

1998–2000

LEGISLATIVE ASSEMBLY OF QUEENSLAND

VOTES AND PROCEEDINGS

NO. 93

FIRST SESSION OF THE FORTY–NINTH PARLIAMENT

THURSDAY, 1 JUNE 2000

CONTENTS

Adjournment	1005
Attendance	1006
Grievance Debate	1005
GST and Related Matters Bill	1002
Meeting of the House	1000
Mining and Other Legislation Amendment Bill	1003
Ministerial Papers	1000, 1002
Ministerial Statements—	
Native title	1002
Queensland Day	1001
Notice of Motion	1001
Notices of Motion (debated)—	
Funding for police	1004
Suspension of Members for Tablelands and Barambah	1001
Penalties and Sentences and Other Acts Amendment Bill	1003
Petitions	1000
Postponed Orders – Government Business	1003
Questions without notice	1001
Racing and Betting Amendment Bill	1003
Scrutiny of Legislation Committee – Alert Digest	1002
Special Adjournment	1005
Statement by Speaker—	
Flying of Aboriginal flag at Parliament House	1000
Succession and Other Acts Amendment Bill	1003
Training and Employment Bill	1004
Workplace Health and Safety Amendment Bill	1002

1 MEETING OF THE HOUSE

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

2 STATEMENT BY SPEAKER – FLYING OF ABORIGINAL FLAG AT PARLIAMENT HOUSE

The following statement was made by Mr Speaker—

'I have received the following letter from the Member for Western Downs (Mr Littleproud)—

"Dear Mr Speaker

It has come to my attention that you have instructed that the Aboriginal Flag is to be flown from the flagpoles within the precincts of Parliament House. I can only presume you believe this gesture will assist reconciliation.

I write to express my fear that this decision may, in fact, be counterproductive.

I firmly believe many people support reconciliation, but their support is in danger of being replaced by resentment – a resentment of action they find offensive and/or unacceptable. I believe your decision to fly the Aboriginal Flag at Parliament House is just such an action.

I respectfully request you reconsider your decision."

I therefore bring to the attention of the House correspondence forwarded to my office from the Department of Prime Minister and Cabinet headed "National Reconciliation Week – 27 May 2000 to 3 June 2000. In part, that correspondence reads—

"For the past two years it has been the practice to mark National Reconciliation Week through the flying of the Aboriginal flag and the Torres Strait Islander flag.

... agencies are advised that the Aboriginal flag and the Torres Strait Islander flag may be flown with the Australian national flag to acknowledge National Reconciliation Week."

This accompanied advice from the Queensland Government's Protocol Branch instructing that the flags be flown in accordance with the NAIDOC Week policy, which reads in part—

"... the Aboriginal Flag may be flown ... in combination with the Australian and Queensland Flags. However, where there are fewer than three flagpoles, it should not replace either of these flags."

I trust that this answers the Honourable Member and others who object to the flying of the Aboriginal and Torres Strait Islander flags.'

3 PETITIONS

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

Mrs E Cunningham, from 270 petitioners, requesting the House to separate the Government Ministries of Police and Corrective Services..

Mr Davidson, from 372 petitioners, requesting the House to instruct the Minister for Transport to reduce the speed limit along David Low Way through South Peregrine Beach from the present 80 kph to the 60 kph limit which already applies north through Peregrine Beach and Marcus Beach..

Dr Kingston, from 1,183 petitioners, requesting the House to strongly oppose the forced transfers of Inspector Mal Churchill and Sergeant Chris Sidey for the alleged lack of professionalism.

4 MINISTERIAL PAPER

The following paper was tabled—

Attorney-General and Minister for Justice and Minister for The Arts (Mr Foley)—

Ministerial response to Report No. 19, dated 19 March 2000, of the Legal Constitutional and Administrative Review Committee entitled "Implications of the new Commonwealth enrolment requirements"

5 NOTICE OF MOTION – SUSPENSION OF MEMBERS FOR TABLELANDS AND BARAMBAH

Leader of the House (Mr Mackenroth) moved—

That the House notes Report No. 41 of the Members' Ethics and Parliamentary Privileges Committee and resolves—

- (a) that Mr Shaun Nelson MLA, Member for Tablelands and Mrs Dorothy Pratt MLA, Member for Barambah committed a contempt of the Parliament by engaging in disorderly and disrespectful conduct in the precincts of the Parliament while it was in session and behaving in a manner not befitting members of Parliament;
- (b) that both members be suspended from the services and the precincts of the House for 28 days; and
- (c) that the House discharge Mr Shaun Nelson MLA, Member for Tablelands from membership of the Members' Ethics and Parliamentary Privileges Committee.

Motion seconded by Treasurer (Mr Hamill).

Debate ensued.

The following amendment was moved by Mr Feldman—

In (b), omit '28 days' and insert '14 days'.

Debate ensued.

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

The House divided.

AYES, 11

Black*
Dalglish
Cunningham, E

Feldman
Knuth

Nelson
Paff*

Pratt
Prenzler

Turner
Wellington

NOES, 74

Attwood
Barton
Baumann*
Beanland
Beattie
Bligh
Borbidge
Boyle
Braddy
Bredhauer
Briskey
Clark
Connor
Cooper
Cunningham, J

Davidson
Edmond
Elder
Elliott
Fenlon
Foley
Furas
Gamin
Hamill
Hayward
Healy
Hegarty*
Hobbs
Horan
Johnson

Kaiser
Kingston
Laming
Lavarch
Lester
Lingard
Littleproud
Lucas
Mackenroth
Malone
McGrady
Miller
Mitchell
Mickel
Mulherin

Musgrove
Nelson–Carr
Nuttall
Palaszczuk
Pearce
Pitt
Purcell*
Quinn
Reeves
Reynolds
Roberts
Robertson
Rose
Rowell
Santoro

Schwarten
Seeney
Simpson
Slack
Spence
Springborg
Stephan
Struthers
Sullivan*
Veivers
Watson
Welford
Wells
Wilson

**Tellers*

Question negatived.

Question – That the motion be agreed to – put and agreed to.

Whereupon the Members for Tablelands and Barambah left the Chamber.

6 NOTICE OF MOTION**7 QUESTIONS WITHOUT NOTICE**

Questions without notice were asked.

8 MINISTERIAL STATEMENTS

- (a) Premier (Mr Beattie), by leave, made a ministerial statement relating to Queensland Day.

Paper: Mr Beattie, during his statement, tabled the following paper—
Booklet entitled "June 6 Queensland Day – You're part of it"

(b) Premier (Mr Beattie), by leave, made a ministerial statement relating to native title.

9 MINISTERIAL PAPER

The following paper was tabled—

Minister for Families, Youth and Community Care and Minister for Disability Services (Ms Bligh)—

Criminal Justice Commission—

Report to the Minister for Disability Services entitled "Review of the Basil Stafford Centre Recommendations" – Queensland May 2000

10 SCRUTINY OF LEGISLATION COMMITTEE – ALERT DIGEST

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

Scrutiny of Legislation Committee—

Alert Digest No. 7 of 2000

Ordered to be printed.

11 GST AND RELATED MATTERS BILL

Treasurer (Mr Hamill), by leave, moved – That leave be granted to bring in a Bill for an Act to facilitate the implementation of certain measures described in the Intergovernmental Agreement on the Reform of Commonwealth State Financial Relations, and for related and other purposes.

Question put and agreed to.

Message: The following message from His Excellency the Governor was received and read—

"MESSAGE

GST AND RELATED MATTERS BILL 2000

Constitution Act 1867, section 18

I, MAJOR GENERAL PETER ARNISON, Governor, recommend to the Legislative Assembly a Bill for the appropriation of the consolidated fund that is intituled—

A Bill for an Act to facilitate the implementation of certain measures described in the Intergovernmental Agreement on the Reform of Commonwealth State Financial Relations, and for related and other purposes.

P Arnison
GOVERNOR

29 May 2000"

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.

12 WORKPLACE HEALTH AND SAFETY AMENDMENT BILL

Minister for Employment, Training and Industrial Relations (Mr Braddy), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Workplace Health and Safety Act 1995*.

Question put and agreed to.

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

Mr Braddy 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.

13 PENALTIES AND SENTENCES AND OTHER ACTS AMENDMENT BILL

Attorney-General and Minister for Justice and Minister for The Arts (Mr Foley), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Penalties and Sentences Act 1992*, the *Juvenile Justice Act 1992* and the *Childrens Court Act 1992*.

Question put and agreed to.

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

Mr Foley 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.

14 SUCCESSION AND OTHER ACTS AMENDMENT BILL

Attorney-General and Minister for Justice and Minister for The Arts (Mr Foley), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Succession Act 1981* and other Acts.

Question put and agreed to.

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

Mr Foley 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.

15 RACING AND BETTING AMENDMENT BILL

Minister for Tourism and Racing (Mrs Rose), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Racing and Betting Act 1980* and for other purposes.

Question put and agreed to.

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

Mrs Rose moved – That the Bill be now read a second time.

Debate ensued.

Mr Healy 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.

16 POSTPONED ORDERS – GOVERNMENT BUSINESS

Minister for Mines and Energy and Minister Assisting the Deputy Premier on Regional Development (Mr McGrady) moved – That Government Business Orders of the Day Nos. 1 to 5 be postponed until a later hour of the sitting.

Question put and agreed to.

17 MINING AND OTHER LEGISLATION AMENDMENT BILL

Order of the day read for the adjourned debate on the motion of the Minister for Mines and Energy and Minister Assisting the Deputy Premier on Regional Development (Mr McGrady)

– That the Bill be now read a second time.

Debate resumed.

Paper: Mr Seeney, during his speech, tabled the following paper—

Presentation to the Townsville Chamber of Commerce by Dr Chris Rawlings –
12 April 2000

Debate continued.

Question put and passed.

Bill read a second time.

Bill committed on the motion of Mr McGrady.

In Committee

Clauses 1 to 22 agreed to.

Bill to be reported without amendment.

In the House

Bill reported without amendment.

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

Bill read a third time and passed.

Title agreed to.

18 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 Beanland.

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

19 NOTICE OF MOTION – FUNDING FOR POLICE

Mr Horan, pursuant to notice, moved – That this House—

Recognises the dedicated efforts of members of the Queensland Police Service despite the lack of financial support from the Beattie Government; and

Calls on the Government for an immediate boost to police budgets to provide police with adequate resources to meet equipment, vehicle, overtime and operational needs.

Debate ensued.

Paper: Mr Horan, during his speech, tabled the following paper—
Letter from A Jarman, Secretary, Bargara Neighbourhood Watch to Mr D Slack, MLA

Debate continued.

Paper: Mr Laming, during his speech, tabled the following paper—
Article from *Sunshine Coast Daily* of 30 May 2000 entitled "Police crackdown puts 'hoon' motorists in a spin"

Debate continued

The following amendment was proposed by Minister for Police and Corrective Services (Mr Barton)—

Omit all words after 'the Queensland Police Service' and insert the following—

'That this House notes that the Beattie Government provided a record police budget this financial year which meets the resourcing needs of the Queensland Police Service for extra equipment, vehicles, overtime and operational demands.

That the House further notes the record additional numbers of police being provided by the Beattie Government with 502 extra police being provided to date.'

Debate ensued.

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

The House divided.

AYES, 37

Attwood
Barton
Beattie
Bligh
Boyle
Bredhauer
Clark
Edmond

Fenlon
Foley
Fouras
Hamill
Hayward
Kaiser
Lavarch
Lucas

Mackenroth
McGrady
Mickel
Miller
Mulherin
Musgrove
Nelson–Carr
Nuttall

Palaszcuk
Pitt
Purcell*
Reeves
Reynolds
Roberts
Robertson
Spence

Struthers
Sullivan*
Welford
Wells
Wilson

NOES, 35

Baumann*	Davidson	Horan	Mitchell	Slack
Beanland	Elliott	Johnson	Paff	Springborg
Black	Feldman	Knuth	Prenzler	Stephan
Borbidge	Gamin	Laming	Quinn	Turner
Connor	Healy	Lester	Santoro	Veivers
Cooper	Hegarty*	Lingard	Seeney	Watson
Cunningham, E	Hobbs	Littleproud	Simpson	Wellington

Pairs – Messrs Braddy and Briskey, Mrs J Cunningham, Messrs Elder and Pearce, Mrs Rose and Mr Schwarten (AYES) and

Messrs Dalglish, Goss and Grice, Dr Kingston, Messrs Malone and Rowell and Mrs Sheldon (NOES)

**Tellers*

Question agreed to.

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

The House divided.

AYES, 37

Attwood	Fenlon	Mackenroth	Palaszcuk	Struthers
Barton	Foley	McGrady	Pitt	Sullivan*
Beattie	Fouras	Mickel	Purcell*	Welford
Bligh	Hamill	Miller	Reeves	Wells
Boyle	Hayward	Mulherin	Reynolds	Wilson
Bredhauer	Kaiser	Musgrove	Roberts	
Clark	Lavarch	Nelson–Carr	Robertson	
Edmond	Lucas	Nuttall	Spence	

NOES, 35

Baumann*	Davidson	Horan	Mitchell	Slack
Beanland	Elliott	Johnson	Paff	Springborg
Black	Feldman	Knuth	Prenzler	Stephan
Borbidge	Gamin	Laming	Quinn	Turner
Connor	Healy	Lester	Santoro	Veivers
Cooper	Hegarty*	Lingard	Seeney	Watson
Cunningham, E	Hobbs	Littleproud	Simpson	Wellington

Pairs – Messrs Braddy and Briskey, Mrs J Cunningham, Messrs Elder and Pearce, Mrs Rose and Mr Schwarten (AYES) and

Messrs Dalglish, Goss and Grice, Dr Kingston, Messrs Malone and Rowell and Mrs Sheldon (NOES)

**Tellers*

Question agreed to.

20 GRIEVANCE DEBATE

Grievances were debated.

21 SPECIAL ADJOURNMENT

Minister for Health (Mrs Edmond) moved – That the House at its rising do adjourn until 9.30am on Tuesday, 20 June 2000.

Question put and agreed to.

22 ADJOURNMENT

Minister for Health (Mrs Edmond) moved – That this House do now adjourn.

Question agreed to.

The House adjourned at 7.30pm.

23 ATTENDANCE

The following Members were present—

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