION BILL 1975 (Serial 19), and the PUBLIC SERVICE BILL 1975 (Serial 20):** Dr Letts presented the Bills which were thereupon read a first time.  
Dr Letts moved—That the Bills be now read a second time.  
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
6. **HOSPITALS AND MEDICAL SERVICES BILL 1975 (Serial 15):** Mr Pollock, pursuant to notice, presented the Bill which was thereupon read a first time.  
Mr Pollock moved—That the Bill be now read a second time.  
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
7. **REAL PROPERTY (INSURANCE MONEY APPLICATION) BILL 1975 (Serial 22):** Mr Everingham presented the Bill which was thereupon read a first time.  
Mr Everingham moved—that the Bill be now read a second time.  
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
8. **WORKMEN'S COMPENSATION BILL 1975 (Serial 7):** 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—  
Question put and passed—Bill read a second time.  
The Assembly resolved itself into a committee of the whole.

---

(In the committee)

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

---

The Assembly resumed—Mr Chairman reported the Bill and the report was adopted.  
The Bill was read a third time and passed to be an Ordinance.

9. LOCAL GOVERNMENT (EXTENSION OF TERMS OF OFFICE) BILL 1975 (Serial 23): 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.

The Assembly divided (The Speaker, Mr Kilgariff, in the Chair)

Ayes 16

Noes 2

Mr Ballantyne

Mrs Lawrie

Mr Dondas

Mr Withnall

Mr Everingham

Mr Kentish

Mr Kilgariff

Dr Letts

Mr MacFarlane

Mr Perron

Mr Pollock

Mr Robertson

Mr Ryan

Mr Steele

Mr Tambling

Mr Tungutalum

Mr Tuxworth

Mr Vale

And so it was resolved in the affirmative.

Bill read a second time.

The Assembly resolved itself into a committee of the whole.

---

(In the committee)

Clauses 1 and 2 agreed to.

Clauses 3 to 7, by leave, taken together and agreed to.

Title with a formal amendment agreed to.

---

The Assembly resumed—Mr Chairman reported the Bill and the report was adopted.  
The Bill was read a third time and passed to be an Ordinance.

10. CORONERS BILL 1975 (Serial 14): The order of the day having been read for the further consideration of the Bill in the committee of the whole Assembly.

The Assembly again resolved itself into a committee of the whole.

---

(In the committee)

Clause 4—

On the motion of Mr Everingham the following amendment was made—

Omit paragraph (b) of sub-section (3) of the proposed new section 48A in clause 4, substitute the following paragraph:

“(b) no relative of the deceased person has reasonable grounds for objecting to the exhumation and removal applied for, and that all reasonable steps have been taken by the applicant to trace and notify relatives of his intended application in sufficient time to enable relatives to make their objections known;”.

Clause, as amended, agreed to.

Title agreed to.

---

The Assembly resumed—Mr Chairman reported the Bill and the report was adopted.

The Bill was read a third time and passed to be an Ordinance.

11. **TRAFFIC BILL 1975 (Serial 11):** The order of the day having been read for the further consideration of the Bill in the committee of the whole Assembly.

The Assembly again resolved itself into a committee of the whole.

---

(In the committee)

Clause 3 agreed to after further debate.

Title agreed to.

---

The Assembly resumed—Mr Chairman reported the Bill and the report was adopted.

The Bill was read a third time and passed to be an Ordinance.

12. **CARAVAN PARKS BILL 1975 (Serial 2):** 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 adjourned and the resumption of the debate made an order of the day for a later hour.

13. **JUSTICES BILL 1975 (Serial 13):** 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 adjourned and the resumption of the debate made an order of the day for a later hour.

14. **LOCAL GOVERNMENT BILL 1975 (Serial 10):** 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 adjourned and the resumption of the debate made an order of the day for a later hour.

**SUSPENSION OF SITTING:** The sitting was suspended between 1145 and 1400 hours.

15. **CATTLE PRICE STABILIZATION BILL 1975 (Serial 17):** 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 and the resumption of the debate made an order of the day for a later hour.

16. **ALTERATION OF ORDER OF BUSINESS:** On the motion of Mr Tambling order of the day No. 5 was called on.

17. **CARAVAN PARKS BILL 1975 (Serial 2):** 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 interrupted.

**DISTINGUISHED VISITOR:** Mr Speaker informed the Assembly that His Honour the Administrator, Mr Jock Nelson, was present in the gallery. Mr Speaker formally welcomed the distinguished visitor.

Debate continued.

Mrs Lawrie moved—That the debate be adjourned.

Debate ensued.

Question—That the debate be adjourned—put and negatived.

Debate resumed.

Mrs Lawrie moved—That the debate be adjourned.

Question put.

The Assembly divided (The Speaker, Mr Kilgariff in the Chair).

Ayes 3

Mrs Lawrie  
Mr MacFarlane  
Mr Withnall

Noes 16

Miss Andrew  
Mr Ballantyne  
Mr Dondas  
Mr Everingham  
Mr Kentish  
Mr Kilgariff  
Dr Letts  
Mr Perron  
Mr Pollock  
Mr Robertson  
Mr Ryan  
Mr Steele  
Mr Tambling  
Mr Tungutalum  
Mr Tuxworth  
Mr Vale

And so it was resolved in the negative.  
Debate resumed.  
Question put and passed.—Bill read a second time.  
The Assembly resolved itself into a committee of the whole.

---

(In the committee)

Clauses 1 and 2 agreed to.  
Clause 3 agreed to, after debate.  
Clause 4 agreed to.  
Clause 5 agreed to, after debate.  
Clauses 6 and 7 agreed to.  
Clause 8 agreed to, after debate.  
Clause 9 agreed to.  
Clause 10 agreed to, after debate.  
Clause 11 agreed to, after debate.  
Clauses 12 to 14 agreed to.  
Clause 15 agreed to, after debate.  
Clause 16 agreed to.  
Mrs Lawrie moved That the committee report progress.  
Question put and negatived.  
Clauses 17 and 18 agreed to.  
Schedule—  
Debate ensued.  
On the motion of Mr Tambling the following amendments were made—  
Omit from paragraph 16 “or 30 metres to a septic tank or drainage pit”.  
After paragraph 20 insert the following paragraph:  
“20A. Where a septic tank system is used, sufficient area should be provided for extensions to the ground soakage system in case it should become defective or a nuisance or a health threat.”  
Schedule, as amended, agreed to.  
Title agreed to.

---

The Assembly resumed; Mr Chairman reported the Bill.  
Dr Letts moved—That the Bill be now recommitted to the committee of the whole Assembly for reconsideration of clause 3.  
Question put and passed.  
The Assembly again resolved itself into a committee of the whole.

---

(In the committee)

*On recommittal—*  
Clause 3—  
On the motion of Mr Tambling the following amendment was made—  
Omit the definition of “caravan” and substitute:

“ ‘caravan’ means a habitable container designed to be towed, driven or carried by a vehicle, whether the container is fixed or mobile and whether or not it has wheels;”.

Clause, as amended, agreed to.

---

The Assembly resumed—Mr Chairman reported the Bill 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 an Ordinance.

18. **SPECIAL ADJOURNMENT:** Mr Steele moved—That the Assembly, at its rising, adjourn until 1000 hours on Wednesday, 19 March 1975 or a date and time to be fixed by Mr Speaker.  
Question put and passed.

19. **ALTERATION OF ORDER OF BUSINESS:** On the motion of Mr Everingham, the order of the day relating to the Real Property (Insurance Money Application) Bill 1975 was called on.

20. **REAL PROPERTY (INSURANCE MONEY APPLICATION) BILL 1975 (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.

The Assembly resolved itself into a committee of the whole.

---

(In the committee)

Clauses 1 and 2 agreed to.

Clause 3—

On the motion of Mr Everingham the following amendment was made:—

Omit “25 December 1974”, substitute “23 December 1974”.

Clause, as amended, agreed to.

Clause 4—

On the motion of Mr Everingham the following amendments were made:—

Insert in sub-clause (1) after “contract” (first occurring), “whether entered into before or after the commencement of this Ordinance”.

Omit from sub-clause (2) paragraphs (a) and (b).

Clause, as amended, agreed to.

Title agreed to.

---

The Assembly resumed—Mr Chairman reported the Bill and the report was adopted.

The Bill was read a third time and passed to be an Ordinance.

21. **ADJOURNMENT:** Dr Letts moved—That the Assembly do now adjourn.  
Debate ensued.

Question put and passed.

And then the Assembly at 1655 hours adjourned until 1000 hours on Wednesday, 19 March 1975 or a date and time to be fixed by Mr Speaker.

---

ATTENDANCE: All members attended the sitting.

F. WALKER  
*Clerk of the Assembly*





THE NORTHERN TERRITORY OF AUSTRALIA

## *Minutes of Proceedings*

OF THE

# LEGISLATIVE ASSEMBLY

No. 9

Wednesday, 19 March 1975

- 
1. The Assembly met at 1000 hours pursuant to adjournment—The Clerk informed the Assembly of the absence of the Speaker and Mr J. L. S. MacFarlane, Chairman of Committees, took the Chair as Deputy Speaker—prayers were read.
  2. **MESSAGES:** The following Messages were received:

Message No. 2: Ordinances.

I inform the Assembly of the following action taken pursuant to the terms of the Northern Territory (Administration) Act 1910-1974:—

The Governor-General has withheld his assent to the following Ordinances:—

Public Service Ordinance 1974

Public Service Ordinance (No. 2) 1974

Prisons Ordinance 1974

Public Service Ordinance (No. 3) 1974

I have attached copies of the orders for the withholding of assent to these Ordinances, and the statement of reasons for withholding of assent to those Ordinances.

(Sgd.) J. NELSON

Administrator

18 March 1975

The Clerk laid on the Table the Statement of Reasons for withholding assent to the Ordinances.

Statement of Reasons for withholding Assent to the Public Service Ordinance 1974, the Public Service Ordinance (No. 2) 1974, the Prisons Ordinance 1974 and the Public Service Ordinance (No. 3) 1974.

These Ordinances were passed by the Legislative Council for the Northern Territory and reserved by the Administrator for the Governor-General's pleasure. The Governor-General on 19 February 1975 withheld assent to these.

The first three Ordinances would have created a Department of Consumer Affairs and Price Control, a Motor Vehicle Registry and an office of Comptroller of Prisons, respectively, in the Northern Territory Public Service. Those three functions are presently carried out within the Australian Public Service. The fourth Ordinance would have transferred from the Minister for the Northern Territory to the Administrator in Council the powers to exempt officers and employees, or classes of officers and employees, from the provisions of the Public Service Ordinance and to determine the salary and terms and conditions of service of such officers and employees.

It was considered that the transfer of functions in a piecemeal fashion at this stage to the Northern Territory Public Service would not create an effective service, and would be inconsistent with the intention that I enter into discussions with the new Legislative Assembly with a view to the devolution of a measure of local executive autonomy on the Territory.

There is presently no infrastructure within the Northern Territory Public Service capable of supporting expansion of that service as proposed by the first three Ordinances under consideration. Moreover, such infrastructure could not be developed and organised under the Northern Territory Public Service Ordinance as it is presently worded. One of the early tasks of the new Assembly might well be to consider a new Public Service Ordinance to accommodate any transfer of executive power. The fourth Ordinance, dealing with the powers of exemption and salary determination, is viewed as supporting legislation to the other three. For the reasons already given, it would be undesirable to transfer such power at this stage.

(Sgd.) Rex Patterson  
Minister for the Northern Territory

Message No. 3: Cyclone Disaster Relief Fund Ordinance 1975.

I inform the Assembly of the following action taken pursuant to the terms of the Northern Territory (Administration) Act 1910-1974.

I have declared that I withhold my assent to the Cyclone Disaster Relief Fund Ordinance 1975.

(Sgd.) J. Nelson  
Administrator  
18 March 1975

3. **QUESTIONS:** Questions without notice were asked.
4. **FREEHOLD LAND INQUIRY—REPORT OF THE COMMISSIONER:** By command of the Administrator the Clerk laid on the Table the Report of the Commissioner, the Honourable Sir John NIMMO, CBE, O.St.J., relating to the Freehold Land Inquiry.
5. **STATEMENT RELATING TO THE MEAT INDUSTRY:** Dr Letts, by leave, made a statement relating to the meat industry and the availability of government financial assistance to that industry.
6. **STATEMENT—DARWIN RECONSTRUCTION COMMISSION:** Dr Letts, by leave, made a statement relating to the Darwin Reconstruction Commission and the Darwin Reconstruction Act.
7. **LEAVE OF ABSENCE:** Mr Steele moved That leave of absence for this sitting day be granted to Mr Speaker Kilgariff.  
Question put and passed.

**SUSPENSION OF SITTING:** The sitting was suspended between 1040 and 1120 hours.

8. **CYCLONE DISASTER EMERGENCY BILL (No. 2) 1975 (Serial 21):** Dr Letts, presented the Bill which was thereupon read a first time.

Dr Letts moved—That the Bill be now read a second time.

**SUSPENSION OF SITTING:** The sitting was suspended between 1205 and 1400 hours.

Debate resumed.

Question put and passed.

Bill read a second time.

The Assembly resolved itself into a committee of the whole.

---

(In the committee)

Clauses 1 to 4 agreed to.

Clause 5—

On the motion of Dr Letts the following amendments were made:—

Omit from sub-clause (1) “paragraph (c)” and substitute “paragraphs (b), (c)”.

Omit from subclause (1) “(1), (n)” and substitute “(1), (m), (n)”.

Dr Letts moved as a further amendment—

Omit sub-clause (3) and substitute:

“(3) Section 10(3) of the Principal Ordinance is amended by omitting ‘who, on the date of commencement of this Ordinance, resides in Darwin shall not, by action under this section, other than under subsection (1)(j),’ and substituting ‘who was a resident of Darwin on 24 December, 1974, shall not, by action under this section,.’”.

On the motion of Mr Withnall the following amendment to the proposed amendment was made, after debate:—

Omit from the proposed amendment “who was a resident of Darwin” and substitute “who was ordinarily resident in the cyclone disaster area”.

Proposed amendment, as amended, agreed to.

Clause, as amended, agreed to.

Clauses 6 to 8 agreed to.

Title agreed to.

---

The Assembly resumed—Mr Deputy Chairman reported the Bill 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 an Ordinance.

9. **LOCAL GOVERNMENT (POST-CYCLONE ELECTIONS) BILL 1975 (Serial 29):** Mr Tambling presented the Bill which was thereupon read a first time.

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

Debate ensued.

Question put and passed—Bill read a second time.

The Assembly resolved itself into a committee of the whole.

---

(In the committee)

Clauses 1 and 2 agreed to.

Clauses 3 and 4, by leave, taken together and agreed to.

Clause 5—

On the motion of Mr Withnall, the following amendment was made:—

Insert after "Upon the commencement of this Ordinance" the words "and notwithstanding that, on the date of commencement of this Ordinance, the roll of electors for the City of Darwin has been compiled under section 59 of the *Local Government Ordinance* for a 3 yearly election of mayor and aldermen".

Clause, as amended, agreed to.

Clause 6 agreed to.

Clause 7—

On the motion of Mr Withnall the following amendment was made:—

Omit sub-clause (1) and substitute:

"(1) Notwithstanding that, on the date of commencement of this Ordinance, the roll of electors for the City of Darwin has been compiled under section 59 of the *Local Government Ordinance* for a 3 yearly election of mayor and alderman, all the wards of the City of Darwin are abolished."

Clause, as amended, agreed to.

Title agreed to.

---

The Assembly resumed—Mr Deputy Chairman reported the Bill and the report was adopted.

The Bill was read a third time and passed to be an Ordinance.

10. **EXPLOSIVES BILL 1975 (Serial 33):** Mr Ryan, presented the Bill which was there-upon read a first time.

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

Mrs Lawrie moved—That the debate be adjourned.

Question put and negatived.

Original motion put and passed—Bill read a second time.

The Assembly resolved itself into a committee of the whole.

---

(In the committee)

Clause 1 agreed to, after debate.

Clauses 2 and 4, by leave, taken together and agreed to.

Title agreed to.

---

The Assembly resumed—Mr Deputy Chairman reported the Bill and the report was adopted.

The Bill was read a third time and passed to be an Ordinance.

11. **LICENSING BILL 1975 (Serial 30):** Mr Pollock presented the Bill which was there-upon read a first time.

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

Debate ensued.

Question put and passed—Bill read a second time.

The Assembly resolved itself into a committee of the whole.

(In the committee)

Clauses 1 and 2 agreed to.

Clause 3—

On the motion of Mr Pollock the following amendments were made:—

In clause 3 (1) omit “3 years” and substitute “2 years”.

Insert in proposed new section 46(1A), before paragraph (a), the following paragraph:

“(aa) the the licence does not expire, and does not need to be renewed, during the period of the suspension;”.

Insert in proposed new section 46(1A)(c) after “resumes the carrying on of his business” the words, “if he resumes the carrying on of his business in a different year from the year in which he suspended the carrying on of business.”.

Insert in proposed new section 46(1A)(c) after “of the year” the words “in which he resumes the carrying on of his business”.

Omit from proposed new section 46(1B) all the words from and including “until” and substitute—  
“until—

- (a) a licensing magistrate has approved the premises as fit for the carrying on of his business as a licensee; and
- (b) if an annual fee is payable when he resumes the carrying on of his business, he has paid that annual fee”.

After proposed new section 46(1C) add the following sub-section:

“(1D) Where a licensee pays an annual fee when he resumes the carrying on of his business after a period of suspension by virtue of the operation of this section, the clerk shall issue the licensee with a licence.”.

Clause, as amended, agreed to.

New clauses—

On the motion of Mr Pollock the following new clauses were inserted in the Bill:—

“4. Section 87A(1) of the Principal Ordinance is amended by omitting ‘for the renewal of its certificate of registration’ and substituting ‘under this Ordinance’.

“5. (1) Section 94 (1) of the Principal Ordinance is amended by omitting all the words from and including ‘the club may’ and substituting ‘a licensing magistrate, upon application by or on behalf of the club, may, if he sees fit to do so, by order authorize the club temporarily to suspend the sale and supply of liquor or to sell and supply liquor in a part only of the club premises or in some other premises (although not having the accommodation or equipment required by the Ordinance) for such period not exceeding, at any one time, 12 months and not exceeding, in total, 2 years as, having regard to the nature and extent of the repairs or rebuilding work required, the licensing magistrate thinks reasonable’.

“(2) Section 94 of the Principal Ordinance is amended by omitting sub-section (2) and substituting the following sub-sections:

“(2) Where a licensing magistrate makes an order under sub-section (1) authorizing a club temporarily to suspend the sale and supply of liquor—

- (a) the certificate of registration does not expire, and does not need to be renewed, during the period of the suspension;
- (b) the club is entitled, if it has paid an annual fee in respect of all or part of the period of the suspension, to a refund of so much of that fee as is proportionate to the part of the year during which the sale and supply of liquor is suspended;
- (c) no annual fee is payable in respect of the period of the suspension; and
- (d) the annual fee payable when the club resumes the sale and supply of liquor, if it resumes the sale and supply of liquor in a different year from the year in which it suspended the sale and supply of liquor, is the amount of the annual fee last payable before it ceased to sell and supply liquor less so much of that fee as is proportionate to the part, if any, of the year in which it resumes the sale and supply of liquor during which the sale and supply of liquor was suspended.

“(3) Where a club suspends the sale and supply of liquor in pursuance of an order under sub-section (1), it shall not resume the sale and supply of liquor until—

- (a) a licensing magistrate has approved the premises as fit for the sale and supply of liquor; and
- (b) if an annual fee is payable when the club resumes the sale and supply of liquor, it has paid that annual fee.

‘(4) A licensing magistrate shall not approve premises under sub-section (3) until he has received a report from an inspector on the condition of the premises.

‘(5) Where a club pays an annual fee when it resumes the sale and supply of liquor after a period of suspension by virtue of the operation of this section, the clerk shall issue the club with a certificate of registration.’”.

Title agreed to.

---

The Assembly resumed—Mr Deputy Chairman reported the Bill 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 an Ordinance.

12. **SUSPENSION OF STANDING ORDERS:** Mr Everingham moved, by leave That so much of the standing orders be suspended as would prevent him presenting 2 bills together and—

(a) the 2 bills being read a first time together and one motion being put in regard to respectively, the second readings, the committee’s report stages and the third readings of the bills together; and

(b) the consideration of the bills separately in the one committee of the whole.

Question put and passed.

13. **BILLS RELATING TO DRUNKENNESS—DRUNKENNESS BILL 1975 (Serial 31), and POLICE AND POLICE OFFENCES BILL 1975 (Serial 32):** Mr Everingham presented the Bills which were thereupon read a first time.

Mr Everingham moved—That the Bills be now read a second time.

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

14. **ENCOURAGEMENT OF PRIMARY PRODUCTION BILL 1975 (Serial 25):** Dr Letts presented the Bill which was thereupon read a first time.

Dr Letts moved—That the Bill be now read a second time.

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

15. **CARAVAN PARKS BILL (No. 2) 1975 (Serial 26):** Mrs Lawrie presented the Bill which was thereupon read a first time.

Mrs Lawrie moved—That the Bill be now read a second time.

Debate ensued.

Question put and passed—Bill read a second time.

The Assembly resolved itself into a committee of the whole.

---

(In the committee)

Clauses 1 and 2 agreed to.

Clause 3—

On the motion of Mr Tambling the following amendment was made:—

Omit from proposed new section 13A(6) “ex parte or otherwise”.

Clause, as amended, agreed to.

Title agreed to.

---

The Assembly resumed—Mr Deputy Chairman reported the Bill and the report was adopted.

The Bill was read a third time and passed to be an Ordinance.

16. **SUSPENSION OF STANDING ORDERS:** Mrs Lawrie moved, by leave That so much of standing orders be suspended as would prevent her presenting 2 bills together and—

- (a) the 2 bills being read a first time together and one motion being put in regard to respectively, the second readings, the committee's report stages and the third readings of the bills together; and
- (b) the consideration of the bills separately in the committee of the whole.

Question put and passed.

17. **BILLS RELATING TO PROPOSED FREE BEACH—POLICE AND POLICE OFFENCES BILL 1975 (Serial 27), and CRIMINAL LAW CONSOLIDATION BILL 1975 (Serial 28):** Mrs Lawrie presented the Bills which thereupon were read a first time.

Mrs Lawrie moved—That the Bills be now read a second time.

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

18. **SPECIAL ADJOURNMENT:** Mr Steele moved—That the Assembly, at its rising, adjourn until 1000 hours on Tuesday, 22 April 1975.

Question put and passed.

19. **ADJOURNMENT:** Dr Letts moved—That the Assembly do now adjourn.

Debate ensued.

Question put and passed.

And then the Assembly at 1715 hours adjourned until 1000 hours on Tuesday, 22 April 1975.

---

**PAPERS:** The following papers were deemed to have been presented on 19 March 1975, pursuant to statute:—

**Annual Report:**

Northern Territory Consumer Protection Council 1973/74.

**Minutes of Meetings of Town Management Boards:**

Katherine—17/2/75;  
— 3/3/75.

Tennant Creek—6/2/75;  
—3/3/75.

---

**ATTENDANCE:** All members attended the sitting except Mr Speaker Kilgariff who had been granted leave of absence.

F. WALKER  
*Clerk of the Assembly*





FIRST LEGISLATIVE ASSEMBLY

INDEX OF MINUTES OF  
SITTING DAYS No. 6 to 9

From	To	Pages
11 February 1975 and 19 March 1975	13 February 1975	23-45
<b>BILLS—</b>		
2	Caravan Parks 1975 . . . . .	27, 33, 34, 35, 36P
26	Caravan Parks (No. 2) 1975 . . . . .	44P
17	Cattle Price Stabilization 1975 . . . . .	29, 33
14	Coroners 1975 . . . . .	24, 27, 32, 33P
28	Criminal Law Consolidation 1975 . . . . .	45
21	Cyclone Disaster Emergency (No. 2) 1975 . . . . .	40, 41P
31	Drunkenness 1975 . . . . .	44
25	Encouragement of Primary Production 1975 . . . . .	44
33	Explosives 1975 . . . . .	42P
15	Hospital and Medical Services 1975 . . . . .	31
19	Interpretation 1975 . . . . .	31
13	Justices 1975 . . . . .	24, 33
8	Land Tenure (Transitional Provisions) 1975 . . . . .	24, 29P
18	Legislative Assembly (Executive Responsibility) 1975 . . . . .	31
30	Licensing 1975 . . . . .	42, 43, 44P
10	Local Government 1975 . . . . .	24, 29, 33
23	Local Government (Extension of Terms of Office) 1975 . . . . .	27, 32P
29	Local Government (Post Cyclone Elections) 1975 . . . . .	41, 42P
12	Motor Vehicles 1975 . . . . .	24, 28, 29P
32	Police and Police Offences 1975 . . . . .	44
27	Police and Police Offences 1975 . . . . .	45
20	Public Service 1975 . . . . .	31
22	Real Property (Insurance Money Application) 1975 . . . . .	31, 36P
11	Traffic 1975 . . . . .	24, 28, 33P
7	Workmen's Compensation 1975 . . . . .	27, 31, 32P
<b>CONDOLENCES . . . . .</b>		23
<b>LEAVE OF ABSENCE—</b>		
	Mr Kilgariff . . . . .	40
<b>MESSAGES—</b>		
	No. 2 Withholding of Assent to 4 Ordinances . . . . .	39
	No. 3 Withholding of Assent—Cyclone Disaster Relief Fund Ordinance 1975 . . . . .	40
<b>MOTIONS (Procedural)—</b>		
	Passage of bills . . . . .	23
	Presentation of multiple bills . . . . .	31, 44, 45
<b>MOTIONS (Substantive)—</b>		
	Condolence (Mrs Bell) . . . . .	23
	Proposed legislation—Darwin Reconstruction Commission . . . . .	23, 24P
	Darwin Reconstruction Bill—Motion to note . . . . .	24, 28P
<b>PAPERS—</b>		
	Tabled by command—	
	Statement of reasons—failure to act on advice of Administrator's Council . . . . .	23
<b>PAPERS—</b>		
	Tabled by Members—	
	Darwin Reconstruction Bill 1975 (Dr Letts) . . . . .	24
<b>PAPERS—</b>		
	Tabled pursuant to statute— . . . . .	25, 45
<b>PETITION—</b>		
	Requesting Police Officer at Oenpelli (Mr Kentish) . . . . .	31
<b>REPORT—</b>		
	Nimmo Commission—Freehold Land Inquiry . . . . .	40

**STATEMENTS—**

Darwin Reconstruction legislation (Dr Letts) . . . . .	23
Darwin Reconstruction Bill (Dr Letts) . . . . .	24
Statement of reasons for withholding Assent . . . . .	39
Darwin Reconstruction Commission (Dr Letts) . . . . .	40
Meat Industry (Dr Letts) . . . . .	40