Adjournment ................................................................. 610
Attendance ................................................................. 610
Legal Aid Queensland Bill ............................................ 605, 606
Meeting of the House .................................................. 604
Ministerial Statements—
  Century Zinc Mine Agreement .................................... 606
  Century Zinc project ................................................... 604
  Cyprus pine industry in Queensland ............................... 604
  Entertainment expenses during the Estimates Committees process .................. 606
  Growth in the Queensland economy .................................. 604
  Relief on excise duty for re-refined used oil ....................... 604
  “Outside School Hours Care” ....................................... 604
Notice of Motion ......................................................... 605
Notice of Motion (debated)—
  Siting of new prison facilities .................................... 609
Notice of Motion – Disallowance of Statutory Instrument ............... 605
Parliamentary Committees—
  Changes in Membership ............................................. 604
Primary Industries Legislation Amendment Bill ..................... 608
Private Members’ Statements ......................................... 605
Questions without notice ................................................ 605
Scrutiny of Legislation Committee – Paper .......................... 605
Statutory Instruments .................................................. 604
Townsville Breakwater Entertainment Centre Amendment Bill .............. 608
MEETING OF THE HOUSE

The House met at 9.30am pursuant to adjournment. The Speaker (Honourable N J Turner) read prayers.

PUBLIC ACCOUNTS COMMITTEE AND PARLIAMENTARY CRIMINAL JUSTICE COMMITTEE – CHANGES IN MEMBERSHIP

Mr Speaker advised the House that a vacancy exists in (a) the Public Accounts Committee consequent upon the resignation of Mr Robert Malcolm Harper, MLA, from that Committee and (b) the Parliamentary Criminal Justice Committee consequent upon the resignation of Mr Lucas Scott Woolmer, MLA, from that Committee.

Leader of Government Business (Mr FitzGerald), by leave, moved – That (a) Mr Lucas Scott Woolmer, MLA, be appointed to the Public Accounts Committee in place of Mr Robert Malcolm Harper, MLA, and that he be Chairman of that Committee and (b) Mr Francis Edward Carroll, MLA, be appointed to the Parliamentary Criminal Justice Committee in place of Mr Lucas Scott Woolmer, MLA.

Question put and passed.

STATUTORY INSTRUMENTS

The following statutory instruments were tabled by The Clerk—

Education (School Curriculum P–10) Act 1996—
Proclamation – the provisions of the Act that are not in force commence 2 May 1997, immediately after the commencement of the Education (Teacher Registration) Amendment Act 1996, No. 104

Education (Senior Secondary School Studies) Act 1988—
Education (Senior Secondary School Studies) Amendment By–law (No. 1) 1997, No. 105

Education (Teacher Registration) Amendment Act 1996—
Proclamation – the provisions of the Act that are not in force commence 2 May 1997, No. 103

Mental Health Act 1974—
Mental Health Amendment Regulation (No. 3) 1997, No. 102

Nature Conservation Act 1992—
Nature Conservation (Duck and Quail Harvest Period) Notice 1997, No. 109

Petroleum Act 1923—
Petroleum (Entry Permission—PGT Queensland Pty Limited) Notice (No. 2) 1997, No. 108

Podiatrists Act 1969—
Podiatrists Amendment By–law (No. 1) 1997, No. 100

Primary Industries Legislation Amendment Act (No. 2) 1996—
Proclamation regarding commencement of certain provisions, No. 106

Speech Pathologists Act 1979—
Speech Pathologists Amendment By–law (No. 1) 1997, No. 101

Workplace Health and Safety Act 1995—
Workplace Health and Safety Amendment Regulation (No. 1) 1997, No. 107

MINISTERIAL STATEMENTS

(a) Premier (Mr Borbidge), by leave, made a ministerial statement relating to the latest developments concerning the Century Zinc project.

(b) Deputy Premier, Treasurer and Minister for the Arts (Mrs Sheldon), by leave, made a ministerial statement relating to growth in the Queensland economy.

(c) Minister for Families, Youth and Community Care (Mr Lingard), by leave, made a ministerial statement relating to funding to improve “Outside School Hours Care”.

(d) Minister for Environment (Mr Littleproud), by leave, made a ministerial statement relating to Transpacific Industries relief on excise duty for re–refined used oil.

(e) Minister for Natural Resources (Mr Hobbs), by leave, made a ministerial statement relating to the future of the cyprus pine industry in Queensland.
5 **SCRUTINY OF LEGISLATION COMMITTEE – PAPER**
Chairman of the Scrutiny of Legislation Committee (Mr Elliott) tabled the following paper—
Alert Digest No. 5 of 1997

6 **NOTICE OF MOTION – DISALLOWANCE OF STATUTORY INSTRUMENT**

7 **NOTICE OF MOTION**

8 **PRIVATE MEMBERS’ STATEMENTS**
Private Members’ statements were made.

*Papers:* Leader of the Opposition (Mr Beattie), during his statement, tabled the following papers—
Press Release by Morgan and Banks Ltd entitled “Resources Jobs to Slump in Queensland”
Transcript of 4QR 7am News broadcast on 7 May 1997

Statements continued.

*Paper:* Mr Foley, during his statement, tabled the following paper—
Internet page from Foundation Law

Statements continued.

Statements concluded.

9 **QUESTIONS WITHOUT NOTICE**
Questions without notice were asked.

*Paper:* Leader of the Opposition (Mr Beattie) tabled the following paper—
Question on Notice No. 126 and answer

Questions continued.

*Paper:* Deputy Leader of the Opposition (Mr Elder) tabled the following paper—
Ministerial Expenditure Guidelines and various employee certificates relating to entertainment expenses

Questions continued.

*Paper:* Ms Bligh tabled the following paper—
Various documents relating to ministerial expenses

Questions continued.

*Paper:* Minister for Education (Mr Quinn) tabled the following paper—
Statutory Declaration by Gregory Christopher Peach

Questions continued.

*Paper:* Mr T Sullivan tabled the following paper—
Various documents relating to ministerial expenses

Questions continued.

*Paper:* Mr Schwarten tabled the following paper—
DPI memorandum re additional accommodation

Questions continued.

Questions concluded.

10 **LEGAL AID QUEENSLAND BILL**
Order of the day read for the adjourned debate on the motion of the Attorney–General and Minister for Justice (Mr Beanland) – That the Bill be now read a second time.

Debate resumed.

Debate adjourned on the motion of Mr FitzGerald.

*Ordered* – That the resumption of the debate be made an order of the day for a later hour of the sitting.
11 MINISTERIAL STATEMENT
Minister for Families, Youth and Community Care (Mr Lingard), by leave, made a ministerial statement relating to entertainment expenses during the Estimates Committees process.

Paper: Mr Lingard, during his statement, tabled the following paper—
Copy of cheque for entertainment expenses
Copy of Account from Parliamentary Catering Division

12 LEGAL AID QUEENSLAND BILL
Order of the day read for the adjourned debate on the motion of the Attorney-General and Minister for Justice (Mr Beanland) – That the Bill be now read a second time.
Debate resumed.
Debate adjourned on the motion of Mr FitzGerald.

13 MINISTERIAL STATEMENT
Premier (Mr Borbidge), by leave, made a ministerial statement relating to the Century Zinc Mine Agreement.

14 LEGAL AID QUEENSLAND BILL
Order of the day read for the adjourned debate on the motion of the Attorney-General and Minister for Justice (Mr Beanland) – That the Bill be now read a second time.
Debate resumed.

Question put.
The House divided.

AYES, 42

Beanland
Borbidge
Connor
Cooper
Cunningham
Elliott
Fitgerald
Baumann
Gamin
Harper
Healy
Hobbs
Horan
Johnson
Lingard
McCauley
Mallone
Mitchell
Perrett
Quinn
Radke
Lester
Littlpebound
Simpson
Slack
Springborg
Steenh
Stoneman
Tanti
Rowell
Santoro
Watson
Wilson
Tuner
Warwick
Woolmer

NOES, 41

Ardill
Barton
Beattie
Bird
Brady
Breedhauer
Briskey
Campbell
D'Arcy
De Lacy
Edmond
Elder
Foley
Fouss
Gibs
Goss, W
Goss, J
Grice
Harper
Healy
Hegarty
Holibs
Johnson
Lester
Littlpebound
McCauley
Mallone
Mitchell
Perrett
Quinn

Nuttall
Palazzzuk
Pearce
Purcell
Roberts
Rose
Schwarten
Spence
Sullivan, J
Sullivan, T
Welford
Wells

Pairs – Messrs Davidson and Veivers (AYES) and Messrs Dollin and Livingstone (NOES)

*Tellers

Question agreed to.
Bill read a second time.
Bill committed on the motion of Mr Beanland.

In Committee

Clauses 1 to 16 agreed to.

Clause 17 (Deciding applications)—
The following amendment was proposed by Mr Foley—
At page 14, after line 3—
insert—
(3) In deciding whether to give the legal assistance itself or through a Legal Aid agent, Legal Aid must consider—
(a) the legally assisted person’s interests; and
(b) for a proceeding other than a specified criminal proceeding—the desirability of enabling the legally assisted person, to the extent it is practicable, to obtain the assistance through a lawyer chosen by the legally assisted person.’.

Debate ensued.

Question put – That the words proposed to be inserted be so inserted.

The Committee divided.

AYES, 41

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NOES, 42

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Pairs – Messrs Dollin and Livingstone (AYES) and Messrs Davidson and Veivers (NOES)

*Tellers

Question negatived.

Clause 17, as read, agreed to.

Clauses 18 to 20 agreed to.

Clause 21—

The following amendment was proposed by Attorney-General and Minister for Justice (Mr Beanland)—

At page 15, line 6, ‘may’—

omit, insert—

‘must’.

Debate ensued.

Amendment agreed to.

Clause 21, as amended, agreed to.

Clauses 22 to 48 agreed to.

Clause 49 (Composition)—

The following amendment was proposed by Mr Foley—

At page 30, after line 18—

insert—

‘(1A) One of the persons must be appointed, on nomination by the Minister, as an appropriate person to represent the interests of legally assisted persons.’.

Debate ensued.

Question put – That the words proposed to be inserted be so inserted.

The Committee divided.

AYES, 42

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Question agreed to.
Amendment agreed to.

The following amendment was proposed by Mr Foley—

At page 30, line 19, after ‘person’—

insert—

‘, other than the person appointed under subsection (1A),’.

Amendment agreed to.
Clause 49, as amended, agreed to.
Clauses 50 to 104 agreed to.
Schedule agreed to.
Bill to be reported with amendments.

Mr Speaker resumed the Chair.
Bill reported with amendments.
Bill, as amended, ordered to be taken into consideration.
Mr Beanland, by leave, moved – That the Bill be now read a third time.
Question put and passed.
Bill read a third time and passed.
Title agreed to.

15 Townsville Breakwater Entertainment Centre Amendment Bill

Order of the day read for the adjourned debate on the motion of the Minister for Mines and Energy (Mr Gilmore) – That the Bill be now read a second time.
Debate resumed.
Question put and passed.
Bill read a second time.
Bill committed on the motion of Mrs McCauley.

In Committee

In the Chair – Temporary Chairman (Mr Stephan)
Clauses 1 to 9 agreed to.
Bill to be reported without amendment.

Mr Speaker resumed the Chair.
Bill reported without amendment.
Mrs McCauley, by leave, moved – That the Bill be now read a third time.
Question put and passed.
Bill read a third time and passed.
Title agreed to.

16 Primary Industries Legislation Amendment Bill

Order of the day read for the adjourned debate on the motion of the Minister for Primary Industries, Fisheries and Forestry (Mr Perrett) – That the Bill be now read a second time.
Debate resumed.
Paper: Minister for Primary Industries, Fisheries and Forestry (Mr Perrett), during his speech, tabled the following paper—

Debate continued.
Question put and passed.
Bill read a second time.
Bill committed on the motion of Mr Perrett.

_In Committee_

In the Chair – Temporary Chairman (Mr Stephan)
Clauses 1 to 44 agreed to.
Schedule agreed to.
Bill to be reported without amendment.

Mr Speaker resumed the Chair.
Bill reported without amendment.
Mr Perrett, by leave, moved – That the Bill be now read a third time.
Question put and passed.
Bill read a third time and passed.
Title agreed to.

17 NOTICE OF MOTION – SITING OF NEW PRISON FACILITIES
Mr Barton, pursuant to notice, moved – That this Parliament condemns the Minister for Police and Corrective Services and Minister for Racing for—
• his callous and hurried siting of two new prisons just 500 metres from River Hills’ residents’ back fences and less than 1,000 metres from the local primary school;
• the fact that he did not at any time inform local residents of his plans for their community;
• his complete lack of consultation with the local residents until he was forced to consult – some 11 or 12 months after his original decision was made;
• his failure to consult in good faith with the local protest group, CRAMP – and his failure to honour 1995 Coalition election commitments not to site the prisons any closer to residents’ properties than existing facilities; and
This Parliament calls on the Minister to—
• place an immediate moratorium on all site planning and contractual and tendering work associated with the construction of the new 600–cell men’s prison and the 200–cell women’s prison at Wacol while he consults with the community;
• explore the possibility of siting these two prisons elsewhere in South East Queensland; and
• enter in good faith into a comprehensive period of consultation with local residents that genuinely explores the possibility of siting the prisons on other sites (or leaves residents confident that the proposed correctional facilities will be constructed in a way that minimises the impact on themselves, their families and their homes).

Debate ensued.

_Paper:_ Mr Barton, during his speech, tabled the following paper—
Statement from Mr Bob Harper, Liberal Candidate for Mount Ommaney regarding prison buildings near the Mount Ommaney Electorate

Debate continued.

_Paper:_ Mr Healy, during his speech, tabled the following paper—
Media releases by Russell Cooper, MLA and various other documents relating to Corrective Services issues
Debate continued.

Papers: Minister for Police and Corrective Services and Minister for Racing (Mr Cooper), during his speech, tabled the following papers—
Media releases and various other documents relating to Corrective Services issues
Briefing note from the Director-General, Corrective Services Commission, to Mr Cooper regarding Concerned Resident Meeting 17 April 1997 – SEQ1 and SEQW

Debate continued.

Question put.
The House divided.

AYES, 41

Ardill D’Arcy Hayward Nuttall Spence
Barton De Lacy Hollis Palaszczuk Sullivan, J
Beattie Edmond Lucas Pearce Sullivan, T
Bird Elder Mackenroth Purcell Welford
Bligh Fours McGarvey Roberts* Wells
Braddy Gibb Milliner Roberts Wellwood
Bredhauer Gibb Milliner Rose
Briskey Goss, W Mulherin Schwarten
Campbell Hamill Nunn Smith

NOES, 42

Baumann Gamin Johnson Quinn Stoneman
Beanland Gilmore Laming Radke Tanti
Borbidge Goss, J Lester Rowell Warwick
Carroll* Grice Lingard Santoro Watson
Connor Harper Littleproud Sheldon Wilson
Cooper Healy McCallum Simpson Woolmer
Cunningham Hegarty Malone Slack
Elliot gibbs Mitchell Springborg*
FitzGerald Horan Perrett Stephan

Pairs – Messrs Dollin and Livingstone (AYES) and Messrs Davidson and Veivers (NOES)
*Tellers

Question negatived.

18 ADJOURNMENT

Leader of Government Business (Mr FitzGerald) moved – That this House do now adjourn.

Debate ensued.

Papers: Mr Lucas, during his speech, tabled the following papers—
Copies of letters and poems by Jack Jones

Debate continued.

Question put and passed.
The House adjourned at 7.30pm.

19 ATTENDANCE

The following Members were present—

Ardill De Lacy Hegarty Mulherin Slack
Barton Edmond Hobbs Nunn Smith
Baumann Elder Hollis Nuttall Spence
Beanland Elliott Horan Palaszczuk Sullivan, J
Beattie Fitzgerald Johnson Pearce Stephan
Bird Foley Laming Perrett Sullivan, T
Bligh Fours Lester Purcell Sullivan, J
Borbidge Gamin Lingard Quinn Sullivan, T
Braddy Gibb Littleproud Radke Tanti
Bredhauer Gilmore Lucas Roberts Veivers
Briskey Goss, J Mackenroth Robertson Warwick
Campbell Goss, W McCallum Rose Watson
Carroll Grice McGarvey Rowell Welford
Connor Hamill McGrady Santoro Wells
Cooper Harper Malone Schwarten Wilson
Cunningham Hayward Milliner Sheldon Woolmer
D’Arcy Healy Mitchell Simpson