LEGISLATIVE ASSEMBLY OF QUEENSLAND
FIRST SESSION OF THE FIFTIETH PARLIAMENT

VOTES AND PROCEEDINGS
NO. 116
WEDNESDAY, 14 MAY 2003

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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 MATTERS OF PRIVILEGE  (Hansard p. 1805, 9.30am)
(a) Premier and Minister for Trade (Mr Beattie) rose on a matter of privilege.
(b) Leader of the Opposition (Mr Springborg) rose on a matter of privilege.
(c) Premier and Minister for Trade (Mr Beattie) rose on a matter of privilege.
(d) Leader of the Opposition (Mr Springborg) rose on a matter of privilege.
Mr Speaker undertook to consider the matters of privilege raised by Mr Beattie and Mr Springborg and report back to the Parliament.
(e) Mr Seeney rose on a matter of privilege.
Mr Speaker undertook to consider the matter of privilege raised by Mr Seeney and report back to the Parliament.

3 AUDITOR–GENERAL – REPORT
Mr Speaker informed the House that he had received the following report from the Auditor–General—
Audit Report No. 7 2002-03 – Results of Audits Performed for 2001-02 as at 28 February 2003

4 PETITION
The following paper petition, lodged with the Clerk by the Member indicated, was received—
Ms Nelson-Carr, from 10,400 petitioners, requesting the House to legislate to prohibit the sale of solvents to people under the age of 17

5 MINISTERIAL PAPERS TABLED BY THE CLERK
The following ministerial papers were tabled by The Clerk—
Minister for Education (Ms Bligh)—
Board of Teacher Registration – Annual Report 2002
Board of Trustees of Brisbane Girls Grammar School – Annual Report 2002
Board of Trustees of Brisbane Grammar School – Annual Report 2002
Board of Trustees of Ipswich Grammar School – Annual Report 2002
Board of Trustees of Rockhampton Grammar School – Annual Report 2002
Board of Trustees of Toowoomba Grammar School – Annual Report 2002
Board of Trustees of Townsville Grammar School – Annual Report 2002
Rockhampton Girls Grammar School – Annual Report 2002
Central Queensland University – Annual Report 2002
Griffith University – Annual Report 2002 Volume One and Volume Two
James Cook University – Annual Report 2002
Queensland University of Technology – Annual Report 2002 Volume One and Volume Two
University of Queensland – Annual Report and Appendices 2002
University of Southern Queensland – Annual Report 2002
University of the Sunshine Coast – Annual Report 2002

6 MINISTERIAL STATEMENTS  (Hansard p. 1808, 9.41am)
(a) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the Federal Budget.
(b) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to recreational fishing.
Paper: Mr Beattie, during his statement, tabled the following paper—
Summary of proposed reforms
(c) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to a request for additional funding for the Opposition.

(d) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the Port of Brisbane Corporation.

   Paper:  Mr Beattie, during his statement, tabled the following paper—
   FPD Savills report

(e) Deputy Premier, Treasurer and Minister for Sport (Mr Mackenroth) made a ministerial statement relating to the Federal Budget.

   Matter of Privilege:  Leader of the Opposition (Mr Springborg) rose on a matter of privilege suddenly arising.  (Hansard p. 1815, 10.05am)

(f) Minister for Education (Ms Bligh) made a ministerial statement relating to the Federal Budget.

(g) Minister for Employment, Training and Youth and Minister for the Arts (Mr M Foley) made a ministerial statement relating to the Education and Training Reforms for the Future white paper.

   Papers:  Mr M Foley, during his statement, tabled the following papers—
   Federal Budget Paper No. 2
   Copy of a brochure entitled Stepping Forward

(h) Minister for Health and Minister Assisting the Premier on Women’s Policy (Mrs Edmond) made a ministerial statement relating to the Federal Budget.

(i) Minister for Emergency Services and Minister Assisting the Premier in North Queensland (Mr Reynolds) made a ministerial statement relating to Audit Report No. 7 2002-03 and the World Firefighter Games.

7  MOTION WITHOUT NOTICE – HOURS AND ORDER OF BUSINESS FOR TODAY

   Leader of the House (Ms Bligh), by leave, moved – That notwithstanding anything contained in the Standing and Sessional Orders, for this day’s sitting, the House can continue to meet past 7.30pm.
   Private Members’ motions will be debated between 6 and 7pm.
   The House can then break for dinner and resume its sitting at 8.30pm.
   The Order of Business shall then be Government Business followed by a 30 minute adjournment debate.
   Question put and agreed to.

8  NOTICE OF MOTION

   Mr Springborg gave notice that he will move – That this Parliament notes the destruction of the Queensland racing industry, particularly country racing, by the Beattie Government and calls on the Beattie Government to ensure that racing in Queensland has sufficient funds to ensure a viable future.

9  QUESTIONS WITHOUT NOTICE  (Hansard p. 1820, 10.30am)

   Questions without notice were asked.

   Paper:  Premier and Minister for Trade (Mr Beattie) tabled the following paper—
   List of Premier’s Awards categories

   Questions continued.
   Questions concluded.

10 POSTPONED ORDER – GOVERNMENT BUSINESS

   Leader of the House (Ms Bligh) moved – That Government Business Order of the Day No. 1 be postponed until a later hour of the sitting.
Question put and agreed to.

11 **MINISTERIAL STATEMENT** (Hansard p. 1832, 11.30am)

Minister for Primary Industries and Rural Communities (Mr Palaszczuk), by leave, made a ministerial statement relating to the protection of fish habitats and the tipping of crabs.

12 **FINANCIAL ADMINISTRATION AND OTHER LEGISLATION AMENDMENT BILL** (Hansard p. 1832, 11.35am)

Order of the day read for the adjourned debate on the motion of the Deputy Premier, Treasurer and Minister for Sport (Mr Mackenroth) – That the Bill be now read a second time.

Debate resumed.

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

Queensland Treasury Guidelines for the Formation or Acquisition of Companies, November 2002

Debate continued.

Question put and agreed to.

Bill read a second time.

Bill committed on the motion of Mr Mackenroth.

**In Committee**

Clauses 1 to 16, as read, agreed to.

Clause 17—

Debate ensued.

Question put – That Clause 17, as read, stand part of the Bill.

The Committee divided.

**AYES 55—**

Attwood
Barton
Beattie
Bligh
Boyle
Bredthauer
Choi
Clark, E
Clark, L
Croft
Cummins
Cunningham, J
Edmond
English
Fenlon
Hayward
Jarratt
Keech
Lavarch
Lawlor
Lee
Livingstone
Lucas
Mackenroth
Male
McNamara
Mickel
Miller
Molloy
Nelson–Carr
Nolan
Nuttall
Pearce
Pitt
Poole
Purcell
Reeves *
Reynolds
Roberts, N
Robertson
Rodgers
Rose
Schwarten
Scott, C
Shine
Smith
Spence
Stone
Struthers

**NOES 19—**

Bell
Copeland
Cunningham, E
Flyn
Foley, C
Hobbs
Hopper
Horan
Lee Long
Lester *
Lingard
Malone
Pratt
Quinn
Rowell
Seeney
Springborg
Watson *
Wellington

* Tellers

Question agreed to.

Clause 18, as read, agreed to.

Schedule, as read, agreed to.

Bill to be reported without amendment.

**In the House**

Bill reported without amendment.

Mr Mackenroth, 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.
13 **MOTOR ACCIDENT INSURANCE AMENDMENT REGULATION (NO. 1) 2003 – MOTION FOR DISALLOWANCE** (Hansard p. 1837, 12.05pm)

Mr Quinn, pursuant to notice, moved – That the Motor Accident Insurance Amendment Regulation (No. 1) 2003 (Subordinate Legislation No. 49 of 2003) tabled in the Parliament on 1 April 2003, be disallowed.

Debate ensued.

Question put.

The House divided.

**AYES 18—**

Bell  
Copeland  
Flynn  
Hobbs  
Johnson  
Lingard  
Quinn  
Springborg  

**NOES 58—**

Atwood  
Barton  
Beattie  
Bilg  
Boyle  
Bredhauer  
Choi  
Clark, E  
Clark, L  
Croft  
Cummins  
Cunningham, E  
Cunningham, J  
Edmond  
Fenlon  
Foley, C  
Hayward  
Jarratt  
Keech  

* Tellers

Question negatived.

14 **WORKERS’ COMPENSATION AND REHABILITATION BILL** (Hansard p. 1844, 2.31pm)

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

Debate resumed.

Question put.

The House divided.

**AYES 60—**

Atwood  
Barton  
Beattie  
Bilg  
Boyle  
Bredhauer  
Briskey  
Choi  
Clark, E  
Clark, L  
Croft  
Cummins  
Cunningham, E  
Cunningham, J  
Edmond  
Fenlon  
Foley, M  
Hayward  
Jarratt  
Keech  

* Tellers

Question agreed to.

Bill read a second time.

Bill committed on the motion of Mr Nuttall.

**In Committee**

Clauses 1 to 622, as read, agreed to.

Schedules 1 to 6, as read, agreed to.

Bill to be reported without amendment.
In the House
Bill reported without amendment.
Mr Nuttall, 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.

15 ELECTRICITY AND OTHER LEGISLATION AMENDMENT BILL  
(Hansard p. 1850, 3.16pm)
Order of the day read for the adjourned debate on the motion of the Minister for Innovation and Information Economy (Mr Lucas) – 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 Lucas.

Clauses 1 to 41, as read, agreed to.
Schedules 1 and 2, as read, agreed to.
Bill to be reported without amendment.

In the House
Bill reported without amendment.
Mr Lucas, 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 GAS SUPPLY BILL  
(Hansard p. 1866, 4.46pm)
Order of the day read for the adjourned debate on the motion of the Minister for Innovation and Information Economy (Mr Lucas) – That the Bill be now read a second time.
Debate resumed.

Paper: Mr McNamara, during his speech, tabled the following paper—
Non-conforming petition from electors of Hervey Bay relating to the installation of traffic lights

Debate continued.

Paper withdrawn: Mr McNamara, by leave, withdrew the paper he tabled earlier.

Debate continued.
Question put and agreed to.
Bill read a second time.
Bill committed on the motion of Mr Lucas.

Clauses 1 to 387, as read, agreed to.
Schedules 1 to 4, as read, agreed to.
Bill to be reported without amendment.

In the House
Bill reported without amendment.
Mr Lucas, 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 COMMERCIAL AND CONSUMER TRIBUNAL BILL (Hansard p. 1872, 5.23pm)
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.
Debate adjourned on the motion of Mrs Sheldon.
Ordered – That the resumption of the debate be made an order of the day for a later hour of the sitting.

18 NOTICE OF MOTION – QUEENSLAND RACING INDUSTRY (Hansard p. 1878, 6pm)
Leader of the Opposition (Mr Springborg), pursuant to notice, moved - That this Parliament notes the destruction of the Queensland racing industry, particularly country racing, by the Beattie Government and calls on the Beattie Government to ensure that racing in Queensland has sufficient funds to ensure a viable future.
Debate ensued.
The following amendment was proposed by Minister for Tourism and Racing and Minister for Fair Trading (Ms Rose)—
That all words after 'Parliament' are omitted and the following words inserted—
'recognises Queensland Racing as the control body for thoroughbred racing in Queensland and that the Parliament recognises Queensland Racing's independence, to ensure Queensland is not disqualified from the Australian racing system.'
Debate ensued.

Paper: Mr Lawlor, during his speech, tabled the following paper—
Copy of a letter, dated 24 February 1997, from Hon Russell Cooper to Mrs Sheldon relating to TAB matters

Debate continued.
Question put – That Ms Rose's amendment be agreed to.
The House divided.

AYES 60—

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NOES 21—

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<td>Watson *</td>
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*Tellers

Question agreed to.
Question put – that the motion, as amended, be agreed to.
The House divided.
AYES 60—

Attwood  Croft  Lavarch  Miller  Reeves *  Smith
Barry    Cummins  Lawlor  Molloy  Reynolds  Spence
Beattie  Cunningham, J  Lee  Nelson–Carr  Roberts, N  Stone
Bligh    Edmond  Livingstone  Nolan  Robertson  Strong
Boyle    English  Lucas  Nuttall  Rodgers  Struthers
Bredhauer Fenlon  Mackenroth  Pearce  Rose  Sullivan, C
Briskey  Foley, M  Male  Phillips  Schwarten  Sullivan, T *
Choi     Hayward  McGrady  Pitt  Scott, C  Welford
Clark, E Jarrett  McNamara  Poole  Scott, D  Wells
Clark, L Keach  Mickel  Purcell  Shine  Wilson

NOES 21—

Bell     Foley, C  Johnson  Pratt  Sheldon  Wellington
Copeland Hobbs  Lester *  Quinn  Simpson
Cunningham, E Hopper  Lingard  Rowell  Springborg
Flynn    Horan  Malone  Seeney  Watson *

* Tellers

Question agreed to.

19 COMMERCIAL AND CONSUMER TRIBUNAL BILL  (Hansard p. 1889, 8.30pm)

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

Clauses 1 to 99, as read, agreed to.

Clause 100 (Appeals)—

The following amendment was proposed by Ms Rose —

At page 53, after line 2—

insert—

‘(1A) The chief executive of the department in which the Property Agents and Motor Dealers Act 2000 is administered may appeal to the District Court against a decision of the tribunal relating to that Act only on the ground of error of law.’.

Debate ensued.

Paper:  Ms Rose, during his speech, tabled the following paper—

Explanatory Notes to Amendments in Committee to the Commercial and Consumer Tribunal Bill 2003

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

Clause 100, as amended, agreed to.

Clauses 101 to 104, as read, agreed to.

The following amendment was proposed by Ms Rose —

At page 55, line 4—

omit, insert—

'Division 2—Disciplinary proceedings, stop orders and suspension orders’.

Debate ensued.

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

Clauses 105 to 169, as read, agreed to.

Schedule 1, as read, agreed to.

Schedule 2 (Dictionary)—

The following amendment was proposed by Ms Rose —

At page 123, after line 20—

insert—
‘(c) for an order under section 108\(^1\) in relation to a contravention or proposed contravention of an empowering Act—the entity that, under the empowering Act, may apply to the tribunal to conduct a disciplinary proceeding, whether or not the contravention or proposed contravention is a ground for a disciplinary proceeding; or

(d) for an order under section 109\(^2\)—the entity that granted the licence sought to be suspended; or

(e) for a public examination—the entity that, under an empowering Act, may apply to the tribunal to conduct the public examination.’.

Debate ensued.

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

Schedule 2, as amended, 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.

20 POSTPONED ORDERS – GOVERNMENT BUSINESS

Minister for Tourism and Racing and Minister for Fair Trading (Ms Rose) moved – That Government Business Orders of the Day Nos. 6 to 9 be postponed until a later hour of the sitting.

Question put and agreed to.

21 BIRTHS, DEATHS AND MARRIAGES REGISTRATION BILL

Order of the day read for the adjourned debate on the motion of the Attorney-General and Minister for Justice (Mr Welford) – 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 Welford.

In Committee

Clauses 1 to 59, as read, agreed to.

Schedules 1 and 2, as read, agreed to.

Bill to be reported without amendment.

In the House

Bill reported without amendment.

Mr Welford, 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.

22 QUEENSLAND HERITAGE AND OTHER LEGISLATION AMENDMENT BILL

Order of the day read for the adjourned debate on the motion of the Minister for Environment (Mr Wells) – That the Bill be now read a second time.

Debate resumed.

Question put and agreed to.

1 Section 108 (Stop orders)

2 Section 109 (Suspension orders)
Bill read a second time.
Bill committed on the motion of Mr Wells.

In Committee

Clauses 1 to 35, as read, agreed to.
Schedule 1, as read, agreed to.
Bill to be reported without amendment.

In the House

Bill reported without amendment.
Mr Wells, 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.

And the House having continued to sit till 12 midnight—

THURSDAY, 15 MAY 2003

23 ADJOURNMENT (Hansard p. 1921, 12am)

Minister for Environment (Mr Wells) moved – That this House do now adjourn. Debate ensued.
Question put and agreed to.
The House adjourned at 12.31am.

24 ATTENDANCE

The following members were present—

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R K HOLLIS  N J LAURIE
SPEAKER THE CLERK OF THE PARLIAMENT

BY AUTHORITY
K A TYNDALL, ACTING GOVERNMENT PRINTER, QUEENSLAND

2003-006 C