

1998–2000

LEGISLATIVE ASSEMBLY OF QUEENSLAND

**VOTES AND PROCEEDINGS**

NO. 80

FIRST SESSION OF THE FORTY–NINTH PARLIAMENT

WEDNESDAY, 1 MARCH 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 VACANCY IN SENATE OF COMMONWEALTH OF AUSTRALIA**

Mr Speaker informed the House that His Excellency the Governor was advised by the President of the Senate of the resignation of Senator the Honourable Warwick Parer as follows—

“President of the Senate

Parliament House  
Canberra

14 February 2000

His Excellency Major General Peter Arnison, AO  
Governor of Queensland  
Government House  
BRISBANE QLD 4000

Your Excellency

Pursuant to the provisions of section 21 of the Commonwealth of Australia Constitution, I notify Your Excellency that a vacancy has happened in the representation of the State of Queensland through the resignation of Senator the Honourable Warwick Parer on Friday, 11 February 2000.

Yours sincerely

MARGARET REID”

Mr Speaker reported that, in pursuance of the provisions of Standing Order No. 331 – Casual Vacancy in the Senate, he has summoned Honourable Members to meet in the Legislative Assembly Chamber at 7.35 pm on Wednesday, 1 March 2000 for the purpose of electing a Senator.

**3 SUSPENSION OF STANDING ORDERS – ELECTION OF SENATOR**

Leader of the House (Mr Mackenroth), by leave, moved – That so much of Standing Order No. 331 be suspended to allow the debate set down for Wednesday, 1 March, 2000 at 7.35pm for the purpose of electing a person to hold the place in the Senate of the Commonwealth of Australia rendered vacant through the resignation of Senator the Honourable Warwick Parer, to be postponed until 7.35pm on Tuesday, 16 May 2000. Question put and agreed to.

**4 PETITIONS**

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

Mrs E Cunningham, from 2,348 petitioners, requesting the House to upgrade maintenance and further improve the section of the Dawson Highway between Calliope and Biloela.

Mrs E Cunningham, from 436 petitioners, requesting the House to oppose any review of prostitution laws unless such review results in the complete abolition of prostitution.

Mrs Lavarch, from 193 petitioners, requesting the House to (a) provide an assurance that the pedestrian crossing supervisor will remain permanently on Dayboro Road at Petrie State School, (b) ensure that Dayboro Road not be upgraded to four lanes (be not considered a major transport route) and (c) ensure that the speed limit on Dayboro Road between Andrew Petrie Drive and Anzac Avenue be reduced during school zone hours.

Mr Littleproud, from 58 petitioners requesting the House to rescind the Vegetation Management Bill 1999 legislation immediately.

Mr Nelson, from 161 petitioners, requesting the Department of Natural Resources upgrade the Walsh River Road allowing existing lease and permit holders and long term outstanding applicants to have dedicated access to their homes and receive secure tenure.

Mr Pitt, from 6 petitioners requesting the House to direct Powerlink to establish the 275kv line on the current alignment where its impact on the community of the Cardwell and Johnstone Shires is minimal.

## 5 MINISTERIAL PAPERS

The following papers were tabled—

*Attorney-General and Minister for Justice and Minister for The Arts (Mr Foley)—*  
Annual Reports for 1998–99—

National Australia Trustees Limited  
Permanent Trustees Company Limited  
Perpetual Trustees Australia Limited  
Office of the Adult Guardian Limited

## 6 MINISTERIAL STATEMENTS

- (a) Premier (Mr Beattie), by leave, made a ministerial statement relating to Government accountability and the report on ministerial expenses and the forthcoming Roma Community Cabinet meeting.

*Papers:* Mr Beattie, during his statement, tabled the following papers—  
Public Report of Ministerial Expenses for all Ministerial Portfolios  
Advertisement in *Western Star* dated 25 February 2000  
Letter, dated 25 February 2000, from the Honourable Wilson Tuckey, MP

- (b) Premier (Mr Beattie), by leave, made a ministerial statement relating to the Government's performance and employment.
- (c) Deputy Premier and Minister for State Development and Minister for Trade (Mr Elder), by leave, made a ministerial statement relating to the Regional Forest Agreement.
- (d) Minister for Employment, Training and Industrial Relations (Mr Braddy), by leave, made a ministerial statement relating to the Community Jobs Plan and the Community Planning Assistance Program.
- (e) Minister for Health (Mrs Edmond), by leave, made a ministerial statement relating to a report from the Gold Coast Medical Association and the Gold Coast Council concerning funding for the Gold Coast Hospital.

*Paper:* Mrs Edmond, during her statement, tabled the following paper—  
Report – Review of funding for Gold Coast acute hospitals

- (f) Minister for Mines and Energy and Minister Assisting the Deputy Premier on Regional Development (Mr McGrady), by leave, made a ministerial statement relating to the Queensland Sustainable Energy Innovation Fund.
- (g) Minister for Education (Mr Wells), by leave, made a ministerial statement relating to the Joint Policy Statement on Vocational Education and Training in schools.

*Paper:* Mr Wells, during his statement, tabled the following paper—  
Joint Policy Statement – Future Directions – Vocation Education and Training in Schools – Information Pack

- (h) Minister for Tourism and Racing (Mrs Rose), by leave, made a ministerial statement relating to the completion of the National Competition Policy liquor review.

## 7 CONSTITUTION (REQUESTS) BILL – BILL DISCHARGED AND WITHDRAWN

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

- (a) That Government Business Order of the Day No. 8 – Constitution (Requests) Bill, be discharged from the Notice Paper; and
- (b) That the Bill be withdrawn.

Question put and agreed to.

**8 STANDING ORDERS COMMITTEE – CHANGE IN MEMBERSHIP**

Leader of the House (Mr Mackenroth), by leave, moved – That the Honourable Jim Fouras be appointed to the Standing Orders Committee.  
Question put and agreed to.

**9 PARLIAMENTARY CRIMINAL JUSTICE COMMITTEE – PAPER**

Chairman of the Parliamentary Criminal Justice Committee (Mr Lucas) tabled the following papers—

Parliamentary Criminal Justice Committee—

Letter, dated 21 January 2000, from Mr Brendan Butler SC, Chairperson, Criminal Justice Commission relating to the Register of Reports and Recommendations made by the Commissioner of the Police Service to the Minister for Police and Corrective Services

Certified copy of Register of Reports and Recommendations to the Minister and Ministerial Directions 1999

**10 PAPER**

Leader of the Opposition (Mr Borbidge) tabled the following paper—

Report of expenses for the Office of Opposition for period ended 31 December 1999

**11 NOTICES OF MOTION****12 STATEMENT BY SPEAKER – FRIVOLOUS POINTS OF ORDER DURING QUESTION TIME**

Mr Speaker made the following statement—

'Before commencing question time, I wish to remind members that frivolous points of order will reduce their time for questions. It will not, however, reduce the time for Ministers to give an answer. I am able to pause the three-minute clock on Minister's answers, allowing them more time. Members have fair warning that rising to a point of order which they know is not genuine will only penalise themselves.'

**13 QUESTIONS WITHOUT NOTICE**

Questions without notice were asked.

*Item:* Leader of the Opposition (Mr Borbidge) tabled the following Item—  
Tape of conversation between Mr X and Mr Paul Lynch

*Papers:* Leader of the Opposition (Mr Borbidge) tabled the following papers—  
Transcript of tape of conversation between Mr X and Mr Paul Lynch  
*Hansard* of Questions asked in 48th Parliament

Questions continued.

*Paper:* Mr Quinn tabled the following paper—  
Statement, dated 2 August 1999, by Mr Stephan Warnock

Questions continued.

*Papers:* Dr Watson tabled the following papers—  
Statutory declaration, incorporating a transcript of a conversation with Mr X and Mr Paul Lynch

Questions continued.

*Papers:* Mr Lucas tabled the following papers—  
Parliamentary Criminal Justice Committee – Reports Nos. 47 and 51

Questions continued.

*Withdrawal of Disorderly Member:* And Mr Slack, after warning, continuing to be disorderly, under the provisions of Sessional Order 123A(3), the Speaker ordered Mr Slack to withdraw immediately from the Chamber.

Whereupon Mr Slack withdrew from the Chamber.

Questions continued.

Questions concluded.

#### 14 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.

Question put and agreed to.

Bill read a second time.

Bill committed on the motion of Mr Welford.

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*In Committee*

Clauses 1 to 32 agreed to.

Schedule agreed to.

Bill to be reported without amendment.

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*In the House*

Bill reported without amendment.

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

Question put and agreed to.

Bill read a third time and passed.

Title agreed to.

#### 15 DRUG REHABILITATION (COURT DIVERSION) BILL

Order of the day read for the adjourned debate on the motion of the Attorney-General and Minister for Justice and Minister for The Arts (Mr Foley) – That the Bill be now read a second time.

Debate resumed.

Debate adjourned on the motion of Mr Nelson.

*Ordered* – That the resumption of the debate be made an order of the day for a later hour of the sitting.

#### 16 POSTPONED ORDERS – GOVERNMENT BUSINESS

Attorney-General and Minister for Justice and Minister for The Arts (Mr Foley) moved – That Government Business Orders of the Day Nos. 3 to 12 be postponed until a later hour of the sitting.

Question put and agreed to.

#### 17 ANIMALS PROTECTION AMENDMENT BILL

Order of the day read for the adjourned debate on the motion of Dr Prenzler – That the Bill be now read a second time.

Debate resumed.

Question put.

The House divided.

AYES, 40

Baumann\*  
Beanland  
Black  
Borbidge  
Connor  
Cooper  
Cunningham, E  
Dalglish

Davidson  
Elliott  
Feldman  
Gamin  
Goss  
Grice  
Healy  
Hegarty\*

Hobbs  
Horan  
Johnson  
Kingston  
Knuth  
Laming  
Lester  
Lingard

Mitchell  
Nelson  
Paff  
Pratt  
Prenzler  
Quinn  
Rowell  
Santoro

Seeney  
Simpson  
Slack  
Springborg  
Stephan  
Turner  
Veivers  
Watson

## NOES, 42

Attwood  
Barton  
Bligh  
Boyle  
Braddy  
Briskey  
Cunningham, J  
Edmond  
Elder

Fenlon  
Foley  
Fouras  
Hamill  
Hayward  
Kaiser  
Lavarch  
Lucas  
Mackenroth

McGrady  
Mickel  
Miller  
Mulherin  
Musgrove  
Nelson–Carr  
Nuttall  
Palaszczuk  
Pearce

Pitt  
Purcell\*  
Reeves  
Reynolds  
Roberts  
Robertson  
Rose  
Schwarten  
Spence

Struthers  
Sullivan\*  
Welford  
Wellington  
Wells  
Wilson

Pairs – Messrs Littleproud and Malone and Mrs Sheldon (AYES) and  
Messrs Beattie and Bredhauer and Dr Clark (NOES)

\*Tellers

Question negatived.

# 18 FINES BILL – BILL DISCHARGED AND WITHDRAWN

Order of the day read for the adjourned debate on the motion of Mr Springborg – That the Bill be now read a second time.

Mr Springborg moved – That General Business Order of the Day No. 2 be discharged from the Notice Paper.

Question put and agreed to.

Mr Springborg moved – That the Bill be withdrawn.

Question put and agreed to.

# 19 COMPETITION POLICY REFORM (QUEENSLAND) REPEAL BILL

Order of the day read for the adjourned debate on the motion of the Mr Feldman – That the Bill be now read a second time.

Debate resumed.

Debate adjourned on the motion of the Treasurer (Mr Hamill).

*Ordered* – That the resumption of the debate be made an order of the day for a later hour of the sitting.

# 20 NOTICE OF MOTION – VEGETATION MANAGEMENT BILL

Mrs Pratt, pursuant to notice, moved—

That this house recognises the concerns and growing protests of landholders in relation to the Vegetation Management Bill and pledges this day to undertake the following—

- (a) rescind the Bill known as the Vegetation Management Bill 1999 and
- (b) enter into meaningful consultation with landholders to achieve a Vegetation Management Bill which will achieve the aims of both government and landholders.

Debate ensued.

The following amendment was proposed by Deputy Premier and Minister for State Development and Minister for Trade (Mr Elder)—

Delete all words after 'Vegetation Management Bill' and insert—

'and commends 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

welcomes 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.

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

The House divided.

## AYES, 41

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

## NOES, 41

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

Pairs – Messrs Beattie and Bredhauer and Dr Clark (AYES) and  
Messrs Littleproud and Malone and Mrs Sheldon (NOES)

*\*Tellers*

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

Question agreed to.

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

The House divided.

## AYES, 41

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

## NOES, 41

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

Pairs – Messrs Beattie and Bredhauer and Dr Clark (AYES) and  
Messrs Littleproud and Malone and Mrs Sheldon (NOES)

*\*Tellers*

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

Question agreed to.

## 21 COMPETITION POLICY REFORM (QUEENSLAND) REPEAL BILL

Order of the day read for the adjourned debate on the motion of the Mr Feldman – That the Bill be now read a second time.

Debate resumed.

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

Delete all words after 'Bill' and insert—

'be referred to an all party select committee to consider and report on the conduct, impact and future of National Competition Policy in Queensland.

- The Select Committee to comprise four members nominated by the Government, three nominated by the Leader of the Opposition and one nominated by and from among the Independents.
- And to report to the House by 1 September 2000.'

Amendment seconded by Dr Watson.  
Debate ensued.

*Speaker's Ruling:* Mr Speaker ruled that Mr Borbidge's amendment was out of order.

Debate resumed.

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*Notice of Motion – Dissent from Speaker's Ruling*

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Debate on the main question again resumed.

Debate adjourned on the motion of Dr Prenzler.

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

## 22 ADJOURNMENT

Treasurer (Mr Hamill) moved – That this House do now adjourn.

Debate ensued.

*Papers:* Mr Baumann, during his speech, tabled the following papers—  
Newspaper articles entitled "Bin bandits spark calls for cameras", "Louts run rampant on estate", "Vandals fire up residents" and other related documents  
Petition, from 2,954 petitioners, requesting 24-hour police service for Coomera/Helensvale

Debate continued.

Question agreed to.

The House adjourned at 11.29pm.

## 23 ATTENDANCE

The following Members were present—

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

**R K HOLLIS**  
Speaker

**R D DOYLE**  
The Clerk of the Parliament