

NOTICE PAPER

for

TUESDAY, 15 SEPTEMBER 1998

The House meets this day at 9.30am

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Notifications prefixed by an () appear for the first time*

GENERAL BUSINESS

MATTERS OF PUBLIC INTEREST

GOVERNMENT BUSINESS

ORDERS OF THE DAY

- 1 **TRANSPORT LEGISLATION AMENDMENT BILL** – Resumption of second reading debate (*6 August 1998, Mr Johnson*)
- 2 **ADDRESS IN REPLY** – Resumption of debate on the motion of Ms J Cunningham—
That the following address be presented to the Governor in reply to the Speech delivered by His Excellency in opening this, the First Session of the Forty-Ninth Parliament of Queensland—
"We, the members of the Legislative Assembly of Queensland, wish to assure your Excellency of our continued respect for the Crown, and loyalty to the system of government in this State, and to tender our thanks for the speech with which you opened the First Session. The various measures to which your Excellency referred and all other matters that may be brought before us will receive our careful consideration, and we shall strive to deal with them so that our endeavours may contribute to the advancement and the prosperity of the people of this State."
(*6 August 1998, Mr Pearce*)
- 3 **TRANS-TASMAN MUTUAL RECOGNITION (QUEENSLAND) BILL** – Resumption of second reading debate (*6 August 1998, Mr Borbidge*)
- 4 **STATUTORY INSTRUMENTS AMENDMENT BILL** – Resumption of second reading debate (*6 August 1998, Mr Borbidge*)
- 5 **BUILDING AND CONSTRUCTION INDUSTRY (PORTABLE LONG SERVICE LEAVE) AMENDMENT BILL** – Resumption of second reading debate (*6 August 1998, Mr Santoro*)
- 6 **ATTORNEY-GENERAL BILL** – Resumption of second reading debate (*6 August 1998, Mr Springborg*)
- 7 **POLICE POWERS AND RESPONSIBILITIES AMENDMENT BILL** – Resumption of second reading debate (*6 August 1998, Mr Grice*)
- 8 **JUVENILE JUSTICE LEGISLATION AMENDMENT BILL** – Resumption of second reading debate (*6 August 1998, Mr Beanland*)
- *9 **ADOPTION OF CHILDREN (HAGUE CONVENTION ON INTERCOUNTRY ADOPTION) AMENDMENT BILL** – Resumption of second reading debate (*27 August 1998, Mr Beanland*)
- *10 **BILLS OF SALE AND OTHER SECURITIES AMENDMENT BILL** – Resumption of second reading debate (*27 August 1998, Mr Davidson*)

NOTICE OF MOTION**(Notice given 27 August 1998)*****1 MR MACKENROTH** to move—**Appointment of Committees**

1. The following Estimates Committees are appointed—

- Estimates Committee A
- Estimates Committee B
- Estimates Committee C
- Estimates Committee D
- Estimates Committee E
- Estimates Committee F
- Estimates Committee G

Role of Committees

2. (1) The proposed expenditures stated in the Appropriation Bill (No. 2) and Appropriation (Parliament) Bill (No. 2) are referred to the estimates committees immediately after each of the Bills has been read a second time.
- (2) Estimates Committees A to D are to examine and report by no later than Monday 19 October 1998 on the proposed expenditures for the organisational units allocated to it.
- (2) Estimates Committees E to G are to examine and report by no later than Tuesday 20 October 1998 on the proposed expenditures for the organisational units allocated to it.

Estimates Committee A

3. The following organisational units are allocated to Estimates Committee A—

- Office of the Governor
- Legislative Assembly
- Queensland Audit Office
- Parliamentary Commissioner for Administrative Investigations
- Department of the Premier and Cabinet
- Department of State Development
- Treasury Department
- Any other organisational units within the portfolios of the Premier, the Deputy Premier and Minister for State Development and Minister for Trade and the Treasurer

Estimates Committee B

4. Organisational units within the portfolios of the following Ministers are allocated to Estimates Committee B—

- Attorney-General and Minister for Justice and Minister for the Arts
- Minister for Police and Corrective Services
- Minister for Emergency Services

Estimates Committee C

5. Organisational units within the portfolios of the following Ministers are allocated to Estimates Committee C—

- Minister for Transport and Minister for Main Roads
- Minister for Public Works and Minister for Housing

Estimates Committee D

6. Organisational units within the portfolios of the following Ministers are allocated to Estimates Committee D—

- Minister for Primary Industries

- Minister for Families, Youth and Community Care and Minister for Disability Services
- Minister for Aboriginal and Torres Strait Islander Policy and Minister for Women's Policy and Minister for Fair Trading

Estimates Committee E

7. Organisational units within the portfolios of the following Ministers are allocated to Estimates Committee E—
- Minister for Mines and Energy and Minister Assisting the Deputy Premier on Regional Development
 - Minister for Health

Estimates Committee F

8. Organisational units within the portfolios of the following Ministers are allocated to Estimates Committee F—
- Minister for Employment, Training and Industrial Relations
 - Minister for Education

Estimates Committee G

9. Organisational units within the portfolios of the following Ministers are allocated to Estimates Committee G—
- Minister for Communication and Information and Minister for Local Government, Planning, Regional and Rural Communities
 - Minister for Tourism, Sport and Racing
 - Minister for Environment and Heritage and Minister for Natural Resources

Government Owned Corporations

- 10.(1) A reference to the organisational units within the portfolio of a Minister is deemed to include Government Owned Corporations reporting to the Minister.
- (2) In respect of Government Owned Corporations, a member of a committee may ask any question which the committee determines will assist it in its examination of the relevant Appropriation Bill or otherwise assist the committee determine whether public funds are being efficiently spent or appropriate public guarantees are being provided.

Membership of Committees

- 11.(1) Each estimates committee consists of six Members of whom three are to be nominated by the Leader of Government Business and three by the Leader of the Opposition. For the purpose of these Sessional Orders, those Members nominated by the Leader of Government Business are called Government Members and those Members nominated by the Leader of the Opposition are called Non-Government Members.
- (2) The Chairman of each committee is to be a Government Member nominated by the Leader of Government Business.
- (3) The committee is to elect a deputy chairman, who is a Non-Government Member.

Dates for Hearings

12. The estimates committees are to meet to hear evidence in accordance with the following schedule—
- Estimates Committee A — Tuesday 29 September 1998
 - Estimates Committee B — Wednesday 30 September 1998
 - Estimates Committee C — Thursday 1 October 1998
 - Estimates Committee D — Friday 2 October 1998
 - Estimates Committee E — Tuesday 6 October 1998
 - Estimates Committee F — Wednesday 7 October 1998
 - Estimates Committee G — Thursday 8 October 1998

Committee Membership

13. Members be appointed to estimates committees as follows—

- Estimates Committee A—
Mr Mickel (Chairman), Hon. R Borbidge, Ms Boyle, Mrs J Cunningham, Mr Horan and Dr Watson
- Estimates Committee B—
Mr Purcell (Chairman), Hon. D Fouras, Messrs Grice, Malone, Musgrove, and Springborg
- Estimates Committee C—
Mr Fenlon (Chairman), Ms Attwood, Mrs E Cunningham, Messrs Johnson, Laming and Reeves
- Estimates Committee D—
Mr Sullivan (Chairman), Messrs Beanland, Cooper and Davidson, Ms Nelson-Carr and Mr Wellington
- Estimates Committee E—
Mr Mulherin (Chairman), Hon. K Hayward, Messrs Mitchell, Pearce and Slack and Miss Simpson
- Estimates Committee F—
Mr Roberts (Chairman), Messrs Kingston, Quinn, and Santoro, Ms Struthers and Mr Wilson
- Estimates Committee G—
Mr Lucas (Chairman), Dr Clark, Messrs Hobbs and Healy, Mrs Lavarch and Hon. V Lester

Illness or inability to attend

- 14.(1) In the case of illness or inability to attend by a member of an estimates committee, where the member is a Government Member, the Leader of Government Business may appoint another Member to attend that committee and where the member is a Non-Government Member, the Leader of the Opposition may appoint another Member to attend that committee.
- (2) Where a Member is appointed in accordance with (1) above, that Member has all the rights of the Member replaced.
- (3) Where the member of the committee who is replaced is the chairman, the Leader of Government Business may appoint another Member to be chairman.

When Committees may sit

- 15.(1) Estimates committees may sit whether the House is sitting or adjourned.
- (2) Where a committee meets whilst the House is sitting, the meeting of the committee must take place within the parliamentary precinct.

Open hearings

16. Hearings of an estimates committee are open to the public unless the committee otherwise orders.

Presiding Member

- 17.(1) The chairman of an estimates committee presides at all committee proceedings at which the chairman is present.
- (2) If the chairman is not present at a committee proceeding and the Leader of Government Business has not appointed another person to be chairman, the committee's deputy chairman presides.
- (3) If both the chairman and deputy chairman of a committee are not present at a committee proceeding, the committee member chosen by the committee members present at the proceeding presides.

Quorum and voting at proceedings

18. At a proceeding of an estimates committee—
- (a) four committee members form a quorum;
 - (b) a question is decided by a majority of the votes of the committee members present and voting; and
 - (c) each committee member present has a vote on each question to be decided and, if the votes are equal, the presiding member also has a casting vote.

Sub-Committees

19. Estimates committees may not delegate any of their powers to sub-committees.

Opening hearing procedure

- 20.(1) In an estimates committee hearing about proposed expenditure—
- (a) the presiding member is to call over the estimates about the proposed expenditure and declare the proposed expenditure open for examination; and
 - (b) the presiding member is to put the question 'That the proposed expenditure be agreed to'.
- (2) Unless the committee determines otherwise, the Minister or Mr Speaker may make an opening statement lasting up to five minutes. This may be extended with the committee's leave.

General hearing procedure – organisational unit other than Legislative Assembly

21. In an estimates committee hearing about proposed expenditure for an organisational unit other than the Legislative Assembly—
- (a) the responsible Minister is to be present at all times and may have advisers present to assist;
 - (b) a committee member may ask the Minister questions;
 - (c) a Member who is not a member of the estimates committee may, with the committee's leave, ask the Minister questions;
 - (d) advisers may answer questions referred to them by the Minister; and
 - (e) subject to the above provisions, a Member may ask any question which the committee determines will assist it in its examination of the Appropriation Bill (No. 2).

General hearing procedure – Legislative Assembly

22. In an estimates committee hearing about proposed expenditure for the Legislative Assembly—
- (a) Mr Speaker is to be present at all times and may have advisers present to assist him; and
 - (b) a committee member may ask Mr Speaker questions; and
 - (c) a Member who is not a committee member may, with the committee's leave, ask Mr Speaker questions; and
 - (d) advisers may answer questions referred them by Mr Speaker; and
 - (e) subject to the above provisions, a Member may ask any question which the committee determines will assist it in its examination of the Appropriation (Parliament) Bill (No. 2).

Notice of examination in detail

- 23.(1) A committee may advise a Minister or Mr Speaker prior to the hearing of its intention to examine a proposed expenditure in detail.

- (2) In response to notice of the type expressed in (1) above, the Minister or Mr Speaker should ensure that appropriate advisers are available to assist the Minister or Mr Speaker to answer committee questions.
- (3) It is a matter for the Minister or Mr Speaker as to which advisers attend the hearing.

Time for questions and answers in a hearing

- 24. In an estimates committee hearing—
 - (a) questions must be no longer than one minute;
 - (b) unless the member asking the question otherwise agrees, answers must be no longer than three minutes;
 - (c) where a member agrees to an extension of time for an answer in accordance with (b) above, further extensions of time must be agreed to by the presiding member after every interval of two minutes has elapsed;
 - (d) the presiding member is to ensure the fair allocation of time available for questions and answers and ensure that at least half the time available for questions and answers in respect of each organisational unit is allocated to Non-Government members; and
 - (e) any time expended when committees deliberate in private is to be equally apportioned between Government and Non-Government Members.

Questions on notice prior to the hearings

- 25.(1) Members of an estimates committee may, at a reasonable time prior to public hearings, put a combined total of twenty questions on notice to each Minister and to Mr Speaker; and
- (2) Of the questions referred to in (1) above, at least ten questions are to be allocated to non-Government members.
- (3) The Minister or Mr Speaker shall provide answers to the questions referred to in (1) above, at least twenty-four hours prior to the hearing.
- (4) The chairman shall ensure that the questions referred to in (1) above, do not place unreasonably onerous research requirements on an organisational unit and are not unnecessarily complex.
- (5) Each question referred to in (1) above, is not to contain sub-parts or to in effect ask more than one question.
- (6) The Minister or Mr Speaker may refuse to answer questions which place unreasonable research requirements on their portfolios or are unnecessarily complex.
- (7) All answers to questions on notice shall be in writing unless the committee otherwise allows.

Questions taken on notice at the hearing and additional information

- 26.(1) A Minister or Mr Speaker may, at his/her discretion, tell an estimates committee at the hearing that an answer to a question, or part of a question, asked of them will be provided later to the committee.
- (2) A Minister or Mr Speaker, at his/her discretion, may also give the committee additional information about an answer given by them or on their behalf.
- (3) The answer or additional information—
 - (a) is to be written;
 - (b) is to be given by a time decided by the committee;
 - (c) is taken to be part of the proceedings of the Parliament;
 - (d) may be included in a volume of additional information to be laid on the Table of the House by the committee; and
 - (e) may be authorised for publication by the committee prior to the material being tabled in the House.

- (4) A Minister or Mr Speaker may decline to answer a question in which case the committee may report that fact in its report.

Availability of Hansard and tabled documents

- 27.(1) The Chief Hansard Reporter is authorised to release the *Hansard* of a committee hearing as it becomes available, subject to any other express direction of the committee.
- (2) Any document tabled at the hearing, by the leave of the committee, is deemed to be authorised for release by the committee unless the committee expressly orders otherwise.

Power of the chairman to order withdrawal of a disorderly Member

- 28.(1) At an estimates committee hearing, the chairman may, after a warning, order any Member whose conduct in his/her opinion continues to be grossly disorderly or disruptive to withdraw for a stated period.
- (2) A Member ordered to withdraw in accordance with (1) above shall immediately withdraw for the stated period.

Committee Hearing – sitting times

29. Estimates committee hearings are to be held within the times 8.30am and 7.30pm on the day or days allocated. However, a Committee shall hold no more than a total of nine hours of hearings.

Estimates Committee must report

- 30.(1) An estimates committee must make a report at the end of its deliberations.
- (2) However, Estimates Committee A must make two reports, that is, one for the Legislative Assembly and another for the other organisational units allocated to it.
- (3) Reports by all estimates committees may be bound and published in one or more volumes.

Content of report

- 31.(1) An estimates committee's report must state whether the proposed expenditures referred to it are agreed to.
- (2) A reservation or dissenting report by a committee member may be added to the committee's report after it is adopted by the committee.

Effect of failure to report

32. If an estimates committee does not report on all of the proposed expenditures referred to it, the committee is taken to have made a report agreeing to the proposed expenditures that it does not report on.

Tabling and consideration of reports – Appropriation Bill (No. 2)

- 33.(1) The chairman of each estimates committee must lay his/her committee's report on the proposed expenditures stated in the Appropriation Bill (No. 2) on the Table of the House together with the minutes of their committee's meetings and any other additional information which the committee agrees to table.
- (2) To remove any doubt, it is declared that the chairman of each estimates committee is deemed to have satisfied the requirements of (1) if he/she presents the committee's report, minutes and any other additional information with The Clerk when the House is not sitting in accordance with Standing Order 201 and the report is deemed to have been tabled on the date it is presented to The Clerk.
- (3) The report is to be received by the Legislative Assembly without debate and its consideration deferred until the consideration of the Bill in the Committee of the Whole House.
- (4) One whole sitting day must elapse between the committee's report being tabled and its consideration in the Committee of the Whole.

- (5) The Committee of the Whole House must complete the consideration of the reports by no later than 22 October 1998.

Tabling and consideration of report – Appropriation (Parliament) Bill (No. 2)

- 34.(1) The Chairman of Estimates Committee A must lay the Committee's report on the proposed expenditures stated in the Appropriation (Parliament) Bill (No. 2) on the Table of the House.
- (2) To remove any doubt, it is declared that the chairman of each estimates committee is deemed to have satisfied the requirements of (1) if he/she presents the committee's report, minutes and any other additional information with The Clerk when the House is not sitting in accordance with Standing Order 201 and the report is deemed to have been tabled on the date it is presented to The Clerk.
- (3) The report is to be received by the Legislative Assembly without debate and its consideration deferred until the consideration of the Bill in the Committee of the Whole House.
- (4) One whole sitting day must elapse between the committee's report being tabled and its consideration in the Committee of the Whole.
- (5) The Committee of the Whole House must complete the consideration of the report by no later than 22 October 1998.

Effect of consideration in Committee of the Whole House

35. Consideration of an estimates committee's report in the Committee of the Whole House is taken to be consideration of the provisions of the Appropriation Bill (No. 2) or Appropriation (Parliament) Bill (No. 2) so far as the provisions authorise the proposed expenditures referred to the estimates committee.

Procedure in Committee of the Whole House

36. In the Committee of the Whole House, for each Estimates Committee—
- (a) the Chairman of Committees must put the question 'That the report of <name of committee> be adopted';
 - (b) a Member may speak for no longer than five minutes on the question;
 - (c) in reply to the debate each responsible Minister may speak for no longer than five minutes; and
 - (d) the debate is to continue for no longer than sixty minutes.

Receipt of material by nominated officers of the Leader of Government Business and Leader of the Opposition

37. Unless a committee otherwise expressly orders, or a Minister or Mr Speaker has requested confidentiality, its research director is authorised to release copies of the following documents as they become available to an officer from the offices of the Leader of Government Business and Leader of the Opposition:—
- the committee's pre-hearing questions on notice;
 - questions taken on notice by Ministers or Mr Speaker during its hearing;
 - responses from Ministers or Mr Speaker to the committee's pre-hearing questions on notice and questions taken on notice during its hearing; and
 - additional information provided by Ministers or Mr Speaker to supplement answers given by them, or on their behalf, at the committee's hearing.

Application of Standing Rules and Orders and practice

- 38.(1) The Standing Rules and Orders, Sessional Orders, and practice of the Legislative Assembly also apply to estimates committees and to the Committee of the Whole House acting under these orders.
- (2) However, if there is an inconsistency on some matter, these orders prevail.

GENERAL BUSINESS

ORDERS OF THE DAY

- 1 **PUBLIC SERVICE AMENDMENT BILL** – Resumption of second reading debate
(6 August 1998, Mr Beattie)
- 2 **CITIZENS' INITIATED REFERENDUM (CONSTITUTION AMENDMENT) BILL** –
Resumption of second reading debate (25 August 1998, Mr Beattie)
- *3 **CORRECTIVE SERVICES AND PENALTIES AND SENTENCES AMENDMENT
BILL** – Resumption of second reading debate (28 August 1998, Mr Foley)

NOTICE OF MOTION – DISSENT FROM SPEAKER'S RULING

(Notice given 27 August 1998)

- *1 **MR BORBIDGE** to move – That Mr Speaker's ruling that the Premier not be required to withdraw comments directed at the Leader of the Opposition and Opposition Members be dissented from in accordance with Standing Orders 119 and 120.

TEMPORARY CHAIRMEN OF COMMITTEES

Dr Clark, Mr Mickel, Ms Nelson–Carr and Mr Reeves

PARLIAMENTARY COMMITTEES

LEGAL, CONSTITUTIONAL AND ADMINISTRATIVE REVIEW COMMITTEE—

Members—

Mr Fenlon (Chairman), Mr Beanland, Ms Boyle, Mrs Gamin, Messrs Rappolt and Wilson

Current Inquiries—

- The consolidation of the Queensland Constitution
- A review of the report on the strategic review of the Queensland Ombudsman
- The preservation and enhancement of individuals' rights and freedoms

Report—

- Annual Report for 1997–98 (*Tabled 26 August 1998*)

MEMBERS' ETHICS AND PARLIAMENTARY PRIVILEGES COMMITTEE—

Members—

Mr Mickel (Chairman), Ms Attwood, Messrs Nelson and Reeves, Mrs Sheldon and Mr Springborg

Current Inquiries—

- Matter of privilege raised by the Member for Merrimac
- Parliamentary privilege in Queensland
- Matter of privilege raised by the Leader of the House

PARLIAMENTARY CRIMINAL JUSTICE COMMITTEE—

Members—

Mr Lucas (Chairman), Dr Clark, Mr Hegarty, Hon. V Lester, Mr Paff and Ms Struthers

PUBLIC ACCOUNTS COMMITTEE—

Members—

Hon. K Hayward (Chairman), Messrs Connor, Grice, Mulherin, Pearce and Slack

Current Inquiries—

- Inquiry into the Administration of Grants and Subsidies by Queensland Government Departments
- Review of the Second Report of the Auditor–General on Audits Performed for 1996–1997 (including Universities and Grammar Schools) and the Report of the Auditor–General on Audits of Aboriginal Councils and Island Councils Performed for 1996–1997
- Year 2000 Compliance in the Queensland Public Sector

PUBLIC WORKS COMMITTEE—

Members—

Mr Roberts (Chairman), Messrs Knuth, Laming, Musgrove, Purcell and Rowell

Current Inquiries—

- Construction of a hot fire training facility
- Townsville Hospital redevelopment
- Correctional centres in Townsville
- Heritage Train project

SCRUTINY OF LEGISLATION COMMITTEE—

Members—

Mrs Lavarch (Chairman), Mrs E Cunningham, Mr Elliott, Hon. D Fouras, Dr Kingston and Mr Wellington

Report—

- Alert Digest No. 6 of 1998 (*Tabled 25 August 1998*)

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PARLIAMENTARY COMMITTEES (CONTD.)

SELECT COMMITTEE ON PARLIAMENTARY ENTITLEMENTS—

Members—

Hon. T Mackenroth (Chairman), Mr Speaker, Hon. P Beattie, Mr Borbidge, Mrs E Cunningham, Hon. J Elder, Mr Feldman, Dr Watson and Mr Wellington

Current Inquiry—

- Members' entitlements

SELECT COMMITTEE ON TRAVELSAFE—

Members—

Ms J Cunningham (Chairman), Messrs Healy and Hobbs, Ms Nelson–Carr, Messrs Stephan and Sullivan

STANDING ORDERS COMMITTEE—

Members—

Mr Speaker (*ex officio* Chairman), Messrs Borbidge, D'Arcy and Feldman, Hon. T Mackenroth and Dr Watson

R K HOLLIS
Speaker

R D DOYLE
The Clerk of the Parliament