

[PROOF]

1998–2000

LEGISLATIVE ASSEMBLY OF QUEENSLAND

VOTES AND PROCEEDINGS

NO. 79

FIRST SESSION OF THE FORTY–NINTH PARLIAMENT

TUESDAY, 29 FEBRUARY 2000

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1 MEETING OF THE HOUSE

The House met at 9.30am pursuant to adjournment. The Speaker (Honourable R K Hollis) read prayers.

2 RESIGNATION OF MEMBERS – ELECTORATES OF BUNDAMBA AND WOODRIDGE

Mr Speaker reported that he had received letters of resignation from the Honourable Robert James Gibbs, Member for the electoral district of Bundamba and William Theodore D'arcy, Member for the electoral district of Woodridge.

Papers: Mr Speaker tabled the following papers—

Letter, dated 14 December 1999, from the Honourable R J Gibbs, MLA, Member for Bundamba, resigning with effect from 14 December 1999

Letter, dated 9 January 2000, from Mr W T D'Arcy, MLA, Member for Woodridge, resigning with effect from 9 January 2000.

3 WRITS FOR BY-ELECTIONS – ELECTORATES OF BUNDAMBA AND WOODRIDGE

Mr Speaker informed the house that His Excellency the Governor had issued Writs for the Election of Members to serve in the Legislative Assembly of Queensland for the Electoral Districts of Bundamba and Woodridge. The dates in connection with the issue of the Writs are as follows—

Issue of Writ – 10 January 2000

Cut off day for electoral rolls – 14 January 2000

Nomination Day – 17 January 2000

Polling Day – 5 February 2000

Return of Writ – 6 March 2000

Papers: Mr Speaker tabled the following papers—

Writs for By-elections – Electorates of Bundamba and Woodridge

4 ELECTORATES OF BUNDAMBA AND WOODRIDGE BY-ELECTIONS – RETURN OF WRITS – MEMBERS TAKE SEATS

Mr Speaker informed the House that the Writs issued by His Excellency the Governor on 10 January 2000 for the election of Members to serve in the Legislative Assembly for the Electoral Districts of Bundamba and Woodridge have been returned to His Excellency with a certificate endorsed thereon by the Returning Officer of the election on 5 February 2000 of Jo-Ann Miller and Michael Hans Kaiser to serve as such Members.

Mrs Miller and Mr Kaiser, having been introduced to the House by the Premier (Mr Beattie) and the Deputy Premier and Minister for State Development and Minister for Trade (Mr Elder), took the Oath of Allegiance, signed the Roll of Members and took their seats as the Members for Bundamba and Woodridge, respectively.

5 ASSENT TO BILLS

Letter from the Governor was reported, informing the House that His Excellency the Governor had, in the name of Her Majesty, assented to the following Bills on the dates indicated—

8 December 1999—

A Bill for an Act to apply certain laws of the Commonwealth relating to the New Tax System Price Exploitation Code as laws of Queensland, and for other purposes (*New Tax System Price Exploitation Code (Queensland) Act 1999 – Act No. 72 of 1999*)

14 December 1999—

A Bill for an Act to regulate prostitution in Queensland, and for other purposes (*Prostitution Act 1999 – Act No. 73 of 1999*)

A Bill for an Act to amend various Acts about superannuation (*Superannuation Legislation Amendment Act 1999 – Act No. 74 of 1999*)

A Bill for an Act to amend the *Superannuation (State Public Sector) Act 1990* (*Superannuation (State Public Sector) Amendment Act (No. 2) 1999 – Act No. 75 of 1999*)

A Bill for an Act to amend the *Motor Accident Insurance Act 1994 (Motor Accident Insurance Amendment Act (No. 2) 1999 – Act No. 76 of 1999)*

A Bill for an Act to amend the *Gaming Machine Act 1991* and certain other Acts (*Gaming Machine and Other Legislation Amendment Act (No. 2) 1999 – Act No. 77 of 1999*)

A Bill for an Act to amend certain legislation administered by the Treasurer (*Revenue Laws Amendment Act 1999 – Act No. 78 of 1999*)

A Bill for an Act to amend the *Forestry Act 1959 (Forestry Amendment Act 1999 – Act No. 79 of 1999)*

A Bill for an Act to amend the *State Counter-Disaster Organisation Act 1975 (State Counter-Disaster Organisation Amendment Act 1999 – Act No. 80 of 1999)*

A Bill for an Act to amend legislation about education, and for another purpose (*Education and Other Legislation Amendment Act 1999 – Act No. 81 of 1999*)

A Bill for an Act to amend Acts administered by the Minister for Mines and Energy (*Electricity and Gas Legislation Amendment Act 1999 – Act No. 82 of 1999*)

A Bill for an Act to amend the *Trading (Allowable Hours) Act 1990 (Trading (Allowable Hours) Amendment Act 1999 – Act No. 83 of 1999)*

A Bill for an Act to amend the *Queensland Law Society Act 1952 (Queensland Law Society Amendment Act 1999 – Act No. 84 of 1999)*

A Bill for an Act to amend the *Parliamentary Commissioner Act 1974* and the *Freedom of Information Act 1992 (Parliamentary Commissioner and Freedom of Information Amendment Act 1999 – Act No. 85 of 1999)*

A Bill for an Act to amend the *Water Resources Act 1989 (Water Resources Amendment Act 1999 – Act No. 86 of 1999)*

A Bill for an Act to amend the *Criminal Law Amendment Act 1945* and other Acts (*Criminal Law Amendment Act 1999 – Act No. 87 of 1999*)

21 December 1999—

A Bill for an Act to provide for the transfer of the assets and liabilities of bodies under the *Primary Producers' Organisation and Marketing Act 1926* and the *Fruit Marketing Organisation Act 1923* to incorporated bodies that are not public authorities, to amend the *Meat Industry Act 1993*, and for other purposes (*Primary Industry Bodies Reform Act 1999 – Act No. 88 of 1999*)

A Bill for an Act to amend the *Property Law Act 1974* to facilitate the resolution of financial matters at the end of a de facto relationship, and for other purposes (*Property Law Amendment Act 1999 – Act No. 89 of 1999*)

A Bill for an Act about the management of vegetation on freehold land (*Vegetation Management Act 1999 – Act No. 90 of 1999*)

6 MATTER OF PRIVILEGE

Mr Paff rose on a matter of privilege and made the following statement—

'I rise on a matter of privilege. At the time of my 21-day suspension, I understand that the Chairman of the Parliamentary Criminal Justice Committee was in possession of a report by Ms Julie Dick, SC, which completely exonerated me. The questions arising from the actions of the member for Lytton are: why were salient facts withheld from this Parliament; and what power does the Member for Lytton have as Chairman of the PCJC to withhold pertinent information from every Member of this House, thereby reducing the effective function of the Parliament and perverting its deliberations? In so doing, the Member for Lytton has misled this Parliament.'

Mr Paff moved – That the matter be referred to the Members' Ethics and Parliamentary Privileges Committee.

Question put.

The House divided.

AYES, 38

Baumann*
Beanland
Black
Borbridge
Connor
Cooper
Cunningham, E
Dalglish

Davidson
Elliott
Feldman
Gamin
Goss
Grice
Healy
Hegarty*

Hobbs
Horan
Johnson
Kingston
Laming
Lester
Lingard
Mitchell

Paff
Pratt
Prenzler
Quinn
Santoro
Seeney
Sheldon
Simpson

Slack
Springborg
Stephan
Turner
Veivers
Watson

NOES, 41

Attwood
Barton
Beattie
Bligh
Boyle
Braddy
Bredhauer
Briskey
Cunningham, J

Edmond
Elder
Fenlon
Foley
Fouras
Hamill
Hayward
Kaiser
Lavarch

Lucas
Mackenroth
McGrady
Mickel
Miller
Mulherin
Nelson–Carr
Nuttall
Palaszczuk

Purcell*
Reeves
Reynolds
Roberts
Robertson
Rose
Schwarten
Spence
Struthers

Sullivan*
Welford
Wellington
Wells
Wilson

Pairs – Messrs Knuth, Littleproud, Malone and Rowell (AYES) and
Dr Clark, Messrs Musgrove, Pearce and Pitt (NOES)

**Tellers*

Question negatived.

7 STATEMENT BY SPEAKER – LOAN OF BOOKS TO SUPREME COURT LIBRARY

Mr Speaker made the following statement—

‘I have to report that I have approved the loan of tabled documents under Standing Order 327, to the Supreme Court Library for their rare books display during the month of February 2000.’

8 STATEMENT BY SPEAKER – PARLIAMENTARY LIBRARY REFURBISHMENT

Mr Speaker made the following statement—

‘The Parliamentary Library is currently being refurbished as part of the general upgrade of fittings and furnishings throughout the Annexe.

Research and Reference staff have been operating from temporary premises in the library foyer since the House rose in December.

It is unlikely that they will be in their refurbished office area until early April.

Library staff will be doing their best to provide normal services during this dislocation, but access to some research materials is quite difficult, and may temporarily add to the time required to provide Members with information.

It has also been necessary to re–arrange the Members’ reading area on Level 6 to accommodate staff.

Your patience and understanding during this process would be appreciated.’

9 PANEL OF TEMPORARY CHAIRMEN – APPOINTMENT

Mr Speaker reported that Mr Michael Hans Kaiser, MLA, has been appointed to the panel of Temporary Chairmen.

10 DEATH OF BRENDAN PERCIVAL HANSEN

Premier (Mr Beattie), by leave, moved—

(a) That this House desires to place on record its appreciation of the contribution made to this State by the late Brendan Percival Hansen, a former Member of the Parliament of Queensland.

(b) That Mr Speaker be requested to convey to the family of the deceased gentleman the above resolution, together with an expression of the sympathy and sorrow of the Members of the Parliament of Queensland, in the loss they have sustained.

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

Debate ensued.

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

11 PETITIONS

The following petitions, lodged with The Clerk by the Members indicated, were received—

Mr Dalgleish, from 49 petitioners, requesting the House to provide free bus travel for children who have attended Pialba and Kawungan State Schools, to date, inclusive of

other children in the families concerned, to allow the parents of these children the choice to leave them at their current school without being financially disadvantaged.

Mr Dalgleish, from 5,936 petitioners, requesting the House to confine all professional fishing and prawning activities in the Burrum River System, to the area downstream of the mouth of the Gregory River.

12 PAPERS TABLED DURING THE RECESS

The Clerk informed the House that the following papers, received during the recess, were tabled on the dates indicated—

13 December 1999—

Parliamentary Criminal Justice Committee Report No. 51 – A report on an investigation by the Parliamentary Criminal Justice Commissioner into the alleged unauthorised disclosure of confidential information concerning an investigation of allegations made by Jack Kelvin Paff MLA

Mount Isa Water Board – Annual Report 1998–99

Late tabling statement by the Minister for Environment and Heritage and Minister for Natural Resources (Mr Welford) relating to the Mount Isa Water Board Annual Report 1998–99

14 December 1999—

Greyhound Racing Authority – Annual Report 1998–99

Late tabling statement by the Minister for Tourism, Sport and Racing (Mr Gibbs) relating to the Greyhound Racing Authority Annual Report 1998–99

Grain Research Foundation – Annual Report 1998–99

Late tabling statement by the Minister for Primary Industries (Mr Palaszczyk) relating to the Grain Research Foundation Annual Report 1998–99

Addendum to the Chicken Meat Industry Committee Annual Report 1998–99 tabled on 15 November 1999

16 December 1999—

Department of Employment, Training and Industrial Relations – Annual Report 1998–99

Late tabling statement by the Minister for Employment, Training and Industrial Relations (Mr Braddy) relating to the Department of Employment, Training and Industrial Relations Annual Report 1998–99

17 December 1999—

Members' Ethics and Parliamentary Privileges Committee Report No. 39 – Report on a matter of privilege – Alleged obstruction of a parliamentary committee's inquiry by officers of a Government Owned Corporation

21 December 1999—

Dumaresq – Barwon Border Rivers Commission – Annual Report 1998–99

Late tabling statement by the Minister for Environment and Heritage and Minister for Natural Resources (Mr Welford) relating to the Dumaresq – Barwon Border Rivers Commission Annual Report 1998–99

Vocational Education, Training and Employment Commission – Annual Report 1998–1999

23 December 1999—

Legal, Constitutional and Administrative Review Committee – non confidential submissions relating to its Inquiry into issues of Queensland Electoral Reform

South East Queensland Water Board – Annual Report 1998–99

Late tabling statement by the Minister for Environment and Heritage and Minister for Natural Resources (Mr Welford) relating to the South East Queensland Water Board Annual Report 1998–99

Ergon Energy Corporation Limited – Annual Report for the period ended 29 June 1999 (compiled on behalf of the following electricity Government Owned Corporations which ceased to exist on 30 June 1999—

Capricornia Electricity Corporation Limited (CAPELEC)

Far North Queensland Electricity Corporation Limited (FNQEB)

Mackay Electricity Corporation Limited (MEB)

North Queensland Electricity Corporation Limited (NORQEB)
 South West Queensland Electricity Corporation Limited (South West Power)
 Wide Bay–Burnett Electricity Corporation Limited (WBEC)
 Capricornia Electricity Corporation Limited (CAPELEC), Far North Queensland
 Electricity Corporation Limited (FNQEB), Mackay Electricity Corporation Limited
 (MEB), North Queensland Electricity Corporation Limited (NORQEB), South West
 Queensland Electricity Corporation Limited (South West Power), Wide Bay–Burnett
 Electricity Corporation Limited (WBEC) – Statements of Corporate Intent 1998–99
 Late tabling statement by the Minister for Minister for Mines and Energy and Minister
 Assisting the Deputy Premier on Regional Development (Mr McGrady) relating to the
 Ergon Energy Corporation Limited Annual Report for the period ended 29 June 1999,
 compiled on behalf of the following electricity Government Owned Corporations
 which ceased to exist on 30 June 1999—
 Capricornia Electricity Corporation Limited (CAPELEC)
 Far North Queensland Electricity Corporation Limited (FNQEB)
 Mackay Electricity Corporation Limited (MEB)
 North Queensland Electricity Corporation Limited (NORQEB)
 South West Queensland Electricity Corporation Limited (South West Power)
 Wide Bay–Burnett Electricity Corporation Limited (WBEC)

24 December 1999—

Gold Coast Hospital Foundation – Annual Report 1998–99
 Late tabling statement by the Minister for Health (Mrs Edmond) relating to the Gold
 Coast Hospital Foundation Annual Report 1998–99

7 January 2000—

Explanation from the Minister for Health (Mrs Edmond) regarding the granting of an
 extension of time for the tabling of the 1998–99 annual reports of the Council of the
 Queensland Institute of Medical Research and the Queensland Institute of Medical
 Research Trust

10 January 2000—

Queensland Competition Authority – Competitive Neutrality Complaint – Complaint
 by Coachtrans Australia Against Queensland Rail Findings and Recommendations
 June 1998
 Queensland Competition Authority – Competitive Neutrality Complaint – Complaint
 by Robin Russell and Associates Against the Wide Bay–Burnett Electricity
 Corporation Findings and Recommendations February 1998

13 January 2000—

Explanation from the Acting Minister for Environment and Heritage and Minister for
 Natural Resources (Ms Spence) regarding the granting of an extension of time for the
 tabling of the 1998–99 annual report of the Jondaryan Shire River Improvement Trust

14 January 2000—

The Council of the Queensland Institute of Medical Research – Annual Financial
 Statements 1998–99
 Queensland Institute of Medical Research Trust – Annual Report 1998–99
 Late tabling statement by the Minister for Health (Mrs Edmond) relating to The
 Council of the Queensland Institute of Medical Research Annual Financial Statements
 1998–99 and Queensland Institute of Medical Research Trust Annual Report 1998–99

21 January 2000—

Travelsafe Committee Report No. 31 – Report on the Symposium on International
 Visitors and Road Safety in Australia, 14 May 1999
 Transcript of Travelsafe Symposium on International Visitors and Road Safety in
 Australia, 14 May 1999
 Australian Transport Safety Bureau – International Visitors and Road Safety in
 Australia: A Status Report
 Parliamentary Criminal Justice Committee Report No. 52 – Annual Report 1998–99

31 January 2000—

Legal, Constitutional and Administrative Review Committee – non confidential
 submissions received in relation to its review of the role of the Queensland Parliament
 in treaty making

Legal, Constitutional and Administrative Review Committee – additional non confidential submissions received in relation to its review of Queensland's *Freedom of Information Act 1992*

2 February 2000—

Explanation from the Minister for Health (Mrs Edmond) regarding the granting of an extension of time for the tabling of the Royal Women's Hospital Research and Development Foundation Annual Report 1998–99

8 February 2000—

Legal, Constitutional and Administrative Review Committee – Freedom of Information in Queensland, Discussion Paper No. 1

14 February 2000—

Mount Isa Mines Panel Assessment Study – Report No. 4, 13 August 1999 to 12 February 2000

17 February 2000—

Royal Women's Hospital Research and Development Foundation – Annual Report 1998–99

Late tabling statement by the Minister for Health (Mrs Edmond) relating to the Royal Women's Hospital Research and Development Foundation Annual Report 1998–99

18 February 2000—

Report of Board of Inquiry established by the Queensland Government to consider certain matters relating to riding schools

The President of the Industrial Court of Queensland in respect of the Industrial Court of Queensland, the Queensland Industrial Relations Commission and the Industrial Registrar's Office – Annual Report 1998–99

25 February 2000—

National Trust of Queensland – Annual Report 1998–99

13 STATUTORY INSTRUMENTS

The following statutory instruments were tabled by The Clerk—

Audio Visual and Audio Links Amendment Act 1999—

Proclamation – the provisions of the Act that are not in force commence 1 March 2000, No. 14

Banana Industry Protection Act 1989—

Banana Industry Protection Regulation 2000, No. 19

Casino Control Act 1982—

Casino Gaming Amendment Rule (No. 1) 1999, No. 344

Casino Gaming Amendment Rule (No. 1) 2000, No. 22

Casino Control Act 1982, Interactive Gambling (Player Protection) Act 1998, Keno Act 1996, Lotteries Act 1997—

Gaming Legislation Amendment Regulation (No. 1) 2000, No. 13

Central Queensland University Act 1998—

Central Queensland University Statute No. 3 (Admission and Enrolment) 1999

Central Queensland University Statute No. 4 (Student Discipline) 1999

Central Queensland University Statute No. 5 (Fees) 1999

Central Queensland University Statute No. 6 (University Rules) 1999

Charitable and Non-Profit Gaming Act 1999—

Charitable and Non-Profit Gaming Amendment Rule (No. 1) 1999, No. 346

Chicken Meat Industry Committee Act 1976—

Chicken Meat Industry Committee (Repeal) Regulation 2000, No. 20

Coal Mining Act 1925—

Coal Mining (Underground Coal Mines) General Amendment Regulation (No. 1) 1999, No. 331

Community Services (Aborigines) Act 1984, Community Services (Torres Strait) Act 1984—

Community Services Legislation Amendment Regulation (No. 1) 2000, No. 5

Community Services (Aborigines) Act 1984, Local Government Act 1993—

Community Services (Aborigines) and Other Legislation Amendment Regulation (No. 1) 2000, No. 9

Community Services Legislation Amendment Act 1999—

Proclamation – the provisions of the Act that are not in force commence 21 January 2000, No. 6

Criminal Law Amendment Act 1999—

Proclamation – the provisions of the Act that are not in force commence, No. 23

Education (General Provisions) Act 1989—

Education (General Provisions) Amendment Regulation (No. 2) 1999, No. 318

Education (Tertiary Entrance Procedures Authority) Act 1990—

Education (Tertiary Entrance Procedures Authority) (Repeal) Regulation 2000, No. 26

Electricity Act 1994—

Electricity (Electrical Articles) Amendment Regulation (No. 1) 1999, No. 315

Environmental Protection Act 1994—

Environmental Protection Amendment Regulation (No. 3) 1999, No. 320

Family Services Amendment Act 1999—

Proclamation – the provisions of the Act that are not in force commence 17 December 1999, No. 334

Federal Courts (State Jurisdiction) Act 1999—

Federal Courts (State Jurisdiction) Regulation 2000, No. 17

Financial Administration and Audit Act 1977—

Financial Management Amendment Standard (No. 2) 1999, No. 1

Fisheries Act 1994—

Fisheries Amendment Regulation (No. 1) 2000, No. 8 and Explanatory Notes and Regulatory Impact Statement for No. 8

Forestry Act 1959—

Forestry Legislation Amendment Regulation (No. 4) 1999, No. 321

Government Owned Corporations Act 1993—

Government Owned Corporations (Brisbane Market Authority Corporatisation) Regulation 1999, No. 313

Health Act 1937—

Health (Drugs and Poisons) Amendment Regulation (No. 3) 1999, No. 326

Health Act 1937, Radiation Safety Act 1999—

Radiation Safety Regulation 1999, No. 330 and Explanatory Notes and Regulatory Impact Statement for No. 330

Health Legislation Amendment Act 1999—

Proclamation – part 4 of the Act commences 20 February 2000, No. 25

Health Practitioners (Professional Standards) Act 1999—

Health Practitioners (Professional Standards) Regulation 2000, No. 24

Proclamation – the provisions of the Act that are not in force commence 7 February 2000, No. 327

Health Practitioner Registration Boards (Administration) Act 1999—

Proclamation – the provisions of the Act that are not in force commence 7 February 2000, No. 328

Irvinebank State Treatment Works (Sale and Operation) Act 1990—

Irvinebank State Treatment Works (Sale and Operation) Agreement Order 1999, No. 314

Justice Legislation (Miscellaneous Provisions) Act (No. 2) 1999—

Proclamation – the provisions of the Act that are not in force commence 1 March 2000, No. 15

Justices Act 1886—

Justices Amendment Regulation (No. 4) 1999, No. 325

Justices Amendment Regulation (No. 1) 2000, No. 29

Justices Act 1886, Transport Operations (Road Use Management) Act 1995—

Traffic and Other Legislation Amendment Regulation (No. 1) 1999, No. 299, replaces previous copy tabled on 30 November 1999

Local Government Act 1993—

Local Government (Implementation of Reviewable Local Government Matters) Amendment Regulation (No. 1) 2000, No. 12

Local Government and Other Legislation Amendment Act (No. 2) 1999—

Proclamation – section 52 of the Act commences 21 January 2000, No. 3

Lotteries Act 1997—

Lotteries Amendment Rule (No. 2) 1999, No. 347

Mineral Resources Act 1989—

Mineral Resources Amendment Regulation (No. 4) 1999, No. 317

Mines Regulation Act 1964—

Mines Regulation (Exemption) Regulation (No. 1) 1999, No. 316

Nature Conservation Act 1992—

Nature Conservation Legislation Amendment Regulation (No. 2) 1999, No. 335

Nature Conservation (Macropod Harvesting) Amendment Conservation Plan (No. 1) 1999, No. 337

Nature Conservation (Protected Areas) Amendment Regulation (No. 7) 1999, No. 336

New Tax System Price Exploitation Code (Queensland) Act 1999—

Proclamation – the provisions of the Act not in force commence 10 December 1999, No. 323

Plant Protection Act 1989—

Plant Protection (Olive Bud Mite) Notice 2000, No. 30

Primary Industries Legislation Amendment Act 1999—

Proclamation – certain provisions of the Act commence as stated in the Schedule, No. 322

Public Service Act 1996—

Public Service Amendment Regulation (No. 1) 1999, No. 324

Queensland Building Services Authority Act 1991—

Queensland Building Services Authority Amendment Regulation (No. 3) 1999, No. 319

Queensland Building Services Authority Amendment Act 1999—

Proclamation – repeal SL No. 226 of 1999 and the provisions of the Act that are not in force commence 1 July 2000, No. 7

Radiation Safety Act 1999—

Proclamation – the provisions of the Act stated in the schedule commence 1 January 2000, No. 329

Radiation Safety (Radiation Safety Standards) Notice 1999, No. 343

South East Queensland Water Board Act 1979, Water Resources Act 1989—

Water Resources Legislation Amendment Regulation (No. 1) 2000, No. 18

State Development and Public Works Organisation Act 1971—

State Development (South Bank Pedestrian and Cycle Bridge) Amendment Regulation 1999, No. 340

Stock Act 1915—

Stock Identification Amendment Regulation (No. 1) 1999, No. 338

Stock (Prevention of Newcastle Disease) Notice 2000, No. 28

Sugar Industry Act 1999—

Sugar Industry Regulation 1999, No. 339

Superannuation (State Public Sector) Act 1990—

Superannuation (State Public Sector) Amendment Regulation (No. 4) 1999, No. 312

Superannuation (State Public Sector) Amendment Notice (No. 5) 1999, No. 2

Transport Operations (Marine Safety) Act 1994—

Transport Operations (Marine Safety) Amendment Regulation (No. 3) 1999, No. 332

Transport Operations (Passenger Transport) Act 1994—

Transport Operations (Passenger Transport) Amendment Regulation (No. 5) 1999, No. 333

Transport Operations (Road Use Management) Act 1995—

Transport Operations (Road Use Management—Driver Licensing) Amendment Regulation (No. 1) 2000, No. 21

Trusts (Investments) Amendment Act 1999—

Proclamation – the provisions of the Act that are not in force commence 3 February 2000, No. 16

University of Queensland Act 1998—

University of Queensland (Statute No. 1) Amendment Statute (No. 1) 1999

University of Queensland (Statute No. 5) Amendment Statute (No. 1) 1999

University of Queensland (Statute No. 6) Amendment Statute (No. 1) 1999

University of Southern Queensland Act 1998—

University of Southern Queensland Statute No. 6 (University Rules) Amendment Statute (No. 1) 1999

Wagering Act 1998—

Wagering Amendment Regulation (No. 1) 2000, No. 4

Wagering Amendment Rule (No. 1) 2000, No. 11

Water Resources Act 1989—

Water Management (Cooper Creek) Plan 2000, No. 27

Workplace Health and Safety Act 1995—

Workplace Health and Safety (Advisory Standards) Amendment Notice (No. 3) 1999, No. 342

Workplace Health and Safety (Advisory Standards) Amendment Notice (No. 4) 1999, No. 345

Workplace Health and Safety (Advisory Standards) Amendment Notice (No. 1) 2000, No. 10

Workplace Health and Safety Legislation Amendment Notice (No. 2) 1999, No. 341

14 MINISTERIAL RESPONSES TO PARLIAMENTARY COMMITTEE REPORTS

The following responses to parliamentary committee reports, received during the recess, were tabled by The Clerk—

- (a) Response from the Premier (Mr Beattie) to Report No. 44 of the Public Accounts Committee entitled *Review of the Report of the Strategic Review of the Queensland Audit Office*
- (b) Response from the Attorney-General and Minister for Justice and Minister for The Arts (Mr Foley) to Report No. 18 of the Legal, Constitutional and Administrative Review Committee entitled *Issues of electoral reform raised in the Mansfield decision: Regulating how-to-vote cards and providing for appeals from the Court of Disputed Returns*
- (c) Response from the Minister for Health (Mrs Edmond) to Report No. 61 of the Public Works Committee entitled *Public Sector Backflow Prevention Programs*
interim response from the Minister for Transport and Minister for Main Roads (Mr Bredhauer) to Report No. 29 of the Travelsafe Committee entitled *Drug Driving in Queensland*

15 MINISTERIAL RESPONSES TO PETITIONS

The following responses to petitions, received during the recess, were tabled by The Clerk—

- (a) Response from the Premier (Mr Beattie) to a petition presented by Mr Grice from 1 petitioner, regarding the Heiner Inquiry documents
- (b) Response from the Minister for Communication and Information, Local Government and Planning, and Minister for Sport (Mr Mackenroth) to a petition presented by Dr Prenzler from 186 petitioners, regarding a development proposal in Gatton Shire
- (c) Response from the Minister for Communication and Information, Local Government and Planning, and Minister for Sport (Mr Mackenroth) to a petition presented by Mr Mackenroth from 437 petitioners, regarding the proposed industrial development at 284 Fleming Road, Hemmant
- (d) Response from the Minister for Communication and Information, Local Government and Planning, and Minister for Sport (Mr Mackenroth) to a petition presented by Mr Beanland from 214 petitioners, regarding issues raised by landowners of the Southern Moreton Bay Islands
- (e) Response from the Minister for Health (Mrs Edmond) to a petition presented by Mr Dalglish from 972 petitioners, regarding the use of the old Hervey Bay Hospital
- (f) Response from the Minister for Health (Mrs Edmond) to a petition presented by Mrs Lavarch from 95 petitioners, regarding abortion

- (g) Response from the Minister for Transport and Minister for Main Roads (Mr Bredhauer) to a petition presented by Mr Hollis from 4,587 petitioners, regarding public transport links to Redcliffe
- (h) Response from the Minister for Environment and Heritage and Minister for Natural Resources (Mr Welford) to a petition presented by Mr Mackenroth from 437 petitioners, regarding the proposed development at 284 Fleming Road, Hemmant

16 MINISTERIAL PAPER TABLED BY THE CLERK

The Clerk tabled the following paper, received from the following Minister during the recess—

Letter, dated 11 January 2000, from the Minister for Environment and Heritage and Minister for Natural Resources (Mr Welford) to Mrs Lavarch, Chair of the Scrutiny of Legislation Committee regarding the Environmental Protection Amendment Regulation (No. 2) of 1999

17 MINISTERIAL PAPERS

The following papers were tabled—

- (a) *Minister for Communication and Information, Local Government and Planning and Minister for Sport (Mr Mackenroth)*—
Local Government and Electoral and Boundaries Review Commission—
Report on the limited reviewable Local Government matter affecting Murilla Shire/Bendemere Shire – Changes to the external boundaries of the area of the Shire of Murilla and the area of the Shire of Bendemere – November 1999
Review of composition – Aramac Shire Council – Final determination – January 2000
- (b) *Minister for Health (Mrs Edmond)*—
Report on official visit to China from 12 to 22 December 1999

18 CHAIRMAN OF COMMITTEES OF THE WHOLE HOUSE – APPOINTMENT

Premier (Mr Beattie), by leave, moved – That Mr Jim Fouras be appointed Chairman of Committees of the Whole House.

Motion seconded by Leader of the House (Mr Mackenroth).

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

That Mr Fouras' name be deleted and Mr Laming's name be inserted.

Question put – That Mr Borbidge's amendment be agreed to.

The House divided.

AYES, 39

Baumann*	Elliott	Horan	Paff	Slack
Beanland	Feldman	Johnson	Pratt	Springborg
Black	Gamin	Kingston	Prenzler	Stephan
Borbidge	Goss	Laming	Quinn	Turner
Connor	Grice	Lester	Santoro	Veivers
Cooper	Healy	Lingard	Seeney	Watson
Dalglish	Hegarty*	Mitchell	Sheldon	Wellington
Davidson	Hobbs	Nelson	Simpson	

NOES, 41

Attwood	Cunningham, J	Lavarch	Palaszczyk	Struthers
Barton	Edmond	Lucas	Purcell*	Sullivan*
Beattie	Elder	Mackenroth	Reeves	Welford
Bligh	Fenlon	McGrady	Reynolds	Wells
Boyle	Foley	Mickel	Roberts	Wilson
Braddy	Fouras	Miller	Robertson	
Bredhauer	Hamill	Mulherin	Rose	
Briskey	Hayward	Nelson–Carr	Schwarten	
Cunningham, E	Kaiser	Nuttall	Spence	

Pairs – Messrs Knuth, Littleproud, Malone and Rowell (AYES) and Dr Clark, Messrs Musgrove, Pearce and Pitt (NOES)

*Tellers

Question negatived.

Motion agreed to.

19 PARLIAMENTARY COMMITTEES – CHANGE IN MEMBERSHIP

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

- (a) Mr Fouras be discharged as a member of the Scrutiny of Legislation Committee and that Mrs Miller be appointed to that Committee;
- (b) Dr Clark be discharged as a member of the Parliamentary Criminal Justice Committee and that Mr Wilson be appointed to that Committee; and
- (c) Mr Wilson be discharged as a member of the Legal, Constitutional and Administrative Review Committee and that Mr Pitt be appointed to that Committee.

Question put and agreed to.

20 MINISTERIAL STATEMENT

Premier (Mr Beattie), by leave, made a ministerial statement relating to new ministerial arrangements consequent upon the resignation of the Honourable R J Gibbs, MLA.

Papers: Mr Beattie, during his statement, tabled the following papers—
 Copy of *Queensland Government Gazette Extraordinary* dated 14 December 1999
 Copy of *Queensland Government Gazette Extraordinary* dated 16 December 1999
 Copy of *Queensland Government Gazette Extraordinary* dated 25 February 2000

21 NOTICE OF MOTION

22 QUESTIONS WITHOUT NOTICE

Questions without notice were asked.

Paper: Premier (Mr Beattie) tabled the following papers—
 Press clippings and extracts concerning Virgin Airlines

Questions continued.

Questions concluded.

23 GENERAL BUSINESS – MATTERS OF PUBLIC INTEREST

Matters of public interest were debated.

24 SCRUTINY OF LEGISLATION COMMITTEE – PAPER

Chairman of the Scrutiny of Legislation Committee (Mrs Lavarch) tabled the following paper—

Scrutiny of Legislation Committee – Alert Digest No. 1 of 2000

Ordered to be printed.

25 MINISTERIAL STATEMENT

Premier (Mr Beattie), by leave, made a ministerial statement relating to the report of the Queensland Constitution Review Commission on the possible reform of the Queensland Constitution.

Paper: Mr Beattie, during his statement, tabled the following paper—
 Queensland Constitution Review Commission – Report on the Possible Reform and Changes to The Acts and Laws that relate to the Queensland Constitution

26 LOCAL GOVERNMENT AND OTHER LEGISLATION AMENDMENT BILL

Minister for Communication and Information, Local Government and Planning and Minister for Sport (Mr Mackenroth), by leave, moved – That leave be granted to bring in a Bill for an Act to amend certain local government legislation, and for other purposes.

Question put and agreed to.

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

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

Debate ensued.

Mr Beanland 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.

27 POLICE POWERS AND RESPONSIBILITIES BILL

Minister for Police and Corrective Services (Mr Barton), by leave, moved – That leave be granted to bring in a Bill for an Act about the powers and responsibilities of police officers, and for other purposes.

Question put and agreed to.

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

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

Debate ensued.

Mr Horan 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.

28 STATE HOUSING AMENDMENT BILL

Minister for Public Works and Minister for Housing (Mr Schwarten), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *State Housing Act 1945*.

Question put and agreed to.

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

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

Debate ensued.

Mr Beanland 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.

29 CHILD PROTECTION AMENDMENT BILL

Minister for Families, Youth and Community Care and Minister for Disability Services (Ms Bligh), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Child Protection Act 1999* to provide for interstate transfers of certain orders and proceedings, and for other purposes.

Question put and agreed to.

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

Ms Bligh moved – That the Bill be now read a second time.

Debate ensued.

Mr Beanland 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.

30 FISHERIES (EAST COAST TRAWL) MANAGEMENT PLAN 1999 – MOTION FOR DISALLOWANCE

Motion lapsed: There being no mover for the motion, the motion lapsed.

31 LAND COURT BILL

Order of the day read for the adjourned debate on the motion of the Minister for Environment and Heritage and Minister for Natural Resources (Mr Welford) – 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 Mr Welford.

In Committee

Clauses 1 to 15 agreed to.

Clause 16 (*Appointment of president and other members of Land court*)—

The following amendment was proposed Mr Welford—

At page 12, lines 3 and 4—

omit, insert—

‘(4) A person may be appointed as a member only if the person is—

- (a) a barrister or solicitor of the Supreme Court of at least 5 years’ standing with extensive experience in land-related matters; or
- (b) a valuer, or a person professionally qualified in another land-related discipline, with extensive litigation or quasi-judicial experience.

‘(4A) A member may be appointed as president only if the member satisfies subsection (4)(a).’.

Debate ensued.

Question – That Mr Welford’s amendment be agreed to – put and agreed to.

Clause 16, as amended, agreed to.

Clauses 17 to 86 agreed to.

Schedules 1 and 2 agreed to.

Bill to be reported with an amendment.

In the House

Bill reported with an amendment.

Ordered – That the Bill, as amended, be taken into consideration.

Mr Welford, by leave, moved – That the Bill be now read a third time.

Bill read a third time and passed.

Title agreed to.

32 POSTPONED ORDERS – GOVERNMENT BUSINESS

Minister for Environment and Heritage and Minister for Natural Resources (Mr Welford) moved – That Government Business Orders of the Day Nos. 2 to 7 be postponed until a later hour of the sitting.

Question put and agreed to.

33 NATURAL RESOURCES AND OTHER LEGISLATION AMENDMENT BILL

Order of the day read for the adjourned debate on the motion of the Minister for Environment and Heritage and Minister for Natural Resources (Mr Welford) – That the Bill be now read a second time.

Debate resumed.

Debate adjourned on the motion of Mr Purcell.

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

34 NOTICE OF MOTION – TREE CLEARING

Leader of the Opposition (Mr Borbidge), pursuant to notice, moved – That this Parliament supports the repeal of the Beattie Government’s mandatory tree clearing laws and the development of scientifically-based, voluntary regional tree clearing guidelines for freehold land by local landholder and Landcare groups.

Debate ensued.

The following amendment was proposed by Premier (Mr Beattie)—

Delete all words after ‘Parliament’ and insert—

‘commends the State Government for the historic south-east Queensland Forest Agreement which protects timber workers, their communities and the environment; and further,

This Parliament supports the State Government’s plan to proclaim those sections of the *Vegetation Management Act* that protect areas containing endangered vegetation types on freehold land, and the Government’s strategy to use regional vegetation

management plans to oversee the protection of areas containing 'of concern' vegetation types on freehold land.'

Debate ensued.

And Mr Beanland, rising on a point of order—

Speaker's ruling: Mr Speaker ruled that Mr Beattie's amendment is relevant to the subject matter.

Debate resumed.

Papers: Mr Beattie, during his speech, tabled the following papers—
Document entitled "South East Queensland Forests Stakeholder/Government Agreement"
National Party flyer entitled "Enough is Enough" regarding freehold land

Debate continued.

Question put – That Mr Beattie's amendment be agreed to.

The House divided.

AYES, 40

Attwood	Edmond	Lucas	Nuttall	Robertson
Barton	Elder	Mackenroth	Palaszczuk	Rose
Beattie	Fenlon	McGrady	Pearce	Schwarten
Bligh	Foley	Mickel	Pitt*	Spence
Boyle	Fouras	Miller	Purcell*	Struthers
Braddy	Hamill	Mulherin	Reeves	Welford
Briskey	Kaiser	Musgrove	Reynolds	Wells
Cunningham, J	Lavarch	Nelson–Carr	Roberts	Wilson

NOES, 40

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

Pairs – Mr Bredhauer, Dr Clark, Messrs Hayward and Purcell (AYES) and Messrs Knuth, Littleproud, Malone and Rowell (NOES)

**Tellers*

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

Question negatived.

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

The House divided.

AYES, 40

Attwood	Edmond	Lucas	Nuttall	Robertson
Barton	Elder	Mackenroth	Palaszczuk	Rose
Beattie	Fenlon	McGrady	Pearce	Schwarten
Bligh	Foley	Mickel	Pitt*	Spence
Boyle	Fouras	Miller	Purcell*	Struthers
Braddy	Hamill	Mulherin	Reeves	Welford
Briskey	Kaiser	Musgrove	Reynolds	Wells
Cunningham, J	Lavarch	Nelson–Carr	Roberts	Wilson

NOES, 40

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

Pairs – Mr Bredhauer, Dr Clark, Messrs Hayward and Purcell (AYES) and Messrs Knuth, Littleproud, Malone and Rowell (NOES)

**Tellers*

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

Question agreed to.

35 NOTICE OF MOTION – DISSENT FROM SPEAKER’S RULING**36 ADJOURNMENT**

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

Debate ensued.

Question agreed to.

The House adjourned at 7.30pm.

37 ATTENDANCE

The following Members were present—

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

R K HOLLIS

Speaker

R D DOYLE

The Clerk of the Parliament