

1998–2000

LEGISLATIVE ASSEMBLY OF QUEENSLAND

VOTES AND PROCEEDINGS

NO. 92

FIRST SESSION OF THE FORTY–NINTH PARLIAMENT

WEDNESDAY, 31 MAY 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 PETITIONS

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

Mrs Attwood, from 10,315 petitioners, requesting the House to immediately secure funding (a) to convert AO2 administrative officers in small schools to the AO3 level and (b) for the conversion of long term, casual school administrative employees to permanent part-time employment.

Mr Beanland, from 469 petitioners, requesting the House to support the reinstatement of funds for Mr Jeff Guest and the operation of Petford Training Farm that has seen outstanding success in the rehabilitation and support of hundreds of disadvantaged youth in North Queensland.

Mr Borbidge, from 3,403 petitioners, requesting the House to instruct the Minister for Transport and his department to undertake as a matter of urgency such remedial works as are necessary to alleviate the flooding of the Marshall Ski Lakes at Forest Glen.

Mr Borbidge, from 1,398 petitioners, requesting the House to call on the Government not to proceed with the proposals to abolish suburb and locality names within the boundaries of the City of the Gold Coast which will cause inconvenience to residents and visitors, impact on property values and undermine the historical development of the City.

Mrs J Cunningham, from 251 petitioners, requesting the House to close Baffle Creek and its tributaries to Beam Trawlers for a trial period of 5 years to allow fish stocks to replenish and for the future of this pristine creek to be evaluated.

Mrs Gamin, from 10 petitioners, requesting the House to rescind the Vegetation Management Bill 1999 immediately.

Mr Littleproud, from 13 petitioners, requesting the House to restore funding for the Life Education Centres for their positive health and anti-drug abuse program for Queensland children effective July 1, 1999.

3 MINISTERIAL STATEMENTS

- (a) Premier (Mr Beattie), by leave, made a ministerial statement relating to Bindaree Beef and the South Burnett Meatworks.
- (b) Premier (Mr Beattie), by leave, made a ministerial statement relating to the generation of jobs and the floriculture industry.
- (c) Deputy Premier and Minister for State Development and Minister for Trade (Mr Elder), by leave, made a ministerial statement relating to the Sydney Office of State Development.
- (d) Attorney-General and Minister for Justice and Minister for The Arts (Mr Foley), by leave, made a ministerial statement relating to the Queensland Law Reform Commission Report on Justices of the Peace and the Indigenous JP Training Program.

Papers: Mr Foley, during his statement, tabled the following papers—
Queensland Law Reform Commission – Report No. 54, December 1999,
entitled "The role of Justices of the Peace in Queensland"
Schedule for Justice of the Peace Forums

- (e) 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 Cleaner Energy Strategy.
- (f) Minister for Education (Mr Wells), by leave, made a ministerial statement relating to the Learning and Development Foundation.

- (g) Minister for Aboriginal and Torres Strait Islander Policy and Minister for Women's Policy and Minister for Fair Trading (Ms Spence), by leave, made a ministerial statement issuing a consumer warning relating to Home Equity Associates.
- (h) Minister for Environment and Heritage and Minister for Natural Resources (Mr Welford), by leave, made a ministerial statement relating to the 2003 World Heritage Conference to be held in Queensland.
- (i) Minister for Primary Industries and Rural Communities (Mr Palaszczuk), by leave, made a ministerial statement relating to the deregulation of the dairy industry.
- (j) Minister for Tourism and Racing (Mrs Rose), by leave, made a ministerial statement relating to the Queensland Barometer 2000 surveys on the impact of the Federal Government's GST.

4 LEGAL, CONSTITUTIONAL AND ADMINISTRATIVE REVIEW COMMITTEE – PAPERS

Chairman of the Legal, Constitutional and Administrative Review Committee (Mr Fenlon) tabled the following papers—

Legal, Constitutional and Administrative Review Committee—

Report No. 23 – Issues of Queensland electoral reform arising from the 1998 State election and amendments to the *Commonwealth Electoral Act 1918*

List of submissions and submissions received by the Legal, Constitutional and Administrative Review Committee during the Committee's inquiry on electoral reform

List of submissions and submissions received by the Legal, Constitutional and Administrative Review Committee during the Committee's review of the Queensland Constitutional Review Commission's recommendations for four year parliamentary terms

Report *Ordered* to be printed.

5 PAPER

The following paper was tabled—

Mr Mickel—

Report on trip to Indonesia from 27 March to 3 April 2000

6 NOTICE OF MOTION

7 PRIVATE MEMBERS' STATEMENTS

Private Members' statements were made.

8 QUESTIONS WITHOUT NOTICE

Questions without notice were asked.

Paper: Treasurer (Mr Hamill) tabled the following paper—

Letter, dated 31 May 2000, from Mr L J Scanlan, Auditor-General of Queensland to Mr G P Bradley, Under Treasurer relating to the implementation of the GST

Questions continued.

Questions concluded.

9 MEMBERS' ETHICS AND PARLIAMENTARY PRIVILEGES COMMITTEE – PAPER

Chairman of the Members' Ethics and Parliamentary Privileges Committee (Mr Mickel) tabled the following paper—

Members' Ethics and Parliamentary Privileges Committee—

Report No. 41 – Report on a matter of privilege—Matter concerning disorderly conduct of members of Parliament within the parliamentary precinct

Ordered to be printed.

10 MOTOR ACCIDENT INSURANCE AMENDMENT BILL

Order of the day read for the adjourned debate on the motion of the Treasurer (Mr Hamill) – 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 Hamill.

In Committee

Clauses 1 to 4 agreed to.

Clause 5 (*Amendment of s 4 (Definitions)*)—

The following amendments were proposed by Mr Hamill—

At page 8, line 20, after ‘definitions’—

insert—

‘ “claimant”, ’.

At page 9, after line 9—

insert—

‘ “**claimant**” means a person by whom, or on whose behalf, a claim is made.

Examples of claimants—

1. An attorney acts under an enduring power of attorney under the *Powers of Attorney Act 1998* for a person injured in a motor vehicle accident. In this case, both the attorney (in the attorney's representative capacity) and the person for whom the attorney acts are regarded as claimants.
2. A guardian or an administrator acts under the *Guardianship and Administration Act 2000* for a person injured in a motor vehicle accident. In this case, the guardian or administrator (in his or her representative capacity) and the injured person are regarded as claimants.’.

Debate ensued.

Question – That Mr Hamill's amendments be agreed to – put and agreed to.

Clause 5, as amended, agreed to.

Clauses 6 to 17 agreed to.

Clause 18 (*Replacement of s 34 (Duty to notify accidents)*)—

The following amendment was proposed by Mr Hamill—

At page 25, lines 5 to 7—

omit, insert—

‘ **34.(1)** A person who proposes to make a motor vehicle accident claim (including a person acting in a representative capacity) must ensure that appropriate notice of the accident has been given to a police officer.’.

Debate ensued.

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

Clause 18, as amended, agreed to.

Clauses 19 to 39 agreed to.

Clause 40 (*Insertion of new pt 5A*)—

The following amendments were proposed by Mr Hamill—

At page 61, lines 24 and 25—

omit, insert—

‘complaint of—

- (a) the commissioner; or
- (b) the Attorney-General; or
- (c) a person authorised by the commissioner or the Attorney-General to take the proceeding.’.

At page 62, lines 2 and 3, ‘to take the proceedings’—

omit, insert—

‘or the Attorney-General to take the proceeding’.

Question – That Mr Hamill's amendments be agreed to – put and agreed to.

Clause 40, as amended, agreed to.

Clauses 41 to 49 agreed to.

Bill to be reported with amendments.

In the House

Bill reported with amendments.

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

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

Bill read a third time and passed.

Title agreed to.

11 TRAINING AND EMPLOYMENT BILL

Order of the day read for the adjourned debate on the motion of the Minister for Employment, Training and Industrial Relations (Mr Braddy) – That the Bill be now read a second time.

Debate resumed.

Debate adjourned on the motion of Mr Johnson.

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

12 MINISTERIAL NOTICE OF MOTION

13 NOTICE OF MOTION – NEEDLE EXCHANGE PROGRAMS

Mrs E Cunningham, pursuant to notice, moved—

That this House calls on the Federal Government, and particularly the Federal Health Minister, to recognise the current inequity across Australia where those dependent on illicit drugs access free syringes through needle exchange programmes yet others, with diagnosed medical conditions (for example diabetics), are required to purchase their syringes from Government or private suppliers.

Further, this Parliament seeks an assurance from the Federal Health Minister that access to free syringes for medically dependent individuals is made available during this budget period.

Debate ensued.

Question put and agreed to.

14 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.

Question put.

The House divided.

AYES, 33

Baumann*	Feldman	Kingston	Paff	Springborg
Black	Gamin	Knuth	Pratt	Stephan
Borbidge	Healy	Lingard	Prenzler	Turner
Cooper	Hegarty*	Littleproud	Rowell	Veivers
Cunningham, E	Hobbs	Malone	Seeney	Wellington
Dalglish	Horan	Mitchell	Simpson	
Elliott	Johnson	Nelson	Slack	

NOES, 47

Attwood	Cunningham, J	Mackenroth	Pitt	Spence
Barton	Davidson	McGrady	Purcell*	Struthers
Beanland	Edmond	Mickel	Quinn	Sullivan*
Beattie	Elder	Miller	Reeves	Watson
Bligh	Fenlon	Mulherin	Reynolds	Welford
Boyle	Foley	Musgrove	Roberts	Wells
Bredhauer	Hamill	Nelson–Carr	Robertson	Wilson
Briskey	Hayward	Nuttall	Rose	
Clark	Kaiser	Palaszczyk	Santoro	
Connor	Lavarch	Pearce	Schwarten	

Pairs – Messrs Goss, Lester and Grice (AYES) and Messrs Braddy, Fouras and Lucas (NOES)

**Tellers*

Question negatived.

15 POSTPONED ORDER – GENERAL BUSINESS

Attorney-General and Minister for Justice and Minister for the Arts (Mr Foley) moved – That General Business Order of the Day No. 2 be postponed until a later hour of the sitting. Question put and agreed to.

16 FREEDOM OF INFORMATION AMENDMENT BILL

Order of the day read for the adjourned debate on the motion of the Leader of the Opposition (Mr Borbidge) – That the Bill be now read a second time.

Debate resumed.

Debate adjourned on the motion of Mr Feldman.

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

17 ADJOURNMENT

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

Debate ensued.

Question agreed to.

The House adjourned at 11.30pm.

18 ATTENDANCE

The following Members were present—

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

R K HOLLIS
Speaker

R D DOYLE
The Clerk of the Parliament