

PART III

THE MINUTES OF PROCEEDINGS

THE NORTHERN TERRITORY OF AUSTRALIA

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MINUTES OF PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY

FIRST SESSION

FIFTH ASSEMBLY

No. 90

Tuesday 20 February 1990

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1. MEETING:

The Assembly met at 10.00 a.m., pursuant to resolution of the Assembly of 30 November 1989. The Speaker, the Honourable N.M. Dondas, took the Chair.

2. PRAYERS.

3. DEATH OF FORMER MEMBER - MR D.F. DALE:

The Speaker informed the Assembly of the death, on 13 February 1990, of Donald Francis Dale, a former Member of this Assembly for the Electoral Division of Wanguri and former Minister of the Northern Territory Government.

The Chief Minister (Mr Perron), by leave, moved - That this Assembly expresses its deep regret at the death, on 13 February 1990, of Donald Francis Dale, a Member for the Electoral Division of Wanguri in the Northern Territory Legislative Assembly from 3 December 1983 to 27 July 1989, former Alderman and Deputy Lord Mayor of the City of Darwin, and a Minister of the Crown from 15 May 1986 until 27 July 1989, and places on record its appreciation of his long and meritorious service to the Legislative Assembly and to the Northern Territory and tenders its profound sympathy to his family.

Debate ensued.

**And Members present having stood in their places in silence -**

Question - put and passed.

The sitting was suspended as a mark of respect.

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**Suspension of sitting:** The sitting was suspended between 12.13 p.m. and 2.30 p.m.

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4. PETITION:

Mr Coulter, by leave, presented a petition, not conforming with Standing Orders, from 559 citizens of the Northern Territory relating to the bus service from Palmerston to Darwin.

**Petition read.**

5. NOTICES:

The following notices were given:

Mr Perron: To present the Financial Administration and Audit Amendment Bill 1990 (Serial 256).

Mr Reed: To present the Grain Marketing Amendment Bill 1990 (Serial 257).

Mr Coulter: To present the Mine Management Bill 1990 (Serial 259).

6. FILM FOOTAGE - STATEMENT:

The Speaker informed Members that he had authorized library footage to be filmed by the Australian Broadcasting Commission and NTD Channel 8 and Radio 8-TOP FM to tape Question Time for re-broadcast at a later hour.

7. QUESTIONS:

Questions were asked of Ministers.

8. TRADE DEVELOPMENT ZONE AND HENGYANG COMPANY - MINISTERIAL STATEMENT - STATEMENT NOTED:

The Minister for Industries and Development (Mr Coulter), by leave, made a statement relating to the Trade Development Zone and the Hengyang Company.

Mr Coulter moved - That the Assembly take note of the Statement.

Debate ensued.

The Leader of the Opposition (Mr Smith), by leave, laid on the Table the following Paper -

° Summary of Claims by the ACTU.

Debate continued.

Question - put and passed.

9. REQUEST FOR PAPER TO BE TABLED:

The Leader of the Opposition (Mr Smith), pursuant to Standing Order 255, requested that the Minister for Industries and Development (Mr Coulter) lay upon the Table a paper from which he had quoted during the debate on the Trade Development Zone.

**Paper tabled:** Mr Coulter laid on the Table the following Paper -

° Address by Neil Philip, Solicitor for Hengyang.

10. AUDITOR-GENERAL'S REPORT UPON PUBLIC SECTOR CORPORATIONS, 1988-89 - PAPER TABLED - PAPER PRINTED:

The Speaker laid on the Table the Report of the Auditor-General upon Public Sector Corporations for the year ended 30 June 1989.

The Leader of Government Business (Mr Coulter) moved - That the Report be printed.

Question - put and passed.

11. SPECIAL ADJOURNMENT:

The Leader of Government Business (Mr Coulter) moved - That the Assembly at its rising adjourn until Thursday 22 February 1990 at 10.00 a.m.

Question - put and passed.

12. BUSINESS POSTPONED:

The Leader of Government Business (Mr Coulter) moved - That Government Business, Orders of the Day No. 1, relating to the Police Administration Amendment Bill (No. 4) 1989 (Serial 239) be postponed until a later hour.

Question - put and passed.

13. BRANDS AMENDMENT BILL (No. 2) 1989 (Serial 246):

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 a motion for the third reading of the Bill to be moved forthwith.

On the motion of the Minister for Primary Industry and Fisheries (Mr Reed) the Bill was read a third time and passed to be a proposed law.

14. STOCK DISEASES AMENDMENT BILL (No. 2) 1989 (Serial 248); ABATTOIRS AND SLAUGHTERING AMENDMENT BILL 1989 (Serial 249); BRANDS AMENDMENT BILL 1989 (Serial 250); EXOTIC DISEASES (ANIMALS) COMPENSATION AMENDMENT BILL 1989 (Serial 251); PET MEAT AMENDMENT BILL 1989 (Serial 252); STOCK (ARTIFICIAL BREEDING) AMENDMENT BILL 1989 (Serial 253); and STOCK ROUTES AND TRAVELLING STOCK AMENDMENT BILL 1989 (Serial 254):

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

Question - put and passed.

Bills read a second time.

Leave granted for a motion for the third readings of the Bills to be moved forthwith.

On the motion of the Minister for Primary Industry and Fisheries (Mr Reed) the Bills were read a third time and passed to be proposed laws.

15. ADJOURNMENT:

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

Debate ensued.

Question - put and passed.

The Assembly adjourned at 7.22 p.m. until Thursday 22 February 1990 at 10.00 a.m.

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PAPERS:

The following Papers were deemed to have been presented on Tuesday 20 February 1990:

**Agreements and Determinations:**

Police Arbitral Tribunal Determination No. 1 of 1982

Consent Agreement No. T18 of 1989, dated 13 December 1989

Determination No. T17 of 1989, dated 6 December 1989

Police Arbitral Tribunal Determination No. 2 of 1982

Consent Agreement No. T1 of 1990, dated 21 December 1989

Determination No. T16 of 1989, dated 6 December 1989

**Annual Reports:**

Cobourg Peninsula Sanctuary Board, 1988-89

Department of Law, Corporate Affairs Office, 1988-89

Department of Primary Industry and Fisheries, 1988-89

Electrical Workers and Contractors Licensing Board, 1988-89

Jabiru Town Development Authority, 1988-89

National Companies and Securities Commission, 1988-89

Publications and Films Review Board, 1988

**Community Government Schemes:**

Numbulwar Numburindi Community Government Scheme  
Yugul Mangi Community Government Scheme, Amendment of

**Recommendation under section 103 of the Crown Lands Act:**

Revocation of Reserve 1385, Town of Darwin  
Revocation of Reserve 1647, Town of Nightcliff

**Regulations 1989:**

- No. 35 - Financial Institutions Duty Regulations
- No. 36 - Amendments of the Nursing Regulations
- No. 37 - Amendments of the Electricity By-laws
- No. 38 - Amendment of the Territory Parks and Wildlife  
Conservation By-laws
- No. 39 - Police Administration Regulations
- No. 40 - Juries Regulations

**Regulations 1990:**

- No. 1 - Amendments of the Fish and Fisheries Regulations
- No. 2 - Real Property Regulations
- No. 3 - Amendments of the Public Service Regulations

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**ATTENDANCE:**

All Members attended the sitting.

## MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 91

Thursday 22 February 1990

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1. MEETING:  
The Assembly met at 10.00 a.m., pursuant to adjournment. The Speaker, the Honourable N.M. Dondas, took the Chair.
2. PRAYERS.
3. PERSONAL EXPLANATION:  
The Minister for Industries and Development (Mr Coulter), by leave, made a personal explanation relating to comments he made during Question Time and debate on the Trade Development Zone on Tuesday, 20 February 1990.  
The Leader of the Opposition (Mr Smith), by leave, made a personal explanation relating thereto.
4. NOTICES:  
The following notices were given:  
Mr Manzie: To present the Legal Aid Bill 1990 (Serial 258); the Plumbers and Drainers Licensing (Validation) Bill 1990 (Serial 265); and the Local Court (Consequential Amendments) Bill 1990 (Serial 260).  
Mr Hatton: To present the Territory Parks and Wildlife Conservation Amendment Bill 1990 (Serial 268) and the Ozone Protection Bill 1990 (Serial 264).  
Mr McCarthy: To present the Litter Amendment Bill 1990 (Serial 255).
5. FILM FOOTAGE - STATEMENT:  
The Speaker informed Members that he had authorized library footage to be filmed by Channel 7 during Question Time this morning.
6. QUESTIONS:  
Questions were asked of Ministers.
7. TRADE DEVELOPMENT ZONE, INDUSTRIAL RELATIONS PROBLEMS - MINISTERIAL STATEMENT - MOTION TO NOTE STATEMENT:  
The Minister for Industries and Development (Mr Coulter), by leave, made a statement relating to industrial relations problems at the Trade Development Zone.  
Mr Coulter moved - That the Assembly take note of the Statement.  
Debate ensued.  
On the motion of the Minister for Labour, Administrative Services and Local Government (Mr McCarthy) debate was adjourned.
8. ULURU AND KAKADU NATIONAL PARKS - MOTION AGREED TO:  
The Minister for Transport and Works (Mr Finch), by leave, moved - That -
  - (1) recognising the Territory Government's genuine concern for responsible and appropriate protection of the environment, its long-standing commitment to sustainable economic development of the Northern Territory and its legitimate and appropriate responsibility to administer all State-like functions, this Assembly -

- (a) **Condemns** the unacceptable and irresponsible approach to the environment demonstrated by the Australian National Parks and Wildlife Service and the Federal Government in the unnecessary destruction of 150 Desert Oak trees in Uluru National Park;
  - (b) **Condemns** as unacceptable and contrary to undertakings given to the Territory Government, the Australian National Parks and Wildlife Service proposals for a review of arrangements for Uluru National Park directed towards the imposition of limitations on future visitor numbers to the Park;
  - (c) **Calls** on the Federal Government to accept that responsible environment management at Uluru National Park requires adequate provision of appropriate facilities and infrastructure to enable increasing visitor demands to be accommodated without prejudice to environmental protection;
  - (d) **Calls** on the Federal Government to repudiate immediately the recent decision by the Australian National Parks and Wildlife Service to terminate the future operations of boat cruise activities which have been very successfully carried out by a private sector operator at Yellow Waters in Kakadu National Park and which have contributed to the enhancement of Kakadu National Park as a major scenic attraction;
  - (e) **Condemns** the Australian National Parks and Wildlife Service for its decision to require residents of Yulara to pay Park entrance fees each time they wish to visit locations within the Park and calls on the Federal Government to reverse this decision; and
  - (f) **Calls** on the Federal Government to enter into immediate negotiations for the transfer of full responsibility for the management of Kakadu and Uluru National Parks to the Northern Territory Government for management by the Northern Territory Conservation Commission; and
- (2) this resolution of the Legislative Assembly of the Northern Territory be conveyed immediately to the Prime Minister and appropriate Commonwealth Ministers.

Debate ensued.

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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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Debate resumed.

The Member for Wanguri (Mr Bailey) moved the following amendment -

Omit all words after "That" and insert in their stead -

"this Assembly condemns the uncooperative and confrontationalist attitude of the CLP Government towards Federal Government Authorities adopted for short-term unproductive political objectives".

The Leader of Government Business (Mr Coulter) moved - That the question be now put.

Question - That the question be now put - put.

The Assembly divided (the Speaker, Hon N.M. Dondas, in the Chair) -

AYES, 16

NOES, 7

Mr Collins  
Mr Coulter  
Mr Dondas  
Mr Finch  
Mr Firmin  
Mr Floreani  
Mr Harris  
Mr Hatton  
Mr Manzie  
Mr McCarthy  
Mr Palmer  
Mr Perron  
Mr Poole  
Mr Reed  
Mr Setter  
Mr Vale

Mr Bailey  
Mr Bell  
Mr Ede  
Mr Lanhupuy  
Mr Leo  
Mrs Padgham-Purich  
Mr Tipiloura

And so it was resolved in the affirmative.

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

Debate continued.

**Paper tabled:** The Minister for Tourism (Mr Vale) laid on the Table following Papers -

- ° Letter from L.C. Thomas A/Assistant Director, Northern Operations Branch, Australian National Parks and Wildlife Service to Mr D. Tutty, Marketing Director, Australian Kakadu Tours, dated 12 February 1990.
- ° Letter from Professor J.D. Ovington, Director, Australian National Parks and Wildlife Service to Mr Bob Doyle, Chairman, Northern Territory Tourist Commission, dated 8 January 1990.

Debate continued.

The Member for Macdonnell (Mr Bell) moved the following amendment -

Omit all words after "That" and insert in their stead -

"this Assembly supports the Australian National Parks and Wildlife Service's efforts to administer parks in the Northern Territory in the face of, and as a result of, the Northern Territory Government's political direction of the Conservation Commission of the Northern Territory".

**Ruling of Speaker:** The Speaker ruled that, pursuant to Standing Order 143, the amendment was not in order as the Assembly had resolved not to omit all words after "That", and the amendment therefore could not be proceeded with.



Debate continued.  
Question - put and passed.

9. FINANCIAL ADMINISTRATION AND AUDIT AMENDMENT BILL 1990 (Serial 256):  
The Treasurer (Mr Perron), pursuant to notice, presented a Bill for an Act to amend the *Financial Administration and Audit Act*.  
Bill read a first time.  
Mr Perron moved - That the Bill be now read a second time.  
On the motion of the Leader of the Opposition (Mr Smith) debate was adjourned.
10. GRAIN MARKETING AMENDMENT BILL 1990 (Serial 257):  
The Minister for Primary Industries and Fisheries (Mr Reed), pursuant to notice, presented a Bill for an Act to amend the *Grain Marketing Act*.  
Bill read a first time.  
Mr Reed moved - That the Bill be now read a second time.  
On the motion of the Deputy Leader of the Opposition (Mr Ede) debate was adjourned.
11. MINE MANAGEMENT BILL 1990 (Serial 259):  
The Minister for Mines and Energy (Mr Coulter), pursuant to notice, presented a Bill for an Act relating to the inspection and management of mines, and for related purposes.  
Bill read a first time.  
Mr Coulter moved - That the Bill be now read a second time.  
On the motion of the Member for Macdonnell (Mr Bell) debate was adjourned.
12. POLICE ADMINISTRATION AMENDMENT BILL (No. 4) 1989 (Serial 239):  
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 a motion for the third reading of the Bill to be moved forthwith.  
On the motion of the Chief Minister (Mr Perron) the Bill was read a third time and passed to be a proposed law.
13. LOTTERIES AND GAMING AMENDMENT BILL 1989 (Serial 244):  
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 a motion for the third reading of the Bill to be moved forthwith.  
On the motion of the Minister for Racing and Gaming (Mr Finch) the Bill was read a third time and passed to be a proposed law.
14. SUPREME COURT AMENDMENT BILL 1989 (Serial 247):  
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 a motion for the third reading of the Bill to be moved forthwith.

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

15. CRIMINAL LAW (CONDITIONAL RELEASE OF OFFENDERS) AMENDMENT BILL (No. 3) 1989 (Serial 235):

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 a motion for the third reading of the Bill to be moved forthwith.

The Minister for Correctional Services (Mr Reed) moved - 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.

16. SUMMARY OFFENCES AMENDMENT BILL 1989 (Serial 238):

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, according to Order, resolved itself into a Committee of the Whole for the consideration of the Bill.

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**In the Committee**  
(Chairman - Mr Firmin)

Bill, by leave, taken as a whole.

Mr Manzie moved the following amendment - Clause 2, omit from proposed section 61(3) "subsection (1)" and insert in its stead "subsection (2)".

Amendment agreed to.

Bill, as amended, agreed to.

Bill to be reported with an amendment.

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The Speaker (Mr Dondas) resumed the Chair; the Chairman (Mr Firmin) reported accordingly; and the report was adopted.

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

17. STATE SQUARE MODEL - STATEMENT:

The Speaker informed the Members that a model of the State Square Project was on display in the foyer of the Chan Building.

18. ADJOURNMENT:

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

Debate ensued.

**Papers tabled:** The Member for Sadadeen (Mr Collins), by leave, laid on the Table the following Papers -

° Public letter from George V. Turner, B.A., LL.B., Barrister, dated 17 November 1989;

- Advertisement for a meeting regarding the United Nations Convention on the Rights of the Child;
- Letter to all Members of Parliament from Pam McCormack, George V. Turner, N.P. White, and Gary Penhall, dated 13 November 1989;
- News Release - "Support Declared for U.N. Treaty to Protect Children", dated 21 November 1989;
- Letter from Brian Burdekin, Federal Human Rights Commissioner, dated 20 November 1989;
- CHOGM Communique; and
- Paper relating to the Convention on the Rights of the Child.

Debate continued.

Question - put and passed.

The Assembly adjourned at 7.50 p.m. until Tuesday 27 February 1990 at 10.00 a.m.

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**ATTENDANCE:**

All Members attended the sitting.

MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 92

Tuesday 27 February 1990

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1. MEETING:

The Assembly met at 10.00 a.m., pursuant to adjournment. The Speaker, the Honourable N.M. Dondas, took the Chair.

2. PRAYERS.

3. MESSAGES FROM THE ADMINISTRATOR:

The Speaker read the following Messages from His Honour the Administrator:

**Message No. 11**

I, JAMES HENRY MUIRHEAD, the Administrator of the Northern Territory of Australia, in pursuance of section 11 of the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, recommend to the Legislative Assembly a Bill for an Act to regulate or prohibit the manufacture, sale, distribution, use, re-cycling, storage and disposal of certain substances believed to deplete stratospheric ozone and of articles which contain those substances, and for other purposes, and which in part makes provision for the payment of compensation from the Consolidated Fund.

Dated 27 February 1990.

(Sgd) J.H. MUIRHEAD  
Administrator

**Message No. 12**

I, JAMES HENRY MUIRHEAD, the Administrator of the Northern Territory of Australia, in pursuance of section 11 of the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, recommend to the Legislative Assembly a Bill for an Act to provide for the appointment of a Director of Public Prosecutions, and for other purposes, and which in part makes provision for any pension or other money payable to the Director of Public Prosecutions to be appropriated from the Consolidated Fund.

Dated 27 February 1990.

(Sgd) J.H. MUIRHEAD  
Administrator

4. PETITION:

Mr Palmer, by leave, presented a petition, not conforming with Standing Orders, from 223 citizens of the Northern Territory relating to electric shock treatment of psychiatric patients.

Petition read.

5. GENERAL BUSINESS DAY:

The Chief Minister (Mr Perron) advised the Assembly that the next General Business Day would be held on Wednesday, 28 February 1990.

6. NOTICES:

The following notices were given:

Mr Bell: To move - That -

(1) this Assembly, pursuant to section 4A of the *Inquiries Act*, resolves that a Board of Inquiry, consisting of three persons recommended by the Executive Council, be appointed to enquire into and report to the Administrator by 14 August 1990, in general, on the roles and interrelationship of government and non-government primary, secondary and tertiary levels of health care in Central Australia and the communication between those sectors and levels necessary to ensure appropriate continuity of patient care and, in particular, to inquire and make recommendations where necessary with respect to:

(a) the structure and function of regional administration in the Department of Health and Community Services and the involvement of non-departmental personnel in the development and implementation of departmental policy;

(b) the administrative structure of the Tennant Creek and Alice Springs Hospitals with particular reference to:

(i) general administration, medical administration and nursing administration;

(ii) the reasons for high staff turnover and shortages of staff in the hospitals;

(iii) the adequacy of staffing levels and allocation of positions;

(iv) the training and employment opportunities for Aboriginal people within those hospitals; and

(v) the cultural appropriateness of hospital services and policies;

(c) the function of the community-based health services *vis-a-vis* the public health system and the communities in which they are based;

(d) current specialist services to the Central Australian community, including an evaluation of which services should be provided locally, and which should be available on referral to tertiary centres;

(e) the need for a complaints process for consumers of health services; and

(f) the need for an ongoing administrative process to identify shortcomings and unprovided health services which involves both Departmental staff and community-based health service staff; and

- (2) of the three persons recommended to constitute the Board, one be a nominee of the Government; one be a nominee of the Community-based Aboriginal Health Services of Central Australia; and one be a legal practitioner of five years standing and admitted to practice in the Territory.

Mr Smith: To move - That -

(1) if the Legislative Assembly is in recess when the results of the Federal Police Inquiry into the allegations laid by the Deputy Chief Minister on alleged conspiracy between the Leader of the Opposition, the Federal Member and others, is made available to the Deputy Chief Minister, the Leader of the Opposition and the Federal Member, Mr Speaker shall, notwithstanding any previous Resolution of the Assembly, appoint the Tuesday following advice of the receipt of the results as the next day for the holding of a sitting of the Assembly at 10.00 am, which day and time shall be notified to each Member in writing; and

(2) notwithstanding anything contained in the Standing Orders, the Tabling and consideration of the advice of the results of the Inquiry shall be placed upon the Notice Paper for that day as Business of the Assembly and shall be the first item of Business of the Day to be considered by the Assembly.

Mr Smith: To present the Financial Institutions Duty Amendment Bill 1990 (Serial 269).

Mr Tuxworth: To move - That the Order of the Day for the second reading of the Juvenile Justice Amendment Bill 1988 (Serial 131) be restored to the Notice Paper and that it be made an Order of the Day for a later hour of the day.

Mr Leo: To present the Lotteries and Gaming (Gaming Machines) Regulations Amendment Bill 1990 (Serial 275).

7. DISCHARGE OF GOVERNMENT BUSINESS:

The Attorney-General (Mr Manzie) moved - That Government Business, Order of the Day Number 3, relating to the Listening Devices Bill 1988 (Serial 158), be discharged from the Notice Paper.

Question - put and passed.

8. FURTHER NOTICES:

The following further notices were given, by leave:

Mr Manzie: To present the Listening Devices Bill 1990 (Serial 273) and the Evidence Amendment Bill 1990 (Serial 270).

Mr Reed: To present the Juvenile Justice Amendment Bill 1990 (Serial 272).

9. QUESTIONS:

Questions were asked of Ministers.

**Paper tabled:** The Minister for Education (Mr Harris) laid on the Table the following Paper -

° N.T. Department of Education - Human Immunodeficiency Virus (AIDS) Policy, dated 19 April 1989.

**Leave refused:** The Minister for Transport and Works (Mr Finch) sought leave of the Chair to make a personal explanation relating to a question asked by the Member for Wanguri (Mr Bailey) during Question Time on Thursday, 22 February 1990.

**Ruling of Speaker:** The Speaker advised Mr Finch that a personal explanation should not be made during Question Time and he may seek leave to do so at the end of Question Time.

Further questions were asked of Ministers.

10. CENSURE OF THE MEMBER FOR WANGURI, MISLEADING OF THE ASSEMBLY - MOTION AGREED TO:

The Minister for Transport and Works (Mr Finch) moved - That the Member for Wanguri (Mr Bailey) be censured for deliberately and maliciously misleading the Assembly during debate on Thursday 22 February 1990.

**Paper tabled:** Mr Finch laid on the Table the following Paper -

° Katatjuta Road negotiations involved Ministers, Mulgaras and Williams.

Debate ensued.

The Leader of Government Business (Mr Coulter) moved - That the question be now put.

Question - That the question be now put - put.

The Assembly divided (the Speaker, Hon N.M. Dondas, in the Chair) -

AYES, 16

NOES, 8

Mr Collins  
Mr Coulter  
Mr Dondas  
Mr Finch  
Mr Firmin  
Mr Harris  
Mr Hatton  
Mr Manzie  
Mr McCarthy  
Mrs Padgham-Purich  
Mr Palmer  
Mr Perron  
Mr Poole  
Mr Reed  
Mr Setter  
Mr Vale

Mr Bailey  
Mr Bell  
Mr Ede  
Mr Floreani  
Mr Leo  
Mr Smith  
Mr Tipiloura  
Mr Tuxworth

And so it was resolved in the affirmative.

Question - That the motion be agreed to - put.

The Assembly divided (the Speaker, Hon N.M. Dondas, in the Chair) -

AYES, 16

NOES, 8

Mr Collins  
Mr Coulter  
Mr Dondas  
Mr Finch  
Mr Firmin  
Mr Harris

Mr Bailey  
Mr Bell  
Mr Ede  
Mr Floreani  
Mr Leo  
Mr Smith

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|--------------------|--------------|
| Mr Hatton          | Mr Tipiloura |
| Mr Manzie          | Mr Tuxworth  |
| Mr McCarthy        |              |
| Mrs Padgham-Purich |              |
| Mr Palmer          |              |
| Mr Perron          |              |
| Mr Poole           |              |
| Mr Reed            |              |
| Mr Setter          |              |
| Mr Vale            |              |

Motion agreed to accordingly.

11. PAPERS TABLED:

The Minister for Education (Mr Harris) laid on the Table the following Papers to which he had referred during Question Time -

- Letter to the Secretary of the Department of Education from the staff of Umbakumba School, undated;
- Letter to the Secretary of the Department of Education from the staff of Alyangula Area school, undated; and
- Letter to the Secretary of the Department of Education from the staff of Angurugu Community Education Centre, dated 27 February 1990.

12. VIOLENCE: DIRECTIONS FOR AUSTRALIA - PAPER TABLED - MINISTERIAL STATEMENT - MOTION TO NOTE STATEMENT:

The Chief Minister (Mr Perron) laid on the Table the National Committee on Violence Report entitled "Violence: Directions for Australia".

Mr Perron, by leave, made a statement relating thereto.

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

Debate ensued.

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**Suspension of sitting:** The sitting was suspended between 12.04 p.m. and 2.00 p.m.

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Debate continued.

On the motion of the Minister of Health and Community Services (Mr Hatton) debate was adjourned.

13. DISTINGUISHED VISITOR - MR B.F. KILGARIFF:

The Speaker informed the Assembly that Mr B.F. Kilgariff, a former Senator and Speaker of the Legislative Assembly was present in the public gallery. The Speaker extended a warm welcome to the distinguished visitor.

14. COMMISSIONER OF CONSUMER AFFAIRS, ANNUAL REPORT 1988-89 and COMMISSIONER OF MOTOR VEHICLE DEALERS, ANNUAL REPORT 1988 - PAPERS TABLED - PAPERS PRINTED:

The Minister for Health and Community Services (Mr Hatton) laid on the Table the Commissioner of Consumer Affairs Annual Report for 1988-89 and the Commissioner of Motor Vehicle Dealers Annual Report 1988.

Mr Hatton moved - That the Reports be printed.

Question - put and passed.



15. CONSUMER AFFAIRS BILL, DRAFT BILL - PAPER TABLED - MOTION TO NOTE PAPER:  
The Minister for Health and Community Services (Mr Hatton) laid on the Table a draft Consumer Affairs Bill 1990 and made a statement relating thereto.  
Mr Hatton moved - That the Assembly take note of the Paper.  
On the motion of the Member for Macdonnell (Mr Bell) debate was adjourned.
16. INTERIM REPORT OF THE REVIEW COMMITTEE ON POLICE INVESTIGATIONS AND RIGHTS OF PERSONS SUSPECTED OR ACCUSED OF CRIME - PAPER TABLED - MOTION TO NOTE PAPER:  
The Attorney-General (Mr Manzie) laid on the Table the Interim Report of the Review Committee on Police Investigations and Rights of Persons Suspected or Accused of Crime and made a statement relating thereto.  
Mr Manzie moved - That the Assembly take note of the Paper.  
Debate ensued.  
**Leave refused:** The Member for Macdonnell (Mr Bell) asked leave to continue his remarks at a later hour.  
Objection being raised, leave not granted.  
**Personal explanation:** Mr Manzie, by leave and pursuant to Standing Order 54, made a personal explanation of part of his speech which had been misunderstood by Mr Bell during this debate.  
On the motion of the Member for Jingili (Mr Setter) debate was adjourned.
17. ATMOSPHERIC POLLUTION AND CLIMATIC CHANGE - MINISTERIAL STATEMENT - STATEMENT NOTED:  
The Minister for Conservation (Mr Hatton) made a statement relating to the Ministerial Conference on Atmospheric Pollution and Climatic Change in Noordwijk, the Netherlands in November 1989.  
Mr Hatton moved - That the Assembly take note of the Statement.  
Debate ensued.  
Question - put and passed.
18. LEAVE OF ABSENCE:  
The Leader of the Opposition (Mr Smith) moved - That leave of absence be granted to the Member for Arnhem (Mr Lanhupuy) this day on account of electoral business.  
Question - put and passed.
19. FURTHER NOTICE:  
The following further notice, by leave, was given:  
Mr Manzie: To present the Juvenile Justice Amendment Bill (No. 2) 1990 (Serial 276); the Director of Public Prosecutions Bill 1990 (Serial 277); the Director of Public Prosecutions (Consequential Amendments) Bill 1990 (Serial 278); and the Statute Law Revision Bill 1990 (Serial 261).
20. ROAD SAFETY PACKAGE BY FEDERAL GOVERNMENT - MINISTERIAL STATEMENT - STATEMENT NOTED:  
The Minister for Transport and Works (Mr Finch) made a statement relating to the Federal Government's Ten Point Road Safety Package.  
Mr Finch moved - That the Assembly take note of the Statement.  
Debate ensued.  
Question - put and passed.

21. FURTHER NOTICE:

The following further notice, by leave, was given:

Mr Perron: To present the Taxation (Administration) Amendment Bill 1990 (Serial 266) and the Stamp Duty Amendment Bill 1990 (Serial 267).

22. LEAVE TO MOVE MOTION SUSPENDING STANDING ORDERS - LEAVE DENIED:

The Member for Macdonnell (Mr Bell) sought leave to suspend so much of Standing Orders as would prevent him moving a motion in relation to a dinner break.

Objection being raised, leave denied.

23. LEGAL AID BILL 1990 (Serial 258):

The Attorney-General (Mr Manzie), pursuant to notice, presented a Bill for an Act relating to the provision of Legal Aid.

Bill read a first time.

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

On the motion of the Member for Macdonnell (Mr Bell) debate was adjourned.

24. PLUMBERS AND DRAINERS LICENSING (VALIDATION) BILL 1990 (Serial 265):

The Minister for Lands and Housing (Mr Manzie), pursuant to notice, presented a Bill for an Act to validate certain actions purporting to have been taken pursuant to the *Plumbers and Drainers Licensing Act*.

Bill read a first time.

**Suspension of Standing Orders:** Mr Manzie moved - That so much of Standing Orders be suspended as would prevent the Plumbers and Drainers Licensing (Validation) Bill 1990 (Serial 265) passing through all stages at these sittings.

Question - put and passed - there being an absolute majority of the whole number of Members present and no dissentient voice.

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

On the motion of the Deputy Leader of the Opposition (Mr Ede) debate was adjourned.

25. LOCAL COURT (CONSEQUENTIAL AMENDMENTS) BILL 1990 (Serial 260):

The Attorney-General (Mr Manzie), pursuant to notice, presented a Bill for an Act to amend various Acts consequential on the passing of the *Local Court Act 1989*.

Bill read a first time.

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

On the motion of the Member for Macdonnell (Mr Bell) debate was adjourned.

26. TERRITORY PARKS AND WILDLIFE CONSERVATION AMENDMENT BILL 1990 (Serial 268):

The Minister for Conservation (Mr Hatton), pursuant to notice, presented a Bill for an Act to amend the *Territory Parks and Wildlife Conservation Act*.

Bill read a first time.

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

On the motion of the Member for Macdonnell (Mr Bell) debate was adjourned.

27. OZONE PROTECTION BILL 1990 (Serial 264):

The Minister for Conservation (Mr Hatton), pursuant to notice, presented a Bill for an Act to regulate or prohibit the manufacture, sale, distribution, use, re-cycling, storage and disposal of certain

substances believed to deplete stratospheric ozone and of articles which contain those substances, and for other purposes.

Bill read a first time.

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

On the motion of the Member for Wanguri (Mr Bailey) debate was adjourned.

28. LITTER AMENDMENT BILL 1990 (Serial 255):

The Minister for Labour, Administrative Services and Local Government (Mr McCarthy), pursuant to notice, presented a Bill for an Act to amend the *Litter Act*.

Bill read a first time.

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

On the motion of the Member for Arafura (Mr Tipiloura) debate was adjourned.

29. CRIME VICTIMS ADVISORY COMMITTEE BILL 1989 (Serial 243):

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, according to Order, resolved itself into Committee of the Whole for the consideration of the Bill.

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**In the Committee**  
(Chairman - Mr Firmin)

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

Clause 4 read.

The Attorney-General (Mr Manzie) moved the following amendment -

Omit from subclause (1)(e) "paragraph; and" and insert in its stead "paragraph, or that person's nominee; and".

Amendment agreed to.

Mr Manzie moved the following further amendment -

Omit from subclause (3) "or (ii)" and insert in its stead "or (iii)".

Amendment agreed to.

Clause 4, as amended, agreed to.

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

Bill to be reported with amendments.

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The Speaker (Mr Dondas) resumed the Chair; the Chairman (Mr Firmin) reported accordingly; and the report was adopted.

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

30. MISUSE OF DRUGS BILL 1989 (Serial 199); POISONS AND DANGEROUS DRUGS AMENDMENT BILL (No. 2) 1989 (Serial 200); CRIMINAL CODE AMENDMENT BILL (No. 2) 1989 (Serial 201); and CRIMES (FORFEITURE OF PROCEEDS) AMENDMENT BILL 1989 (Serial 202):

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

Debate resumed.

Question - put and passed.

Bills read a second time.

The Assembly, according to Order, resolved itself into Committee of the Whole for the consideration of the Bills.

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**In the Committee**  
(Chairman - Mr Firmin)

**Misuse of Drugs Bill 1989 (Serial 199):**

Clauses 1 and 2, by leave, taken together and agreed to.

Clause 3 -

The Attorney-General (Mr Manzie) moved the following amendment -

Omit from the definition of "analyst" in subclause (1) "subsection (6)" and insert in its stead "subsection (8)".

Amendment agreed to.

Mr Manzie, by leave, moved the following further amendments together -

Omit from the definition of "dangerous drug" in subclause (1) "any part of the plant;" and insert in its stead "any part of the plant, being a part not specified in Schedule 1 or 2, from which a substance or thing referred to in Schedule 1 or 2 can be extracted or obtained;".

Insert in the definition of "dentist" in subclause (1), after "means a dentist", the words "or dental specialist".

Amendments agreed to, after debate.

Clause 3, as amended, agreed to.

Clauses 4 to 6, by leave, taken together and agreed to.

Clause 7 negatived.

New Clause -

On the motion of Mr Manzie the following new clause was inserted in the Bill -

**"7. CULTIVATION**

"A person who unlawfully cultivates, or takes part in the cultivation of, a prohibited plant is guilty of a crime.

Penalty, subject to section 22:

Where the number of prohibited plants in respect of which the person is convicted is a commercial quantity of the plant - imprisonment for 25 years.

Where the number of prohibited plants in respect of which the person is convicted is a trafficable quantity of the plant - imprisonment for 7 years.

In any other case - \$5,000 or imprisonment for 2 years."

Clauses 8 to 11, by leave, taken together and agreed to.

Clause 12 read.

Mr Manzie moved the following amendment -

Omit subclause (2) and insert in its stead the following:

"(2) A person, other than a medical practitioner, a pharmacist or a member of a class of persons authorized so to do by the Minister who supplies a hypodermic syringe or needle to another person, whether or not the other person is in the Territory, for use in the administration of a dangerous drug to that or another person is guilty of an offence.

Penalty: \$2,000 or imprisonment for 2 years.

"(2A) It is a defence to a prosecution for an offence against subsection (2) if the defendant proves that he or she obtained the hypodermic syringe or needle from a medical practitioner, pharmacist or authorized person referred to in that subsection for the use of another person in the administration of a dangerous drug to that other person and the defendant supplied it to the other person, in its unused state, as soon as practicable after so obtaining it."

Amendment agreed to, after debate.

Clause 12, as amended, agreed to.

Clauses 13 to 21, by leave, taken together and agreed to, after debate.

Clause 22 read.

Mr Manzie moved the following amendment -

Omit "imprisonment for 14 years or less" and insert in its stead "a fine or to imprisonment for a term not exceeding 14 years".

Amendment agreed to.

Mr Manzie moved the following further amendment -

Omit "for 2 years" and insert in its stead "for 2 years, or if there is a lesser penalty prescribed in relation to the particular offence, that lesser penalty".

Amendment agreed to.

Clause 22, as amended, agreed to after debate.

Clauses 23 to 27, by leave, taken together and agreed to.

Clause 28 negatived.

On the motion of Mr Manzie the following new clause was inserted in the Bill -

"28. FINES

"A person convicted of an offence against Division 1 of Part II, in addition to any other penalty, may be ordered to pay a fine the amount of which is not limited by section 390 of the Criminal Code and in default of payment of that fine the person may be ordered to be imprisoned for not longer than 3 years notwithstanding that it may extend the term of imprisonment beyond the longest term to which the person might be sentenced to imprisonment without fine."

Clauses 29 to 36, by leave, taken together and agreed to.

Clause 37 read.

Mr Manzie, by leave, moved the following amendments together -

Omit from subclause (1) the definition of "aggravating circumstance" and insert in its stead the following:

"'aggravating circumstance' means, subject to subsection (2) -

(a) a second or subsequent offence against -

(i) this Act; or

(ii) a provision of -

(A) a law in force in the Territory before the commencement of this Act; or

(B) a law of the Commonwealth or a State or another Territory of the Commonwealth (whether the offence was committed before or after the commencement of this Act),

which, in the opinion of the court, is the equivalent of or a similar offence to an offence against a provision of this Act;".

Omit from subclause (1) the definition of "licensed premises" and insert in its stead the following:

"'licensed premises' means premises in respect of which a licensee is licensed under the *Liquor Act* and includes all buildings and land (including car parks) used in connection with those premises, whether or not forming part of the premises;".

Omit subclause (5) and insert in its stead the following:

"(5) Where, in proceedings for an offence against section 9 (other than an offence in relation to a commercial quantity of a dangerous drug specified in Schedule 1 or 2 or in circumstances described in section 9(f)) it is proved to the satisfaction of the court that the offender is a drug dependent person, that fact shall be taken to be a circumstance of the offender for the purposes of subsection (2).".

Amendments agreed to.

Clause 37, as amended, agreed to.

Clauses 38 and 39, by leave, taken together and agreed to.

Clause 40 read.

Mr Manzie moved the following amendment -

Omit from paragraph (c) all words before and including "evidence that the drug" and insert in their stead the following:

"(c) proof that a dangerous drug was at the material time in or on a place of which the person was -

- (i) the occupier; or
  - (ii) concerned in the management or control,
- is evidence that the drug".

Amendment agreed to, after debate.

Clause 40, as amended, agreed to.

Clauses 41 to 43, by leave, taken together and agreed to.

Schedule 1 agreed to.

Schedule 2 read.

Mr Manzie, by leave, moved the following amendments together -

Omit "Pentazcine" and insert in its stead "Pentazocine".

Omit the item relating to Cannabis plant and insert in its stead the following:

|                 |                 |               |
|-----------------|-----------------|---------------|
| "Cannabis plant | not less than   | not less than |
|                 | 5 nor more than | 20 plants     |
|                 | 19 plants       | ".            |

Omit the information in the third column opposite to "Prohibited plants other than elsewhere described in this Schedule" in the first column and insert in its stead the following:

|                 |               |
|-----------------|---------------|
| "not less than  | not less than |
| 5 nor more than | 20 plants     |
| 19 plants       | ".            |

Amendments agreed to.

Schedule 2, as amended, agreed to.

Title agreed to.

Bill to be reported with amendments.

**Poisons and Dangerous Drugs Amendment Bill (No. 2) 1989 (Serial 200):**

Clauses 1 and 2, by leave, taken together and agreed to.

Clause 3 negatived.

Clause 4 read.

Mr Manzie moved the following amendment -

Omit "79 to 85 (inclusive), 88 and 90 of, and Part A of" and insert in its stead "79, 80, 81, 82, 83, 84, 85 and 88 of, and Schedules I, III, V and VI of".

Amendment agreed to.

Clause 4, as amended, agreed to.

Title agreed to.

Bill to be reported with amendment.

**Criminal Code Amendment Bill (No. 2) 1989 (Serial 201):**

Bill, by leave, taken as a whole.

On the motion of Mr Manzie the following amendment was agreed to -

Insert in clause 3 - after "(inclusive) of" the words ", and Schedules 1, 2 and 3 to,".

Bill, as amended, agreed to.

Bill to be reported with an amendment.

**Crimes (Forfeiture of Proceeds) Amendment Bill 1989 (Serial 202):**

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

Bill to be reported without amendment.

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The Speaker (Mr Dondas) resumed the Chair; the Chairman (Mr Firmin) reported that the Committee had considered the Bills and had agreed to - The Misuse of Drugs Bill 1989 (Serial 199) and the Poisons and Dangerous Drugs Amendment Bill (No. 2) 1989 (Serial 200) with amendments; the Criminal Code Amendment Bill (No. 2) 1989 (Serial 201) with an amendment; and the Crimes (Forfeiture of Proceeds) Amendment Bill 1989 (Serial 202) without amendment; and the report was adopted.

The Attorney-General (Mr Manzie) moved - That the Bills be now read a third time.

Debate ensued.

Question - put and passed.

The Bills were read a third time and passed to be proposed laws.

31. **ADJOURNMENT:**

The Minister for Health and Community Services (Mr Hatton) moved - That the Assembly do now adjourn.

Debate ensued.

**And the Assembly having continued to sit until midnight -**

**WEDNESDAY 28 FEBRUARY 1990**

Question - put and passed.

The Assembly adjourned at 12.08 a.m. until today at 10.00 a.m.

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**PAPERS:**

The following Papers were deemed to have been presented on Tuesday, 27 February 1990:

**Annual Reports:**

Agricultural Development and Marketing Authority, 1988-89

Northern Territory Racing, Gaming and Liquor Commission, 1989

**Financial Statements:**

Government Printing Office, 1988-89

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**ATTENDANCE:**

All Members attended the sittings except Mr Lanhupuy (on leave).



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**MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY**

No. 93

Wednesday 28 February 1990

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1. MEETING:

The Assembly met at 10.00 a.m., pursuant to adjournment. The Speaker, the Honourable N.M. Dondas, took the Chair.

2. PRAYERS.

3. NOTICES:

The following notices were given:

Mr Coulter: To present the Energy Pipelines Amendment Bill 1990 (Serial 271).

Mr Hatton: To present the Trade Measurement Bill 1990 (Serial 262) and the Trade Measurement Administration Bill 1990 (Serial 263).

4. QUESTIONS:

Questions were asked of Ministers.

**Paper tabled:** The Chief Minister (Mr Perron) laid on the Table the following Paper -

- ° Letter to Hon J.S. West, MP, Minister for Administrative Services from Hon M.B. Perron, MLA, Chief Minister dated 11 March 1989.

Further questions were asked of Ministers.

**Paper tabled:** The Minister for Education (Mr Harris) laid on the Table the following Paper -

- ° Lions Combined District 201S Magazine, June 1989, Page 47.

Further questions were asked of Ministers.

A Supplementary answer was given.

5. PAPER TABLED:

The Chief Minister (Mr Perron) laid on the Table the following Paper -

- ° Letter to Senator the Hon Peter Cook, Minister for Resources from the Hon M.B. Perron, MLA, Chief Minister, undated.

6. PUBLICATIONS COMMITTEE, THIRTEENTH REPORT - PAPER TABLED - REPORT ADOPTED:

The Chairman of the Publications Committee (Mr Setter) laid on the Table the Thirteenth Report of the Publications Committee recommending that the following papers be printed -

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| Title  | Date Tabled |
|--|-------------|
| Executor Trustee & Agency Co. of S.A. Ltd, 1987-88 | 10.10.89    |
| Gove District Hospital Management Board, 1988-89   | 10.10.89    |

| Title  | Date<br>Tabled |
|--|----------------|
| Treasurer's Annual Financial Statements, 1988-89   | 10.10.89       |
| Northern Territory Grants Commission, Financial Statement 1988-89  | 11.10.89       |
| Work Health Ministerial Advisory Council, 1988-89  | 17.10.89       |
| Department of Transport and Works, 1988-89   | 17.10.89       |
| Northern Territory Local Government Grants Commission 1989 - Report on Distribution of Northern Territory Operational Subsidy  | 19.10.89       |
| Northern Territory Local Government Grants Commission 1989 - Report on distribution of Funds under the Commonwealth's Local Government (Financial Assistance) Act 1986 | 19.10.89       |
| Department of Law, 1988-89   | 19.10.89       |
| Department of Industries and Development, 1988-89  | 19.10.89       |
| Department of the Legislative Assembly, 1988-89  | 19.10.89       |
| Report and Determination No. 2 of 1989 - Judges of the Northern Territory Supreme Court  | 19.10.89       |
| Mental Health Act, 1988-89   | 19.10.89       |
| Menzies School of Health Research, 1988-89   | 21.11.89       |
| Darwin Port Authority, 1988-89   | 21.11.89       |
| Public Trustee of the Northern Territory, 1988-89  | 21.11.89       |
| Building Societies, Annual Report for the Years ending 30 June 1987, 1988 and 1989   | 21.11.89       |
| Credit Unions, Annual Report for the Years ending 30 June 1987, 1988 and 1989  | 21.11.89       |
| Conservation Commission of the Northern Territory, 1988-89   | 21.11.89       |
| Tennant Creek Hospital Management Board, 1987-88   | 23.11.89       |
| Darwin Institute of Technology, 1987-88  | 28.11.89       |
| Department of Lands and Housing, 1988-89   | 28.11.89       |
| Northern Territory Totalizator Administration Board, 1988-89   | 28.11.89       |
| The Surveyors Board of the Northern Territory, 1988-89   | 28.11.89       |

| Title  | Date<br>Tabled |
|--|----------------|
| Darwin Bus Service, Financial Statements 1988-89                 | 28.11.89       |
| Northern Territory Housing Commission, 1988-89                   | 28.11.89       |
| Legislative Assembly Members' Superannuation Trust,<br>1988-89   | 29.11.89       |
| Alice Springs Hospital Management Board, 1988-89                 | 29.11.89       |
| Katherine Hospital Management Board, 1988-89                     | 29.11.89       |
| Royal Darwin Hospital Management Board, 1988-89                  | 29.11.89       |
| Farmers' Co-operative Executors and Trustees Limited,<br>1987-88 | 29.11.89       |

Mr Setter moved - That the Report be adopted.  
Question - put and passed.

7. FURTHER NOTICE:

The following further notice was given, by leave:

Mr Finch: To present the Racing and Betting Amendment Bill 1990 (Serial 274).

8. NT NEWS EDITORIAL 'JUSTICE IN THE BALANCE', MONDAY 18 SEPTEMBER 1989 - MOTION NEGATIVED:

The Member for Macdonnell (Mr Bell), pursuant to notice, moved - That this Assembly expresses deep concern that the major print news source in the Northern Territory, the Northern Territory News, by its editorial of Monday 18 September 1989, has been highly critical of the Supreme Court Bench and by so doing has tended to bring that Court into contempt.

Debate ensued.

**Paper tabled:** Mr Bell, by leave, laid on the Table the following Paper -

- ° Editorial - 'Justice in the balance' N.T. News, 18 September 1989.

Debate continued.

**Paper tabled:** Mr Bell, by leave, laid on the Table the following Paper -

- ° Article - 'Courts make it easy for crims - Palmer', Sunday Territorian, 17 September 1989.

Debate continued.

**Papers tabled:** The Attorney-General (Mr Manzie) laid on the Table the following Papers -

- ° Letter to the Editor of the NT News from Hon D.W. Manzie, MLA, Attorney-General, dated 19 September 1989; and

- ° Letter to the Editor of the NT News from Tom Pauling, Q.C., Solicitor-General, dated 19 September 1989.

Debate continued.

**Distinguished visitor:** The Speaker informed the Assembly that Senator Bob Collins was present in the Public Gallery. The Speaker extended a warm welcome to the distinguished visitor.

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**Suspension of sitting:** The sitting was suspended between 12 noon and 2.00 p.m.

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Debate continued.

Question - put and negatived.

9. EXPLANATION OF SPEECH:

The Member for Sadadeen (Mr Collins), by leave, made an explanation of part of his speech, delivered in the previous debate, which had been misunderstood.

10. TENANCY AMENDMENT BILL 1989 (Serial 242):

The Leader of the Opposition (Mr Smith), pursuant to notice, presented a Bill for an Act to amend the *Tenancy Act* so as extend to commercial premises the provisions of that Act prohibiting premiums and the like in connection with the grant, renewal and extension of leases and related transactions, and for connected purposes.

Bill read a first time.

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

Ordered - That the debate be adjourned and that the Minister for Health and Community Services (Mr Hatton) have leave to continue his remarks on the resumption of the debate.

11. REFERENCE TO PUBLICATIONS COMMITTEE - MOTION AGREED TO:

The Member for Karama (Mr Palmer), pursuant to notice, moved - That -

(1) the following matter be referred to the Publications Committee for inquiry and report:

(a) the numbers of copies printed of reports and other documents which are normally presented to Parliament and their distribution; and

(b) the availability of such reports and documents and the potential savings which could accrue to the Government by the utilisation of electronic distribution; and

(2) for the purposes of the inquiry the Committee have power to move from place to place.

Debate ensued.

Question - put and passed.

12. PROPOSED BOARD OF INQUIRY, CENTRAL AUSTRALIAN HEALTH SERVICES - MOTION NEGATIVED:

The Member for Macdonnell (Mr Bell), pursuant to notice, moved - That -

(1) this Assembly, pursuant to section 4A of the *Inquiries Act*, resolves that a Board of Inquiry, consisting of three persons recommended by the Executive Council, be appointed to enquire into and report by 14 August 1990 to the

Administrator in general on the roles and interrelationship of government and non-government primary, secondary and tertiary levels of health care in Central Australia and the communication between those sectors and levels necessary to ensure appropriate continuity of patient care and, in particular, to enquire into and make recommendations where necessary with respect to:

- (a) the structure and function of regional administration in the Department of Health and Community Services and the involvement of non-departmental personnel in the development and implementation of departmental policy;
  - (b) the administrative structure of the Tennant Creek and Alice Springs Hospitals with particular reference to:
    - (i) general administration, medical administration and nursing administration;
    - (ii) the reasons for high staff turnover and shortages of staff in the hospitals;
    - (iii) the adequacy of staffing levels and allocation of positions;
    - (iv) the training and employment opportunities for Aboriginal people within those hospitals; and
    - (v) the cultural appropriateness of hospital services and policies;
  - (c) the function of the community-based health services *vis-a-vis* the public health system and the communities in which they are based;
  - (d) current specialist services to the Central Australian community, including an evaluation of which services should be provided locally, and which should be available on referral to tertiary centres;
  - (e) the need for a complaints process for consumers of health services; and
  - (f) the need for an ongoing administrative process to identify shortcomings and unprovided health services which involves both Departmental staff and community-based health service staff; and
- (2) of the three persons recommended to constitute the Board, one be a nominee of the Government; one be a nominee of the Community-based Aboriginal Health Services of Central Australia; and one be a legal practitioner of five years standing and admitted to practice in the Territory.

**Statement by Speaker:** The Speaker made the following statement relating to matters which are sub judice and which could arise during debate on this motion - 'In view of the Coronial inquiry being held relating to the recent death of a woman in Tennant Creek following an operation in Alice Springs, and in view of the fact that there is a possibility that the matter may arise in debate, I have given consideration to the Question of sub judice and matters before a Coroner's Court.

May's *Parliamentary Practice* states that "The sub judice rule... also applies to matters before a coroner's court", although in certain instances the Speaker of the House of Commons has allowed such matters to be referred to in debate.

The object and intent of the sub judice rule is to forestall Parliamentary debate from prejudicing proceedings in court or in quasi court proceedings.

Proceedings in coronial courts can lead to prosecutions or, more importantly, as I understand it, such courts can make findings tantamount to exonerating persons.

The Northern Territory is a relatively small community. This, in my view, makes it imperative that in coronial court proceedings which have such potentials, there should be no possibility that they could be prejudiced by debate in Parliament.

I therefore will not countenance reference to that matter in this debate. Should any attempt be made to raise the matter, I will take appropriate action.'

Debate ensued.

**Distinguished visitors:** The Speaker informed the Assembly that Mr David Prowse, MLA, Speaker of the Legislative Assembly for the Australian Capital Territory, Mr Mark McRae, Clerk of the Assembly and Mr John Campbell, Principal Parliamentary Reporter of the Commonwealth Parliament were present in the Gallery. On behalf of Members Mr Speaker extended a warm welcome to the distinguished visitors.

Debate continued.

**Papers tabled:** The Minister for Health and Community Services (Mr Hatton) laid on the Table the following Papers -

- Table of Mental Health Services by Service Type and Location; and
- Letter to Mr Ray Norman, Secretary, Department of Health and Community Services from M. Bazin, Department of Aboriginal Affairs, dated 14 February 1990.

Debate continued.

**Papers tabled:** The Member for Barkly (Mr Tuxworth), by leave, laid on the Table the following Papers -

- Letter to Hon S. Hatton, MLA, Minister for Health and Community Services from Toni Coutts, dated 19 September 1989;
- Letter to Hon D. Dale, MLA, Minister for Health from Mr I. Tuxworth, MLA for Barkly, dated 28 April 1989;
- Letter to Hon D. Dale, MLA, Minister for Health from Mr I. Tuxworth, MLA, Member for Barkly, dated 21 June 1989;
- Letter to Bob Donnelly, Acting Regional Director, Department of Health and Community Services from Ben Bartlett, Senior Medical Officer, Central Australian Aboriginal Congress Inc., dated 2 October 1989;

- Letter to the Editor, Tennant and District Times from Pat Larsson, dated 27 April 1988.
- Article, 'Mental Health Dilemma';
- Letter to Chris George, Director Anyinginyi Congress Aboriginal Corporation from Ms J. Wilkinson, dated 13 February 1990;
- Letter to Col. Brodie, Secretary to FMU of Australia from Secretary Anyinginyi Congress Aboriginal Corporation, dated 12 February 1990;
- Letter to Chris George, Director Anyinginyi Congress Aboriginal Corporation from NT Teachers Federation, dated 12 February 1990;
- Letter to Hon S.P. Hatton, MLA, Minister for Health and Community Services from Chris George, Anyinginyi Congress Aboriginal Corporation, dated 19 February 1990;
- Letter to Hon S.P. Hatton, MLA, Minister for Health and Community Services from Anyinginyi Congress Aboriginal Corporation, dated 7 November 1989; and
- Letter to Mr Robert Donnelly, Regional Director, Department of Health and Community Services from Chris George, Anyinginyi Congress Aboriginal Corporation, dated 23 October 1989.

Debate continued

Question - put and negatived.

13. FEDERAL POLICE INQUIRY RELATING TO ALLEGED CONSPIRACY - MOTION TO RECALL ASSEMBLY - MOTION NEGATIVED:

The Leader of the Opposition (Mr Smith), pursuant to notice, moved - That -

- (1) if the Legislative Assembly is in recess when the results of the Federal Police Inquiry into the allegations laid by the Deputy Chief Minister on alleged conspiracy between the Leader of the Opposition, the Federal Member and others, is made available to the Deputy Chief Minister, the Leader of the Opposition and the Federal Member, Mr Speaker shall, notwithstanding any previous Resolution of the Assembly, appoint the Tuesday following advice of the receipt of the results as the next day for the holding of a sitting of the Assembly at 10.00 a.m., which day and time shall be notified to each Member in writing; and
- (2) notwithstanding anything contained in the Standing Orders, the Tabling and consideration of the advice of the results of the Inquiry shall be placed upon the Notice Paper for that day as Business of the Assembly and shall be the first item of Business of the Day to be considered by the Assembly.

Debate ensued.

The Chief Minister (Mr Perron) moved - That the question be now put. Question - put.

The Assembly divided (the Speaker, Hon N.M. Dondas, in the Chair) -

AYES, 14

Mr Coulter  
Mr Dondas  
Mr Finch  
Mr Firmin  
Mr Harris  
Mr Hatton  
Mr Manzie  
Mr McCarthy  
Mr Palmer  
Mr Perron  
Mr Poole  
Mr Reed  
Mr Setter  
Mr Vale

NOES, 8

Mr Bailey  
Mr Bell  
Mr Collins  
Mr Lanhupuy  
Mr Leo  
Mrs Padgham-Purich  
Mr Smith  
Mr Tipiloura

And so it was resolved in the affirmative.

Question - That the motion be agreed to - put.

The Assembly divided (the Speaker, Hon N.M. Dondas, in the Chair) -

AYES, 6

Mr Bailey  
Mr Bell  
Mr Lanhupuy  
Mr Leo  
Mr Smith  
Mr Tipiloura

NOES, 16

Mr Collins  
Mr Coulter  
Mr Dondas  
Mr Finch  
Mr Firmin  
Mr Harris  
Mr Hatton  
Mr Manzie  
Mr McCarthy  
Mrs Padgham-Purich  
Mr Palmer  
Mr Perron  
Mr Poole  
Mr Reed  
Mr Setter  
Mr Vale

Motion negatived accordingly.

14. FINANCIAL INSTITUTIONS DUTY AMENDMENT BILL 1990 (Serial 269):  
The Leader of the Opposition (Mr Smith), pursuant to notice, presented a Bill for an Act to amend the *Financial Institutions Duty Act*.  
Bill read a first time.  
Mr Smith moved - That the Bill be now read a second time.  
On the motion of the Chief Minister (Mr Perron) debate was adjourned.
15. JUVENILE JUSTICE AMENDMENT BILL 1988 (Serial 131) - MOTION TO RESTORE TO NOTICE PAPER - NEGATIVED:  
The Member for Barkly (Mr Tuxworth), pursuant to notice, moved - That - the Order of the Day for the second reading of the Juvenile Justice Amendment Bill 1988 (Serial 131) be restored to the Notice Paper and that it be made an Order of the Day for a later hour of the day.  
The Attorney-General (Mr Manzie) 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.



16. LOTTERIES AND GAMING (GAMING MACHINES) REGULATIONS AMENDMENT BILL 1990 (Serial 275):  
The Member for Nhulunbuy (Mr Leo), pursuant to notice, presented a Bill for an Act to amend the Lotteries and Gaming (Gaming Machines) Regulations.  
Bill read a first time.  
Mr Leo moved - That the Bill be now read a second time.  
On the motion of the Minister for Racing and Gaming (Mr Finch) debate was adjourned.
17. LAND AND BUSINESS AGENTS AMENDMENT BILL (NO. 2) 1989 (Serial 234):  
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 negatived.
18. ENTRENCHMENT OF A NEW CONSTITUTION - INFORMATION PAPER No. 2 - SELECT COMMITTEE ON CONSTITUTIONAL DEVELOPMENT - PAPER NOTED:  
The order of the day having been read for the resumption of the debate on the motion of the Chairman of the Sessional Committee on Constitutional Development (Mr Hatton) (19 October 1989) - That the Assembly take note of the Paper -  
Question - put and passed.
19. PUBLIC ACCOUNTS COMMITTEE, ANNUAL REPORT 1988-89 - PAPER NOTED:  
The order of the day having been read for the resumption of the debate on the motion of the Chairman of the Public Accounts Committee (Mr Palmer) (30 November 1989) - That the Assembly take note of the Paper -  
Question - put and passed.
20. SESSIONAL COMMITTEE ON THE ENVIRONMENT - REPORT, NOVEMBER 1989 - REPORT NOTED:  
The order of the day having been read for the resumption of the debate on the motion of the Member for Ludmilla (Mr Firmin) (30 November 1989) - That the Assembly take note of the Report -  
Question - put and passed.
21. LISTENING DEVICES BILL 1990 (Serial 273):  
The Attorney-General (Mr Manzie), pursuant to notice, presented a Bill for an Act to regulate the use of listening devices, and for related purposes.  
Bill read a first time.  
Mr Manzie moved - That the Bill be now read a second time.  
On the motion of the Member for Nhulunbuy (Mr Leo) debate was adjourned.
22. FURTHER NOTICE:  
The following further notice was given, by leave:  
Mr Manzie: To present the Legal Practitioners Amendment Bill 1990 (Serial 279).
23. EVIDENCE AMENDMENT BILL 1990 (Serial 270):  
The Attorney-General (Mr Manzie), pursuant to notice, presented a Bill for an Act to amend the *Evidence Act*, and for related purposes.  
Bill read a first time.  
Mr Manzie moved - That the Bill be now read a second time.  
On the motion of the Member for Nhulunbuy (Mr Leo) debate was adjourned.

24. JUVENILE JUSTICE AMENDMENT BILL (No. 2) 1990 (Serial 276):  
The Attorney-General (Mr Manzie), pursuant to notice, presented a Bill for an Act to amend the *Juvenile Justice Act*.  
Bill read a first time.  
Mr Manzie moved - That the Bill be now read a second time.  
On the motion of the Member for Nhulunbuy (Mr Leo) debate was adjourned.
25. SUSPENSION OF STANDING ORDERS - TAKE TWO BILLS TOGETHER:  
The Attorney-General (Mr Manzie) moved - That so much of Standing Orders be suspended as would prevent two Bills namely: the Director of Public Prosecutions Bill 1990 (Serial 277) and the Director of Public Prosecutions (Consequential Amendments) Bill 1990 (Serial 278) -
- (a) being presented and read a first time together and one motion being put in regard to respectively, the second readings, the Committee's report stage, and the third readings of the Bills together; and
  - (b) the consideration of the Bills separately in Committee of the whole.
- Question - put and passed - there being an absolute majority of the whole number of Members present and no dissentient voice.
26. DIRECTOR OF PUBLIC PROSECUTIONS BILL 1990 (Serial 277); and DIRECTOR OF PUBLIC PROSECUTIONS (CONSEQUENTIAL AMENDMENTS) BILL 1990 (Serial 278):  
The Attorney-General (Mr Manzie), pursuant to notice, presented a Bill for an Act to provide for the appointment of a Director of Public Prosecutions, and for other purposes; and a Bill for an Act to amend various Acts and Regulations consequential on the passing of the *Director of Public Prosecutions Act 1990*.  
Bills read a first time.  
Mr Manzie moved - That the Bills be now read a second time.  
On the motion of the Member for Nhulunbuy (Mr Leo) debate was adjourned.
27. STATUTE LAW REVISION BILL 1990 (Serial 261):  
The Attorney-General (Mr Manzie), 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 Manzie moved - That the Bill be now read a second time.  
On the motion of the Member for Nhulunbuy (Mr Leo) debate was adjourned.
28. JUVENILE JUSTICE AMENDMENT BILL 1990 (Serial 272):  
The Minister for Correctional Services (Mr Reed), pursuant to notice, presented a Bill for an Act to amend the *Juvenile Justice Act*.  
Bill read a first time.  
Mr Reed moved - That the Bill be now read a second time.  
On the motion of the Member for Nhulunbuy (Mr Leo) debate was adjourned.
29. SUSPENSION OF STANDING ORDERS - TAKE TWO BILLS TOGETHER:  
The Treasurer (Mr Perron) moved - That so much of Standing Orders be suspended as would prevent two Bills namely: the Taxation (Administration) Amendment Bill 1990 (Serial 266) and the Stamp Duty Amendment Bill 1990 (Serial 267) -

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

Question - put and passed - there being an absolute majority of the whole number of Members present and no dissentient voice.

30. TAXATION (ADMINISTRATION) AMENDMENT BILL 1990 (Serial 266); and STAMP DUTY AMENDMENT BILL 1990 (Serial 267):

The Treasurer (Mr Perron), pursuant to notice, presented a Bill for an Act to amend the *Taxation (Administration) Act* and a Bill for an Act to amend the *Stamp Duty Act* and Stamp Duty (Exemption) Regulations.

Bills read a first time.

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

On the motion of the Member for Nhulunbuy (Mr Leo) debate was adjourned.

31. PLUMBERS AND DRAINERS LICENSING (VALIDATION) BILL 1990 (Serial 265):

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 a motion for the third reading of the Bill to be moved forthwith.

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

32. ADJOURNMENT:

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

Debate ensued.

Question - put and passed.

The Assembly adjourned at 8.15 p.m. until tomorrow at 10.00 a.m.

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ATTENDANCE:

All Members attended the sitting.

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MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 94

Thursday 1 March 1990

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1. MEETING:

The Assembly met at 10.00 a.m., pursuant to adjournment. The Speaker, the Honourable N.M. Dondas, took the Chair.

2. PRAYERS.

3. LEAVE OF ABSENCE:

The Leader of the Opposition (Mr Smith) moved - That leave of absence be granted to the Member for Stuart (Mr Ede) this day on account of personal business.

Question - put and passed.

4. PETITION:

Mr Poole presented a petition from 1,947 citizens of the Northern Territory requesting that court sentences more adequately reflect the severity of the crime.

Petition read.

5. 7.30 REPORT, WEDNESDAY 28 FEBRUARY 1990, GROOTE EYLANDT TEACHERS - MINISTERIAL STATEMENT - STATEMENT NOTED:

The Minister for Education (Mr Harris), by leave, made a statement relating to the ABC Television program '7.30 Report' of Wednesday, 28 February 1990 relating to teaching staff in Groote Eylandt schools.

Mr Harris moved - That the Assembly take note of the Statement.

Question - put and passed.

6. PERSONAL EXPLANATION:

The Member for Barkly (Mr Tuxworth), by leave, made a personal explanation relating to comments made by the Member for Stuart (Mr Ede) on an ABC Radio interview on Wednesday, 28 February 1990.

7. NOTICE:

The following notice was given:

Mr Smith: To move - That -

(1) this Assembly censures the Minister for Industries and Development for:

(a) using this Assembly as a vehicle to make false criminal allegations, which he has concocted, against a Member of this Assembly, citizens of the Northern Territory and others;

(b) failing to protect the interests of workers at the Trade Development Zone; and

(c) failing to place allegations of criminal activities, of which he is aware, before the Northern Territory Police; and

(2) this Assembly therefore calls on the Minister to resign forthwith.

8. PROPOSED CENSURE OF THE MINISTER FOR INDUSTRIES AND DEVELOPMENT - MOTION NEGATIVED:

The Leader of Government Business (Mr Coulter) informed the Assembly that the Government, pursuant to Standing Order 95, accepted the notice of motion as a censure motion.

The Leader of the Opposition (Mr Smith) thereupon moved - That -

(1) this Assembly censures the Minister for Industries and Development for:

(a) using this Assembly as a vehicle to make false criminal allegations, which he has concocted, against a Member of this Assembly, citizens of the Northern Territory and others;

(b) failing to protect the interests of workers at the Trade Development Zone; and

(c) failing to place allegations of criminal activities, of which he is aware, before the Northern Territory Police; and

(2) this Assembly therefore calls on the Minister to resign forthwith.

Debate ensued.

The Chief Minister (Mr Perron) moved - That the question be now put.

Question - That the question be now put - put.

The Assembly divided (the Speaker, Hon N.M. Dondas, in the Chair) -

AYES, 14

NOES, 10

Mr Coulter  
Mr Dondas  
Mr Finch  
Mr Firmin  
Mr Harris  
Mr Hatton  
Mr Manzie  
Mr McCarthy  
Mr Palmer  
Mr Perron  
Mr Poole  
Mr Reed  
Mr Setter  
Mr Vale

Mr Bailey  
Mr Bell  
Mr Collins  
Mr Floreani  
Mr Lanhupuy  
Mr Leo  
Mrs Padgham-Purich  
Mr Smith  
Mr Tipiloura  
Mr Tuxworth

And so it was resolved in the affirmative.

Question - That the motion be agreed to - put.

The Assembly divided (the Speaker, Hon N.M. Dondas, in the Chair) -

AYES, 8

Mr Bailey  
Mr Bell  
Mr Floreani  
Mr Lanhupuy  
Mr Leo  
Mr Smith  
Mr Tipiloura  
Mr Tuxworth

NOES, 16

Mr Collins  
Mr Coulter  
Mr Dondas  
Mr Finch  
Mr Firmin  
Mr Harris  
Mr Hatton  
Mr Manzie  
Mr McCarthy  
Mrs Padgham-Purich  
Mr Palmer  
Mr Perron  
Mr Poole  
Mr Reed  
Mr Setter  
Mr Vale

Motion negatived accordingly.

9. POLICE INQUIRY INTO BRUCELLOSIS AND TUBERCULOSIS RELATED ALLEGATIONS - MINISTERIAL STATEMENT - MOTION TO NOTE STATEMENT:

The Minister for Primary Industry and Fisheries (Mr Reed) made a statement relating to the results of the Police Inquiry into various BTEC-related allegations.

Mr Reed moved - That the Assembly take note of the Statement.

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**Suspension of sitting:** The sitting was suspended between 12 noon and 2.00 p.m.

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Debate ensued.

On the motion of the Member for Karama (Mr Palmer) debate was adjourned.

10. REMOTE AREA BENEFITS TO GOVERNMENT EMPLOYEES - MINISTERIAL STATEMENT - STATEMENT NOTED:

The Minister for Labour, Administrative Services and Local Government (Mr McCarthy) made a statement relating to a package of conditions to be made available to government employees in isolated and remote areas.

**Papers tabled:** Mr McCarthy laid on the Table the following Papers -

- Map of the Northern Territory;
- Gradings for remote communities; and
- Remote Area package.

Mr McCarthy moved - That the Assembly take note of the Statement.

Debate ensued.

Question - put and passed.

11. DISCHARGE OF GENERAL BUSINESS:

The Leader of the Opposition (Mr Smith), by leave, moved - That General Business, Order of the Day No. 2, relating to the Financial Institutions Duty Amendment Bill 1990 (Serial 269) be discharged from the Notice Paper.

Question - put and passed.

12. HOLIDAY PLANNER - PAPER TABLED:

The Minister for Tourism (Mr Vale) laid on the Table the following Paper -

◦ Holiday Planner, 1 May 1990 to 30 April 1991, Tourist Commission.

Mr Vale, by leave, made a statement relating thereto.

13. STATEMENT BY SPEAKER - INTERIM PARLIAMENTARY ACCOMMODATION IN CHAN BUILDING:

The Speaker made a statement relating to the interim accommodation of the Parliament and thanked those who assisted in the move to the Chan Building.

The Member for Nhulunbuy (Mr Leo), by leave, made a statement relating thereto.

14. ENERGY PIPELINES AMENDMENT BILL 1990 (Serial 271):

The Minister for Mines and Energy (Mr Coulter), pursuant to notice, presented a Bill for an Act to amend the *Energy Pipelines Act*.

Bill read a first time.

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

On the motion of the Member for Nhulunbuy (Mr Leo) debate was adjourned.

15. SUSPENSION OF STANDING ORDERS - TAKE TWO BILLS TOGETHER:

The Minister for Health and Community Services (Mr Hatton) moved - That so much of Standing Orders be suspended as would prevent two Bills namely: the Trade Measurement Bill 1990 (Serial 262) and the Trade Measurement Administration Bill 1990 (Serial 263) -

(a) being presented and read a first time together and one motion being put in regard to respectively, the second readings, the Committee's report stage, and the third readings of the Bills together; and

(b) the consideration of the Bills separately in Committee of the Whole.

Question - put and passed - there being an absolute majority of the whole number of Members present and no dissentient voice.

16. TRADE MEASUREMENT BILL 1990 (Serial 262); and TRADE MEASUREMENT ADMINISTRATION BILL 1990 (Serial 263):

The Minister for Health and Community Services (Mr Hatton), pursuant to notice, presented a Bill for an Act to make provision with respect to trade measurement in the Northern Territory as part of the scheme for uniform trade measurement legislation throughout Australia; and a Bill for an Act to make provision with respect to the administration of the *Trade Measurement Act*, and for related purposes.

Bills read a first time.

Mr Hatton moved - That the Bills be now read a second time.

On the motion of the Member for Macdonnell (Mr Bell) debate was adjourned.

17. SPECIAL ADJOURNMENT:

The Leader of Government Business (Mr Coulter) moved - That the Assembly at its rising adjourn until Tuesday, 1 May 1990 at 10.00 a.m. or such other time and/or date as may be set by the Speaker, pursuant to Sessional Order.

Question - put and passed.

18. DISCHARGE OF GOVERNMENT BUSINESS:

The Leader of Government Business (Mr Coulter) moved - That the following Orders of the Day, Government Business, be discharged from the Notice Paper -

No. 18 relating to the Ministerial Statement on the Fishing Industry;

No. 20 relating to the Ministerial Statement on the Effect on the Tourism Industry of the Airline's Dispute;

No. 21 relating to the Ministerial Statement on the Territory Outlook for the '90s;

No. 28 relating to the Ministerial Statement on the Planning Act Review;

No. 29 relating to the Ministerial Statement on Commonwealth/State Housing Arrangements;

No. 30 relating to the Companies and Securities Legislation Bill 1989 (Serial 212); and

No. 32 relating to the Ministerial Statement on the Report of the National Committee on Violence.

Question - put and passed.

19. RACING AND BETTING AMENDMENT BILL 1990 (Serial 274):

The Minister for Racing and Gaming (Mr Finch), pursuant to notice, presented a Bill for an Act to amend the *Racing and Betting Act*.

Bill read a first time.

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

On the motion of the Member for Nhulunbuy (Mr Leo) debate was adjourned.

20. LEGAL PRACTITIONERS AMENDMENT BILL 1990 (Serial 279):

The Minister for Transport and Works (Mr Finch), on behalf and at the request of the Attorney-General (Mr Manzie), pursuant to notice, presented a Bill for an Act to amend the *Legal Practitioners Act*.

Bill read a first time.

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

On the motion of the Member for Macdonnell (Mr Bell) debate was adjourned.



21. **ROADS AND ROAD FUNDING - MINISTERIAL STATEMENT - STATEMENT NOTED:**

The order of the day having been read for the resumption of the debate on the motion of the Minister for Transport and Works (Mr Finch) (22 November 1989) - That the Assembly take note of the Statement - Question - put and passed.

22. **ADJOURNMENT:**

The Minister for Tourism (Mr Vale) moved - That the Assembly do now adjourn.

Debate ensued.

**Paper tabled:** The Minister for Transport and Works (Mr Finch) laid on the Table the following Paper -

- National Highway Program - 'The Victoria Highway - From Single Lane to Safety'.

Debate continued.

**Papers tabled:** The Chief Minister (Mr Perron) laid on the Table the following Papers -

- Letter to Hon M.B. Perron, MLA, Chief Minister, from Hon R.J.L. Hawke, AC, MP, Prime Minister, dated 15 January 1990;
- Letter to Hon R.J.L. Hawke, AC, MP, Prime Minister from Hon M.B. Perron, MLA, Chief Minister, dated 8 February 1990; and
- Letter to Mr Neville Jones, Division Head, Land Policy and Co-ordination, Department of Lands and Housing from Lesley Mearns, Senior Anthropologist and Officer-in-Charge, Aboriginal Areas Protection Authority, dated 31 January 1990.

Debate continued.

**Papers tabled:** The Minister for Education (Mr Harris) laid on the Table the following Papers -

- Letter to Hon J. Dawkins, MP, Minister for Employment, Education and Training from Dr Terry Metherill, MP, Minister for Education and Youth Affairs, dated 19 February 1990; and
- Letter, Hon T. Harris, Minister for Education, the Arts and Cultural Affairs to Mr Murray Travis, National Editor 7.30 Report, dated 1 March 1990.

Debate continued.

**Subordinate Legislation and Tabled Papers Committee - Fifteenth Report - Paper tabled:** The Member for Jingili (Mr Setter), by leave, laid on the Table the Fifteenth Report of the Subordinate Legislation and Tabled Papers Committee.

Debate continued.

Question - put and passed.

The Assembly adjourned at 6.53 p.m. until Tuesday, 1 May 1990 at 10.00 a.m. or such other time and/or date as may be set by the Speaker, pursuant to Sessional Order.

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**PAPERS:**

The following Papers were deemed to have been presented on 1 March 1990:

**Annual Reports:**

National Trust of Australia (Northern Territory), 1988-89  
Northern Territory Plumbers and Drainers Licensing Board, year ended  
30 September 1989  
Strehlow Centre Board, 1988-89

**Financial Administration and Audit Act:**

Direction by Treasurer, s(13)(1)(b) -  
Transfer of Funds Saved, dated 24 February 1990

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**ATTENDANCE:**

All Members attended the sitting except Mr Ede (on leave).

H.G. SMITH

Clerk of the Legislative Assembly.

FIFTH LEGISLATIVE ASSEMBLY

FIRST SESSION

INDEX TO MINUTES

SITTING DAY Nos 90 - 94

| From             | To   | Pages  |
|------------------|--|--|
| 20 February 1990 | 1 March 1990   | 671-713  |
| BILLS            |  | D=Discharged<br>N=Negatived<br>P=Passed<br>*=Opposition Bill |
| Serial 249       | Abattoirs and Slaughtering Amendment 1989                              | 673P   |
| 250              | Brands Amendment 1989  | 673P   |
| 246              | Brands Amendment (No. 2) 1989  | 673P   |
| 212              | Companies and Securities Legislation 1989                              | 711D   |
| 243              | Crime Victims Advisory Committee 1989                                  | 688P   |
| 202              | Crimes (Forfeiture of Proceeds) Amendment 1989                         | 688,693P   |
| 201              | Criminal Code Amendment (No. 2) 1989                                   | 688,692-693P   |
| 235              | Criminal Law (Conditional Release of Offenders) Amendment (No. 3) 1989 | 679P   |
| 277              | Director of Public Prosecutions 1990                                   | 686,704  |
| 278              | Director of Public Prosecutions (Consequential Amendments) 1990        | 686,704  |
| 271              | Energy Pipelines Amendment 1990  | 695,710  |
| 270              | Evidence Amendment 1990  | 683,703  |
| 251              | Exotic Diseases (Animals) Compensation Amendment 1989                  | 673P   |
| 256              | Financial Administration and Audit Amendment 1990                      | 672,678  |
| 269              | Financial Institutions Duty Amendment 1990                             | 683,702,710D   |
| 257              | Grain Marketing Amendment 1990   | 672,678  |
| 131              | Juvenile Justice Amendment 1988  | 702N   |
| 272              | Juvenile Justice Amendment 1990  | 683,704  |
| 276              | Juvenile Justice Amendment (No. 2) 1990                                | 686,704  |
| 234              | Land and Business Agents Amendment (No. 2) 1989                        | 703N   |
| 258              | Legal Aid 1990   | 675,687  |
| 279              | Legal Practitioners Amendment 1990                                     | 703,711  |
| 158              | Listening Devices 1988   | 683D   |
| 273              | Listening Devices 1990   | 683,703  |
| 255              | Litter Amendment 1990  | 675,688  |
| 260              | Local Court (Consequential Amendments) 1990                            | 675,687  |
| 244              | Lotteries and Gaming Amendment 1989                                    | 678-679P   |
| 275              | Lotteries and Gaming (Gaming Machines) Regulations Amendment 1990      | 683,703  |
| 259              | Mine Management 1990   | 672,678  |
| 199              | Misuse of Drugs 1989   | 688-692,693P   |
| 264              | Ozone Protection 1990  | 675,687-688  |
| 252              | Pet Meat Amendment 1989  | 673P   |
| 265              | Plumbers and Drainers Licensing (Validation) 1990                      | 675,687,705P   |

|  |                    |
|--|--------------------|
| 200 Poisons and Dangerous Drugs Amendment (No. 2) 1989   | 688,692,693P       |
| 239 Police Administration Amendment (No. 4) 1989   | 672,678P           |
| 274 Racing and Betting Amendment 1990  | 697,711            |
| 267 Stamp Duty Amendment 1990  | 687,705            |
| 261 Statute Law Revision 1990  | 686,704            |
| 253 Stock (Artificial Breeding) Amendment 1989   | 673P               |
| 248 Stock Diseases Amendment (No. 2) 1989  | 673P               |
| 254 Stock Routes and Travelling Stock Amendment 1989   | 673P               |
| 238 Summary Offences Amendment 1989  | 679P               |
| 247 Supreme Court Amendment 1989   | 678-679P           |
| 266 Taxation (Administration) Amendment 1990   | 687,705            |
| 242 Tenancy Amendment 1989   | 698                |
| 268 Territory Parks and Wildlife Conservation Amendment 1990   | 675,687            |
| 262 Trade Measurement 1990   | 695,710            |
| 263 Trade Measurement Administration 1990  | 695,710            |
| <b>BUSINESS DISCHARGED</b>   |                    |
| Companies and Securities Legislation Bill 1989 (Serial 212)  | 711                |
| Financial Institutions Duty Amendment Bill 1990 (Serial 269)   | 710                |
| Ministerial Statements -   |                    |
| - Fishing Industry   | 711                |
| - Effect on the Tourism Industry by the Pilot's Dispute  | 711                |
| - Territory Outlook for the '90s   | 711                |
| - Planning Act Review  | 711                |
| - Commonwealth/State Housing Arrangements  | 711                |
| - Report of the National Committee on Violence   | 711                |
| <b>CENSURE</b>   |                    |
| Member for Wanguri (Mr Bailey), misleading Assembly Minister for Industries and Development (Mr Coulter), TDZ and employee of Hengyang Company | 684-685<br>707-709 |
| <b>CONDOLENCE</b>  |                    |
| Donald Francis Dale, Former Member for the Electoral Division of Wanguri   | 671                |
| <b>DISTINGUISHED VISITORS</b>  |                    |
| Senator Bob Collins  | 698                |
| Mr B.F. Kilgariff  | 685                |
| Mr D. Prowse, Speaker of Legislative Assembly for the A.C.T.   | 700                |
| <b>GENERAL BUSINESS DAY</b>  |                    |
| 28 February 1990   | 682                |
| <b>LEAVE OF ABSENCE</b>  |                    |
| Mr Ede for 1 March 1990  | 707                |
| Mr Lanhupuy for 27 February 1990   | 686                |
| <b>MESSAGES FROM ADMINISTRATOR</b>   |                    |
| No. 11 - Ozone Protection Bill 1990 (Serial 264)   | 681                |
| No. 12 - Director of Public Prosecutions Bill 1990 (Serial 277)  | 681                |

MOTIONS (Procedural)

|  |         |
|--|---------|
| Leave refused -  |         |
| Mr Finch to make personal explanation  | 684     |
| Mr Bell to suspend Standing Orders to enable suspension of sittings for dinner   | 687     |
| Suspension of Standing Orders -  |         |
| Pass Bill through all stages -   |         |
| Plumbers and Drainers Licensing (Validation) 1990  | 687     |
| Take two Bills together -  |         |
| Director of Public Prosecutions 1990 (Serial 277) and Director of Public Prosecutions (Consequential Amendments) 1990 (Serial 278) | 704     |
| Taxation (Administration) Amendment 1990 (Serial 266) and Stamp Duty Amendment 1990 (Serial 267); and                              | 704-705 |
| Trade Measurement 1990 (Serial 262) and Trade Measurement Administration 1990 (Serial 263)   | 710     |

MOTIONS (Substantive)

|  |     |
|--|-----|
| Adjournment to 22 February 1990  | 672 |
| Atmospheric pollution and climatic change, conference in Noordwijk - Note statement  | 686 |
| Auditor-General's Report Upon Public Sector Corporations, 1988-89 - Print  | 672 |
| Brucellosis and Tuberculosis Campaign, Police Inquiry into allegations of corruption - Note statement                            | 709 |
| Censure -  |     |
| Member for Wanguri (Mr Bailey), misleading the Assembly  | 684 |
| Commissioner of Consumer Affairs, 1988-89 and  |     |
| Commissioner of Motor Vehicle Dealers, 1988 - Print  | 685 |
| Condolence - Death of Donald Francis Dale, former Member for the Electoral Division of Wanguri                                   | 671 |
| Consumer Affairs, Draft Bill - Note paper  | 686 |
| Entrenchment of a New Constitution, Information Paper No. 2, Select Committee on Constitutional Development - Note paper         | 703 |
| Federal Government's Road Safety Package - Note statement  | 686 |
| Groote Eylandt teachers, 7.30 Report of 28 February 1990 - Note statement  | 707 |
| Interim Report of the Review Committee on Police Investigations and Rights of Persons Suspected or Accused of Crime - Note paper | 686 |
| Note paper -   |     |
| Consumer Affairs, Draft Bill   | 686 |
| Entrenchment of a New Constitution, Information Paper No. 2, Select Committee on Constitutional Development                      | 703 |
| Interim Report of the Review Committee on Police Investigations and Rights of Persons Suspected or Accused of Crime              | 686 |
| Public Accounts Committee, Annual Report 1988-89   | 703 |
| Sessional Committee on the Environment Report, November 1989   | 703 |
| Note statements -  |     |
| Atmospheric pollution and climatic change, conference in Noordwijk   | 686 |
| Brucellosis and Tuberculosis Campaign, Police Inquiry into allegations of corruption   | 709 |
| Federal Government's Road Safety Package   | 686 |
| Groote Eylandt tenders, 7.30 Report of 28 February 1990  | 707 |
| Remote Area Benefits for government employees  | 709 |

|   |                  |
|---|------------------|
| Roads and road funding  | 711              |
| Trade Development Zone -  |                  |
| Hengyang Company  | 672              |
| Industrial relations problems   | 675              |
| Violence: Directions for Australia  | 685              |
| Print -   |                  |
| Auditor-General's Report Upon Public Sector Corporations, 1988-89   | 672              |
| Commissioner of Consumer Affairs, 1988-89 and Commissioner of Motor Vehicle Dealers, 1988                       | 685              |
| Public Accounts Committee, Annual Report 1988-89 - Note paper   | 703              |
| Publications Committee -  |                  |
| - Adopt Thirteenth Report   | 695-697          |
| - Reference, number of copies provided and electronic distribution of reports                                   | 698              |
| Remote Area Benefits for government employees - Note statement  | 709              |
| Roads and road funding - Note statement   | 712              |
| Sessional Committee on the Environment Report, November 1989 - Note paper                                       | 703              |
| Trade Development Zone -  |                  |
| Hengyang Company - Note statement   | 672              |
| Industrial relations problems - Note statement  | 675              |
| Uluru and Kakadu National Parks' destruction of Desert Oak Trees  | 675-678          |
| Violence: Directions for Australia - Note statement   | 685              |
| <br>MOTIONS NEGATIVED   |                  |
| Censure - Minister for Industries and Development, allegations relating to TDZ and employee of Hengyang Company | 707-709          |
| Central Australian health services, proposed Board of Inquiry   | 682-683, 698-701 |
| Federal Police Inquiry into alleged complicity of the Opposition in actions of Chinese workers in TDZ           | 683, 701-702     |
| Juvenile Justice Amendment Bill 1988 (Serial 131) - Restore to Notice Paper at second reading stage             | 683, 703         |
| NT News editorial 'Justice in the balance' of Monday 18 September 1989  | 697-698          |
| <br>PAPERS AND REPORTS TABLED   |                  |
| Address by Neil Philip, Solicitor for Hengyang  | 672              |
| Advertisement for meeting regarding the United Nations Convention on the Rights of the Child                    | 680              |
| Agreements and Determinations:  |                  |
| Police Arbitral Tribunal Determination No. 1 of 1982: Consent Agreement No. T18 of 1989, dated 13 December 1989 | 673              |
| Determination No. T17 of 1989, dated 6 December 1989  | 673              |
| Police Arbitral Tribunal Determination No. 2 of 1982: Consent Agreement No. T1 of 1990, dated 21 December 1989  | 673              |
| Determination No. T16 of 1989, dated 6 December 1989  | 673              |
| Annual Reports:   |                  |
| Agricultural Development and Marketing Authority, 1988-89   | 693              |
| Auditor-General's Report Upon Public Sector Corporations, 1988-89   | 672              |

|   |     |
|---|-----|
| Cobourg Peninsula Sanctuary Board, 1988-89  | 673 |
| Commissioner of Consumer Affairs, 1988-89 and<br>Commissioner of Motor Vehicle Dealers, 1988  | 685 |
| Department of Law, Corporate Affairs Office, 1988-89  | 673 |
| Department of Primary Industry and Fisheries, 1988-89   | 673 |
| Electrical Workers and Contractors Licensing Board,<br>1988-89  | 673 |
| Jabiru Town Development Authority, 1988-89  | 673 |
| National Companies and Securities Commission, 1988-89   | 673 |
| National Trust of Australia (Northern Territory), 1988-89   | 713 |
| Northern Territory Plumbers and Drainers Licensing<br>Board, year ended 30 September 1989   | 713 |
| Northern Territory Racing, Gaming and Liquor Commission,<br>1989  | 693 |
| Publications and Films Review Board, 1988   | 673 |
| Strehlow Centre Board, 1988-89  | 713 |
| Article - 'Courts make it easy for crims - Palmer',<br>Sunday Territorian, 17 September 1989  | 697 |
| Article - Mental Health Dilemma   | 701 |
| CHOGM Communique  | 680 |
| Community Government Schemes:   |     |
| Numbulwar Numburindi Community Government Scheme  | 674 |
| Yugul Mangi Community Government Scheme, Amendment of   | 674 |
| Consumer Affairs Bill 1990 - Draft Legislation  | 686 |
| Convention on the Rights of the Child, Paper relating to  | 680 |
| Editorial - 'Justice in the balance', N.T. News,<br>18 September 1989   | 697 |
| Financial Administration and Audit Act:   |     |
| Direction by Treasurer, s13(1)(b) -<br>Transfer of Funds Saved, dated 24 February 1990  | 713 |
| Financial Statement:  |     |
| Government Printing Office, 1988-89   | 693 |
| Holiday Planner, 1 May 1990 to 30 April 1991, N.T.<br>Tourist Commission  | 710 |
| Human Immunodeficiency Virus (AIDS) Policy, Department<br>of Education, dated 19 April 1989   | 683 |
| Interim Report of the Review Committee on Police<br>Investigations and rights of Persons suspected or<br>accused of crime   | 686 |
| Katatjuta Road negotiations involved Ministers, Mulgaras<br>and Williams  | 684 |
| Letters -   |     |
| Alyangula Area School to Secretary, Department of<br>Education, undated   | 685 |
| Angurugu Community Education Centre to Secretary,<br>Department of Education, dated 27 February 1990  | 685 |
| Anyinginyi Congress Aboriginal Corporation to<br>Hon Steve Hatton, Minister for Health and Community<br>Services, dated 7 November 1989   | 701 |
| Ben Bartlett, Senior Medical Officer, Central Australian<br>Aboriginal Congress Inc. to Bob Donnelly, Acting<br>Regional Director, Department of Health and<br>Community Services, dated 2 October 1989 | 700 |
| M. Bazin, Department of Aboriginal Affairs to<br>Mr Ray Norman, Secretary, Department of Health and<br>Community Services, dated 14 February 1990   | 700 |
| Brian Burdekin, Federal Human Rights Commissioner,<br>dated 20 November 1989  | 680 |

|   |     |
|---|-----|
| Col. Brodie, Secretary, Federal Miscellaneous Workers Union of Australia to Secretary, Anyinginyi Congress, dated 12 February 1990  | 701 |
| Toni Coutts to Hon. S.P. Hatton, MLA, Minister for Health and Community Services, dated 19 September 1989   | 700 |
| Ms Chris George, Director, Anyinginyi Congress Aboriginal Corporation to Mr Robert Donnelly, Regional Director, Department of Health and Community Services, Alice Springs Hospital, dated 23 October 1989                  | 701 |
| Ms Chris George, Anyinginyi Congress Aboriginal Corporation to Mr Steve Hatton, Minister for Health and Community Services, dated 19 February 1990  | 701 |
| Hon Tom Harris, Minister for Education, the Arts and Cultural Affairs to Mr Murray Travis, National Editor 7.30 Report, dated 1 March 1990  | 712 |
| Hon R.J.L. Hawke, AC, MP, Prime Minister to Hon M.B. Perron, MLA, Chief Minister, dated 15 January 1990   | 712 |
| Pat Larsson to Editor of Tennant Creek Times, dated 27 April 1988   | 701 |
| Hon D.W. Manzie, MLA, Attorney-General to Editor of NT News, dated 19 September 1989  | 697 |
| Pam McCormack, George V. Turner, N.P. (Mick) White and Gary Penhall, solicitor to all Members of Parliament, dated 13 November 1989   | 680 |
| Lesley Mearns, Senior Anthropologist and Officer-in-Charge, Aboriginal Areas Protection Authority to Mr Neville Jones, Division Head, Land Policy and Co-ordination, Department of Lands and Housing, dated 31 January 1990 | 712 |
| Dr Terry Metherill, MP, Minister for Education and Youth Affairs to Hon J. Dawkins, MP, Minister for Employment, Education and Training, dated 19 February 1990   | 712 |
| N.T. Teachers Federation to Chris George, Director Anyinginyi Aboriginal Congress Corporation, dated 12 February 1990   | 701 |
| Professor J.D. Ovington, Director, Australian National Parks and Wildlife Service to Mr Bob Doyle, Chairman, Northern Territory Tourist Commission, dated 8 January 1990  | 677 |
| Tom Pauling QC, Solicitor-General to Editor of NT News, dated 19 September 1989   | 697 |
| Hon M.B. Perron, MLA, Chief Minister to Senator the Hon Peter Cook, Minister for Resources, undated   | 695 |
| Hon M.B. Perron, MLA, Chief Minister, to Hon J.S. West, MP, Minister for Administrative Services, dated 11 March 1989   | 695 |
| Hon M.B. Perron, MLA, Chief Minister to Hon R.J.L. Hawke, AC, MP, Prime Minister, dated 8 February 1990   | 712 |
| L.C. Thomas, A/Assistant Director, Northern Operations Branch, Australian National Parks and Wildlife Service to Mr D. Tutty, Marketing Director, Australian Kakadu Tours, dated 12 February 1990                           | 677 |
| Mr I.L. Tuxworth to Hon D. Dale, MLA, Minister for Health, dated 28 April 1989.   | 700 |



|  |     |
|--|-----|
| Mr I.L. Tuxworth to Hon D. Dale, MLA, Minister for Health, dated 21 June 1989  | 700 |
| Umbakumba School to Secretary, Department of Education, undated  | 685 |
| Joan Wilkinson, NT Secretary, Australian Nursing Federation to Ms Chris George, Director, Anyinginyi Congress Aboriginal Corporation, dated 13 February 1990 | 701 |
| Lions Combined District 201S Magazine, June 1989, Page 47  | 695 |
| Mental Health Services, Table listing Service Type and Location  | 700 |
| National Highway Program - 'The Victoria Highway - From Single Lane to Safety'   | 712 |
| News Release - 'Support Declared for U.N. Treaty to Protect Children', dated 21 November 1989  | 680 |
| Public letter from George V. Turner, BA, LLB, Barrister, dated 17 November 1989  | 679 |
| Publications Committee - Thirteenth Report   | 695 |
| Recommendation under section 103 of the Crown Lands Act: Revocation of Reserve No. 1385, Town of Darwin  | 674 |
| Revocation of Reserve No. 1647, Town of Nightcliff   | 674 |
| Regulations 1989:  |     |
| No. 35 - Financial Institutions Duty Regulations   | 674 |
| No. 36 - Amendments of the Nursing Regulations   | 674 |
| No. 37 - Amendments of the Electricity By-laws   | 674 |
| No. 38 - Amendment of the Territory Parks and Wildlife Conservation By-laws  | 674 |
| No. 39 - Police Administration Regulations   | 674 |
| No. 40 - Juries Regulations  | 674 |
| Regulations 1990:  |     |
| No. 1 - Amendments of the Fish and Fisheries Regulations   | 674 |
| No. 2 - Real Property Regulations  | 674 |
| No. 3 - Amendments of the Public Service Regulations   | 674 |
| Remote Area Benefits -   |     |
| Gradings for remote communities  | 709 |
| Map of Northern Territory  | 709 |
| Remote Area Package  | 709 |
| Subordinate Legislation and Tabled Papers Committee - Fifteenth Report   | 712 |
| Summary of Claims by the ACTU  | 672 |
| Trade Development Zone -   |     |
| Address by Neil Philip, Solicitor for Hengyang   | 672 |
| Violence: Directions for Australia   | 685 |
| PERSONAL EXPLANATIONS  |     |
| Mr Collins   | 698 |
| Mr Coulter   | 675 |
| Mr Manzie  | 686 |
| Mr Smith   | 675 |
| Mr Tuxworth  | 707 |
| PETITIONS  |     |
| Bus service from Palmerston to Darwin  | 671 |
| Court sentences to reflect the severity of the crime   | 707 |
| Electric shock treatment of psychiatric patients - not conforming with Standing Orders   | 681 |

INDEX TO MINUTES - 20 February - 1 March 1990

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STATEMENTS

|   |     |
|---|-----|
| Atmospheric pollution and climatic change, conference in Noordwijk          | 686 |
| Brucellosis and Tuberculosis, Police Inquiry into allegations of corruption | 709 |
| Consumer Affairs Bill - Draft   | 686 |
| Death of Mr D.F. Dale, 13 February 1990                                     | 671 |
| Federal Government's Road Safety Package                                    | 686 |
| Film footage by ABC, Channel 8 and 8-Top FM                                 | 672 |
| Film footage by Channel 7   | 675 |
| General Business Day, nominated as being 28 February 1990                   | 682 |
| Groote Eylandt teachers, 7.30 Report of 28 February 1990                    | 707 |
| Holiday Planner, 1 May 1990 to 30 April 1991                                | 710 |
| Parliament House -  |     |
| Interim Accommodation in Chan Building                                      | 710 |
| Remote Area Benefits to government employees                                | 709 |
| State Square model  | 679 |
| Sub judice  | 700 |
| Trade Development Zone -  |     |
| Hengyang Company  | 672 |
| Industrial relations problems   | 675 |
| Violence: Directions for Australia  | 685 |