

1998

LEGISLATIVE ASSEMBLY OF QUEENSLAND

VOTES AND PROCEEDINGS

NO. 3

FIRST SESSION OF THE FORTY-NINTH PARLIAMENT

THURSDAY, 30 JULY 1998

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1 MEETING OF THE HOUSE

The House met at 10am pursuant to adjournment. The Speaker (Honourable R K Hollis) read prayers.

2 COMMISSION TO SWEAR IN MEMBERS

Mr Speaker reported that His Excellency the Governor had been pleased to issue a Commission under the Public Seal of the State authorising him to administer the Oath or Affirmation of Allegiance to such Members as might hereafter present themselves to be sworn and asked The Clerk to read the Commission to the House—

"To the Honourable RAYMOND KEITH HOLLIS, Speaker of the Legislative Assembly of Queensland.

I, MAJOR GENERAL PETER ARNISON, Governor, authorise you to administer to any member of the Legislative Assembly of Queensland the oath or affirmation of allegiance to Her Majesty the Queen that is required by law to be taken or made and subscribed by every member before the member is permitted to sit or vote in the Legislative Assembly.

[L.S.]

Peter Arnison

Signed and sealed with the Public Seal of the State on 29 July 1998.

By Command

P Beattie

God Save the Queen

RECORDED in the Register of Patents, No. 44, page 106, on 29 July 1998.

P J Vidgen
Clerk of the Executive Council"

3 GOVERNOR'S OPENING SPEECH

Mr Speaker reported that His Excellency the Governor, on Wednesday 29 July 1998, delivered a Speech to Parliament of which, for greater accuracy, he had obtained a copy. Mr Speaker presumed Honourable Members will take the Speech as read.

4 DEATHS FROM TSUNAMI DISASTER IN PAPUA NEW GUINEA

Premier (Mr Beattie) by leave, moved—

- (a) That on behalf of all Queenslanders, this House places on record its deep sadness at the tragic and appalling loss of life suffered by the people of West Sepik province in Papua New Guinea as a result of the recent tsunami disaster, and
- (b) That Mr Speaker be requested to convey to the Speaker of the PNG House of Assembly and to the Governor of West Sepik Province the above resolution, together with an expression of the sympathy of the Members of the Parliament and the people of Queensland for the loss sustained by the survivors and families of those lost in the disaster.

Leader of the Opposition (Mr Borbidge) seconded the motion.

Debate ensued.

Members signified their assent by standing in silence in their places.

5 APPOINTMENT OF TEMPORARY CHAIRMEN FOR THIS DAY'S SITTING

Mr Speaker reported that in accordance with the requirements of Standing Order No. 13, the following Members have been nominated to form the Panel of Temporary Chairmen for this days sitting—

Dr Lesley Ann Clark, Member for Barron River
Mr Reginald John Mickel, Member for Logan

Ms Lindel Helena Nelson–Carr, Member for Mundingburra
Mr Philip Gerard Reeves, Member for Mansfield

6 MOTION WITHOUT NOTICE – CONFIDENCE IN THE BEATTIE LABOR GOVERNMENT

Premier (Mr Beattie), by leave, moved – That this House expresses its confidence in the Beattie Labor Government and further the Parliament advises the Governor that no writ should be issued for a General Election to be held before 5 May 2001 without express resolution of the Parliament.

Debate ensued.

Papers: Mr Beattie, during his speech, tabled the following papers—
Letter dated 25 June 1998 to Mr Peter Wellington from Mr Peter Beattie, MLA, Leader of the Opposition
Letter dated 25 June 1998 to Mr Peter Beattie, MLA, Leader of the Opposition from Mr Peter Wellington

Debate continued.

The following amendment was proposed by Leader of the Opposition (Mr Borbidge)—

After 'Parliament' last occurring, *add*—

'and recognises the commitments given by the Premier to the Member for Nicklin; and requires the resignation of the Premier and his Government if these commitments are not honoured in full.'

Debate ensued.

The following amendment was proposed by Mr Feldman—

After Mr Borbidge's amendment, *add*—

'Furthermore, to remove the cloud of uncertainty and the taint of possible illegality hanging over the heads of current Government Ministers being the Honourable Terence Mackenroth, the Honourable David Hamill, the Honourable Robert Gibbs, the Honourable Paul Braddy and the Honourable Dean MacMillan Wells arising from the findings of the Report to the Honourable the Premier of Queensland and the Queensland Cabinet of an investigation into allegations by Mr Kevin Lindeberg, under the terms of reference granted on 7 May 1996, by State Cabinet to Mr Morris QC and Mr Howard of Counsel by—

The Premier, in his capacity as leader of the party in power when the Goss Cabinet of the same party met on 5 March 1990 and authorised the shredding of the Heiner documents, immediately—

- authorising the release of all relevant Cabinet papers and documents pertaining to such destruction (the privilege documents) and
- tabling those documents immediately with the Speaker of Parliament.'

Debate ensued.

Papers: Mr Cooper, during his speech, tabled the following papers—
Press releases of former Minister for Police and Corrective Services

Debate continued.

The following amendment to Mr Borbidge's amendment was proposed by Minister for Transport and Minister for Main Roads (Mr Bredhauer)—

All words after 'Nicklin', *omit*.

Debate ensued.

Papers: Mr Bredhauer, during his speech, tabled the following papers—
Letter dated 6 May 1998 to the Honourable Joan Sheldon from Mr Johnson
Letter dated 9 April 1998 to Dr Doug McTaggart from Dick Wharton

Debate continued.

Papers: Mr Hobbs, during his speech, tabled the following paper—
Letters relating to the Legal Aid Office at Mitchell

Debate continued.

Paper: Mrs Sheldon, during her speech, tabled the following paper—
Letter dated 10 June 1998 from Ernst & Young

Debate continued.

And the House having continued to sit till 12 midnight—

FRIDAY, 31 JULY 1998

Debate continued.

Papers: Mr Beattie, during his speech, tabled the following papers—
Cabinet Submission Nos. 100, 117 and 160
Ministerial Statement made on 21 February 1995 by the then Attorney-General, Dean Wells, on Senate Select Committee on Unresolved Whistleblowers Cases Documents tabled on 21 February 1995 by the then Attorney-General, including—
Copies of letters dated 18, 19 and 23 January 1990 to Acting Director-General, Department of Family Services and Aboriginal and Islander Affairs from the Crown Solicitor
Copy of letter dated 16 February 1990 to Acting Secretary to Cabinet from the Crown Solicitor
Letter from the then Acting Cabinet Secretary to the State Archivist seeking permission to destroy all documents obtained by Heiner during the inquiry

Debate continued.

Mr Bredhauer's amendment to Mr Borbidge's amendment—

Question put – That the words proposed to be omitted stand part of Mr Borbidge's amendment.

The House divided.

AYES, 44

Baumann*	Elliott	Johnson	Nelson	Sheldon
Beanland	Feldman	Kingston	Paff	Simpson
Black	Gamin	Knuth	Pratt	Slack
Borbidge	Goss	Laming	Prenzler	Springborg
Connor	Grice	Lester	Quinn	Stephan
Cooper	Healy	Lingard	Rappolt	Turner
Cunningham, E	Hegarty*	Littleproud	Rowell	Veivers
Dalgleish	Hobbs	Malone	Santoro	Watson
Davidson	Horan	Mitchell	Seeney	

NOES, 44

Attwood	Cunningham, N	Hayward	Nuttall	Schwarten
Barton	D'Arcy	Lavarch	Palaszczuk	Spence
Beattie	Edmond	Lucas	Pearce	Struthers
Bligh	Elder	Mackenroth	Purcell*	Sullivan*
Boyle	Fenlon	McGrady	Reeves	Welford
Braddy	Foley	Mickel	Reynolds	Wellington
Bredhauer	Fouras	Mulherin	Roberts	Wells
Briskey	Gibbs	Musgrove	Robertson	Wilson
Clark	Hamill	Nelson-Carr	Rose	

*Tellers

The numbers being equal, Mr Speaker cast his vote with the 'NOES'.

Question negatived.

Mr Borbidge's amendment, as amended—

Question – That the words proposed to be added in Mr Borbidge's amendment as amended be added – put and agreed to.

Mr Feldman's amendment—

Question – That the words proposed to be added be so added – put and negatived.

Question put – That the motion, as amended, be agreed to.

The House divided.

AYES, 45

Attwood	Cunningham, E	Hamill	Nelson–Carr	Rose
Barton	Cunningham, N	Hayward	Nuttall	Schwarten
Beattie	D'Arcy	Lavarch	Palaszczuk	Spence
Bligh	Edmond	Lucas	Pearce	Struthers
Boyle	Elder	Mackenroth	Purcell*	Sullivan*
Braddy	Fenlon	McGrady	Reeves	Welford
Bredhauer	Foley	Mickel	Reynolds	Wellington
Briskey	Fouras	Mulherin	Roberts	Wells
Clark	Gibbs	Musgrove	Robertson	Wilson

NOES, 43

Baumann*	Feldman	Kingston	Paff	Simpson
Beanland	Gamin	Knuth	Pratt	Slack
Black	Goss	Laming	Prenzl	Springborg
Borbidge	Grice	Lester	Quinn	Stephan
Connor	Healy	Lingard	Rappolt	Turner
Cooper	Hegarty*	Littleproud	Rowell	Veivers
Dalgleish	Hobbs	Malone	Santoro	Watson
Davidson	Horan	Mitchell	Seeney	
Elliott	Johnson	Nelson	Sheldon	

*Tellers

Question agreed to.

7 PARLIAMENTARY CRIMINAL JUSTICE COMMITTEE OF THE 48TH PARLIAMENT – PAPER

The Clerk informed the House that the following paper was tabled on 10 June 1998 in accordance with Standing Order No. 202—

Parliamentary Criminal Justice Committee—

Report No. 45 – A report of a review of the activities of the Criminal Justice Commission pursuant to s.118(1)(f) of the *Criminal Justice Act 1989*

8 STATUTORY INSTRUMENTS

The following statutory instruments were tabled by The Clerk—

Ambulance Service Act 1991—

Ambulance Service Amendment Regulation (No. 1) 1998, No. 188

Auctioneers and Agents Act 1971—

Auctioneers and Agents Amendment Regulation (No. 1) 1998, No. 151

Banana Industry Protection Act 1989—

Banana Industry Protection Amendment Regulation (No. 1) 1998, No. 164

Building Act 1975—

Fire Legislation Amendment Regulation (No. 1) 1998, No. 183

Standard Building Amendment Regulation (No. 1) 1998, No. 169

Building Units and Group Titles Act 1980—

Building Units and Group Titles Regulation 1998, No. 189

Central Queensland University Act 1998—

Central Queensland University Statute No. 1 (Membership of Convocation) 1998

Central Queensland University Statute No. 2 (Conduct of Council Elections) 1998

Civil Justice Reform Act 1998—

Proclamation – section 4(2) of the Act (to the extent it inserts the definition “client”) commences 2 July 1998, 196

Collections Act 1966—

Collections Regulation 1998, No. 152

Community Services (Aborigines) Act 1984—

Community Services (Aborigines) Regulation 1998, No. 192

Community Services (Torres Strait) Act 1984—

Community Services (Torres Strait) Regulation 1998, No. 193

Competition Policy Reform (Queensland) Act 1996—

Competition Policy Reform (Queensland—Chicken Meat Industry Exemptions) Regulation 1998, No. 209

Competition Policy Reform (Queensland—Dairy Industry Exemptions) Regulation 1998, No. 201

Competition Policy Reform (Queensland—Sugar Industry Exemptions) Regulation 1998, No. 215

District Court Act 1967—

District Court Amendment Regulation (No. 1) 1998, No. 153

Environmental Protection Act 1994—

Environmental Protection Amendment Regulation (No. 1) 1998, No. 179

Environmental Protection (Interim Waste) Amendment Regulation (No. 1) 1998, No. 162

Environmental Protection (Noise) Amendment Policy (No. 1) 1998, No. 168

Fire and Rescue Authority Act 1990—

Fire Legislation Amendment Regulation (No. 1) 1998, No. 183

Fisheries Act 1994—

Fisheries Amendment Regulation (No. 2) 1998, No. 213

Gaming Machine Act 1991—

Gaming Machine Amendment Regulation (No. 2) 1998, No. 211

Gas Act 1965—

Gas Amendment Regulation (No. 2) 1998, No. 204

Government Owned Corporations Act 1993—

Government Owned Corporations Legislation Amendment Regulation (No. 1) 1998, No. 202

Government Owned Corporations and Other Legislation Amendment Act 1998—

Proclamation – part 4 of the Act commences 22 May 1998, No. 144

Proclamation – the provisions of the Act that are not in force commence 20 July 1998, No. 200

Health Act 1937—

Health (Drugs and Poisons) Amendment Regulation (No. 1) 1998, No. 149

Health (Drugs and Poisons) Amendment Regulation (No. 2) 1998, No. 203

Invasion of Privacy Act 1971—

Invasion of Privacy Regulation 1998, No. 154

Justices Act 1886—

Justices Amendment Regulation (No. 2) 1998, No. 155

Motor Vehicles Safety Amendment Regulation (No. 1) 1998, No. 182

Travel Agents Regulation 1998, No. 156

Land Act 1994—

Land Amendment Regulation (No. 1) 1998, No. 173

Legal Practitioners Act 1995—

Trust Accounts Amendment Regulation (No. 1) 1998, No. 157

Lotteries Act 1997—

Lotteries Amendment Rule (No. 2) 1998, No. 217

Magistrates Courts Act 1921—

Magistrates Courts Amendment Rule (No. 2) 1998, No. 150

Marine Parks Act 1982—

Marine Parks (Moreton Bay) Amendment Zoning Plan (No. 1) 1998, No. 159

Meat Industry Act 1993—

Meat Industry Amendment Regulation (No. 1) 1998, No. 165

Meat Industry (Hygienic Production of Game Meat for Human Consumption) Standard 1998, No. 174

Meat Industry (Hygienic Production of Poultry Meat for Human Consumption) Standard 1998, No. 175

Meat Industry (Hygienic Production of Rabbit Meat for Human Consumption) Standard 1998, No. 176

Motor Accident Insurance Act 1994—

Motor Accident Insurance Amendment Regulation (No. 1) 1998, No. 216

Natural Resources Legislation Amendment Act 1998—

Proclamation – part 3 of the Act commences 25 May 1998, No. 172

Nature Conservation Act 1992—

Nature Conservation (Protected Areas) Amendment Regulation (No. 5) 1998, No. 178

Occupational Therapists Act 1979—

Occupational Therapists Amendment By-law (No. 1) 1998, No. 146

Officials in Parliament Act 1896—

Proclamation – that certain officers of the Crown are liable to retire from office on political grounds and are capable of being elected members of the Legislative Assembly and sitting and voting in the Legislative Assembly at the same time, No. 194

Petroleum Act 1923—

Petroleum Amendment Regulation (No. 1) 1998, No. 205

Petroleum (Entry Permission—Epic Energy Pty Ltd) Amendment Notice (No. 1) 1998, No. 214

Plant Protection Act 1989—

Plant Protection Amendment Regulation (No. 1) 1998, No. 166

Plant Protection (Banana Black Sigatoka—Wattle Hills) Quarantine Notice 1998, No. 210

Podiatrists Act 1969—

Podiatrists Amendment By-law (No. 1) 1998, No. 147

Primary Producers' Organisation and Marketing Act 1926—

Primary Producers' (Levy on Cane Growers) Amendment Regulation (No. 2) 1998, No. 171

Queensland Competition Authority Act 1997—

Queensland Competition Authority Amendment Regulation (No. 2) 1998, No. 145

Queensland Law Society Act 1952—

Queensland Law Society (Solicitors Complaints Tribunal) Amendment Rule No. 1) 1998, No. 197

River Improvement Trust Act 1940—

River Improvement Trust Regulation 1998, No. 190

Soil Conservation Act 1986—

Soil Conservation Regulation 1998, No. 191

South Bank Corporation Amendment Act 1998—

Proclamation – the provisions of the Act that are not in force commence 29 May 1998, No. 167

Speech Pathologists Act 1979—

Speech Pathologists Amendment By-law (No. 1) 1998, No. 148

Sugar Industry Act 1991—

Sugar Industry Amendment Regulation (No. 1) 1998, No. 184

Superannuation (State Public Sector) Act 1990—

Superannuation (State Public Sector) Amendment of Deed Regulation (No. 2) 1998, No. 186

Supreme Court Act 1995—

Supreme Court Regulation 1998, No. 158

Surveyors Act 1977—

Surveyors Amendment Regulation (No. 1) 1998, No. 208

Townsville City Council (Douglas Land Development) Act 1993—

Townsville City Council (Douglas Land Development) Amendment Regulation (No. 1) 1998, No. 180

Transport Infrastructure Act 1994—

Transport Legislation Amendment Regulation (No. 1) 1998, No. 170

Transport Operations (Marine Safety) Act 1994—

Transport Operations (Marine Safety) Amendment Regulation (No. 2) 1998, No. 163

Transport Operations (Marine Safety) Amendment Regulation (No. 3) 1998, No. 181

Transport Operations (Marine Safety) Amendment Regulation (No. 4) 1998, No. 187

Transport Operations (Road Use Management) Act 1995—

Motor Vehicles Safety Amendment Regulation (No. 1) 1998, No. 182

Transport Legislation Amendment Regulation (No. 1) 1998, No. 170

Travel Agents Act 1988—

Travel Agents Regulation 1998, No. 156

University of Queensland Act 1998—

Proclamation – certain provisions of the Act commence 2 July 1998 and 1 January 1999, No. 198

Valuation of Land Act 1944—

Valuation of Land Amendment Regulation (No. 1) 1998, No. 212

Water Resources Act 1989—

Proclamation – section 9 of the Act commences 17 July 1998, No. 207

Water Resources (Rates and Charges) Amendment Regulation (No. 1) 1998, No. 185

Water Resources (Tinaroo Falls Dam Catchment Area) Amendment Regulation (No. 1) 1998, No. 206

Wet Tropics World Heritage Protection and Management Act 1993—

Proclamation – sections 56 and 57 of the Act commence 1 September 1998, No. 160

Wet Tropics Management Plan 1998, No. 161 and Explanatory Note for No. 161

Workplace Health and Safety Act 1995—

Workplace Health and Safety (Advisory Standards) Notice 1998, No. 177

Workplace Relations Act 1997—

Industrial Court Amendment Rule (No. 1) 1998, No. 199

9 SELECT COMMITTEE ON TRAVELSAFE OF THE 48TH PARLIAMENT – PAPER

The Clerk tabled the following report of the Travelsafe Committee of the 48th Parliament, received after the dissolution of the 48th Parliament—

Select Committee on Travelsafe (48th Parliament)—

Report No. 25 – Shared Bikeways

10 MINISTERIAL RESPONSES TO REPORTS OF COMMITTEES OF THE 48TH PARLIAMENT

The Clerk tabled the following responses to parliamentary committee reports, received after the dissolution of the 48th Parliament on the dates indicated—

22 May 1998—

Whole of Government response from the Minister for Families, Youth and Community Care (Mrs Wilson) to a report of the Public Accounts Committee entitled *Aboriginal Councils and Torres Strait Island Councils: Review of Financial Reporting Requirements*

17 June 1998—

Response from the Attorney-General and Minister for Justice (Mr Beanland) to a report of the Public Works Committee entitled *The construction of a replacement watchhouse and arrest courts in Brisbane*

9 July 1998—

Interim response from the Attorney-General and Minister for Justice and Minister for The Arts (Mr Foley) to a report of the Legal, Constitutional and Administrative Review Committee entitled *Privacy in Queensland*

24 July 1998—

Further response from the Minister for Families, Youth and Community Care and Minister for Disability Services (Ms Bligh) to a report of the Public Accounts Committee entitled *State Government Funding Supplied to 99 FM Community Radio Association Inc.*

11 CHAIRMAN OF COMMITTEES OF THE WHOLE HOUSE – APPOINTMENT

Premier (Mr Beattie), by leave, moved – That Mr William Theodore D'arcy be appointed Chairman of Committees of the Whole House.

Question put and agreed to.

12 MINISTRY AND MINISTERIAL ARRANGEMENTS

Premier (Mr Beattie) informed the House that on 26 June 1998, His Excellency the Governor—

(a) Accepted the resignations of—

Robert Edward Borbidge as Premier;

Joan Mary Sheldon as Deputy Premier, Treasurer and Minister for The Arts;

Michael James Horan as Minister for Health;

Denver Edward Beanland as Attorney-General and Minister for Justice;

Theo Russell Cooper as Minister for Police and Corrective Services and Minister for Racing;

Robert Joseph Quinn as Minister for Education;
 Douglas John Slack as Minister for Economic Development and Trade and Minister Assisting the Premier;
 Bruce William Davidson as Minister for Tourism, Small Business and Industry;
 Brian George Littleproud as Minister for Environment;
 Thomas John George Gilmore as Minister for Mines and Energy;
 Diane Elizabeth McCauley as Minister for Local Government and Planning;
 Santo Santoro as Minister for Training and Industrial Relations;
 Vaughan Gregory Johnson as Minister for Transport and Main Roads;
 Michael Desmond Veivers as Minister for Emergency Services and Minister for Sport;
 David John Hopetoun Watson as Minister for Public Works and Housing;
 Marcus Hosking Rowell as Minister for Primary Industries, Fisheries and Forestry;
 Lawrence James Springborg as Minister for Natural Resources; and
 Naomi Kate Wilson as Minister for Families, Youth and Community Care.

(b) Accepted the resignations of—

Robert Edward Borbidge
 Joan Mary Sheldon
 Michael James Horan
 Denver Edward Beanland
 Theo Russell Cooper
 Robert Joseph Quinn
 Douglas John Slack
 Bruce William Davidson
 Brian George Littleproud
 Thomas John George Gilmore
 Diane Elizabeth McCauley
 Santo Santoro
 Vaughan Gregory Johnson
 Michael Desmond Veivers
 David John Hopetoun Watson
 Marcus Hosking Rowell
 Lawrence James Springborg
 Naomi Kate Wilson

as Members of the Executive Council of Queensland.

(c) Appointed—

Peter Douglas Beattie to be Premier and a Member of the Executive Council of Queensland.

(d) Appointed—

Peter Douglas Beattie as Minister for Health, Attorney-General and Minister for Justice, Minister for Education, Minister for Environment, Minister for Training and Industrial Relations, Minister for Public Works and Housing Minister for Primary Industries, Fisheries and Forestry and Minister for Families, Youth and Community Care; and

James Peter Elder as Deputy Premier, Treasurer and Minister for The Arts, Minister for Police and Corrective Services and Minister for Racing, Minister for Economic Development and Trade and Minister Assisting the Premier, Minister for Tourism, Small Business and Industry, Minister for Mines and Energy, Minister for Local Government and Planning, Minister for Transport and Main Roads, Minister for Emergency Services and Minister for Sport and Minister for Natural Resources.

(e) Appointed—

James Peter Elder as a member of the Executive Council of Queensland.

Paper: Mr Beattie, during his speech, tabled the following paper—
 Copy of the *Queensland Government Gazette Extraordinary* of 26 June 1998 containing the relevant notifications

Mr Beattie also informed the House that on 29 June 1998, His Excellency the Governor—

(a) Accepted the resignations of—

Peter Douglas Beattie as Minister for Health, Attorney-General and Minister for Justice, Minister for Education, Minister for Environment, Minister for Training and Industrial Relations, Minister for Public Works and Housing, Minister for Primary Industries, Fisheries and Forestry and Minister for Families, Youth and Community Care; and

James Peter Elder as Deputy Premier, Treasurer and Minister for The Arts, Minister for Police and Corrective Services and Minister for Racing, Minister for Economic Development and Trade and Minister Assisting the Premier, Minister for Tourism, Small Business and Industry, Minister for Mines and Energy, Minister for Local Government and Planning, Minister for Transport and Main Roads, Minister for Emergency Services and Minister for Sport and Minister for Natural Resources.

(b) Appointed—

Peter Douglas Beattie to be Premier and a member of the Executive Council of Queensland.

(c) Appointed—

James Peter Elder to be Deputy Premier and Minister for State Development and Minister for Trade;

Terence Michael Mackenroth to be Minister for Communication and Information and Minister for Local Government, Planning, Regional and Rural Communities;

Robert James Gibbs to be Minister for Tourism, Sport and Racing;

David John Hamill to be Treasurer;

Paul Joseph Braddy to be Minister for Employment, Training and Industrial Relations;

Matthew Joseph Foley to be Attorney-General and Minister for Justice and Minister for The Arts;

Wendy Marjorie Edmond to be Minister for Health;

Thomas Alfred Barton to be Minister for Police and Corrective Services;

Anthony McGrady to be Minister for Mines and Energy and Minister Assisting the Deputy Premier on Regional Development;

Stephen Dominic Bredhauer to be Minister for Transport and Minister for Main Roads;

Dean MacMillan Wells to be Minister for Education;

Robert Evan Schwarten to be Minister for Public Works and Minister for Housing;

Anna Maria Bligh to be Minister for Families, Youth and Community Care and Minister for Disability Services;

Judith Caroline Spence to be Minister for Aboriginal and Torres Strait Islander Policy and Minister for Women's Policy and Minister for Fair Trading;

Rodney Jon Welford to be Minister for Environment and Heritage and Minister for Natural Resources;

Henry Palaszczuk to be Minister for Primary Industries; and

Merri Rose to be Minister for Emergency Services.

(d) Appointed—

James Peter Elder

Terence Michael Mackenroth

Robert James Gibbs

David John Hamill

Paul Joseph Braddy

Matthew Joseph Foley

Wendy Marjorie Edmond

Thomas Alfred Barton

Anthony McGrady

Stephen Dominic Bredhauer

Dean MacMillan Wells

Robert Evan Schwarten

Anna Maria Bligh

Judith Caroline Spence

Rodney Jon Welford

Henry Palaszczuk and
Merri Rose

to be members of the Executive Council of Queensland.

13 PARLIAMENTARY SECRETARIES – APPOINTMENTS

Premier (Mr Beattie) informed the House that in accordance with the *Constitution Act 1867*, His Excellency the Governor had appointed Mr Gordon Richard Nuttall MLA, as Parliamentary Secretary to the Premier; Mr Michael Francis Reynolds MLA, as Parliamentary Secretary to the Premier in North Queensland; Mr Stephen Robertson MLA, as Parliamentary Secretary to the Deputy Premier; and Mr Darryl James Briskey MLA, as Parliamentary Secretary to the Treasurer.

Paper: Mr Beattie, during his speech, tabled the following paper—
Queensland Government Gazette Extraordinary dated 29 June 1998 containing the relevant notifications and Proclamation

14 LEADER OF THE HOUSE – APPOINTMENT

Premier (Mr Beattie) informed the House that arrangements have been made and the Honourable the Speaker informed accordingly, for the Honourable Terence Michael Mackenroth, Minister for Housing, Local Government and Planning, Minister for Rural Communities and Minister for Provision of Infrastructure for Aboriginal and Torres Strait Islander Communities to be Leader of the House.

15 GOVERNMENT WHIP AND DEPUTY WHIP – APPOINTMENT

Premier (Mr Beattie) informed the House that Mr Terence Boland Sullivan had been appointed Government Whip and Mr Patrick Douglas Purcell had been appointed Deputy Government Whip.

16 OPPOSITION – APPOINTMENTS

Leader of the Opposition (Mr Borbidge) informed the House that he had been elected Leader of the National Party and Leader of the Opposition, Mr Horan had been elected Deputy Leader of the Opposition, Mr William Francis Baumann had been appointed as Opposition Whip, Mr John Joseph Hegarty had been appointed as Deputy Opposition Whip and that Mr Denver Edward Beanland had been appointed as Leader of Opposition Business.

17 LIBERAL PARTY – APPOINTMENTS

Leader of the Liberal Party (Dr Watson) informed the House that he had been elected Leader of the Liberal Party, Mr Robert Joseph Quinn had been elected as Deputy Leader and Mrs Joan Mary Sheldon had been appointed Party Secretary.

18 ONE NATION PARTY – APPOINTMENTS

Leader of the One Nation Party (Mr Feldman) informed the House that he had been elected Leader of One Nation, Mrs Pratt had been elected Deputy Leader and Mr Knuth had been appointed as One Nation Party Whip.

19 SESSIONAL ORDERS

Leader of the House (Mr Mackenroth), by leave, moved – That the proposed sessional orders and appointment and membership of parliamentary committees as circulated to Members be agreed to by the House; viz—

(1) Days and Hours of Sitting, Order of Business—

That except for this day of sitting, for this Session unless otherwise ordered and notwithstanding anything contained in the Standing Orders—

- (a) The House shall sit on Tuesday, Wednesday and Thursday from 9.30am until 1pm and 2.30pm until 7.30pm unless by its own resolution the House adjourns earlier than 7.30pm.

(b) The Order of Business for each Sitting Day shall be as follows—

9.30am – 10.30am—

Prayers
 Messages from the Governor
 Matters of Privilege
 Speakers Statements
 Motions of Condolence
 Petitions
 Notification and tabling of papers by The Clerk
 Ministerial Papers
 Ministerial Notices of Motion
 Government Business Notices of Motion
 Ministerial Statements
 Any other Government Business
 Personal Explanations
 Reports
 Notices of Motion for debate from 6pm to 7pm on Tuesday, Wednesday and Thursday
 Private Members' Bills
 Debating of Committee Reports on each Thursday
 Private Members' Statements, during which Members may speak on any subject for 2 minutes

10.30am – 11.30am—

Question Time

11.30am – 1pm (Wednesday and Thursday)—

Government Business

11.30am – 12.30pm (Tuesday)—

Matters of Public Interest

12.30pm – 1pm (Tuesday)—

Government Business

2.30pm – 6pm (Tuesday, Wednesday and Thursday)—

Government Business

6pm – 7pm (Tuesday, Wednesday and Thursday)—

Private Members' Motions. Time limits – mover 10 minutes, other Members 5 minutes

7pm – 7.30pm (Tuesday and Wednesday)—

Adjournment Debate

7pm – 7.30pm (Thursday)—

Grievances Debate, during which a Member may speak for a time not exceeding 2 minutes.

The motion "That this House do now adjourn" may be proposed at the conclusion of the day's sitting by the Member occupying the position of Leader or Acting Leader of Government Business in the House.

(2) Address-in-Reply Debate—

That for this session—

- (a) on days allotted for the Address-in-Reply Debate, a day shall comprise that period from 12.30pm until 6pm on Tuesdays, and from 11.30am until 5pm on Wednesdays and Thursdays;
- (b) the debate may continue from 5pm to 6pm on Wednesdays and Thursdays with that hour constituting one quarter of an allotted day;
- (c) the provisions of Standing Order No. 305 be suspended in relation to Committees of Supply and Ways and Means; and

- (d) all other provisions of the Standing and Sessional Orders shall mutatis mutandis continue to apply.

(3) Questions and Petitions—

That for this session—

Omit Standing Orders 67A to 70 and insert new Standing Orders.

67A Questions to Ministers

Questions may be asked orally without notice or on notice for written reply.

At 10.30am on Tuesday, Wednesday and Thursday, questions may be put to a Minister without notice relating to public affairs with which he or she is officially connected, to proceedings pending in the Legislative Assembly, but discussion must not be anticipated, or to any matter of administration for which he or she is responsible.

The total period allowed each day for the asking of questions without notice shall not exceed one hour. Every Member is entitled to ask one question on notice each sitting day, which should be lodged with the Clerks at the Table within two hours from the commencement of the day's sitting.

67B Questions to Members

A Member may put a question of which notice has been given, in lieu of a question to a Minister—

- (a) to any other Member of the House relating to any bill or motion, connected with the business of the House on the Business Paper of which the Member has charge; and
- (b) to the chairman of a committee relating to the activities of that committee, however such question shall not attempt to interfere with the committee's work or anticipate its report or refer to any evidence taken or documents presented to such committee.

67C No debate on asking questions

In asking a question, no argument or opinion shall be offered, or any fact stated, except so far as is necessary to explain the question.

67D Number of questions allowed each sitting day

The number of questions which may be asked by any Member without notice shall not exceed one on any sitting day, except for the Leader of the Opposition who may ask two questions without notice.

If an answer to a question without notice requires too much detail, the Minister may request the Member to place the question on notice to be answered on the next day of sitting.

67E Notice of questions

A question on notice from a Member is to be delivered to the Clerks at the Table.

A question on notice shall be typed or fairly written, signed by the Member, and answered and supplied to the Table Office within 30 calendar days.

68 Rules for questions

The following general rules shall apply to questions—

- (a) Questions shall be brief and relate to one issue.
- (b) Questions shall not contain—
 - (i) arguments;
 - (ii) inferences;
 - (iii) imputations; or
 - (iv) hypothetical matters.

- (c) Questions shall not ask—
 - (i) for an expression of opinion or
 - (ii) for a legal opinion.
- (d) Questions shall not be asked which reflect on, or are critical of, the character or conduct of those persons whose conduct may only be challenged on a substantive motion.
- (e) Questions shall not contain statements of fact or names of persons unless they are strictly necessary to render the question intelligible.
- (f) The Speaker may direct that the language of a question be changed if, in the opinion of the Speaker, it is unbecoming or does not conform with the Standing Orders.
- (g) Questions shall not be unduly lengthy.

69 General rules for answers

The following general rules shall apply to answers—

- (a) In answering a question, a Minister or Member shall not debate the subject to which it refers.
- (b) An answer shall be relevant to the question.
- (c) The answer to each question shall not exceed 3 minutes.

70 Questions not put to Speaker

Questions may not be put to the Speaker.

219A Form of petition

A petition shall be in the following form—

“PETITION

TO: The Honourable the Speaker and Members of the Legislative Assembly of Queensland.

The Petition of

- (a) citizens of Queensland
- or
- (b) residents of the State of Queensland
- or
- (c) electors of the Division of

draws to the attention of the House

(State Grievance)

Your petitioners therefore request the House to

(State action required)

(Here follows the Signatures)”

238A Copy of petition to responsible Minister

A copy of every petition received by the House is to be referred by the Clerk to the appropriate responsible Minister who may forward a response to the Clerk for presentation to the House. A copy of this response shall be printed in Hansard and be supplied to the Member who presented the petition.

238B Name of principal petitioner

Every petition must indicate the name and address of the principal petitioner on the front page.

(4) Debating of Committee reports—

That for this session—

- (a) on presentation of a committee report, the Member presenting the report may make a statement to the House for a period not exceeding 5 minutes and a

notice of motion may then be given that the House take note of the report on Thursday next;

- (b) on each Thursday, following Private Members' Bills and prior to Private Members' Statements, notices of motion for the noting of reports may be moved and debated without amendment; and
- (c) Members may speak on any such motion for 3 minutes.

(5) Notices of Motion—

That, notwithstanding anything contained in the Standing Orders, all General Business – Notices of Motion appearing on the Business Paper shall be deleted from the Business Paper after the expiration of thirty days from the day on which notice is given.

(6) Putting of amendments—

That for this session—

Omit Standing Orders 90 to 92 and insert new Standing Order.

Putting of amendments

90. In respect of every amendment the Speaker shall put a question – “That the amendment be agreed to”, which shall be resolved by the House in the affirmative or negative.

(7) Bills Presented by a Member, read a First Time and Printed—

That for this session—

Omit Standing Order 241 and insert new Standing Order.

Bills Presented by a Member, read a First Time and Printed

241. (a) A Bill shall be presented by the Member who has obtained leave to bring in the same, and immediately after the presentation of the Bill the Question shall be put, “That the Bill be now read a First time,” and “That the Bill be printed,” both without amendment or debate.

(b) Immediately after the Bill is printed, a Question shall be proposed “That the Bill be now read a second time” and the Member who has presented the Bill shall forthwith proceed to give an explanation of the Bill.

(c) During or after such explanatory speech, additional information to assist in the understanding of the Bill may be Tabled for incorporation in “Hansard”.

(d) Further Debate on the Question “That the Bill be now read a second time” shall be adjourned for a period of at least thirteen whole calendar days.

(e) When a Message is required, recommending that an appropriation of money be made for the Bill, such Message shall be presented to Mr Speaker and read to the House immediately after leave is granted to present the Bill.

(8) Disallowance Motions—

That for this session—

Omit Standing Order 37A and insert new Standing Order.

Disallowance of Proclamations, Orders in Council, Regulations, Rules or Guidelines pursuant to section 118A of the *Criminal Justice Act 1989*

37A. When notice of a motion to disallow any Proclamation, Order in Council, Regulation, Rule or Guideline pursuant to section 118A of the Criminal Justice Act 1989 to which objection may be taken within a time specified has been given, such motion shall be set down to be considered on the next sitting day upon which General Business has precedence of Government Business:

Provided that if there is within seven sitting days after notice has been so given no day upon which General Business has precedence of Government Business

such motion shall be set down to be considered within seven sitting days after notice has been so given.

On the day appointed for consideration, such motion—

- (i) Shall have priority on such day in the order in which notice was given;
- (ii) Shall take precedence over all other business on such day;
- (iii) If not moved on that day, shall lapse.

Mr Speaker shall put the question when debate on any such motion shall have occupied two hours, allocated as follows— Mover of the motion, fifteen minutes; seconder of the motion and any other Member, ten minutes; Minister in reply, twenty minutes.

(9) Select Committee on Travelsafe – Appointment and Membership—

- (1) That a select committee, to be known as the Select Committee on Travelsafe, be appointed to inquire into and report on all aspects of road safety and public transport in Queensland. In particular the Committee shall monitor, investigate and report on—
 - (a) issues affecting road safety including the causes of road crashes and measures aimed at reducing deaths, injuries and economic costs to the community;
 - (b) the safety of passenger transport services, and measures aimed at reducing the incidence of related deaths and injuries; and
 - (c) measures for the enhancement of public transport in Queensland and reducing dependence on private motor vehicles as the predominant mode of transport.
- (2) That the committee consist of 6 members of the Legislative Assembly of whom 3 shall be nominated by the Leader of the Opposition.
- (3) That the committee consist of Ms J Cunningham (Chairman), Mr Healy, Mr Hobbs, Ms Nelson-Carr, Mr Stephan, Mr Sullivan
- (4) That the committee have power to call for persons, documents and other things notwithstanding any prorogation of the Parliament.
- (5) That the committee may examine witnesses on oath or affirmation.
- (6) The Chairperson of the committee or the Deputy Chairperson when acting as Chairperson, shall have a deliberative vote and in the event of an equality of votes shall also have a casting vote.
- (7) That as soon as practicable after the end of each year ending 30 June the committee shall prepare a report on the operations of the committee during that year.
- (8) That the foregoing provisions of this resolution, so far as they may be inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

Parliamentary Committees — Appointment and Membership—

That notwithstanding anything contained in the Standing Orders, Members be appointed to parliamentary committees as follows—

Legal, Constitutional and Administrative Review Committee—

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

Members' Ethics and Parliamentary Privileges Committee—

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

Parliamentary Criminal Justice Committee—

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

Public Accounts Committee—

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

Public Works Committee—

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

Scrutiny of Legislation Committee—

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

Standing Orders Committee—

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

Question put and agreed to.

20 NOTICES OF MOTION – GOVERNMENT BUSINESS

21 SELECT COMMITTEE ON PARLIAMENTARY ENTITLEMENTS – APPOINTMENT AND MEMBERSHIP

Leader of the House (Mr Mackenroth), by leave, moved—

- (1) That a select committee, to be known as the Select Committee on Parliamentary Entitlements, be appointed to inquire into and report on all entitlements of Members of the Legislative Assembly.
- (2) That the committee consist of 8 members of the Legislative Assembly.
- (3) That the committee consist of the Hon. T Mackenroth (Chairman), Hon. P Beattie, Mr Borbidge, Mrs E Cunningham, Hon. J Elder, Mr Feldman, Dr Watson and Mr Wellington.
- (4) That the committee have power to call for persons, documents and other things.
- (5) That the committee may examine witnesses on oath or affirmation.
- (6) The Chairman of the committee or the Deputy Chairman when acting as Chairman, shall have a deliberative vote and in the event of an equality of votes shall also have a casting vote.
- (7) That the committee report to the House by 1 November 1998.
- (8) That the foregoing provisions of this resolution, so far as they may be inconsistent with the Standing Orders, have effect notwithstanding anything contained in the Standing Orders.

Question put and agreed to.

22 MINISTERIAL STATEMENTS

- (a) Premier (Mr Beattie), by leave, made a ministerial statement relating to the contribution by Mr Neville Bonner to the opening ceremony of the Forty-Ninth Parliament and moved – That Mr Bonner's speech be incorporated in the *Hansard* for 29 July 1998.

Question put and agreed to.

- (b) Treasurer (Mr Hamill), by leave, made a ministerial statement relating to compulsory third party insurance.

Papers: Mr Hamill, during his statement, tabled the following papers—
Documents in relation to Compulsory Third Party premiums

23 NATIVE TITLE (QUEENSLAND) STATE PROVISIONS BILL

Premier (Mr Beattie), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Native Title (Queensland) Act 1993*, and for related purposes.

Question put and agreed to.

Bill and Explanatory Notes presented by Mr Beattie, Bill read a first time and *ordered* to be printed.

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

Debate ensued.

Leader of the Opposition (Mr Borbidge) moved – That the debate be now adjourned.

Question put and agreed to.

Ordered – That the resumption of the debate be made an order of the day for tomorrow.

24 ADJOURNMENT

Leader of the House (Mr Mackenroth) moved – That this House do now adjourn.

Question agreed to.

The House adjourned at 4.04am.

25 ATTENDANCE

The following Members were present—

Attwood	D'Arcy	Horan	Nelson–Carr	Seeney
Barton	Davidson	Johnson	Nuttall	Sheldon
Baumann	Edmond	Kingston	Paff	Simpson
Beanland	Elder	Knuth	Palaszczuk	Slack
Beattie	Elliott	Laming	Pearce	Spence
Black	Feldman	Lavarch	Pratt	Springborg
Bligh	Fenlon	Lester	Prenzler	Stephan
Borbidge	Foley	Lingard	Purcell	Struthers
Boyle	Fouras	Littleproud	Quinn	Sullivan
Braddy	Gamin	Lucas	Rappolt	Turner
Bredhauer	Gibbs	Mackenroth	Reeves	Veivers
Briskey	Goss	Malone	Reynolds	Watson
Clark	Grice	McGrady	Roberts	Welford
Connor	Hamill	Mickel	Robertson	Wellington
Cooper	Hayward	Mitchell	Rose	Wells
Cunningham, E	Healy	Mulherin	Rowell	Wilson
Cunningham, N	Hegarty	Musgrove	Santoró	
Dalgleish	Hobbs	Nelson	Schwarten	

R K HOLLIS
Speaker

R D DOYLE
The Clerk of the Parliament