

**DIGEST OF PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY  
FOR THE  
AUSTRALIAN CAPITAL TERRITORY**

**Annual Edition 2011**

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# SEVENTH ASSEMBLY

## MEMBERS

*(from 1 December 2009)*

Brindabella -

**BRESNAN, Ms Amanda**  
*Crossbench Whip*

**The ACT Greens**

**BURCH, Ms Joy**  
*Minister for Disability, Housing and  
Community Services  
Minister for Children and Young People  
Minister for Ageing  
Minister for Multicultural Affairs  
Minister for Women*

**Australian Labor Party**

**DOSZPOT, Mr Steve**

**Canberra Liberals**

**HARGREAVES, Mr John**  
*Government Whip*

**Australian Labor Party**

**SMYTH, Mr Brendan**  
*Deputy Leader of the Opposition*

**Canberra Liberals**

Ginninderra -

**COE, Mr Alistair**

**Canberra Liberals**

**DUNNE, Mrs Vicki**

**Canberra Liberals**

**HUNTER, Ms Meredith**  
*Parliamentary Convenor, The ACT Greens*

**The ACT Greens**

**PORTER, Ms Mary**  
*Deputy Speaker*

**Australian Labor Party**

**STANHOPE, Mr Jon**  
*Chief Minister  
Minister for Transport  
Minister for Territory and Municipal Services  
Minister for Business and Economic Development  
Minister for Land and Property Services  
Minister for Aboriginal and Torres Strait  
Islander Affairs  
Minister for the Arts and Heritage*

**Australian Labor Party**

## MEMBERS (continued)

Molonglo -

<b>BARR, Mr Andrew</b> <i>Minister for Education and Training</i> <i>Minister for Planning</i> <i>Minister for Tourism, Sport and Recreation</i> <i>Minister for Gaming and Racing</i>	<b>Australian Labor Party</b>
<b>CORBELL, Mr Simon</b> <i>Attorney-General</i> <i>Minister for the Environment,</i> <i>Climate Change and Water</i> <i>Minister for Energy</i> <i>Minister for Police and Emergency Services</i>	<b>Australian Labor Party</b>
<b>GALLAGHER, Ms Katy</b> <i>Deputy Chief Minister</i> <i>Treasurer</i> <i>Minister for Health</i> <i>Minister for Industrial Relations</i>	<b>Australian Labor Party</b>
<b>HANSON, Mr Jeremy</b> <i>Opposition Whip</i>	<b>Canberra Liberals</b>
<b>LE COUTEUR, Ms Caroline</b>	<b>The ACT Greens</b>
<b>RATTENBURY, Mr Shane</b> <i>Speaker</i>	<b>The ACT Greens</b>
<b>SESELJA, Mr Zed</b> <i>Leader of the Opposition</i>	<b>Canberra Liberals</b>

## OFFICIALS

*Acting Clerk of the Assembly—M M Kiermaier*  
*Acting Deputy Clerk and Serjeant-at-Arms—J Rafferty*  
*Manager, Committee Office—S Lilburn*  
*Manager, Hansard, Communications and Library—V Barrett*

## INTERNET ADDRESS

<http://www.hansard.act.gov.au>

## SEVENTH ASSEMBLY

### MEMBERS

*(from 23 November 2011)*

Brindabella -

**BRESNAN, Ms Amanda**  
*Crossbench Whip*

**The ACT Greens**

**BURCH, Ms Joy**  
*Minister for Community Services*  
*Minister for the Arts*  
*Minister for Multicultural Affairs*  
*Minister for Ageing*  
*Minister for Women*  
*Minister for Gaming and Racing*

**Australian Labor Party**

**DOSZPOT, Mr Steve**

**Canberra Liberals**

**HARGREAVES, Mr John**  
*Government Whip*

**Australian Labor Party**

**SMYTH, Mr Brendan**  
*Deputy Leader of the Opposition*

**Canberra Liberals**

Ginninderra -

**BOURKE, Dr Chris**  
*Minister for Education and Training*  
*Minister for Aboriginal and Torres Strait*  
*Islander Affairs*  
*Minister for Industrial Relations*  
*Minister for Corrections*

**Australian Labor Party**

**COE, Mr Alistair**

**Canberra Liberals**

**DUNNE, Mrs Vicki**

**Canberra Liberals**

**HUNTER, Ms Meredith**  
*Parliamentary Leader, The ACT Greens*

**The ACT Greens**

**PORTER, Ms Mary**  
*Deputy Speaker*

**Australian Labor Party**

## MEMBERS (continued)

Molonglo -

<b>BARR, Mr Andrew</b> <i>Deputy Chief Minister</i> <i>Treasurer</i> <i>Minister for Economic Development</i> <i>Minister for Tourism, Sport and Recreation</i>	<b>Australian Labor Party</b>
<b>CORBELL, Mr Simon</b> <i>Attorney-General</i> <i>Minister for Police and Emergency Services</i> <i>Minister for the Environment</i> <i>and Sustainable Development</i>	<b>Australian Labor Party</b>
<b>GALLAGHER, Ms Katy</b> <i>Chief Minister</i> <i>Minister for Health</i> <i>Minister for Territory and Municipal Services</i>	<b>Australian Labor Party</b>
<b>HANSON, Mr Jeremy</b> <i>Opposition Whip</i>	<b>Canberra Liberals</b>
<b>LE COUTEUR, Ms Caroline</b>	<b>The ACT Greens</b>
<b>RATTENBURY, Mr Shane</b> <i>Speaker</i>	<b>The ACT Greens</b>
<b>SESELJA, Mr Zed</b> <i>Leader of the Opposition</i>	<b>Canberra Liberals</b>

## OFFICIALS

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*Deputy Clerk and Serjeant-at-Arms — M M Kiermaier*  
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# BILLS

## EXPLANATION OF ABBREVIATIONS

**amdts**, amendments; **detail**, debated at the detail stage; **expd**, exposure draft; **expst**, explanatory statement; **m**, motion; **mc**, motion of censure; **mfd**, motion for disallowance; **mnrs**, ministerial response; **mnst**, ministerial statement; **mso**, motion for the suspension of standing orders; **mge**, motion of grave concern; **mnc**, motion of no confidence; **mwc**, motion of want of confidence; **nm**, notice of motion; **perexp**, personal explanation; **prin**, debated at the in-principle stage; **q**, question; **qn**, question on notice; **refcom**, reference to committee; **wdr**, withdrawal.

ACT Teacher Quality Institute Amendment Bill 2011, **prin** 2943, 3948, **detail** 3953, **amdts** 3978

Administrative (One ACT Public Service Miscellaneous Amendments) Bill 2011, **prin** 2147, 2536

Animal Welfare Legislation Amendment Bill 2011, **prin** 1375, 1757

Appropriation Bill 2011-2012, **prin** 1705, 1914, **detail** (Legislative Assembly Secretariat) 2685, (ACT Executive) 2690, (Auditor-General) 2700, (Chief Minister's Directorate) 2708, (Territory and Municipal Services Directorate) 2739, 2886, (Economic Development Directorate) 2894, (Treasury Directorate) 2932, 2969, (Shared Services Centre) 2984, 3040, (Superannuation Provision Account) 3046, (Territory Banking Account) 3050, (Health Directorate) 3051, (Justice and Community Safety Directorate) 3067, (Sustainable Development Directorate) 3086, (Education and Training Directorate) 3111, (Community Services Directorate) 3130, (Housing ACT) 3151, (ACT Gambling and Racing Commission) 3156, (ACT Public Cemeteries Authority) 3157, (Actew Corporation) 3158, (Canberra Institute of Technology) 3160, (Cultural Facilities Corporation) 3163, (Exhibition Park Corporation) 3164, (Independent Competition and Regulatory Commission) 3165, (Legal Aid Commission (ACT)) 3167, (Treasurer's advance) 3169, **amdts** 3176

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Bail Amendment Bill 2010, **prin** 21

Business Names Registration (Transition to Commonwealth) Bill 2011, **prin** 4760

Children and Young People (Death Review) Amendment Bill 2010, **prin** 230, **detail** 236, 547, **amdts** 681, 687, 689

Children and Young People (Education and Care Services National Law) Consequential Amendments Bill 2011, **prin** 4274, 4833, 4862, **amdts** 4942, 4943, 4944

Children and Young People (Transition from Out-of-Home Care) Amendment Bill 2011, **prin** 5921

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Corrections and Sentencing Legislation Amendment Bill 2011, **prin** 5526, 6002

Courts Legislation Amendment Bill 2010, **prin** 1602, **detail** 1616, 1665, 1729

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Crimes (Certain Penalty Increases) Amendment Bill 2011, **prin** 3465, 5190  
Crimes (Offences Against Police) Amendment Bill 2011, **exposure draft** 3710  
Crimes (Penalties) Amendment Bill 2011, **prin** 2768, **mso** 3720, **prin** 5349, **detail** 5356, **amdts** 5490, 5491  
Crimes (Protection of Witness Identity) Bill 2011, **prin** 3851, 5147  
Crimes (Sentencing) Amendment Bill 2011, **prin** 4127, 4677  
Crimes Legislation Amendment Bill 2010, **prin** 443  
Crimes Legislation Amendment Bill 2011, **prin** 5914  
Criminal Proceedings Legislation Amendment Bill 2011, **prin** 255, 2503, **detail** 2520, **amdts** 2556  
Dangerous Substances Amendment Bill 2010, **prin** 721  
Discrimination Amendment Bill 2010, **prin** 4247  
Education Amendment Bill 2011, **prin** 5124, 5605  
Education and Care Services National Law (ACT) Bill 2011, **prin** 1521, 4833, **detail** 4854, **amdts** 4942, 4943, 4944  
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Electoral (Casual Vacancies) Amendment Bill 2011, **prin** 1159  
Electoral (Donation Limit) Amendment Bill 2011, **prin** 2204, 2776, **detail** 2787  
Electoral (Election Finance Reform) Amendment Bill 2011, **prin** 5345  
Electoral Legislation Amendment Bill 2011, **prin** 1161  
Electricity Feed-in (Large-scale Renewable Energy Generation) Bill 2011, **prin** 5531, 5673, **detail** 5687, 5988, 5990, **amdts** 6028  
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Evidence Bill 2011, **prin** 692, 1182, 1315  
Evidence (Consequential Amendments) Bill 2011, **prin** 4765, 5256  
Evidence (Miscellaneous Provisions) Amendment Bill 2011, **prin** 2949, 3552  
Evidence Amendment Bill 2011, **prin** 3855, 5251  
Financial Management (One ACT Public Service) Amendment Bill 2011, **prin** 1720  
Food (Amendment) Bill 2011, **prin** 5903  
Food (Nutritional Information) Amendment Bill 2011, **prin** 1380, 3727, **detail** 3739, **amdts** 3846, 3847  
Freedom of Information Amendment Bill 2011, **prin** 5528, 5673  
Gaming Machine Amendment Bill 2011, **prin** 5520  
Gaming Machine (Club Governance) Amendment Bill 2011, **prin** 1883, 2616, **detail** 2623, **amdts** 2764, 2765  
Government Procurement Amendment Bill 2011, **prin** 5910  
Health Amendment Bill 2011, **prin** 246, 979, **detail** 989, **amdts** 1004  
Justice and Community Safety Legislation Amendment Bill 2011, **prin** 1163, 1893  
Justice and Community Safety Legislation Amendment Bill 2011 (No 2), **prin** 2955, 3500  
Justice and Community Safety Legislation Amendment Bill 2011 (No 3), **prin** 5125, 5258  
Land Tax Amendment Bill 2011, **prin** 2343, 3947  
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Payroll Tax Bill 2011, **prin** 1876, 2154  
Planning and Building Legislation Amendment Bill 2011, **prin** 1164, 1895, **detail** 1903, 2611  
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Planning and Development (Lease Variation Charges) Amendment Bill 2011, **prin** 1878, 2163, **detail** 2193, 2381, 2460, **amds** 2546  
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Public Unleased Land Bill 2011, **prin** 5907  
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Residential Tenancies (Minimum Housing Standards) Amendment Bill 2011, **prin** 1384, 3714  
Retirement Villages Bill 2011, **prin** 5341  
Road Transport (Alcohol and Drugs) Amendment Bill 2011, **prin** 1155  
Road Transport (Alcohol and Drugs) Legislation Amendment Bill 2011, **prin** 1684, **detail** 1692, **amds** 1734, 1735  
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Road Transport (Safety and Traffic Management) Amendment Bill 2011, **prin** 2957, 3954, **detail** 3969, 4314, 4387, **amds** 4409, 4411, 4412, 4414  
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Security Industry Amendment Bill 2011, **prin** 2953, 4306  
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Transplantation and Anatomy Amendment Bill 2011, **prin** 5122  
Unit Titles (Management) Bill 2011, **prin** 2346, 4783  
Work Health and Safety Bill 2011, **prin** 2341, 3887, 3940, **detail** 4036, 4092, **amds** 4125  
Work Health and Safety (Bullying) Amendment Bill 2011, **prin** 5759  
Work Health and Safety (Consequential Amendments) Bill 2011, **prin** 5669, 5986  
Working with Vulnerable People (Background Checking) Bill 2010, **prin** 924, 972, **detail** 978, 4862, 4918, **amds** 4945, 4961  
Working with Vulnerable People (Consequential Amendments) Bill 2011, **prin** 4272, 4862, 4918, 4930  
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## MATTERS OF PUBLIC IMPORTANCE

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Economy, cost of living	84, 3671	<i>Hanson/Smyth</i>
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Environment, ecological footprint	4075	<i>Bresnan</i>
Fiscal discipline	1583	<i>Hanson</i>
Food production	4566	<i>Bresnan</i>
Government, competence and leadership	2443	<i>Dunne</i>
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Health, social determinants	3298	<i>Bresnan</i>
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Social housing	5558	<i>Dr Bourke</i>
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## MINISTERIAL STATEMENTS

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Courts, diversionary framework	2435	<i>Burch</i>
Disability services, independent living	507	<i>Burch</i>
Government, priorities	2111	<i>Gallagher</i>
Open government	2422	<i>Gallagher</i>

## PETITIONS

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(No 113) Gowrie Oval car park	<b>mnr</b> s 245	<i>Stanhope</i>
(No 114) Recycling batteries and light bulbs	<b>mnr</b> s 2	<i>Burch</i>
(No 115) Recycling batteries and light bulbs	<b>mnr</b> s 1	<i>Corbell</i>
(No 116) Cycling and walking projects	1, <b>mnr</b> s 2057	<i>Rattenbury, Corbell</i>
(No 117) Media broadcasts, religious freedoms	691, <b>mnr</b> s 2767	<i>Hargreaves, Gallagher</i>
(No 118) Lanyon Valley, library	2056, <b>mnr</b> s 3317	<i>Bresnan, Burch</i>
(No 119) Planning, pitch and putt golf course	2056, <b>mnr</b> s 3463	<i>Rattenbury, Smyth, Corbell</i>
(No 120) Alexander Maconochie Centre, drugs	2056, <b>mnr</b> s 4011	<i>Hanson, Corbell</i>
(No 121) Planning, pitch and putt golf course	2056, <b>mnr</b> s 3463	<i>Rattenbury, Smyth, Corbell</i>
(No 122) Schools, absence records	2203, <b>mnr</b> s 4272	<i>Doszpot, Barr</i>
(No 123) Planning, Spence shops	2767, <b>mnr</b> s 4012	<i>Porter, Corbell</i>
(No 124) Fitters Workshop	2942, <b>mnr</b> s 3316	<i>Le Couteur, Burch</i>
(No 125) Planning, Erindale	3315, 3317, <b>mnr</b> s 5649	<i>Doszpot, Corbell</i>
(No 126) Arawang primary school	4010, <b>mnr</b> s 4599	<i>Doszpot, Barr</i>
(No 127) Drugs, legislation	5903	<i>Bresnan</i>
Giralang shopping centre site (out of order petition)	3281	<i>Corbell</i>

## VOTES

ACT Policing, operational outcomes

That Mr Rattenbury's amendments to Mr Hanson's proposed amendments be agreed to, 5375

Alexander Maconochie Centre, governance

That Mr Hanson's motion be agreed to, 2378

Alexander Maconochie Centre, needle and syringe program

That Ms Gallagher's amendment be agreed to, 4704

Animal Welfare Legislation Amendment Bill 2011

That this bill be agreed to in principle, 1772

Appropriation Bill 2011-2012

That Ms Gallagher's amendment be agreed to, 3169

That the bill, as amended, be agreed to, 3174

Arts, funding

That the amendments be agreed to, 4240

Auditor-General Amendment Bill 2009

That debate be adjourned, 622

Auditor-General, appointment

That Mr Smyth's motion be agreed to, 5586

Bimberi Youth Justice Centre, educational services

That Ms Hunter's amendment be agreed to, 1479

That the motion, as amended, be agreed to, 1482

Bimberi Youth Justice Centre, human rights audit

That Mrs Dunne's motion be agreed to, 2163

Children, childcare

That Ms Burch's amendment be agreed to, 5798

Commonwealth public service, cuts, proposed

That Mr Smyth's motion be agreed to, 5896

Courts, youth justice

That Mr Corbell's amendment be agreed to, 207

That Mrs Dunne's amendment be agreed to, 210

Courts, youth justice system

That Ms Hunter's amendment be agreed to, 1038

That Mrs Dunne's motion be agree to, 1040

Crime, youth justice

That Ms Burch's amendment No 2 be agreed to, 5777

Crimes (Certain Penalty Increases) Amendment Bill 2011

That this bill be agreed to in principle, 5204

- Crimes (Penalties) Amendment Bill 2011  
That Mrs Dunne's motion be agreed to, 2776
- Crimes (Penalties) Amendment Bill 2011  
That clause 5 be agreed to, 5357
- Crimes (Penalties) Amendment Bill 2011, **mso**  
That so much of the standing and temporary orders be suspended as would  
prevent debate on the motion to adjourn debate being debated, 3725  
That debate be adjourned, 3727
- Crimes (Sentencing) Amendment Bill 2011  
That this bill be agreed to in principle, 4685
- Criminal Proceedings Legislation Amendment Bill 2011  
That Mrs Dunne's amendments be agreed to, 2528  
That the bill, as a whole, be agreed to, 2529
- Disabled persons, insurance  
That Mr Doszpot's amendment be agreed to, 3836
- Discrimination Amendment Bill 2010  
That this bill be agreed to in principle, 4261
- Economy, cost of living  
That Ms Hunter's amendments to Ms Gallagher's proposed amendments be  
agreed to, 2306  
That Ms Gallagher's amendment, as amended, be agreed to, 2307
- Education and Care Services National Law (ACT) Bill 2011  
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Proposed new clause 21A  
That proposed new clause 21A be agreed to, 4861
- Education, disabled students  
That Mr Doszpot's amendment to Ms Burch's proposed amendment be agreed  
to, 1461
- Education, English as a second language  
That Dr Bourke's amendment, as amended, be agreed to, 5856
- Education, teachers, enterprise bargaining  
That Mr Doszpot's amendment be agreed to, 5839
- Electricity Feed-in (Large-scale Renewable Energy Generation) Bill 2011  
That this bill be agreed to in principle, 5687  
That the remainder of the bill, as a whole, as amended, be agreed to, 6002  
That the bill, as amended, be agreed to, 6002
- Electricity Feed-in (Renewable Energy Premium) Amendment Bill 2010  
That this bill be agreed to in principle, 332  
That Mr Rattenbury's amendment be agreed to, 334  
That this bill be agreed to, 335

Electricity Feed-in (Renewable Energy Premium) Amendment Bill 2011

That this bill be agreed to in principle, 3030

Clause 5

That Mr Seselja's amendment be agreed to, 3035

That the bill, as amended, be agreed to, 3039

Environment, sustainability strategies

That Mr Corbell's amendments be agreed to, 1835

That Mr Smyth's amendment be agreed to, 1837

Evidence Bill 2011

That debate be adjourned, 1315

Finance, government expenditure

That debate be adjourned, 2601

Food (Nutritional Information) Amendment Bill 2011

That this bill be agreed to in principle, 3738

Freedom of Information Amendment Bill 2011

That the debate be adjourned, 5673

Gaming Machine (Club Governance) Amendment Bill 2011

Clause 9

That Mr Smyth's amendment be agreed to, 2627

Clause 20

That clause 20 be agreed to, 2631

Clause 22

That Ms Hunter's amendment be agreed to, 2633

Government office building

That Mr Seselja's motion be agreed to, 4615

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### EXPLANATION OF ABBREVIATIONS

**amdts** amendments; **detail** debated at the detail stage; **expst**, explanatory statement; **m**, motion; **mc**, motion of censure; **mfd**, motion for disallowance; **mnrns**, ministerial response; **mnst**, ministerial statement; **mso**, motion for the suspension of standing orders; **mgc**, motion of grave concern; **mnc**, motion of no confidence; **mwc**, motion of want of confidence; **nm**, notice of motion; **perexp**, personal explanation; **prin** debated at the in-principle stage; **q**, question; **qn**, question on notice; **refcom**, reference to committee; **wdrl**, withdrawal.

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