

1998–2000

LEGISLATIVE ASSEMBLY OF QUEENSLAND

VOTES AND PROCEEDINGS

NO. 88

FIRST SESSION OF THE FORTY–NINTH PARLIAMENT

TUESDAY, 16 MAY 2000

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1 MEETING OF THE HOUSE

The House met at 2.30pm pursuant to adjournment. The Speaker (Honourable R K Hollis) read prayers.

2 MATTER OF PRIVILEGE

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

'I rise on a matter of privilege. On 27 October 1999 the member for Broadwater presented to the Parliament a petition signed by one petitioner—Mr Kevin Lindeberg. The petition presented by the honourable member for Broadwater contained no markings; however, when it was presented to the Parliament in the normal course of petitions it was found to have been defaced by markings. I am not suggesting for a moment that the Clerk or his staff did this, but the question is: by whom and why was the petition defaced? Was this defacement a breach of the privileges of this House and the rights of the petitioner?

Mr Speaker, I therefore ask you to consider this matter urgently with a view to referring it to the Members' Ethics and Parliamentary Privileges Committee for consideration and report.'

3 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 20 April 2000—

A Bill for an Act to amend legislation administered by the Minister for Transport and Minister for Main Roads (*Transport Legislation Amendment Act 2000* – Act No. 6 of 2000)

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 (*Child Protection Amendment Act 2000* – Act No. 7 of 2000)

A Bill for an Act to consolidate, amend and reform the law relating to the appointment of guardians and administrators to manage the personal and financial affairs of adults with impaired capacity, to establish a Guardianship and Administration Tribunal, to continue the office of Adult Guardian, to create an office of Public Advocate, and for other purposes (*Guardianship and Administration Act 2000* – Act No. 8 of 2000)

A Bill for an Act to regulate certain domestic building contracts, and for other purposes (*Domestic Building Contracts Act 2000* – Act No. 9 of 2000)

A Bill for an Act to establish a tribunal to resolve disputes in the building industry, to review decisions of the Queensland Building Services Authority and to decide applications by the Queensland Building Services Authority, and for other matters (*Queensland Building Tribunal Act 2000* – Act No. 10 of 2000)

A Bill for an Act to amend the *Civil Justice Reform Act 1998* (*Civil Justice Reform Amendment Act 2000* – Act No. 11 of 2000)

A Bill for an Act to amend the *Corporations (Queensland) Act 1990* and for another purpose (*Corporations (Queensland) Amendment Act 2000* – Act No. 12 of 2000)

A Bill for an Act to amend the *State Housing Act 1945* (*State Housing Amendment Act 2000* – Act No. 13 of 2000)

4 DEATH OF RAYMOND JONES

Premier (Mr Beattie), by leave, moved—

- (1) That this House desires to place on record its appreciation for the services rendered to this State by the late Mr Raymond Jones, a former Member of the Parliament.
- (2) 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 for the loss they have sustained.

Debate ensued.

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

5 PETITIONS

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

Mr Beanland, from 73 petitioners, requesting the House to call on the Minister for Families, Youth and Community Care to reconsider the decision to cease funding for the Petford Aboriginal Training Farm and reinstate financial support and assistance.

Mr Borbidge, from 63 petitioners, requesting the House to ask the Premier, the Honourable Peter Beattie MLA to instruct the Local Government and Planning Minister the Honourable Terry Mackenroth MLA to (a) dismiss Redland Shire Council and appoint an Administrator, (b) immediately halt any sales of public land on these islands by Redland Shire Council at "devalued" unimproved capital values till after an inquiry and (c) immediately cancel the Southern Moreton Bay Islands Planning and Land Use Strategy and to begin a comprehensive, independent, public investigation into the study, consultation with landowners, devaluations, associated land deals and waste of taxpayers funds.

Mr Fenlon, from 516 petitioners, requesting the House to act urgently to amend the *Nature Conservation Act 1992* and ban the practice of recreational duck and quail shooting in Queensland.

Mr Goss, from 363 petitioners, requesting the House to consider providing adequate resources, support and understanding of the circumstances surrounding the education of Asperger's Syndrome students throughout the school system.

Mr Reynolds, from 225 petitioners, requesting the House to approve 'in principle' an exemption under Section 3J of the Health Insurance Act 1973 to allow temporary resident doctors to work in Townsville.

Miss Simpson, from 7,913 petitioners, requesting the House to urge the Minister for Health to approve the provision of radiation therapy services at Nambour General Hospital and to immediately provide these specialist consultations on the Sunshine Coast.

6 PAPERS TABLED DURING THE RECESS

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

19 April 2000—

Legal, Constitutional and Administrative Review Committee Report No. 21 – Meeting with the Queensland Ombudsman (Parliamentary Commissioner for Administrative Investigations) regarding the Ombudsman's Annual Report to Parliament 1998–99

Legal, Constitutional and Administrative Review Committee Report No. 22 –The role of the Queensland Parliament in Treaty Making

Legal, Constitutional and Administrative Review Committee – additional non confidential submission received in relation to its review of the role of the Queensland Parliament in Treaty Making

20 April 2000—

ANZ Executors & Trustee Company Limited and its Controlled Entities – Financial Report for the year ended 30 September 1999

27 April 2000—

Legal, Constitutional and Administrative Review Committee – Review of the Queensland Constitutional Review Commission's recommendations relating to a consolidation of the Queensland Constitution, Position Paper (April 2000)

Electoral Commission of Queensland – Bundamba and Woodridge By-Elections 5 February 2000, Statistical Returns

Freedom of Information – Annual Report 1998–99

28 April 2000—

Parliamentary Criminal Justice Committee Report No. 53 – Examination of the Criminal Justice Commission's Annual Report 1998/99

5 May 2000—

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

10 May 2000—

Marine Incidents – Annual Report 1999
 Board of Teacher Registration – Annual Report 1999
 Board of Trustees of the Brisbane Girls Grammar School – Annual Report 1999
 Board of Trustees of the Toowoomba Grammar School – Annual Report 1999
 Board of Trustees of the Townsville Grammar School – Annual Report 1999
 James Cook University – Annual Report 1999
 Queensland University of Technology – Annual Report 1999 (Volume 1 and 2)
 University of Southern Queensland – Annual Report and Appendices 1999

15 May 2000—

Griffith University – Annual Report 1999
 Jondaryan Shire River Improvement Trust – Annual Report 1998–99
 Late tabling statement by the Minister for Environment and Heritage and Minister for Natural Resources (Mr Welford) relating to the Jondaryan Shire River Improvement Trust Annual Report 1998–99

7 STATUTORY INSTRUMENTS

The following statutory instruments were tabled by The Clerk—

Appeal Costs Fund Act 1973, Coroners Act 1958, Freedom of Information Act 1992, Justices Act 1886, Registration of Births, Deaths and Marriages Act 1962, Small Claims Tribunals Act 1973 and Supreme Court of Queensland Act 1991—

Justice Legislation (Variation of Fees and Costs) Regulation 2000, No. 66

Cooperatives Act 1997—

Cooperatives Amendment Regulation (No. 1) 2000, No. 81

Domestic Violence (Family Protection) Act 1989—

Domestic Violence (Family Protection) Amendment Regulation (No. 1) 2000, No. 86

Domestic Violence (Family Protection) Amendment Act 1999—

Proclamation – the provisions of the Act that are not in force commence 12 May 2000, No. 85

Health Act 1937—

Health Amendment Regulation (No. 1) 2000, No. 80

Integrated Planning Act 1997—

Integrated Planning Amendment Regulation (No. 2) 2000, No. 75

Planning and Environment Court Amendment Rule (No. 1) 2000, No. 76

Land and Resources Tribunal Act 1999—

Land and Resources Tribunal Rules 2000, No. 74

Proclamation fixing 21 April 2000 as the commencement date of certain provisions of the Act, No. 64

Liquor Act 1992—

Liquor Amendment Regulation (No. 1) 2000, No. 72 and Explanatory Notes for No. 72

Liquor (Approval of Adult Entertainment Code) Regulation 2000, No. 73 and Explanatory Notes for No. 73

Motor Accident Insurance Act 1994—

Motor Accident Insurance Amendment Regulation (No. 1) 2000, No. 65

Nature Conservation Act 1992—

Nature Conservation (Duck and Quail Harvest Period) Notice 2000, No. 87

Nature Conservation (Protected Areas) Amendment Regulation (No. 2) 2000, No. 70

Nature Conservation (Protected Areas) Amendment Regulation (No. 3) 2000, No. 82

Plant Protection Act 1989—

Plant Protection (Prescription of Pests) Amendment Regulation (No. 1) 2000, No. 77

Public Trustee Act 1978—

Public Trustee Amendment Regulation (No. 1) 2000, No. 67

Radiation Safety Act 1999—

Proclamation – the provisions of the Act that are not in force commence 20 April 2000, No. 68

Radiation Safety Amendment Regulation (No. 1) 2000, No. 69
Sewerage and Water Supply Act 1949—
 Standard Sewerage Amendment Law (No. 1) 2000, No. 71
State Development and Public Works Organisation Act 1971—
 State Development and Public Works Organisation (Gladstone State Development Area) Amendment Regulation (No. 1) 2000, No. 84
Superannuation (State Public Sector) Act 1990—
 Superannuation (State Public Sector) Amendment of Deed Regulation (No. 1) 2000, No. 78
 Superannuation (State Public Sector) Notice 2000, No. 79
Transport Operations (Marine Safety) Act 1994—
 Transport Operations (Marine Safety) Amendment Regulation (No. 1) 2000, No. 62
Veterinary Surgeons Act 1936—
 Veterinary Surgeons Amendment Regulation (No. 1) 2000, No. 83
Workplace Health and Safety Act 1995—
 Workplace Health and Safety (Industry Codes of Practice) Amendment Notice (No. 1) 2000, No. 63

8 MINISTERIAL RESPONSE TO A PARLIAMENTARY COMMITTEE REPORT

The following response to a parliamentary committee report, received during the recess, was tabled by The Clerk—

Response from the Minister for Transport and Minister for Main Roads (Mr Bredhauer) to Report No. 31 of the Travelsafe Committee entitled *Report on the Symposium on International Visitors and Road Safety in Australia*

9 MINISTERIAL RESPONSE TO A PETITION

The following response to a petition, received during the recess, was tabled by The Clerk—

Response from the Premier (Mr Beattie) to petitions presented by Mr Hegarty from 1 petitioner and Mr Borbidge from 582 petitioners, regarding issues raised by landowners of the Southern Moreton Bay Islands

10 MINISTERIAL PAPER TABLED BY THE CLERK

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

Minister for Mines and Energy and Minister Assisting the Deputy Premier on Regional Development (Mr McGrady)—

Amended page to the Explanatory Notes for the Electricity Amendment Bill 2000

11 MINISTERIAL STATEMENTS

- (a) Premier (Mr Beattie), by leave, made a ministerial statement relating to the official opening of the Sun Metals Refinery in Townsville.

Paper: Mr Beattie, during his statement, tabled the following paper—
 Sun Metals Opening Ceremony – Order of Service

- (b) Premier (Mr Beattie), by leave, made a ministerial statement relating to a new convention centre for the Gold Coast.
- (c) Deputy Premier and Minister for State Development and Minister for Trade (Mr Elder), by leave, made a ministerial statement relating to P&O Nedlloyd.

12 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. 5 of 2000

Ordered to be printed.

13 PAPER

The following paper was tabled—

Mr Nuttall—

Report on overseas visit to New Zealand from 26 to 29 April 2000 to attend Ministerial Council of Immigration and Multicultural Affairs

14 NOTICE OF MOTION**15 PRIVATE MEMBERS' STATEMENTS**

Private Members' statements were made.

16 QUESTIONS WITHOUT NOTICE

Questions without notice were asked.

17 MATTER OF PRIVILEGE

Leader of the Opposition (Mr Borbidge) rose on a matter of privilege and made the following statement—

'I rise on a matter of privilege. When a Minister is under investigation by the police for actions taken at a public function ... He has a responsibility to the State of Queensland. He has a responsibility to state his case in this place.'

Speaker's Ruling: Mr Speaker ruled that as the matter is not a matter reflecting on the Minister's portfolio, it is out of order.

18 QUESTIONS WITHOUT NOTICE

Questions resumed.

Questions concluded.

19 GENERAL BUSINESS – MATTERS OF PUBLIC INTEREST

Matters of public interest were debated.

20 MOTOR ACCIDENT INSURANCE AMENDMENT BILL

Treasurer (Mr Hamill), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Motor Accident Insurance Act 1994*.

Question put and agreed to.

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

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

Debate ensued.

Dr Watson 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.

21 STATE HOUSING AMENDMENT BILL (No. 2)

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 Laming 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.

22 NOTICE OF MOTION – PRODUCT LABELLING

Dr Prenzler, pursuant to notice, moved – That this Parliament expresses its support for, and urges the Federal Government to implement, a graduated system of labelling to quantify the percentage of Australian ownership and content of products offered for retail sale, as a means of facilitating an ongoing “Buy Australian” campaign.

Debate ensued.

Question put and agreed to.

23 ADJOURNMENT

Minister for Employment, Training and Industrial Relations (Mr Braddy) moved – That this House do now adjourn.

Debate ensued.

Question agreed to.

The House adjourned at 7.21pm.

24 ATTENDANCE

The following Members were present—

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

R K HOLLIS

Speaker

R D DOYLE

The Clerk of the Parliament