

2001–03



LEGISLATIVE ASSEMBLY OF QUEENSLAND

FIRST SESSION OF THE FIFTIETH PARLIAMENT

# VOTES AND PROCEEDINGS

NO. 133

THURSDAY, 9 OCTOBER 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 MATTER OF PRIVILEGE** (Hansard p. 3875, 9.31am)

Minister for Health and Minister Assisting the Premier on Women's Policy (Mrs Edmond) rose on a matter of privilege.

**3 MATTER OF PRIVILEGE** (Hansard p. 3875, 9.33am)

Mr Lingard rose on a matter of privilege.

**4 PETITIONS**

The following paper petition, lodged with the Clerk by the Member indicated, was received—

Mrs C Smith from 2200 petitioners requesting the House to endorse the south east Queensland's Regional Nature Conservation Strategy and declare vegetation clearing as an environmentally relevant activity under the Environmental Protection Act 1994 and to allocate adequate funding for koala research, education, management and acquisition of koala habitat in the Gold Coast region

The following E-petition, sponsored by the Member indicated, was received—

Mr Springborg from 101 petitioners requesting the House to remove the right for silence in Queensland Criminal Court cases

**5 MINISTERIAL PAPERS TABLED BY THE CLERK**

The following ministerial papers were tabled by The Clerk—

*Attorney-General and Minister for Justice (Mr Welford)—*

Four reports by the Attorney-General and Minister for Justice under section 56A(4) of the *Statutory Instruments Act 1992*

**6 MINISTERIAL STATEMENTS** (Hansard p. 3876, 9.36am)

- (a) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the death of Mr Richard Power, Chief Executive Officer, Townsville Enterprise.
- (b) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the death of Mr Col McKean (Slim Dusty).
- (c) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the Brisbane Lions' win in the AFL grand final.
- (d) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the role of the business community in the reconciliation process.
- (e) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to economic growth in Queensland.
- (f) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the Boeing Chair of Systems Engineering at the University of Queensland.
- (g) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to Public Service governance.

*Papers:* Mr Beattie, during his statement, tabled the following papers—

Document by the Office of Public Sector Merit and Equity entitled *Realising the Vision – Governance for the Smart State*

A brochure entitled *Queensland Public Service Charter*

- (h) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the anniversary of the terrorist bombing in Bali.  
Members stood in silence in tribute to the victims.

- (i) Deputy Premier, Treasurer and Minister for Sport (Mr Mackenroth) made a ministerial statement relating to the Lexmark Indy 300.
- (j) Minister for Education (Ms Bligh) made a ministerial statement relating to higher education reforms by the Federal Government.
- (k) Minister for Employment, Training and Youth and Minister for the Arts (Mr M Foley) made a ministerial statement relating to increased funding for the visual arts.
- (l) Minister for Health and Minister Assisting the Premier on Women's Policy (Mrs Edmond) made a ministerial statement relating to the treatment of Mr Gary Nash, a victim of the Bali bombing, by staff at the Royal Brisbane Hospital.
- (m) Minister for Police and Corrective Services and Minister Assisting the Premier on the Carpentaria Minerals Province (Mr McGrady) made a ministerial statement relating to the death of Mark Walter Daley, a prisoner at the Sir David Longland Corrections Centre.
- (n) Minister for Environment (Mr Wells) made a ministerial statement relating to the Bendigo bank's reduced interest rate loans for owners of heritage-listed buildings.
- (o) Minister for Environment (Mr Wells) made a ministerial statement relating to heritage grants through the Queensland Community Cultural Heritage Program.
- (p) Minister for Families and Minister for Aboriginal and Torres Strait Islander Policy and Minister for Disability Services and Minister for Seniors (Ms Spence) made a ministerial statement relating to Reforms to governance by Aboriginal councils.  
*Papers:* Ms Spence, during her statement, tabled the following papers—  
     Department of Aboriginal and Torres Strait Islander Policy—  
         White Paper entitled *Meeting the Challenges of Community Governance – A White Paper on new laws for Aboriginal community governance* – October 2003  
         Paper entitled *Making Choices About Community Governance – Summary of Green Paper feedback* – October 2003
- (q) Minister for Emergency Services and Minister Assisting the Premier in North Queensland (Mr Reynolds) made a ministerial statement relating to the death of Mr Richard Power, Chief Executive Officer, Townsville Enterprise.
- (r) Minister for Industrial Relations (Mr Nuttall) made a ministerial statement relating to the WorkCover Queensland Annual Report 2002–03.  
*Paper:* Mr Nuttall, during his statement, tabled the following paper—  
     WorkCover Queensland – *Annual Report 2002-03*
- (s) Minister for Innovation and Information Economy (Mr Lucas) made a ministerial statement relating to green energy initiatives.

## 7 MOTION WITHOUT NOTICE – SELECT COMMITTEE ON THE CONSEQUENCES OF CHANGING POLITICAL STATUS

Premier and Minister for Trade (Mr Beattie), by leave, moved—

1. That a select committee, to be known as the Select Committee on the Consequences of Changing Political Status, be appointed to investigate, consult with the community and report on the Parliament of Queensland (Change of Political Status) Bill 2003, including—
  - (a) The philosophical and practical issues arising from the Bill;
  - (b) The impact of the legislation on the political and parliamentary process;
  - (c) Constitutional and legal ramifications;
  - (d) Costs to the community; and
  - (e) Practice and experience in other jurisdictions (especially those that have similar legislation).
2. That the committee consist of seven members of the Legislative Assembly—
  - (a) four members, including the Chair of the Committee, to be nominated by the Premier;

- (b) two members to be nominated by the Leader of the Opposition; and
- (c) the Independent Member for Nicklin, Mr Peter Wellington MP.
- 3. That the committee have power to call for persons, documents and other items.
- 4. That the foregoing provision of this resolution, so far as they may be inconsistent with the Standing Orders, have effect notwithstanding anything contained in the Standing or Sessional Orders.

Question put and agreed to.

## 8 **SCRUTINY OF LEGISLATION COMMITTEE – PAPER**

Chair of the Scrutiny of Legislation Committee (Mr Pitt) tabled the following paper—

*Scrutiny of Legislation Committee—*

Report No. 29 entitled *Annual Report 1 July 2002 to 30 June 2003*

## 9 **TELECOMMUNICATIONS (INTERCEPTION) QUEENSLAND BILL** (Hansard p. 3888, 10.19am)

Leader of the Opposition (Mr Springborg) moved – That leave be granted to bring in a Bill for an Act to enable particular eligible authorities under the *Telecommunications (Interception) Act 1979* (Cwlth) to be declared agencies under that Act, and for other purposes.

Question put and agreed to.

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

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

Debate ensued.

Premier and Minister for Trade (Mr Beattie) 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.

## 10 **PRIVATE MEMBERS' STATEMENTS** (Hansard p. 3889, xam)

Private Members' statements were made.

## 11 **QUESTIONS WITHOUT NOTICE** (Hansard p. 3891, 10.30am)

Questions without notice were asked.

*Papers:* Mr Copeland tabled the following papers—

Correspondence, dated 6 October 2003, sent by email from the Minister for Industrial Relations (Mr Nuttall) to Mr John McLeod relating to the dissemination of health and safety information at the Basil Stafford Centre, Wacol

Copy of an email, dated 7 October 2003, from Mr J A McLeod the Minister for Industrial Relations (Mr Nuttall)

Questions continued.

Questions concluded.

## 12 **MATTER OF PRIVILEGE** (Hansard p. 3903, 11.30am)

Premier and Minister for Trade (Mr Beattie) rose on a matter of privilege.

## 13 **MATTER OF PRIVILEGE** (Hansard p. 3903, 11.31am)

Leader of the Opposition (Mr Springborg) rose on a matter of privilege.

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

Copy of a letter, dated 6 October 2003, from R T Atkinson, Commissioner of Police to Mr Springborg

## 14 **YOUTH PARTICIPATION IN EDUCATION AND TRAINING BILL AND TRAINING REFORM BILL** (Hansard p.3903, 11.33am)

Order of the day read for the adjourned debate on the motion of the Minister for Education (Ms Bligh) – That the Bills be now read a second time.

Debate resumed.

Debate adjourned on the motion of Minister for Employment, Training and Youth and Minister for the Arts (Mr M Foley).

*Ordered* – That the resumption of the debate be made an order of the day for a later hour of the sitting.

**15 MINISTERIAL STATEMENT** (Hansard p. 3919, 2.30pm)

Premier and Minister for Trade (Mr Beattie), by leave, made a ministerial statement relating to jobs.

**16 YOUTH PARTICIPATION IN EDUCATION AND TRAINING BILL AND TRAINING REFORM BILL** (Hansard p.3919, 2.34pm)

Order of the day read for the adjourned debates on the motions of the Minister for Education (Ms Bligh) and the Minister for Employment, Training and Youth and Minister for the Arts (Mr M Foley)  
– That the Bills be now read a second time.

Debate resumed.

Question put and agreed to.

Bill read a second time.

Bills committed on the motion of Ms Bligh.

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*In Committee*

*Youth Participation in Education and Training Bill—*

Clause 1, as read, agreed to.

Clause 2 (Commencement)—

The following amendments were proposed by Ms Bligh—

Page 8, after line 7—

*insert—*

'1(A) The following provisions commence on assent—

- part 7, division 1
- section 82'.

Page 8, line 10—

*omit, insert—*

- part 7, division 2, other than section 82'.

Debate ensued.

Question – That Ms Bligh's amendments be agreed to – put and agreed to.

Clause 2, as amended, agreed to.

Clauses 3 to 59, as read, agreed to.

New Clause 59A—

The following amendment was proposed by Ms Bligh—

Page 31, after line 1—

*insert—*

**'59A Transitional**

'To remove any doubt, it is declared that, despite section 11, a young person is not in the compulsory participation phase if the person stopped being of compulsory school age before the commencement of that section.'

Debate ensued.

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

Clauses 60 to 83, as read, agreed to.

Clause 84 (Amendment of s 2 (Interpretation))—

The following amendment was proposed by Ms Bligh—

Page 50, lines 17 to 21—

*omit, insert—*

'Section 2(1), definition "compulsory school age"—

*omit, insert—*'.

Debate ensued.

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

Clause 84, as amended, agreed to.

Clause 85, as read, agreed to.

Clause 86 (Omission of pt 4, div 4 (Cancellation of enrolment of students above the age of compulsory attendance)) to Clause 89 (Amendment of s 45 (Submissions about suspensions, exclusions and cancellation))—

Question – That Clauses 86 to 89, as read, stand part of the Bill – put and negatived.

Clauses 90 to 92, as read, agreed to.

New Clause 93A—

The following amendment was proposed by Ms Bligh—

Page 53, after line 24—

*insert—*

**'93A Insertion of new s 166E**

'Part 11, division 4, after section 166D—

*insert—*

**'166E Compulsory school age**

'Despite section 4A, a child who was at least 15 years on 31 December 2005 is not of compulsory school age.''.  
'.

Debate ensued.

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

Clauses 93 to 105, as read, agreed to.

Schedule 1, as read, agreed to.

Schedule 2 (Dictionary)—

The following amendment was proposed by Ms Bligh—

Page 60, after line 15—

*insert—*

*'Note—*

*See also the EGP Act, section 166E.'2, as amended, agreed to.*

Debate ensued.

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

Schedule 2, as amended, agreed to.

*Paper:* Ms Bligh, by leave, during her speech, tabled the following paper—  
Explanatory Notes to Amendments in Committee to the Youth Participation in Education and Training Bill

*Training Reform Bill—*

Clauses 1 to 60, as read, agreed to.

Schedule, as read, agreed to.

Youth Participation in Education and Training Bill to be reported with amendments.

Training Reform Bill to be reported without amendment.

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#### *In the House*

Youth Participation in Education and Training Bill reported with amendments.

Training Reform Bill reported without amendment.

*Ordered* – That the Youth Participation in Education and Training Bill, as amended, be taken into consideration.

Ms Bligh, by leave, moved – That the Bills be now read a third time.

Question put and agreed to.

Bills read a third time and passed.

Titles agreed to.

## **17 INTEGRATED PLANNING AND OTHER LEGISLATION AMENDMENT BILL** (Hansard p. 3959, 6.27pm)

Order of the day read for the adjourned debate on the motion of the Minister for Local Government and Planning (Mrs J Cunningham) – That the Bill be now read a second time.

Debate resumed.

Debate adjourned on the motion of Mrs Pratt.

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

**18 ADJOURNMENT** (Hansard p. 3965, 7.03pm)

Minister for Local Government and Planning (Mrs J Cunningham) moved – That this House do now adjourn.

Debate ensued.

Question put and agreed to.

The House adjourned at 7.33pm.

**19 ATTENDANCE**

The following members were present—

<i>Attwood</i>	<i>Cunningham, E</i>	<i>Keech</i>	<i>Molloy</i>	<i>Roberts, E</i>	<i>Stone</i>
<i>Barry</i>	<i>Cunningham, J</i>	<i>Lavarch</i>	<i>Mulherin</i>	<i>Roberts, N</i>	<i>Strong</i>
<i>Barton</i>	<i>Edmond</i>	<i>Lawlor</i>	<i>Nolan</i>	<i>Robertson</i>	<i>Struthers</i>
<i>Beattie</i>	<i>English</i>	<i>Lee</i>	<i>Nuttall</i>	<i>Rodgers</i>	<i>Sullivan, C</i>
<i>Bell</i>	<i>Fenlon</i>	<i>Lee Long</i>	<i>Palaszczuk</i>	<i>Rose</i>	<i>Sullivan, T</i>
<i>Bligh</i>	<i>Flynn</i>	<i>Lingard</i>	<i>Pearce</i>	<i>Rowell</i>	<i>Watson</i>
<i>Boyle</i>	<i>Foley, C</i>	<i>Livingstone</i>	<i>Phillips</i>	<i>Schwarten</i>	<i>Welford</i>
<i>Bredhauer</i>	<i>Foley, M</i>	<i>Lucas</i>	<i>Pitt</i>	<i>Scott, C</i>	<i>Wellington</i>
<i>Briskey</i>	<i>Fouras</i>	<i>Mackenroth</i>	<i>Poole</i>	<i>Scott, D</i>	<i>Wells</i>
<i>Choi</i>	<i>Hayward</i>	<i>Male</i>	<i>Pratt</i>	<i>Seeney</i>	<i>Wilson</i>
<i>Clark, E</i>	<i>Hobbs</i>	<i>Malone</i>	<i>Purcell</i>	<i>Shine</i>	
<i>Clark, L</i>	<i>Hopper</i>	<i>McGrady</i>	<i>Quinn</i>	<i>Simpson</i>	
<i>Copeland</i>	<i>Horan</i>	<i>McNamara</i>	<i>Reeves</i>	<i>Smith</i>	
<i>Croft</i>	<i>Jarratt</i>	<i>Mickel</i>	<i>Reilly</i>	<i>Spence</i>	
<i>Cummins</i>	<i>Johnson</i>	<i>Miller</i>	<i>Reynolds</i>	<i>Springborg</i>	

**R K HOLLIS**  
**SPEAKER**

**N J LAURIE**  
**CLERK OF THE PARLIAMENT**