



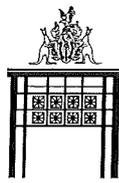
LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

Economic Policy Scrutiny Committee

Associated Minutes of Proceedings

**Inquiry into the Work Health and
Safety (National Uniform
Legislation) Amendment Bill
2019**

November 2019



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

13th Assembly

Economic Policy Scrutiny Committee

MINUTES OF PROCEEDINGS

Meeting No. 48

12.15 pm, Thursday, 19 September 2019
Ormiston Room

- Present:** Mr Tony Sievers MLA, Chair, Member for Brennan
Mrs Kate Worden MLA, Member for Sanderson
Mrs Lia Finocchiaro MLA, Member for Spillett
Mr Jeff Collins MLA, Member for Fong Lim
- Apologies:** Mr Lawrence Costa MLA, Deputy Chair, Member for Arafura
- Secretariat:** Jennifer Buckley, Committee Secretary
Elise Dyer, Senior Research Officer
Russell Keith, First Clerk Assistant

1. MINUTES OF PREVIOUS MEETING

Mrs Worden moved and Mr Collins seconded that:

The Minutes of Meeting No. 47 of 11 September 2019 be confirmed.

Question put and passed.

2. CORRESPONDENCE

Mr Collins moved and Mrs Finocchiaro seconded that:

The Committee authorise the publication of submissions received.

Question put and passed.

3. WATER FURTHER AMENDMENT BILL 2019

Mrs Worden moved and Mrs Finocchiaro seconded that:

The Committee authorise the publication of the responses to written questions received from the Department of Environment and Natural Resources.

Question put and passed.

4. TRANSPORT LEGISLATION AMENDMENT BILL 2019

Waiting on responses from the Department.

5. BILLS REFERRED IN SEPTEMBER SITTINGS

Review of Bill inquiry plan

Public briefings on new Bills scheduled for Tuesday 24 September 2019.

The Committee agreed to re-schedule the deliberative meeting on the 30 September 2019 to 9.00 am Tuesday 1 October 2019.

Mrs Finocchiaro moved and Mrs Worden seconded that:

The Committee call for submissions to its inquiries into Bills referred in the September sittings to be received by Tuesday 8 October 2019.

Question put and passed.

6. OTHER BUSINESS

Mr Collins moved and Mrs Finocchiaro seconded that:

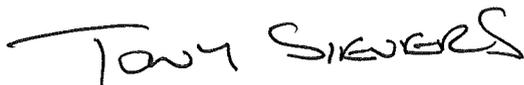
The standard operating procedures of the Committee include the secretary, through the Chair, writing to Ministers to request a contact officer and invite departmental staff to public briefings on new Bills.

Question put and passed.

7. NEXT MEETING

9.00 am to 12.30 pm, Tuesday 24 September 2019 (Public hearing on Water Further Amendment Bill 2019 and public briefings on Bills referred in the September sittings)

Meeting closed at 12.30 pm



Mr Tony Sievers, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

13th Assembly

Economic Policy Scrutiny Committee

MINUTES OF PROCEEDINGS

Meeting No. 49

9.00 am, Tuesday, 24 September 2019
Litchfield Room

Present:	Mr Tony Sievers MLA, Chair, Member for Brennan Mrs Kate Worden MLA, Member for Sanderson Mrs Lia Finocchiaro MLA, Member for Spillett Mr Jeff Collins MLA, Member for Fong Lim
Participating Member	Mr Gerry Wood MLA, Member for Nelson
Apologies:	Mr Lawrence Costa MLA, Deputy Chair, Member for Arafura
Secretariat:	Jennifer Buckley, Committee Secretary Elise Dyer, Senior Research Officer

1. PUBLIC HEARING – WATER FURTHER AMENDMENT BILL 2019

The Committee heard from the following witnesses:

Central Land Council

- Peter Donohoe, Manager Land Management Section
- Su Sze Ting, Senior Lawyer

Northern Land Council

- Greg McDonald, Manager Minerals and Energy
- Tess Cole-Adams, Lawyer

Tabled Paper 1.1: Map - Native Title Determination – NLC Region

Northern Territory Farmers Association Inc.

- Paul Burke, Chief Executive Officer

Question taken on Notice

You heard the Northern Land Council's recommendation that non-exclusive native title holders be eligible people under the Bill. Do you have any view on that proposal?

Department of Environment and Natural Resources

- Christine Long, Executive Director, Water Resources

The Committee went into closed session at 10.15 am

The Committee resumed the public briefing at 10.29 am

Committee adjourned at 10.45 am

DELIBERATIVE MEETING

2. DISCUSSION REGARDING WATER FURTHER AMENDMENT BILL 2019

The Committee agreed to give consideration as to whether legal advice should be sought on issues raised in relation to native title - pending further clarification from the 1st Clerk Assistant regarding how these issues relate to the Bill.

Committee adjourned 10.56 am

3. PUBLIC BRIEFINGS ON BILLS REFERRED DURING SEPTEMBER SITTINGS

The Committee heard from the following witnesses:

Work Health and Safety (National Uniform Legislation) Amendment Bill 2019

- Caroline Heske, Senior Policy Lawyer
- Robert Gray, Policy Lawyer

Mr Gerry Wood MLA, joined the Committee for public briefings on the Sex Industry Bill 2019 and the Firearms Legislation Amendment Bill 2019.

Sex Industry Bill 2019

- Hannah Clee, Senior Policy Lawyer
- Douglas Burns, Policy Law Officer

Question taken on notice

Please provide a breakdown of the final figures regarding submissions to the Government's consultation on reforming the regulation of the Sex Industry in the Northern Territory, submitted through the "Have your Say" website.

Firearms Legislation Amendment Bill 2019

- Commander Tony Fuller APM, Territory Support
- Commander Martin Dole – Crime Command
- Superintendent Shaun Gill, APM Territory Support Services
- Isabel Roper, Law Reform Legal Officer
- Senior Sergeant Drew Slape, Firearms Policy Unit

4. NEXT MEETING

9.00 am to 10.00 am, Tuesday 1 October 2019 (Consideration of evidence for Water Further Amendment Bill and the Transport Legislation Amendment Bill 2019).

Meeting closed at 12.22 pm



Mr Tony Sievers, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

13th Assembly

Economic Policy Scrutiny Committee

MINUTES OF PROCEEDINGS

Meeting No. 52

12.45 pm, Thursday, 17 October 2019
Litchfield Room

Present: Mr Tony Sievers MLA, Chair, Member for Brennan
Mr Lawrence Costa MLA, Deputy Chair, Member for Arafura
Mrs Kate Worden MLA, Member for Sanderson
Mrs Lia Finocchiaro MLA, Member for Spillett
Mr Jeff Collins MLA, Member for Fong Lim

Secretariat: Jennifer Buckley, Committee Secretary
Elise Dyer, Senior Research Officer
Russell Keith, First Clerk Assistant

1. MINUTES OF PREVIOUS MEETING

Mr Collins moved and Mrs Worden seconded that:

The Minutes of Meeting No. 51 of 7 October 2019 be confirmed.

Question put and passed.

2. CORRESPONDENCE

Noted.

3. SEX INDUSTRY BILL 2019

Mr Collins moved and Mrs Worden seconded that:

The Committee authorise publication of submissions received with respect to submission numbers 16 to 47.

Question put and passed.

Mr Costa moved and Mr Collins seconded that:

The Committee invite representatives from the Department of Attorney-General and Justice, and those who provided a submission that the Committee would like to hear from, to appear before the Committee at its public hearing on Tuesday 29 October 2019.

Question put and passed.

Mr Collins moved and Mrs Worden seconded that:

The Committee forward questions to the Attorney-General and Minister for Justice requesting a written response by Thursday 24 October 2019.

Question put and passed.

4. WORK HEALTH AND SAFETY (NATIONAL UNIFORM LEGISLATION) AMENDMENT BILL 2019

Mr Collins moved and Mr Costa seconded that:

The Committee authorise publication of submissions received noting that the Committee agreed to accept and publish the updated submission provided by AMWU.

Question put and passed.

Mr Collins moved and Mrs Worden seconded that:

The Committee forward questions to the Attorney-General requesting a written response by Tuesday 29 October 2019.

Question put and passed.

5. FIREARMS LEGISLATION AMENDMENT BILL 2019

Mrs Worden moved and Mr Collins seconded that:

The Committee authorise publication of submissions received.

Question put and passed.

6. BILLS REFERRED DURING OCTOBER SITTINGS

Mr Collins moved and Mr Costa seconded that the Committee:

1. Call for submissions to its inquiries into Bills referred in the October sittings to be received by Wednesday 13 November 2019.
2. Write to responsible Ministers requesting contact officers in relation to Bills referred in September sittings and inviting departmental representatives to appear before the Committee at a public briefing on Tuesday 29 October 2019.

Question put and passed.

The Committee agreed to hold public briefings on Bills referred during the October sittings on 29 October 2019 after the public hearing on the Sex Industry Bill 2019.

7. PROCEDURAL RESOLUTION

Mr Collins moved and Mr Costa seconded:

That pursuant to Standing Order 194(1), unless the Department requests confidentiality, the Committee authorises publication of departmental responses to the Committee's written questions on Bills following receipt.

Question put and passed.

8. OTHER BUSINESS

Mr Collins tabled letters from students from Stuart Park Primary School regarding single use plastics and suggested that the Committee might consider reviewing these to determine whether they would like to look into this further under Sessional Order 13(4)(a)(iii).

Mrs Worden moved and Mr Collins seconded that:

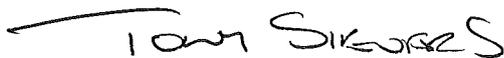
The letters from students be circulated to Committee members.

Question put and passed.

9. NEXT MEETING

Tuesday 29 October 2019 – public hearing and public briefings

Meeting closed at 1.13 pm



Mr Tony Sievers, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

13th Assembly

Economic Policy Scrutiny Committee

MINUTES OF PROCEEDINGS

Meeting No. 54

10.00 am, Wednesday, 13 November 2019
Litchfield Room

- Present:** Mr Tony Sievers MLA, Chair, Member for Brennan
Mr Lawrence Costa MLA, Deputy Chair, Member for Arafura
Mrs Kate Worden MLA, Member for Sanderson
Mr Jeff Collins MLA, Member for Fong Lim
- Apologies:** Mr Gary Higgins MLA, Member for Daly
- Secretariat:** Jennifer Buckley, Committee Secretary
Elise Dyer, Senior Research Officer
Russell Keith, First Clerk Assistant

1. MINUTES OF PREVIOUS MEETING

Mrs Worden moved and Mr Collins seconded that:

The Minutes of Meeting No. 52 of 17 October 2019 and Meeting No. 53 of 29 October 2019 be confirmed.

Question put and passed.

2. CORRESPONDENCE

Noted.

Mrs Worden moved and Mr Costa seconded that:

1. The Committee authorise publication of the submission from the Real Estate Institute of the Northern Territory to the inquiry into the Residential Tenancies Legislation Amendment Bill 2019.
2. The Committee authorise publication of the transcripts of the closed sessions from the public hearing held on the Sex Industry Bill 2019 on 29 October 2019.
3. The Committee authorise publication of the Answers to Questions on notice received at the public hearing and briefings held 29 October 2019.

Question put and passed.

3. SEX INDUSTRY BILL 2019

Mrs Worden moved and Mr Collins seconded that:

A Chair's draft report be prepared for the Inquiry into the Sex Industry Bill 2019.

Question put and passed.

The Committee requested that the report on the Sex Industry Bill 2019 be considered/adopted early in the week beginning Monday 18 November 2019 and tabled out of session as soon as adopted.

4. WORK, HEALTH AND SAFETY (NATIONAL UNIFORM LEGISLATION) AMENDMENT BILL 2019

Mr Collins moved and Mrs Worden seconded that:

A Chair's draft report be prepared for the Inquiry into the Work, Health and Safety (National Uniform Legislation) Amendment Bill 2019.

Question put and passed.

The Committee agreed to hold a public hearing on the Work Health and Safety (National Uniform Legislation) Amendment Bill 2019 on Monday 18 November from 1.00 pm to 4.00 pm. Sessions to be 20 minutes each. Proposed witnesses include Unions NT, Chamber of Commerce, NT Cattlemen's Association, the Master Builders Association NT, United Voice Australia NT, the Construction, Forestry, Maritime, Mining and Energy Union, Hall Payne Lawyers, and the Maritime Union of Australia.

5. FIREARMS LEGISLATION AMENDMENT BILL 2019

Mrs Worden moved and Mr Sievers seconded that:

A Chair's draft report be prepared for the Inquiry into the Firearms Legislation Amendment Bill 2019.

Question put and passed.

6. BILLS REFERRED IN OCTOBER SITTINGS

The Committee agreed to accept a late submission from the Northern Australian Aboriginal Justice Agency on the Residential Tenancies Legislation Amendment Bill 2019.

7. NEXT MEETING

1.00 pm, Monday 18 November 2019 – public hearing on the Work, Health and Safety (National Uniform Legislation Amendment Bill 2019). Consider/adopt Chair's draft report on Sex Industry Bill 2019.

Meeting closed at 11.25 am



Mr Tony Sievers, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

13th Assembly

Economic Policy Scrutiny Committee

MINUTES OF PROCEEDINGS

Meeting No. 55

1.00 pm, Monday, 18 November 2019
Litchfield Room

- Present:** Mr Tony Sievers MLA, Chair, Member for Brennan
Mr Lawrence Costa MLA, Deputy Chair, Member for Arafura
Mrs Kate Worden MLA, Member for Sanderson
Mr Jeff Collins MLA, Member for Fong Lim
- Apologies:** Mr Gary Higgins MLA, Member for Daly
- Secretariat:** Russell Keith, First Clerk Assistant
Elise Dyer, Senior Research Assistant
Name of person from Isle of Man
Jennifer Buckley, Committee Secretary

1. PUBLIC HEARING ON THE WORK, HEALTH AND SAFETY (NATIONAL UNIFORM LEGISLATION) AMENDMENT BILL 2019

The Committee heard from the following witnesses:

Construction, Forestry, Maritime, Mining and Energy Union

- Kane Lowth, Northern Territory Organiser

Northern Territory Cattleman's Association

- Ashley Manicaros, Chief Executive Officer

Maritime Union of Australia

- Andy Burford, Branch Secretary NT
- Lee Norris: National Legal Officer - Qld/NT, CFMMEU-MUA Division

Master Builders NT Limited, Chamber of Commerce NT (13), Minerals Council of Australia NT Division

- David Malone, Chief Executive (Master Builders)
- Greg Bicknell, Chief Executive Officer (Chamber of Commerce)
- Andrea Smith, Workplace Relations Manager (Chamber of Commerce)
- Drew Wagner, Executive Director (Minerals Council of Australia NT)

Unions NT

- Joel Bowden, General Secretary
- Adam Giuliani, WHS Project Officer

Maurice Blackburn Lawyers

- Melissa Meyers, Senior Associate

Deliberative Meeting

Mrs Worden moved and Mr Collins seconded that:

The Minutes of Meeting No. 54 of 13 November 2019 be confirmed.

Question put and passed.

2. SEX INDUSTRY BILL 2019

Mrs Worden moved and Mr Sievers seconded that:

The Committee adopt the Chair's draft Report for the Inquiry into the Sex Industry Bill 2019 and that the report be presented to the Speaker no later than Thursday 21 November, pursuant to SO 200(4), for subsequent tabling in the Assembly on 26 November 2019.

Question put and passed.

Mr Collins to provide secretary with a dissenting report by Tuesday 19 November 2019.

3. WORK HEALTH AND SAFETY (NATIONAL UNIFORM LEGISLATION) AMENDMENT BILL 2019

Possible additions/changes to the report

- Consider including in the report a recommendation about requiring a code of practice.
- Prepare report based on recommendations discussed during consideration of evidence at Meeting 54.
- Mrs Worden to discuss concerns re one of the recommendations with Elise Dyer by 12.00 pm Tuesday 19 November 2019.

4. NEXT MEETING

2.00 pm, Thursday 21 November 2019 (Deliberative meeting to consider/adopt Chair's draft reports on the Firearms Legislation Amendment Bill 2019 and the Work, Health and Safety (National Uniform Legislation) Amendment Bill 2019.

Meeting closed at 3.48 pm



Mr Tony Sievers, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

13th Assembly

Economic Policy Scrutiny Committee

MINUTES OF PROCEEDINGS

Meeting No. 56

2.00 pm, Thursday, 21 November 2019
Litchfield Room

- Present:** Mr Tony Sievers MLA, Chair, Member for Brennan
Mrs Kate Worden MLA, Member for Sanderson
Mr Jeff Collins MLA, Member for Fong Lim
- Apologies:** Mr Gary Higgins
Mr Lawrence Costa MLA, Deputy Chair, Member for Arafura
- Secretariat:** Jennifer Buckley, Committee Secretary
Elise Dyer, Senior Research Officer

1. MINUTES OF PREVIOUS MEETING

Mrs Worden moved and Mr Collins seconded that:

The Minutes of Meeting No. 55 of 18 November 2019 be confirmed.

Question put and passed.

2. CORRESPONDENCE

Noted.

3. RESIDENTIAL TENANCIES LEGISLATION AMENDMENT BILL 2019

Mrs Worden moved and Mr Collins seconded that:

The Committee authorise the publication of submissions received.

Question put and passed.

4. CRIMINAL PROPERTY FORFEITURE AMENDMENT BILL 2019

Mrs Worden moved and Mr Collins seconded that:

The Committee authorise the publication of submissions received.

Question put and passed.

5. FIREARMS LEGISLATION AMENDMENT BILL 2019

Mrs Worden moved and Mr Collins seconded that:

The Committee adopt the Chair's draft Report for the Inquiry into the Firearms Legislation Amendment Bill 2019.

Question put and passed.

6. WORK HEALTH AND SAFETY (NATIONAL UNIFORM LEGISLATION) AMENDMENT BILL 2019

Mrs Worden moved and Mr Collins seconded that:

The Committee adopt the Chair's draft Report for the Inquiry into the Work Health and Safety (National Uniform Legislation) Amendment Bill 2019.

Question put and passed.

7. NEXT MEETING

12.45 pm, Thursday 28 November 2019

Meeting closed at 2.04 pm

Mr Tony Sievers, MLA
Chair