

MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 108

Thursday 11 February 2016

1. MEETING

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

2. PRAYERS

3. VISITORS

The Speaker advised Honourable Members of the presence in the gallery of two Year 5/6 classes from Nakara Primary School accompanied by their teachers Danielle Ford and Shaun Andre.

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

4. FUEL PRICE DISCLOSURE BILL 2016 (SERIAL 153)

Mr Giles (Chief Minister), pursuant to notice, presented a Bill for an Act with respect to the disclosure of information about retail prices charged for certain fuel.

Bill read a first time.

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

Debate ensued.

Paper Tabled: Mr Giles laid upon the Table the Explanatory Statement (Paper 1671).

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

5. LOCAL COURT (RELATED AMENDMENTS) BILL 2016 (SERIAL 154)

Mr Elferink (Attorney-General and Minister for Justice), pursuant to notice, presented a Bill for an Act to amend laws in consequence of the enactment of the *Local Court Act 2015*, and for related purposes.

Bill read a first time.

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

Debate ensued.

Paper Tabled: Mr Elferink laid upon the Table the Explanatory Statement (Paper 1672).

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

6. ASSEMBLY MEMBERS AND STATUTORY OFFICERS (REMUNERATION AND OTHER ENTITLEMENTS) LEGISLATION AMENDMENT BILL 2015 (SERIAL 141)

Resumption of 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 to consider the Bill in detail.

Consideration in Detail

The Assembly considered the Assembly Members and Statutory Officers (Remuneration and Other Entitlements) Legislation Amendment Bill 2015 (Serial 141)

Clauses 1 to 6 taken together and agreed to.

Clause 7 read.

Mr Tollner, (Member for Fong Lim) invited defeat of Clause 7 and proposed the insertion of a new Clause 7.

Debate ensued.

Mr Elferink (Member for Port Darwin) moved - That consideration of the bill in detail be adjourned.

Question – put and passed.

7. REORDER OF BUSINESS – MOTION AGREED TO

Mr Elferink (Leader of Government Business) pursuant to Standing Order 59, moved – That Order of the Day No. 7 – Ministerial Statement – October Business Month be called on.

Question – put and passed.

8. VISITORS

The Deputy Speaker advised Honourable Members of the presence in the gallery of three Year 6 classes from Stuart Park Primary School accompanied by their teachers Ros Coggan, Carolyn Gabrielle and Ildiko Sarmany.

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

9. MINISTERIAL STATEMENT – OCTOBER BUSINESS MONTH - NOTE STATEMENT

Resumption of debate on the motion – That the Assembly take note of the Statement.

Debate ensued.

Debate suspended.

Suspension of sittings: The sitting of the Assembly was suspended between 12 noon and 2.00pm.

10. SPEAKER'S STATEMENT

The Speaker made a statement regarding Standing Order 31, cautioning Members to couch their language in the context of the matter being considered.

11. QUESTIONS

2.05 Mr Gunner to Deputy Chief Minister

Visitors: The Speaker advised Honourable Members of the presence in the gallery of Year 11 Legal Studies students from Marrara Christian College, accompanied by Darrell Leng.

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

Visitors: The Speaker advised Honourable Members of the presence in the gallery of Hon Syd Stirling and Jenny Djerrkura.

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

- 2.10 Mr Gunner to Deputy Chief Minister (Supplementary)
2.13 Mr Barrett to Chief Minister
2.16 Mr Gunner to Deputy Chief Minister
2.20 Mr Conlan to Chief Minister
2.23 Mr Gunner to Deputy Chief Minister
2.28 Mr Kurrupuwu to Treasurer
2.32 Mr Wood to Minister for Land Resource Management
2.36 Mr Kurrupuwu to Minister for Primary Industry and Fisheries
2.39 Mr Gunner to Deputy Chief Minister
2.43 Mr Barrett to Minister for Business

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

12. CENSURE MOTION OF DEPUTY CHIEF MINISTER AND MINISTER FOR PRIMARY INDUSTRY AND FISHERIES – MOTION NOT AGREED TO

Mr Gunner (Member for Fannie Bay) pursuant to Standing Order 67, moved – That this house censures the Deputy Chief Minister and Minister for Primary Industry and Fisheries, whose behaviour in pursuing his personal business interests has:

- breached the Ministerial Code of Conduct, specifically sections 3.1 and 8.8,
- potentially breached the Criminal Code, specifically section 77,
- brought the reputation of the Northern Territory into disrepute locally, nationally and internationally, and further damaged business confidence.

Debate ensued.

Question – put

The Assembly divided:

Ayes - 10

Ms Anderson
Ms Fyles
Mr Gunner
Mrs Lambley
Ms Lawrie
Mr McCarthy
Ms Manison
Ms Moss
Mr Vowles
Ms Walker

Noes - 13

Mr Barrett
Mr Chandler
Mr Conlan
Mr Elferink
Mrs Finocchiaro
Mr Giles
Mr Higgins
Mr Kurrupuwu
Ms Lee
Mrs Price
Mr Styles
Mr Tollner
Mr Westra van Holthe

Motion not agreed to.

13. MINISTERIAL STATEMENT – OCTOBER BUSINESS MONTH – STATEMENT NOTED

Resumption of debate on the motion – That the Assembly take note of the Statement.

Extension of Time: On the motion of Mr Giles (Member for Braitling), Mr Tollner (Member for Fong Lim) was granted an extension of time.

Debate ensued.

Mr Tollner (Member for Fong Lim) moved – That the debate be adjourned.

Question – put

The Assembly divided:

Ayes - 13

Mr Barrett
Mr Chandler
Mr Conlan
Mr Elferink
Mrs Finocchiaro
Mr Giles
Mr Higgins
Mr Kurrupuwu
Ms Lee
Mrs Price
Mr Styles
Mr Tollner
Mr Westra van Holthe

Noes - 9

Ms Fyles
Mr Gunner
Ms Lawrie
Mr McCarthy
Ms Manison
Ms Moss
Mr Vowles
Ms Walker
Mr Wood

Motion agreed to.

14. PAPER TABLED – NORTHERN TERRITORY OF AUSTRALIA REMUNERATION TRIBUNAL REPORT ON ENTITLEMENTS OF ASSEMBLY MEMBERS AND DETERMINATION NO. 1 OF 2016 ON ENTITLEMENTS OF ASSEMBLY MEMBERS

Mr Giles (Chief Minister) laid on the Table – Northern Territory of Australia Remuneration Tribunal Report on Entitlements of Assembly Members and Determination No. 1 of 2016 on Entitlements of Assembly Members (Paper 1691).

15. REPORTS

1. Public Accounts Committee Report – Public Private Partnership Arrangements for the Darwin Correctional Precinct – **Consideration Adjourned**
2. Public Accounts Committee Report – Inquiry into Structural Separation of the Power and Water Corporation – **Consideration Adjourned**
3. Committee on the Northern Territory's Energy Future Report – Key Challenges and Opportunities: Issues Paper – **Consideration Adjourned**
4. Committee on Foetal Alcohol Spectrum Disorder – The Preventable Disability – **Consideration Adjourned**
5. Auditor-General for the Northern Territory – Report to the Legislative Assembly, August 2015 – **Consideration Adjourned**
6. Auditor-General for the Northern Territory – Report to the Legislative Assembly, February 2016 - **Consideration Adjourned**

16. ADJOURNMENT

Mr Elferink (Attorney-General) moved - That the Assembly do now adjourn.

Paper Tabled: Mr Wood (Member for Nelson), by leave, laid upon the Table – Nelson Electorate Newsletter - Nelson Notes No 42 April to September 2015 (Paper 1692).

The Assembly adjourned at 5.30pm until Tuesday 15 March 2016 at 10.00am.

PAPERS

The following papers were deemed to have been tabled on 11 February 2016 -

Annual Reports:

Nitmiluk (Katherine Gorge) National Park Board Year Ended 30 June 2014 and Financial Statements (Paper 1673)

Nitmiluk (Katherine Gorge) National Park Board Year Ended 30 June 2015 and Financial Statements (Paper 1674)

Cobourg Peninsula Sanctuary and Marine Park Board 2014/2015 and Financial Statements (Paper 1675)

Electrical Workers and Contractors Licensing Board 2014/2015 (Paper 1676)

The Surveyors Board of the Northern Territory of Australia 2014/2015 (Paper 1677)

Northern Territory Architects Board 2014/2015 (Paper 1678)

Northern Territory Legal Aid Commission 2014/2015 (Paper 1679)

Public Trustee of the Northern Territory 2014/2015 (Paper 1680)

Jacana Energy 2014/2015 (Paper 1681)

Jabiru Town Development Authority 2014/2015 (Paper 1682)

Coroner's Act:

Coroner's Findings and recommendations regarding the death Mr Raymond (Kuminjay) McDonald (Paper 1683)

Coroner's Findings and recommendations regarding the death of Ms Virginia (Kumanytjayi) Nabarula Brown (Paper 1684)

Coroner's Findings and recommendations regarding the death Mr Perry (Kumanjayi) Jabanangka Langdon (Paper 1685)

Financial Management Act:

Instrument - Northern Territory of Australia Financial Management Act – Authorisation: Issue of increased funds available from Commonwealth (Paper 1686)

Instrument – Northern Territory of Australia - Direction: Transfer of excess Appropriations (Paper 1689)

Instrument - Northern Territory of Australia – Determination: Proportions of Appropriations to be transferred after redistribution of business (Paper 1690)

Professional Standards Act:

Northern Territory of Australia Professional Standards Act Notification

The Australian Computer Society Professional Standards Scheme (Paper 1687)

Northern Territory of Australia Professional Standards Act Notification The Rics Valuers Ltd Scheme (Paper 1688)

ATTENDANCE

All Members attended the sittings.

MICHAEL TATHAM

Clerk of the Legislative Assembly