

# MINUTES OF THE PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 11

Wednesday 5 December 2012

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**1. MEETING:**

The Assembly met at 10am. The Speaker, the Honourable Kezia Purick, took the Chair.

**2. PRAYERS.**

**3. PAPER TABLED – SITTINGS SCHEDULE 2013:**

The Speaker (Ms Purick) presented the Schedule of Sittings and Estimates Committee and GOC Scrutiny Committee for 2013 (Paper 167).

**4. QUESTIONS:**

10.01am	Ms Lawrie to Mr Mills.
10.06am	Ms Lawrie to Mr Chandler.
10.09am	Mr Wood to Mr Conlan.
10.12am	Mr Styles to Mr Mills.
10.15am	Ms Lawrie to Mr Mills.
10.18am	Ms Finocchiaro to Mr Mills.
10.21am	Ms Lawrie to Mrs Lambley.
10.23am	Mr Kurrupuwu to Mrs Lambley.
10.27am	Mr Vatskalis to Mr Tollner.
10.29am	Mrs Price to Mrs Lambley.
10.32am	Ms Walker to Mr Giles.
10.35am	Ms Lee to Mrs Lambley.
10.39am	Mr Wood to Mr Conlan.
10.40am	Ms Walker to Ms Anderson.
10.44am	Mr Higgins to Mr Tollner.
10.47am	Mr Gunner to Mrs Lambley.
10.50am	Ms Finocchiaro to Mr Elferink.
10.53am	Mr Gunner to Mrs Lambley.
10.57am	Mr Styles to Mr Elferink.

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

**5. MINI-BUDGET 2012/2013 – MOTION TO NOTE STATEMENT AND PAPER:**

The Order of the Day having been read for the resumption of debate on the question – That the Assembly take note of the Statement and Paper –

At 11am the Leader of the Opposition (Ms Lawrie), pursuant to resolution, was given the call by the Speaker to deliver her response to the Mini Budget 2012/2013.

Debate ensued.

On the motion of the Leader of Government Business (Mr Elferink) debate was adjourned.

**6. REVENUE AND OTHER LEGISLATION AMENDMENT BILL 2012 (Serial 17):**

**Suspension of Standing Orders – Pass Bill through all stages:** The Treasurer (Mrs Lambley), pursuant to notice, moved - That so much of Standing Orders be suspended as would prevent the Revenue and Other Legislation Amendment Bill 2012 (Serial 17) passing through all stages this sittings period.

Question – put and passed.

**7. BAIL AMENDMENT BILL 2012 (Serial 13) AND DOMESTIC AND FAMILY VIOLENCE AMENDMENT BILL 2012 (Serial 14):**

**Suspension of Standing Orders:** The Attorney-General and Minister for Justice (Mr Elferink), pursuant to notice, moved –

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That so much of the Standing Orders be suspended as would prevent Bills titled Bail Amendment Bill 2012 (Serial 13) and Domestic and Family Violence Amendment Bill 2012 (Serial 14) -

- (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 the committee of the whole.

Question – put and passed.

### 8. REORDER OF BUSINESS – CALL ON REVENUE AND OTHER LEGISLATION AMENDMENT BILL 2012:

The Leader of Government Business (Mr Elferink) moved - That Government Business, Orders of the Day relating to the Revenue and Other Legislation Amendment Bill 2012 (Serial 17) be called on forthwith.

Question – put and passed.

### 9. REVENUE AND OTHER LEGISLATION AMENDMENT BILL 2012 (Serial 17):

The Order of the Day having been read for the resumption of debate on the question - That the Bill be now read a second time –  
Debate ensued.

**Paper tabled:** Mrs Lambley laid on the Table the following Paper –

- Explanatory Statement, Revenue and Other Legislation Amendment Bill 2012 (Paper 168).

On the motion of the Member for Barkly (Mr McCarthy) debate was adjourned.

### 10. BAIL AMENDMENT BILL 2012 (Serial 13) AND DOMESTIC AND FAMILY VIOLENCE AMENDMENT BILL 2012 (Serial 14):

The Attorney-General and Minister for Justice (Mr Elferink), pursuant to resolution passed earlier this day, presented a Bill for an Act to amend the *Bail Act* and a Bill for an Act to amend the *Domestic and Family Violence Act*.

Bills read a first time.

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

Debate ensued.

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

- Explanatory Statement, Bail Amendment Bill 2012 (Paper 169) and Domestic and Family Violence Amendment Bill 2012 (Paper 170).

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

### 11. JUSTICE LEGISLATION AMENDMENT (AGE OF RETIREMENT) BILL 2012 (Serial 15):

The Attorney-General and Minister for Justice (Mr Elferink), pursuant to notice, presented a Bill for an Act to amend the *Director of Public Prosecutions Act*, the *Law Officers Act*, the *Magistrates Act* and the *Supreme Court Act* in relation to the age of retirement of certain statutory office holders.

Bill read a first time.

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

Debate ensued.

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

- Explanatory Statement, Justice Legislation Amendment (Age of Retirement) Bill 2012 (Paper 171).

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

**12. EVIDENCE (NATIONAL UNIFORM LEGISLATION) AMENDMENT BILL 2012 (Serial 16):**

The Attorney-General and Minister for Justice (Mr Elferink), pursuant to notice, presented a Bill for an Act to amend the *Evidence (National Uniform Legislation) Act*. Bill read a first time.

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

Debate ensued.

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

- Explanatory Statement, Evidence (National Uniform Legislation) Amendment Bill 2012 (Paper 172).

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

**13. MINI-BUDGET 2012/2013 – MOTION TO NOTE STATEMENT AND PAPER:**

The Order of the Day having been read for the resumption of debate on the question – That the Assembly take note of the Statement and Paper –

Debate resumed.

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**Visitors:** The Speaker (Ms Purick) advised Members of the presence in the public galleries of Kormilda College Year 9 students.

On behalf of all Members the Speaker extended a warm welcome to the visitors.

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Debate continued

Debate suspended.

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**Suspension of sittings:** The sittings of the Assembly was suspended between 12 Noon and 2pm.

**14. PETITIONS:**

The Member for Fong Lim (Mr Tollner) presented Petition No. 7 from 569 petitioners relating to bushland of East Point, Ludmilla Creek and Kulaluk lease areas not be destroyed (Paper 173).

**Petition read.**

The Member for Nelson (Mr Wood) presented Petition No. 8 from 225 petitioners relating to power and water price increases (Paper 174).

**Petition read.**

**15. MINI-BUDGET 2012/2013 – MOTION TO NOTE STATEMENT AND PAPER:**

The Order of the Day having been read for the resumption of debate, suspended earlier this day, on the question – That the Assembly take note of the Statement and Paper –

Debate resumed.

**Extension of time:** On the motion of the Member for Sanderson (Mr Styles) the Member for Greatorex (Mr Conlan) was granted an extension of time, pursuant to Standing Order 77.

Debate continued.

**Paper tabled:** Mr Vatskalis, by leave, laid on the Table the following Paper –

- *Northern Territory News*, 5 December 2012, editorial and Wicking Cartoon (Paper 176).

Debate continued.

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

Debate continued.

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

Debate continued.

**Extension of time:** On the motion of the Member for Katherine (Mr Westra van Holthe) the Member for Braitling (Mr Giles) was granted an extension of time, pursuant to Standing Order 77.

Debate continued.

Debate adjourned pursuant to the conduct of General Business at 5.30pm.

**16. CHAMBERS BAY AND FINKE BAY CLOSURE TO COMMERCIAL BARRAMUNDI FISHERS – MOTION NEGATIVED:**

The Member for Nelson (Mr Wood), pursuant to notice, moved - That the Government makes no final decision on the closure of Chambers Bay and Finke Bay to commercial barramundi fishers until the Shared Resource Framework has been finalised by Government and used to evaluate in a transparent manner the costs/benefits of such a closure.

Debate ensued.

Question – put and negatived.

**17. PUBLIC SERVICE JOB LOSSES – MOTION NEGATIVED:**

The Member for Nhulunbuy (Ms Walker), pursuant to notice, moved - That the Chief Minister explain to the Northern Territory's Public Servants why he said before the election that:

There would be "no public service jobs lost under a Country Liberals Government", and why after the election he said he would "support and strengthen the Northern Territory Public Service", when he has done just the opposite and sacked valuable and hard-working public servants, made others fearful for their jobs and put services at risk for Territorians; and

The Chief Minister now tell Territorians exactly how many more NTPS jobs he intends to slash.

Debate ensued.

**Extension of time:** On the motion of the Member for Brennan (Mr Chandler) the Member for Araluen (Ms Lambley) was granted an extension of time, pursuant to Standing Order 77.

Debate continued.

Question – put and negatived.

**18. EAST POINT HERITAGE PRESERVATION – MOTION:**

The Member for Fannie Bay (Mr Gunner), pursuant to notice, moved - That the Assembly recognize –

- (a) the unique environmental and heritage values of Darwin's harbour;
- (b) that the special places like East Point help define Darwin as an extraordinary city to live in and make our place a pleasure for people to visit;
- (c) Parliament must:
  - protect the natural beauty and heritage values of East Point
  - preserve the environmental values of Ludmilla Creek
  - safeguard the ecologically important mangrove areas of Coconut Grove; and
- (d) these special places are at risk under the CLP's new Planning Commission.

Debate ensued.

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Debate adjourned at 9pm due to the expiry of time for the conduct of General Business.

**19. LEAVE OF ABSENCE – CHIEF MINISTER:**

The Leader of Government Business (Mr Elferink) moved – That leave of absence be granted to the Chief Minister (Mr Mills) for Thursday 6 December 2012 to attend COAG.

Question – put and passed.

**20. ADJOURNMENT:**

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

Debate ensued.

Question - put and passed.

And the Assembly adjourned at 9.58pm, until Thursday 6 December 2012 at 10am.

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**PAPERS:**

The following Papers were deemed to have been presented on 5 December 2012 –

**OmbudsmanNT**

Report to The Honourable John Elferink MLA Minister for Justice and to The Legislative Assembly pursuant to section 64(1) of the *Surveillance Devices Act 2007* (Northern Territory) For Statutory Period – 2<sup>nd</sup> Report 2012, dated November 2012 (Paper 175)

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**ATTENDANCE:**

All Members attended the sittings.