

1998–2000

LEGISLATIVE ASSEMBLY OF QUEENSLAND

**VOTES AND PROCEEDINGS**

NO. 98

FIRST SESSION OF THE FORTY–NINTH PARLIAMENT

WEDNESDAY, 19 JULY 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 MATTER OF PRIVILEGE**

Minister for Transport and Minister for Main Roads (Mr Bredhauer) rose on a matter of privilege and made the following statement—

'I rise on a matter of privilege. I refer to a matter raised in Parliament by the member for Gregory yesterday. The process used for the Brisbane light rail was two stages commencing with an expression of interest, which yielded a short list of four consortia who were then invited to submit a detailed proposal for evaluation in accordance with the project brief. The brief documentation does include references to tenders but, as I advised the House, it was not an open tender process and at all times the Government reserved the right to reject any or all of the detailed proposals.'

**3 PETITIONS**

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

Mr Beanland, from 40 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 Reeves, from 2178 petitioners, requesting the House to recognise that the land located at 305 Mt Gravatt–Capalaba Road, Wishart is heavily timbered and the sale and subsequent development of this land will not only result in the destruction of this bushland but will also be contrary to the reasonable expectations of residents particularly given that the land is zoned Special Uses – Education.

Dr Watson, from 321 petitioners, requesting the House to call on the Premier of Queensland, Hon Peter Beattie MLA, not to abolish the current State Government Fuel Subsidy Scheme.

**4 MINISTERIAL PAPERS**

The following papers were tabled—

- (a) *Minister for Health (Mrs Edmond)*—  
Report under the provisions of s 56A(4) *Statutory Instruments Act 1992* concerning extensions to the expiry of certain health subordinate legislation
- (b) *Minister for Aboriginal and Torres Strait Islander Policy and Minister for Women's Policy and Minister for Fair Trading (Ms Spence)*—  
Report on official visit to Canada and the United States

**5 MINISTERIAL STATEMENTS**

- (a) Premier (Mr Beattie), by leave, made a ministerial statement relating to the Childers backpackers hostel fire tragedy.

*Paper:* Mr Beattie, during his statement, tabled the following paper—  
Letter from Mr Beattie to Councillor W Trevor, Mayor, Isis Shire Council

- (b) Premier (Mr Beattie), by leave, made a ministerial statement relating to Government strategy and jobs.
- (c) Attorney–General and Minister for Justice and Minister for The Arts (Mr Foley), by leave, made a ministerial statement relating to the late Judith Wright.
- (d) Minister for Education (Mr Wells), by leave, made a ministerial statement relating to Education Queensland International.
- (e) Minister for Emergency Services (Mr Robertson), by leave, made a ministerial statement relating to the Childers backpackers hostel fire tragedy and regulatory issues.

- (f) Minister for Primary Industries and Rural Communities (Mr Palaszczuk), by leave, made a ministerial statement relating to the threat to Queensland's horticultural industries by tropical fruit importation.

**6 PERSONAL EXPLANATION**

Mrs E Cunningham, by leave, made a personal explanation.

**7 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. 25 – Annual Report 1999–2000

Report No. 26 – The report of the Strategic Management Review of the Offices of the Queensland Ombudsman and the Information Commissioner

*Ordered to be printed.*

**8 PARLIAMENTARY CRIMINAL JUSTICE COMMITTEE – PAPERS**

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

Criminal Justice Commission—

Police Powers in Queensland – Findings from the 1999 Defendants Survey

Public Attitudes Towards the QPS

**9 PRIVATE MEMBERS' STATEMENTS**

Private Members' statements were made.

*Paper:* Mr Lucas, during his speech, tabled the following paper—  
Schedule entitled "City Country Alliance/One Nation/One Nation Independent Division Voting Trends June 1998 to 22 June 2000"

Statements continued.

*Paper:* Mr Wellington, during his speech, tabled the following paper—  
Legal advice by John Pyke regarding proposed milk quota scheme

Statements continued.

Statements concluded.

**10 QUESTIONS WITHOUT NOTICE**

Questions without notice were asked.

*Paper:* Mr Nelson tabled the following paper—  
Media extract from *Endeavour News* dated 12 July 2000 entitled "Objections to Kuranda tunnel plan unanimous"

Questions continued.

Questions concluded.

**11 LAND AND RESOURCES TRIBUNAL AMENDMENT BILL**

Premier (Mr Beattie), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Land and Resources Tribunal Act 1999*.

Question put and agreed to.

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

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

Debate ensued.

Leader of the Opposition (Mr Borbidge) 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 STATUTE LAW (MISCELLANEOUS PROVISIONS) 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 make various amendments of Queensland statute law.

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 Springborg 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 STATUS OF CHILDREN 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 *Status of Children Act 1978*, and for another purpose.

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.

Deputy Leader of the Opposition (Mr Springborg) 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 GAMBLING LEGISLATION AMENDMENT BILL**

Treasurer (Mr Hamill), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Casino Control Act 1982*, *Charitable and Non-Profit Gaming Act 1999*, *Gaming Machine Act 1991*, *Interactive Gambling (Player Protection) Act 1998*, *Keno Act 1996*, *Liquor Act 1992*, *Lotteries Act 1997* and *Wagering Act 1998*.

Question put and agreed to.

*Message*: The following message from the Deputy Governor was received and read—

**"MESSAGE  
GAMBLING LEGISLATION AMENDMENT BILL 2000  
Constitution Act 1867, section 18**

I, PAUL de JERSEY, Deputy Governor, recommend to the Legislative Assembly a Bill for appropriation intitled—

A Bill for an Act to amend the *Casino Control Act 1982*, *Charitable and Non-Profit Gaming Act 1999*, *Gaming Machine Act 1991*, *Interactive Gambling (Player Protection) Act 1998*, *Keno Act 1996*, *Liquor Act 1992*, *Lotteries Act 1997* and *Wagering Act 1998*.

Paul de Jersey  
DEPUTY GOVERNOR

18 July 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.

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 CORRECTIVE SERVICES BILL**

Minister for Police and Corrective Services (Mr Barton), by leave, moved – That leave be granted to bring in a Bill for an Act to provide for corrective services, and for related 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.

**16 DRUGS MISUSE AMENDMENT BILL**

Order of the day read for the adjourned debate on the motion of the Minister for Police and Corrective Services (Mr Barton) – 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 Barton.

*In Committee*

Clauses 1 to 4 agreed to.

Clause 5 (*Amendment of s 5 (Trafficking in dangerous drugs)*)—

The following amendment was proposed by Mr Horan—

At page 5, lines 11 and 12—

*omit, insert—*

- '(c) if the dangerous drug is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and is Flunitrazepam—14 years imprisonment; or
- (d) if the dangerous drug is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and paragraph (c) does not apply—5 years imprisonment.'

Debate ensued.

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

The Committee divided.

**AYES, 41**

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

**NOES, 41**

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

Pairs – Messrs Cooper, Grice and Veivers (AYES) and Messrs Briskey, Foley and McGrady (NOES)

\* Tellers

The numbers being equal, The Temporary Chairman cast his vote with the 'NOES'.

Question negated.

Clause 5, as read, agreed to.

Clause 6 (*Amendment of s 6 (Supplying dangerous drugs)*)—

The following amendment was proposed by Mr Horan—

At page 5, lines 16 and 17—

*omit, insert—*

- (e) if the dangerous drug is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and is Flunitrazepam—14 years imprisonment; or  
 (f) if the dangerous drug is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and paragraph (e) does not apply—5 years imprisonment.’

Debate ensued.

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

The Committee divided.

#### AYES, 40

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

#### NOES, 41

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

Pairs – Messrs Cooper, Grice and Veivers (AYES) and Messrs Briskey, Foley and McGrady (NOES)

\* Tellers

Question negatived.

Clause 6, as read, agreed to.

Clause 7 (*Amendment of s 7 (Receiving or possessing property obtained from trafficking or supplying)*)—

The following amendment was proposed by Mr Horan—

At page 6, lines 6 to 9—

*omit, insert—*

- (b) if the offence or act, from the commission of which the offence property was obtained, related to a dangerous drug that is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and is Flunitrazepam—14 years imprisonment; or  
 (c) if the offence or act, from the commission of which the offence property was obtained, related to a dangerous drug that is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and paragraph (b) does not apply—5 years imprisonment.’

Debate ensued.

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

The Committee divided.

#### AYES, 40

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

#### NOES, 41

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

Pairs – Messrs Cooper, Grice and Veivers (AYES) and Messrs Briskey, Foley and McGrady (NOES)

\* Tellers

Question negatived.

The following amendment was proposed by Mr Horan—  
At page 6, lines 20 to 23—

*omit, insert—*

- (b) if the offence or act, from the commission of which the offence property was obtained, related to a dangerous drug that is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and is Flunitrazepam—14 years imprisonment; or
- (c) if the offence or act, from the commission of which the offence property was obtained, related to a dangerous drug that is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and paragraph (b) does not apply—5 years imprisonment.’.

Debate ensued.

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

The Committee divided.

#### AYES, 40

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

#### NOES, 41

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

Pairs – Messrs Cooper, Grice and Veivers (AYES) and Messrs Briskey, Foley and McGrady (NOES)

\* Tellers

Question negatived.

Clause 7, as read, agreed to.

Clause 8 (*Amendment of s 8 (Producing dangerous drugs)*)—

The following amendment was proposed by Mr Horan—

At page 6, lines 27 and 28—

*omit, insert—*

- (f) if the dangerous drug is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and is Flunitrazepam—14 years imprisonment; or
- (g) if the dangerous drug is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and paragraph (f) does not apply—5 years imprisonment.’.

Debate ensued.

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

The Committee divided.

#### AYES, 40

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

## NOES, 41

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

Pairs – Messrs Cooper, Grice and Veivers (AYES) and Messrs Briskey, Foley and McGrady (NOES)

\* Tellers

Question negated.

Clause 8, as read, agreed to.

Clause 9 (*Amendment of s 8A (Publishing or possessing instructions for producing dangerous drugs)*)—

The following amendment was proposed by Mr Horan—

At page 7, lines 5 to 7—

*omit, insert—*

- (c) if the dangerous drug to which the instructions relate is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and is Flunitrazepam—7 years imprisonment; or
- (d) if the dangerous drug to which the instructions relate is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and paragraph (c) does not apply—2 years imprisonment.’

Debate ensued.

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

The Committee divided.

## AYES, 40

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

## NOES, 41

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

Pairs – Messrs Cooper, Grice and Veivers (AYES) and Messrs Briskey, Foley and McGrady (NOES)

\* Tellers

Question negated.

Clause 9, as read, agreed to.

Clause 10 (*Amendment of s 9 (Possessing dangerous drugs)*)—

The following amendment was proposed by Mr Horan—

At page 7, lines 11 and 12—

*omit, insert—*

- (e) if the dangerous drug is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and is Flunitrazepam—7 years imprisonment; or
- (f) if the dangerous drug is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and paragraph (e) does not apply—2 years imprisonment.’

Debate ensued.

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

The Committee divided.



## AYES, 41

Baumann*	Feldman	Knuth	Pratt	Springborg
Beanland	Gamin	Laming	Prenzler	Stephan
Black	Goss	Lester	Quinn	Turner
Borbidge	Healy	Lingard	Rowell	Watson
Connor	Hegarty*	Littleproud	Santoro	Wellington
Cunningham, E	Hobbs	Malone	Seeney	
Dagleish	Horan	Mitchell	Sheldon	
Davidson	Johnson	Nelson	Simpson	
Elliott	Kingston	Paff	Slack	

## NOES, 41

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

Pairs – Messrs Cooper, Grice and Veivers (AYES) and Messrs Briskey, Foley and McGrady (NOES)

\* Tellers

The numbers being equal, The Chairman cast his vote with the 'NOES'.

Question negatived.

Clause 10, as read, agreed to.

Clause 11 (*Amendment of s 10 (Possessing things)*)—

The following amendment was proposed by Mr Horan—

At page 7, lines 21 to 24—

*omit, insert—*

- '(b) if possession of the thing is for use, or has been used, in connection with the commission of a crime relating to a dangerous drug that is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and is Flunitrazepam—7 years imprisonment; or
- (c) if possession of the thing is for use, or has been used, in connection with the commission of a crime relating to a dangerous drug that is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and paragraph (b) does not apply—2 years imprisonment.'

Debate ensued.

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

The Committee divided.

## AYES, 41

Baumann*	Feldman	Knuth	Pratt	Springborg
Beanland	Gamin	Laming	Prenzler	Stephan
Black	Goss	Lester	Quinn	Turner
Borbidge	Healy	Lingard	Rowell	Watson
Connor	Hegarty*	Littleproud	Santoro	Wellington
Cunningham, E	Hobbs	Malone	Seeney	
Dagleish	Horan	Mitchell	Sheldon	
Davidson	Johnson	Nelson	Simpson	
Elliott	Kingston	Paff	Slack	

## NOES, 41

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

Pairs – Messrs Cooper, Grice and Veivers (AYES) and Messrs Briskey, Foley and McGrady (NOES)

\* Tellers

The numbers being equal, The Chairman cast his vote with the 'NOES'.

Question negatived.

Clause 11, as read, agreed to.

Clause 12 (*Amendment of s 11 (Permitting use of place)*)—

The following amendment was proposed by Mr Horan—  
At page 8, lines 14 to 17—

*insert—*

- (b) if the place is permitted to be used for the commission of a crime in relation to a dangerous drug that is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and is Flunitrazepam—7 years imprisonment; or
- (c) if the place is permitted to be used for the commission of a crime in relation to a dangerous drug that is a thing specified in the *Drugs Misuse Regulation 1987*, schedule 2A and paragraph (b) does not apply—2 years imprisonment.'.

Debate ensued.

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

The Committee divided.

#### AYES, 41

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

#### NOES, 41

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

Pairs – Messrs Cooper, Grice and Veivers (AYES) and Messrs Briskey, Foley and McGrady (NOES)

\* Tellers

The numbers being equal, The Chairman cast his vote with the 'NOES'.

Question negatived.

Clause 12, as read, agreed to.

Clauses 13 to 26 agreed to.

Schedule agreed to.

Bill to be reported without amendment.

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#### *In the House*

Bill reported without amendment.

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

Bill read a third time and passed.

Title agreed to.

#### 17 NOTICE OF MOTION – DIESEL FUEL REBATE

Mrs E Cunningham, pursuant to notice, moved – That this House calls on the Government to review the diesel rebate scheme in Queensland for off–road diesel users to ensure their fuel input costs do not rise in spite of the Intergovernmental Agreement.

Debate ensued.

The following amendment was proposed by Treasurer (Mr Hamill)—

Delete all words after 'calls' and insert the following—

'on the Federal Coalition Government to review their off–road diesel rebate scheme in Queensland for off–road diesel users to ensure their fuel input costs do not rise as a consequence of the Federal Coalition Government's tax changes.'.

Debate ensued.

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

The House divided.

## AYES, 40

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

## NOES, 40

Baumann*	Elliott	Kingston	Nelson	Sheldon
Beanland	Feldman	Knuth	Paff	Simpson
Black	Gamin	Laming	Pratt	Slack
Borbidge	Goss	Lester	Prenzler	Springborg
Connor	Healy	Lingard	Quinn	Stephan
Cunningham, E	Hegarty*	Littleproud	Rowell	Turner
Dagleish	Hobbs	Malone	Santoro	Watson
Davidson	Horan	Mitchell	Seeney	Wellington

Pairs – Messrs Cooper, Grice, Johnson and Veivers (AYES) and Messrs Briskey, Foley, McGrady and Pearce (NOES)

\* Tellers

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

Question agreed to.

Motion, as amended, agreed to.

## 18 DEFAMATION (MATTERS OF PUBLIC INTEREST) AMENDMENT BILL – ORDER OF THE DAY DISCHARGED, BILL WITHDRAWN

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

Mr Feldman moved – That General Business Order of the Day No. 1 – Defamation (Matters of Public Interest) Amendment Bill – be discharged from the Notice Paper.

Question put and agreed to.

Mr Feldman moved – That the Bill be withdrawn.

Question put and agreed to.

## 19 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 Elliott.

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

## 20 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.

## 21 ATTENDANCE

The following Members were present—

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

**R K HOLLIS**  
Speaker

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