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2001–02

LEGISLATIVE ASSEMBLY OF QUEENSLAND

FIRST SESSION OF THE FIFTIETH PARLIAMENT

VOTES AND PROCEEDINGS

NO. 83

THURSDAY, 19 SEPTEMBER 2002

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1 MEETING OF THE ASSEMBLY
The Assembly met at 9.30am, pursuant to adjournment. The Speaker (Honourable R. K. Hollis) read prayers.

2 MATTER OF PRIVILEGE (Hansard p. 3719, 9.31 am)
Premier and Minister for Trade (Mr Beattie) rose on a matter of privilege.

3 ASSENT TO BILL
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 Bill on 17 September 2002—

4 MINISTERIAL STATEMENTS (Hansard p. 3719, 9.33am)
(a) Premier and Minister for Trade (Mr Beattie), by leave, made a ministerial statement relating to Smart State incentives.
   Paper: Mr Beattie, during his statement, tabled the following paper—
   Copy of Atherton Chinatown News
(b) Premier and Minister for Trade (Mr Beattie), by leave, made a ministerial statement relating to (i) world peace and (ii) Shades Day.
(c) Premier and Minister for Trade (Mr Beattie), by leave, made a ministerial statement relating to the Cancer Support Centre at Griffith University.
(d) Premier and Minister for Trade (Mr Beattie), by leave, made a ministerial statement relating to the LGAQ and the collapse of HIH Insurance.
   Paper: Mr Beattie, during his statement, tabled the following paper—
   Letter, dated 12 September 2002, from Councillor Noel Playford, President, LGAQ to Mr Beattie relating to the HIH assistance package
(e) Premier and Minister for Trade (Mr Beattie), by leave, made a ministerial statement relating to a trade and investment mission to the United Kingdom, Germany, Belgium and Ireland from 8 to 18 October 2002.
(f) Minister for Education (Ms Bligh), by leave, made a ministerial statement relating to Innovation Excellence and Improvement Program and nominations for the ICT For Learning Awards.
(g) Minister for Employment, Training and Youth and Minister for the Arts (Mr Foley), by leave, made a ministerial statement relating to tax incentives for the Queensland film and television industries.
   Papers: Mr Foley, during his statement, tabled the following papers—
   Letter, dated 20 February 2002, from Mr Foley to Senator Richard Alston
   Letter, dated 22 March 2002, from Premier and Minister for Trade (Mr Beattie) to the Prime Minister (Mr Howard)
   Letter, undated, to Senator Richard Alston
(h) Minister for Health and Minister Assisting the Premier on Women’s Policy (Mrs Edmond), by leave, made a ministerial statement relating to an outbreak of meningococcal in Biloela.
(i) Minister for State Development (Mr Barton), by leave, made a ministerial statement relating to the proposed LG Chemicals ethylene dichloride plant at Gladstone.
(j) Minister for Police and Corrective Services and Minister Assisting the Premier on the Carpentaria Minerals Province (Mr McGrady), by leave, made a ministerial statement relating to a parliamentary trade delegation to Taiwan and the Philippines.
   Paper: Mr McGrady, during his statement, tabled the following paper—
   Report on Parliamentary Trade Delegation Visit to Taiwan and the Philippines led by the Honourable Tony McGrady MP, Minister for Police and Corrective Services – 24 July to 2 August 2002
(k) Minister for Environment (Mr Wells), by leave, made a ministerial statement relating to Queensland Parks and Wildlife Service preparations for the bushfire season.

(l) Minister for Public Works and Minister for Housing (Mr Schwarten), by leave, made a ministerial statement relating to GoPrint and the regional sitting of Parliament in Townsville.

(m) Minister for Tourism and Racing and Minister for Fair Trading (Ms Rose), by leave, made a ministerial statement relating to the tourism industry and the Growing Tourism Strategy.

Papers: Ms Rose, by leave, during her statement, tabled the following papers—
Report entitled *Growing Tourism*
Brochure entitled *Growing Tourism*

(n) Minister for Local Government and Planning (Mrs J Cunningham), by leave, made a ministerial statement relating to the call in of the proposed Helensvale Shopping Centre development.

(o) Minister for Emergency Services and Minister Assisting the Premier in North Queensland (Mr Reynolds), by leave, made a ministerial statement relating to ambulance services for pensioners.

(p) Minister for Industrial Relations (Mr Nuttall), by leave, made a ministerial statement relating to an audit of time and wages for casuals, the young and women.

5 MOTION WITHOUT NOTICE – ELECTION OF SENATOR

Leader of the House (Ms Bligh), by leave, moved – That so much of Standing Order No 331 be suspended to allow the meeting 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 John Herron, to be held at 7.05pm on Tuesday, 29 October 2002.

Question put and agreed to.

6 PERSONAL EXPLANATION (Hansard p. 3734, 10.22am)

Mr Shine, by leave, made a personal explanation.

7 PUBLIC WORKS COMMITTEE – PAPER

Chairman of the Public Works Committee (Mr Livingstone) tabled the following paper—

*Public Works Committee—*
Report No. 77 – *The Redevelopment of the Tallebudgera Outdoor Recreation Centre*

8 MEMBERS’ ETHICS AND PARLIAMENTARY PRIVILEGES COMMITTEE – PAPERS

Chairman of the Members’ Ethics and Parliamentary Privileges Committee (Mrs Attwood) tabled the following papers—

*Members’ Ethics and Parliamentary Privileges Committee—*
Report No. 55 – Annual Report 2001-02 together with its Audit of Discharge of Responsibilities - 1 July 2001 to 30 June 2002

*Ordered* to be printed.

9 PRIVATE MEMBERS’ STATEMENTS (Hansard p. 3734, 10.24am)

Private Members’ statements were made.

10 QUESTIONS WITHOUT NOTICE (Hansard p. 3736, 10.30am)

Questions without notice were asked.

Papers: Premier and Minister for Trade (Mr Beattie) tabled the following papers—
Folder of information about Queensland used by Premier on overseas trade delegations

Questions continued.
Paper: Minister for Innovation and Information Economy (Mr Lucas), during his speech, tabled the following paper—
Document listing CSDP recipients

Questions continued.
Questions concluded.

11 MATTER OF PRIVILEGE (Hansard p. 3747, 11.30am)
Premier and Minister for Trade (Mr Beattie) rose on a matter of privilege.

12 PAPER

Minister for Employment, Training and Youth and Minister for the Arts (Mr Foley)—
Media Release, dated 7 November 2001, from Pacific Film and Television Commission entitled Geoffrey Rush and Judy Davis to star in Crusader Entertainment’s Swimming Upstream

13 MATTER OF PRIVILEGE (Hansard p. 3748, 11.32am)
Leader of the Opposition (Mr Horan) rose on a matter of privilege.

14 DRUG DIVERSION AMENDMENT BILL (Hansard p. 3748, 11.33am)
Attorney-General and Minister for Justice (Mr Welford), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the Juvenile Justice Act 1992 and the Penalties and Sentences Act 1992 to facilitate the provision of drug assessment and education sessions to particular offenders appearing before drug diversion courts.
Question put and agreed to.
Bill and Explanatory Notes presented by Mr Welford, Bill read a first time and ordered to be printed.
Mr Welford moved – That the Bill be now read a second time.
Debate ensued.

Paper: Mr Welford, during his speech, tabled the following paper—
Draft Penalties and Sentences Amendment Regulation 2002

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.

15 MOTOR VEHICLES SECURITIES AND ANOTHER ACT AMENDMENT BILL (Hansard p. 3751, 11.45am)
Order of the day read for the adjourned debate on the motion of the Minister for Tourism and Racing and Minister for Fair Trading (Ms Rose) – 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 Ms Rose

In Committee
(Hansard p. 3771)

Clauses 1 to 15, as read, agreed to.
Bill to be reported without amendment.

In the House

Bill reported without amendment.
Ms Rose, 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.

16 TRIBUNALS PROVISIONS AMENDMENT BILL  (Hansard p.3771, 3.24pm)

Order of the day read for the adjourned debate on the motion of the Minister for Tourism and Racing and Minister for Fair Trading (Ms Rose) – 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 Ms Rose.

In Committee
(Hansard p. 3792)

Clauses 1 to 101, as read, agreed to.
Schedule, as read, agreed to.
Bill to be reported without amendment.

In the House

Bill reported without amendment.
Ms Rose, 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.

17 TOURISM, RACING AND FAIR TRADING (NATIONAL COMPETITION POLICY) AMENDMENT BILL  (Hansard p. 3794, 6.03pm)

Order of the day read for the adjourned debate on the motion of the Minister for Tourism and Racing and Minister for Fair Trading (Ms Rose) – 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 Ms Rose.

In Committee
(Hansard p. 3901)

Clauses 1 to 8, as read, agreed to.
Clause 9 (Amendment of s 8 (Requirement for default notice))—
The following amendment was proposed by Ms Rose—
At page 6, lines 12 to 24—
omit, insert—
‘(2) Section 8(2), (3) and (4)—’.

Paper:  Ms Rose tabled the following paper—
Tourism, Racing and Fair Trading (National Competition Policy) Amendment Bill 2002 – Explanatory Notes to Amendments in Committee to Clauses 9, 10 and 11

Debate ensued.
Question – That Mrs Rose’s amendment be agreed to – put and agreed to.
Clause 9, as amended, agreed to.
Clause 10 (Insertion of new pt 3A)—
The following amendments were proposed by Ms Rose—
At page 8, after line 8—
insert—
‘17BA Mortgagee must give notice of best price estimate and expenses
The mortgagee must, within 30 days after the mortgagee takes possession of the farm equipment, give the mortgagor a written notice stating—
(a) a best price estimate for the farm equipment; and
(b) the mortgagee’s estimate of the mortgagee’s enforcement expenses; and
(c) the mortgagee’s estimate of any expense the mortgagee must reasonably incur to
return the farm equipment to the mortgagor.

Maximum penalty—500 penalty units.¹

At page 8, lines 10 to 15—

*omit, insert—

‘The mortgagor may, within 21 days after the mortgagee gives the mortgagor notice under
section 17BA, give the mortgagee written notice requiring the mortgagee to—

(a) sell the farm equipment to a person nominated by the mortgagor at a price not less
than the best price estimate for the farm equipment stated in the notice given under
section 17BA; or’.

Debate ensued.

Question – That Mrs Rose’s amendments be agreed to – put and agreed to.

Clause 10, as amended, agreed to.

Clause 11 (Amendment of s 18 (Compensation for noncompliance by mortgagee))—

The following amendment was proposed by Ms Rose—

At page 11, line 2—

*omit, insert—

‘, 17, 17BA or 17D.¹’

Debate ensued.

Question – That Ms Rose’s amendment be agreed to – put and agreed to.

Clause 11, as amended, agreed to.

Clauses 12 to 19, as read, agreed to.

Schedule, as read, 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.

Ms Rose, 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.

18 SPECIAL ADJOURNMENT

Minister for Health and Minister Assisting the Premier on Women’s Policy (Mrs Edmond) moved –

That this House at its rising do adjourn until 9.30am on Tuesday, 22 October 2002.

Question put and agreed to.

19 ADJOURNMENT (Hansard p. 3802, 6.50pm)

Minister for Health and Minister Assisting the Premier on Women’s Policy (Mrs Edmond) moved –

That this House do now adjourn.

Debate ensued.

Question put and agreed to.

The House adjourned at 7.21pm.

¹ Section 7 (Mortgagee must give default notice), 15 (Effect of serving notice of application), 17 (Compliance with relieving
order), 17BA (Mortgagee must give notice of best price estimate and expenses) or 17D (Return of farm equipment when
breach remedied)
## ATTENDANCE

The following members were present—

<table>
<thead>
<tr>
<th>Attwood</th>
<th>Cunningham, E</th>
<th>Kingston</th>
<th>Miller</th>
<th>Reilly</th>
<th>Smith</th>
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<tr>
<td>Barry</td>
<td>Cunningham, J</td>
<td>Lavarch</td>
<td>Molloy</td>
<td>Reynolds</td>
<td>Spence</td>
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<td>Lawlor</td>
<td>Mulherin</td>
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<td>Lee</td>
<td>Nelson–Carr</td>
<td>Roberts, N</td>
<td>Stone</td>
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<td>Lee Long</td>
<td>Nolan</td>
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<td>Bligh</td>
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<td>Scott, D</td>
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<td>Shine</td>
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<td>Cummins</td>
<td>Keetch</td>
<td>Mickel</td>
<td>Reeves</td>
<td>Simpson</td>
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R K HOLLIS

Speaker

N J LAURIE

Acting Clerk of the Parliament

BY AUTHORITY

K A TYNDALL, ACTING GOVERNMENT PRINTER, QUEENSLAND

2002-012