

PART III

THE MINUTES OF PROCEEDINGS

THE NORTHERN TERRITORY OF AUSTRALIA

Minutes of Proceedings
OF THE
LEGISLATIVE ASSEMBLY

No. 13

Tuesday, 17 June 1975

1. The Assembly met at 1000 hours, being the time fixed by Mr Speaker pursuant to the Resolution of 24 April 1975—Mr Speaker Kilgariff took the Chair and Prayers were read.
2. NOTICES: The following notices were given:—
Mr Pollock: To present the Licensing Bill (No. 2) 1975 (Serial 41).
Dr Letts: To present the Dingo Destruction Bill 1975 (Serial 39).
Mr Tambling: To present the Housing Bill 1975 (Serial 40).
Mr Ryan: To present the Ports Bill 1975 (Serial 42) and the Motor Vehicles Bill 1975 (Serial 43).
3. QUESTIONS: Questions without notice were asked.
4. NORTHERN TERRITORY FIRE SERVICE INQUIRY REPORT: The Report of the Inquiry into the Northern Territory Fire Service commissioned by the Minister in October 1974 was laid on the Table by command of the Administrator.
Mr Ryan moved—That the Report be noted.
Leave granted for Mr Ryan to continue his remarks at a later hour.
5. INVESTIGATION INTO THE AFFAIRS OF REGIS MINES N.L.—REPORT OF INSPECTOR: The Report of the Inspector who inquired into the affairs of Regis Mines N.L. under Division 4 of Part VI of the Companies Ordinance was laid on the Table by command of the Administrator.
6. RESOLUTION OF THE SENATE—NORTHERN TERRITORY (STABILIZATION OF LAND PRICES) BILL 1974: Mr Speaker laid on the Table a communication from the Minister for Northern Australia conveying a resolution of the Senate concerning the Northern Territory (Stabilization of Land Prices) Bill 1974.
Dr Letts moved—That the communication from the Minister be noted.
Leave granted for Dr Letts to continue his remarks at a later hour.
7. DARWIN CYCLONE TRACY RELIEF TRUST FUND—FIRST REPORT: Mr Speaker laid on the Table a communication from the Minister for Northern Australia conveying a copy of the First Report of the Cyclone Relief Trust Fund.

Mr Everingham moved—That the papers be noted.

Leave granted for Mr Everingham to continue his remarks at a later hour.

8. HOUSE COMMITTEE REPORT—CONSTRUCTION OF A NEW PARLIAMENT HOUSE: Mr Speaker presented a Report from the House Committee concerning the construction of a new Parliament House.

Miss Andrew moved—That the Report be noted.

Leave granted for Miss Andrew to continue her remarks at a later hour.

9. THE KATHERINE PROJECT 1969-73: Miss Andrew, by leave, laid on the Table a copy of a Department of Education document entitled “The Katherine Project 1969-73”.
10. FREEHOLD LAND INQUIRY REPORT: Dr Letts, pursuant to notice, moved—That the Report of the Freehold Land Inquiry conducted by Sir John Nimmo and tabled in the Assembly on 19 March 1975 be noted.

Debate ensued.

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

11. HOSPITALS AND MEDICAL SERVICES BILL 1975 (Serial 15): The order of the day having been read for the consideration of the Bill in the committee of the whole Assembly.

The Assembly resolved itself into a committee of the whole.

(In the committee)

Clause 7—

Progress to be reported and leave asked to sit again.

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

12. POSTPONEMENT OF ORDER OF THE DAY: On the motion of Dr Letts, Order of the Day No. 2 (Executive Responsibility Bills) was postponed until a later hour.
13. BILLS RELATING TO DISPOSAL OF PROPERTY—POLICE AND POLICE OFFENCES BILL 1975 (Serial 16), JUSTICES BILL 1975 (Serial 24): 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.

The Assembly resolved itself into a committee of the whole.

(In the committee)

POLICE AND POLICE OFFENCES BILL 1975 (Serial 16)—

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

JUSTICES BILL 1975 (Serial 24)—

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

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

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

14. **DRUNKENNESS BILLS: DRUNKENNESS BILL 1975 (Serial 31), POLICE AND POLICE OFFENCES BILL 1975 (Serial 32):** 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—

Mr Everingham, by leave, made a statement.

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

15. **CONTROL OF ROADS BILL 1975 (Serial 36):** The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Question put and passed—Bill read a second time.

The Assembly resolved itself into a committee of the whole.

(In the committee)

Clauses 1 to 5 agreed to.

New clause—

On the motion of Mr Ryan the following new clause was added to the Bill:—

“6. Section 49 (d) of the Principal Ordinance is amended by omitting ‘16 kilometres’ and substituting ‘30 kilometres’.”

Title agreed to.

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

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

16. **CROWN LANDS BILL 1975 (Serial 35):** 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.

Mr Steele moved—That the committee stages be later taken.

Question put and passed.

SUSPENSION OF SITTING: The sitting was suspended between 1140 and 1400 hours.

FURTHER SUSPENSION OF SITTINGS: The sitting was further suspended between 1400 and 1430 hours.

17. **POSSIBLE TRANSFER OF SECRETARIAT OF DEPARTMENT OF NORTHERN AUSTRALIA AWAY FROM DARWIN:** Dr Letts, by leave, moved—That this Assembly is of the opinion that any decision to transfer the Secretariat of the Department of Northern Australia out of the Northern Territory at this time would be contrary to the best interests of the Territory and Australia, in that it would—

- (a) depart from the concept of regionalisation and decentralisation which has been supported by the Government;
- (b) represent a backward step in the political and administrative evolution of the Territory;
- (c) recreate difficulties of remote administration;

- (d) cut across the programme for the development of executive authority within the Northern Territory envisaged in the Joint Parliamentary Committee report.

In view of the discrete nature of the Department's function and the fact that the major part of its operation will be the administration of the Northern Territory, the centralisation of the headquarters in the Northern Territory is the most logical and convenient arrangement.

Therefore the Assembly requests the Prime Minister and Minister for Northern Australia to give full consideration to these views and to use their best efforts to resist such a move.

That the Assembly appoint Mr Speaker to personally convey the terms of this resolution to the Prime Minister, the Minister for Northern Australia and such other Ministers as are available and to confer with them thereon.

Debate ensued.

Question put and passed.

18. FIREARMS BILL 1975 (Serial 34): The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

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

19. NUDITY BILL 1975 (Serial 38): The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

Question put.

The Assembly divided (The Deputy Speaker, Mr MacFarlane, in the Chair)

Ayes 12	Noes 5
Miss Andrew	Mr Kentish
Mr Ballantyne	Mr MacFarlane
Mr Dondas	Mr Robertson
Mr Everingham	Mr Tungutalum
Mrs Lawrie	Mr Vale
Dr Letts	
Mr Perron	
Mr Ryan	
Mr Steele	
Mr Tambling	
Mr Tuxworth	
Mr Withnall	

And so it was resolved in the affirmative.

Bill read a second time.

Dr Letts moved that the committee stages be later taken.

Question put and passed.

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

Debate ensued.

Question put and passed.

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

PAPERS: The following papers were deemed to have been presented on 17 June 1975, pursuant to statute:—

Determinations and Agreements:

Agreement between Administrator and Northern Territory Police Commissioned Officers' Association dated 12.2.75.

Agreement between Administrator and Northern Territory Police Association dated 12.2.75.

Police Commissioned Officers Arbitral Tribunal Determination No. 2.

Police Commissioned Officers Arbitral Tribunal Determination No. 3.

Police Arbitral Tribunal Determination No. 9.

Police Arbitral Tribunal Determination No. 10.

Determination by the Police Arbitral Tribunal—No. 11 of 1975.

Minutes of meetings of Town Management Boards:

Katherine—15 April 1975; 20 May 1975.

Tennant Creek—14 April 1975; 19 May 1975.

Regulations—1975:

No. 3—Amendments of the Public Service Regulations.

No. 4—Amendments of the Motor Vehicles (Hire Car) Regulations.

No. 5—Amendments of the Motor Vehicles (Third Party Insurance) Regulations.

No. 6—Amendments of the Public Service Regulations.

No. 7—Amendment of the National Parks and Gardens (Mataranka Pool Reserve) By-laws.

No. 8—Amendment of the National Parks and Gardens (Katherine Gorge National Park) By-laws.

No. 9—Amendment of the National Parks and Gardens (Howard Springs Recreation Reserve) By-laws.

No. 10—Amendment of the National Parks and Gardens (Berry Springs Recreation Reserve) By-laws.

No. 11—Amendment of the National Parks and Gardens (Alice Springs Telegraph Station National Park) By-laws.

No. 12—Amendment of the National Parks and Gardens (Simpson's Gap National Park) By-laws.

ATTENDANCE: All members attended the sitting.



MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 14

Wednesday, 18 June 1975

1. The Assembly met at 1000 hours pursuant to adjournment—Mr Deputy Speaker MacFarlane took the Chair and Prayers were read.
2. **QUESTIONS:** Questions without notice were asked.
3. **BRUCellosis AND TUBERCULOSIS—INDUSTRIES ASSISTANCE COMMISSION REPORT:** Dr Letts, laid on the Table a Report from the Industries Assistance Commission.
Dr Letts moved that the Report be noted.
Leave granted for Dr Letts to continue his remarks at a later hour.
4. **AUSTRALIAN CONSTITUTIONAL CONVENTION:** Dr Letts, by leave, made a statement relating to the Australian Constitutional Convention.
5. **LAPSE OF NOTICE:** Notice No. 1 (Motor Vehicles Bill 1975) was withdrawn pursuant to standing order 105.
6. **DINGO DESTRUCTION BILL 1975 (Serial 39):** Dr Letts, pursuant to notice, presented the Bill which was thereupon read a first time.
Dr Letts moved—That the Bill be now read a second time.
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
7. **HOUSING BILL 1975 (Serial 40):** Mr Tambling, pursuant to notice, presented the Bill which was thereupon read a first time.
Mr Tambling moved—That the Bill be now read a second time.
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
8. **LICENSING BILL (No. 2) 1975 (Serial 41):** Mr Pollock, pursuant to notice, presented the Bill which was thereupon read a first time.
Mr Pollock moved—That the Bill be now read a second time.
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
9. **PORTS BILL 1975 (Serial 42):** Mr Ryan, pursuant to notice, presented the Bill which was thereupon read a first time.
Mr Ryan moved—That the Bill be now read a second time.
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
10. **NORTHERN TERRITORY FIRE SERVICE INQUIRY REPORT:** The order of the day having been read for the resumption of the debate on the motion of Mr Ryan, That the Report be noted.
Debate resumed.
Debate adjourned and the resumption of the debate made an order of the day for a later hour.

11. **ALTERATION OF ORDER OF BUSINESS:** On the motion of Mr Everingham order of the day No. 4 was called on.
12. **HOUSE COMMITTEE REPORT—CONSTRUCTION OF A NEW PARLIAMENT HOUSE:** The order of the day having been read for the resumption of the debate on the motion of Miss Andrew, That the Report be noted.
Debate resumed.
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
13. **FIRST REPORT OF THE DARWIN CYCLONE TRACY RELIEF TRUST FUND:** The order of the day having been read for the resumption of the debate on the motion of Mr Everingham, That the Report be noted.
Debate resumed.
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
- SUSPENSION OF SITTING:** The sitting was suspended between 1152 and 1400 hours.
14. **FREEHOLD LAND INQUIRY REPORT:** The order of the day having been read for the resumption of the debate on the motion of Dr Letts, That the Report be noted.
Debate resumed.
Debate adjourned and the resumption of the debate made an order of the day for a later hour.
15. **RESOLUTION OF THE SENATE—NORTHERN TERRITORY (STABILIZATION OF LAND PRICES) BILL 1974.** the order of the day having been read for the resumption of the debate on the motion of Dr Letts, That the communication from the Minister be noted.

Debate resumed.

Dr Letts, by leave, amended the terms of the motion to read—

That the communication from the Minister and the resolution of the Senate be noted and that this Assembly endorse and commend the Senate's action in referring the matter of legislation on the stabilization of land prices to the Assembly.

Mr Withnall moved as an amendment to the proposed amendment—

“(2) That the following answer be made:

‘The Assembly criticizes the Northern Territory (Stabilization of Land Prices) Bill 1974 on the following grounds—

- (a) the stabilization of land prices in the N.T. is regional and not a national concern and is not a proper subject for legislation in the national Parliament;
 - (b) the *Lands Acquisition Act 1955* already contains sufficient authority for the investigation of land when it is to be acquired and clause 8 of the Bill is therefore otiose;
 - (c) an unwarranted interference with the right of a person to enjoy the use of his land could occur for many years if clauses 9 and 10 of the Bill become law;
 - (d) clauses 12 and 13 completely remove the safeguard to the landholder presently contained in the *Lands Acquisition Act 1955* that on acquisition, he will be paid just terms. Compensation is proposed by the Bill to be paid in accordance with the certificate of the Valuer-General, which is to be final and conclusive and beyond appeal to any court or authority.
- (3) The Assembly undertakes to examine the matter of securing the stabilization of land prices through legislation complementary to the *Lands Acquisition Act 1955* after consultation with the Ministers and Departments concerned.”

Dr Letts moved as a further amendment to the proposed amendment—

“(4) That a select committee comprising Mr Withnall, Mr Everingham, Mr Tambling and Dr Letts be appointed to inquire into the matter of providing legislation to secure land price stabilization complementary to the *Lands Acquisition Act 1955*;

That the Committee have power to send for persons, papers and records, to sit during any adjournment of the Assembly and to adjourn from place to place.

That the Committee report to the Assembly on the first sitting day in August 1975.

Debate ensued.

Amendment to the amendment agreed to.

Amendment, as amended, agreed to.

Motion, as amended, agreed to.

16. LEAVE OF ABSENCE TO MEMBER: Mr Steele moved, That leave of absence for this sitting day and the next sitting day be granted to Mr B. F. Kilgariff.

Debate ensued.

Question put and passed.

17. CROWN LANDS BILL 1975 (Serial 35): The order of the day having been read for the consideration of the Bill in the committee of the whole Assembly.

The Assembly resolved itself into a committee of the whole.

(In the committee)

Clauses 1 and 2 agreed to.

New clause—

On the motion of Dr Letts the following new clause was inserted in the Bill after debate:—

“2A. Section 9(3) of the Principal Ordinance is amended—

(a) by omitting ‘7’ and substituting ‘10’; and

(b) by omitting ‘one of whom shall be the person appointed under the *Social Welfare Ordinance* to be the Director of Social Welfare’.”

Clause 3—

On the motion of Dr Letts the following amendment was made:—

Omit from clause 3 “*Soil Conservation Ordinance*” and substitute “*Soil Conservation and Control Ordinance*”.

Clause, as amended, agreed to.

New clause—

On the motion of Dr Letts the following new clause was inserted in the Bill:—

“3A.(1) Section 37A(1) of the Principal Ordinance is amended by omitting ‘developmental work and improvements’ and substituting ‘stocking, improvements or developmental work’.

“(2) Section 37A(7) of the Principal Ordinance is amended by omitting ‘and the lease shall have effect as so varied’.”

Clause 4—

On the motion of Dr Letts the following amendment was made:—

Omit from clause 4 “*Soil Conservation Ordinance*” and substitute “*Soil Conservation and Control Ordinance*”.

New clauses—

On the motion of Dr Letts the following new clauses were inserted in the Bill:—

“4A. After section 39 of the Principal Ordinance the following section is inserted:

‘39A.(1) A variation of a term, covenant or condition of a pastoral lease does not have effect until notice in writing, signed by the Administrator, is produced to the Registrar-General.

‘(2) Upon receipt of the notice, the Registrar-General shall enter in the Register Book of Crown Leases kept under the *Real Property Act* and on the lessee’s copy of the lease or other instrument evidencing his title to the leased land the date and hour of the production to him of the notice and particulars of the variation made’.

“4B.(1) Section 65(1) of the Principal Ordinance is amended by omitting ‘developmental work and improvements’ and substituting ‘stocking, improvements or developmental work’.

“(2) Section 65(7) of the Principal Ordinance is amended by omitting ‘and the lease shall have effect as so varied’.”

“4C. After section 65 of the Principal Ordinance the following section is inserted:

‘65AA.(1) A variation of a term, covenant or condition of an agricultural lease does not have effect until notice in writing, signed by the Administrator, is produced to the Registrar-General.

‘(2) Upon receipt of the notice, the Registrar-General shall enter in the Register Book of Crown Leases kept under the *Real Property Act* and on the lessee’s copy of the lease or other instrument evidencing his title to the leased land the date and hour of the production to him of the notice and particulars of the variation made’.”

Clauses 5 and 6 agreed to.

Clauses 7 and 8, by leave, taken together and agreed to.

New clauses—

On the motion of Dr Letts the following new clauses were inserted in the Bill:—

“9. Section 103(2C) of the Principal Ordinance is amended by omitting ‘sub-section (i)’ and substituting ‘sub-section (1)’.

“10. Where, before the commencement of this Ordinance, a variation of a term, covenant or condition of a pastoral or agricultural lease was made and took effect without notice in writing, signed by the Administrator, being produced to the Registrar-General, that variation shall remain effective without such production.”

Title agreed to.

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

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

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

Debate ensued.

Question put and passed.

And then the Assembly at 1605 hours adjourned until tomorrow at 1000 hours.

ATTENDANCE: All members attended the sitting except Mr Kilgariff who has been granted leave of absence and Mr Tungutalum.

MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 15

Thursday, 19 June 1975

1. The Assembly met at 1000 hours pursuant to adjournment—Mr Deputy Speaker MacFarlane took the Chair and Prayers were read.
2. NOTICES: The following notice was given:—

Mr Pollock: To move That this Assembly, pursuant to section 4A of the *Inquiries Ordinance*, resolves that a board of inquiry or a person be appointed to inquire into, report on and make recommendations concerning all aspects of the administration and operation of the Lottery and Gaming Ordinance and in particular—

 1. the adequacy of the Lottery and Gaming Ordinance and related legislation and the administration of that legislation;
 2. the needs of the racing industry in the Territory and the extent of assistance that is or could be provided under the legislation;
 3. the conditions and controls under which the present off-course betting system operates;
 4. whether the present off-course betting system should be replaced by a totalizator system; the revenue potential of a totalizator system as against the present off-course betting system or that system paying a turnover tax; the relative benefits of each system to the racing industry and to the public;
 5. whether the present tax per betting ticket is adequate and the desirability of its replacement with a turnover tax;
 6. the uses and distribution of revenue raised under the legislation.
3. QUESTIONS: Questions without notice were asked.
4. DARWIN CYCLONE TRACY RELIEF TRUST FUND—TRUST DEED: Mr Everingham, by leave, laid on the Table a copy of the Trust Deed relating to the Darwin Cyclone Tracy Relief Trust Fund.
5. PUBLICATIONS COMMITTEE—REPORT: Mr Pollock, by leave, presented a Report from the Publications Committee and, by leave, moved that the Report be adopted.

Question put and passed.
6. LEAVE OF ABSENCE TO MEMBER: Mr Steele moved, That leave of absence for this sitting day be granted to Miss E. J. Andrew.

Debate ensued.
Question put and passed.
7. TERRITORY EMBLEMS: Dr Letts, by leave, made a statement relating to proposed Northern Territory emblems.
8. HOUSE COMMITTEE REPORT—CONSTRUCTION OF A NEW PARLIAMENT HOUSE: The order of the day having been read for the resumption of the debate on the motion of Miss Andrew, That the Report be noted.

On the motion of Dr Letts the following amendment was made, after debate:—

Omit “noted” and substitute “adopted”.

Motion, as amended, agreed to.

9. **FREEHOLD LAND INQUIRY REPORT:** The order of the day having been read for the resumption of the debate on the motion of Dr Letts, That the Report be noted.
Debate resumed.
Question put and passed.
10. **DARWIN CYCLONE TRACY RELIEF TRUST FUND—FIRST REPORT:** The order of the day having been read for the resumption of the debate on the motion of Mr Everingham, That the Report be noted.
Debate resumed.
Question put and passed.
11. **NORTHERN TERRITORY FIRE SERVICE INQUIRY REPORT:** The order of the day having been read for the resumption of the debate on the motion of Mr Ryan, That the Report be noted.
Debate resumed.
Question put and passed.
12. **BRUCELLOSIS AND TUBERCULOSIS—INDUSTRIES ASSISTANCE COMMISSION REPORT:** The order of the day having been read for the resumption of the debate on the motion of Dr Letts, That the Report be noted.
Debate resumed.
Debate adjourned and the resumption of the debate made an order of the day for a later hour.

SUSPENSION OF SITTING: The sitting was suspended between 1200 and 1400 hours.
13. **DARWIN RECONSTRUCTION COMMISSION—SURVEY SHEET:** Dr Letts, by leave, laid on the Table a copy of a Survey Sheet used by the Darwin Reconstruction Commission.
14. **MESSAGE FROM MR SPEAKER KILGARIFF:** Dr Letts, by leave, conveyed to the Assembly a message received from Mr Speaker Kilgariff today.
15. **ANSWERS TO QUESTIONS:** Executive Members, by leave, gave answers to questions unanswered during questions without notice.
16. **HOSPITALS AND MEDICAL SERVICES BILL 1975 (Serial 15):** The order of the day having been read for the further consideration of the Bill in the committee of the whole Assembly.
The Assembly again resolved itself into a committee of the whole.

(In the committee)

New clause 7 (see page)—

Proposed new clause, by leave, withdrawn.

New clause—

On the motion of Mr Pollock the following new clause was inserted in the Bill:—

“2A. This Ordinance shall come into operation on the first day of July 1975.”

Postponed clause 4—

Mr Pollock moved as an amendment—

Omit from proposed new section 5A (5) “that person” and substitute “that person or, if that person is a dependant, that person or the person upon whom he is dependent”.

Debate ensued.

Amendment, by leave, withdrawn.

Postponed clause 4 agreed to.

Title agreed to.

The Assembly resumed; Mr Deputy Chairman reported the Bill.

Mr Pollock moved—That the Bill be now recommitted to the committee of the whole Assembly for reconsideration of clauses 4 and 5 and new clauses.

Question—put and passed.

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

(In the committee)

On recommital—

Clause 4—

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

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

17. ALTERATION OF ORDER OF BUSINESS: On the motion of Dr Letts order of the day No. 2 General Business was called on.

18. NUDITY BILL 1975 (Serial 38): The order of the day having been read for the consideration of the Bill in the committee of the whole Assembly.

The Assembly resolved itself into a committee of the whole.

(In the committee)

Clauses 1 and 2 agreed to.

Clause 3—

On the motion of Mr Dondas the following amendment was made, after debate:—

Add at the end of the clause the following sub-clauses:

“(2) Before an area is declared to be an area where nudity is permitted, the Administrator in Council shall—

- (a) give not less than 28 days notice, in the *Gazette* and in a newspaper circulating in the locality, of its intention to make a regulation so declaring that area;
- (b) if the notice does not include a map indicating the proposed area, mark the boundaries of the proposed area on a map and display that map in a public place; and
- (c) indicate the boundaries of the proposed area by signs displayed on or near those boundaries.

“(3) A notice given under sub-section (2) shall be repeated 3 times during the period of 28 days after it is first given and shall, on each occasion on which it is given—

- (a) describe the area proposed to be declared;

- (b) if a map indicating the proposed area has been displayed, specify the place where the map may be inspected; and
- (c) state that the boundaries of the proposed area have been indicated by signs displayed on or near those boundaries.”.

Clause, as amended, agreed to.

Clause 4 agreed to.

Clause 5—

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

Omit “shall not be held to be guilty” and substitute “is not guilty”.

Clause, as amended, agreed to.

Clause 6—

Mrs Lawrie moved as an amendment—

Omit from sub-clause (1)—

“Penalty: 1,000 dollars or imprisonment for one year” and substitute—

“Penalty: 500 dollars or imprisonment for 6 months”.

Debate ensued.

Question put.

The Committee divided (The Deputy Chairman, Mr Robertson in the Chair)

Ayes 10

Mr Dondas

Mr Everingham

Mrs Lawrie

Dr Letts

Mr Perron

Mr Robertson

Mr Steele

Mr Tambling

Mr Vale

Mr Withnall

Noes 7

Mr Ballantyne

Mr Kentish

Mr MacFarlane

Mr Ryan

Mr Tungutalum

Mr Tuxworth

Mr Pollock

And so it was resolved in the affirmative.

On the motion of Mrs Lawrie the following further amendment was made:—

Omit from sub-clause (2) “that is sexually indecent” and substitute “or use language that is threatening, abusive, disorderly or sexually indecent”.

Clause, as amended, agreed to.

Clause 7 agreed to.

Title agreed to.

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

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

19. ALTERATION OF ORDER OF BUSINESS: On the motion of Dr Letts order of the day No. 1, General Business, was called on.
20. FIREARMS BILL 1975 (Serial 34): The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
Debate resumed.
Question put and passed—Bill read a second time.
The Assembly resolved itself into a committee of the whole.

(In the committee)

Clauses 1 and 2 agreed to.

Clause 3—

On the motion of Mr Pollock the following amendment was made, after debate:—

Omit “or with the regulations”.

Clause, as amended, agreed to.

New clause—

On the motion of Mr Pollock the following new clause was inserted in the Bill:—

“3A. Section 46 of the Principal Ordinance is amended by omitting paragraph (ca).”.

Clause 4—

On the motion of Mr Pollock the following amendment was made, after debate:—

Omit paragraph (a) from the proposed Third Schedule and substitute the following paragraph:

- (a) (i) .310;
- (ii) .38 Special;
- (iii) .44 Magnum; and
- (iv) .357 Magnum

where the decimal point and the figures appearing thereafter indicate in inches the calibre of the rifle; and”.

Clause, as amended, agreed to.

Title agreed to.

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

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

21. ALTERATION OF ORDER OF BUSINESS: On the motion of Dr Letts order of the day No. 6, Government Business, was called on.
22. HOSPITALS AND MEDICAL SERVICES BILL 1975 (Serial 15): The order of the day having been read for the recommittal of the Bill in the committee of the whole Assembly, for reconsideration of clauses 4 and 5 and new clauses.
The Assembly again resolved itself into a committee of the whole.

(In the committee)

On recommittal—

Clause 4—

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

Omit from proposed new section 5A (5) “that person” and substitute “that person or, if that person is a dependant, the person upon whom he is dependent”.

Clause, as amended, agreed to.

Clause 5 negatived.

New clauses—

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

“5. Section 6 of the Principal Ordinance is repealed and the following sections substituted:

‘6(1) The Chief Medical Officer may classify a hospital bed as an intermediate bed.

‘(2) A hospital bed that is not classified as an intermediate bed is a standard bed.

‘6A.(1) Subject to this Ordinance, accommodation, maintenance and treatment in a standard bed in a hospital is free.

‘(2) The regulations may prescribe a charge for accommodation and maintenance in an intermediate bed in a hospital.

‘(3) Where a person who is not a maternity patient is accommodated in a standard bed in a hospital and that person elects to be a private patient of a medical practitioner, the charge for his accommodation and maintenance in the hospital is the amount that would be the charge if he was accommodated in an intermediate bed.

‘(4) Notwithstanding anything elsewhere contained in this Ordinance or the Regulations, where a person has received treatment as an in-patient in a hospital and that person has, or is a dependant of a person who has an enforceable claim for recovery, by way of compensation or damages, of an amount in respect of the patient’s accommodation and maintenance in the hospital, the person who has the claim is liable to pay—

- (a) the amount that is equal to the product of the amount prescribed as the daily cost of accommodation and maintenance of an in-patient in that hospital and the number of days that the patient spent as an in-patient in that hospital; or
- (b) the amount that he is entitled to recover, whichever is the less, and the amount that he is liable to pay is recoverable from him as a debt due to the Commonwealth.

‘6B. Where a person who is normally resident in the Northern Territory, not being a person who is a patient in a Northern Territory hospital, is hospitalised in a State or another Territory of Australia and does not elect to be a private patient of a medical practitioner, the Chief Medical Officer may, if he is satisfied that the person did not travel to that State or Territory for the purpose of entering the hospital, pay, or reimburse the person for the payment of part or all of the expenses incurred by that person for accommodation, maintenance and treatment in that hospital.’

“5A.(1) Section 7 of the Principal Ordinance is amended by inserting after ‘A charge’ (first occurring) the words ‘for a medical service, not being accommodation and maintenance in a hospital.’

“(2) Section 7 of the Principal Ordinance is amended by adding at the end thereof the following subsection:

‘(2) A charge payable under this Ordinance for accommodation and maintenance in a hospital is recoverable as a debt due to the Commonwealth.’”

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

Question—That the Bill be now read a third time.

Debate ensued.

Question put and passed.

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

23. **SESSIONAL ORDER—ADJOURNMENT RESOLUTIONS:** Dr Letts, by leave, moved That during the present session of the Assembly during any adjournment of the Assembly Mr Speaker may fix a time and date on which the Assembly will resume sitting notwithstanding that the Assembly may have previously resolved otherwise.

Question put and passed.

24. **SPECIAL ADJOURNMENT:** Dr Letts moved—That the Assembly at its rising, adjourn until 1000 hours on Tuesday, 12 August 1975.

Question put and passed.

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

Debate ensued.

Question put and passed.

And then the Assembly at 1640 hours adjourned until 1000 hours on Tuesday, 12 August 1975.

ATTENDANCE: All members attended the sitting except Mr Kilgariff and Miss Andrew who had been granted leave of absence.

F. WALKER
Clerk of the Assembly

FIRST LEGISLATIVE ASSEMBLY

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