

2001–03



LEGISLATIVE ASSEMBLY OF QUEENSLAND

FIRST SESSION OF THE FIFTIETH PARLIAMENT

VOTES AND PROCEEDINGS

NO. 136

THURSDAY, 16 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 PETITIONS

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

Mrs Lavarch from 225 petitioners requesting the House to provide traffic lights, including pedestrian crossings, at the existing Petrie roundabout located at the junction of Dayboro Road/River Street/Gympie Road/Anzac Avenue/Whites Road, Petrie in order to: allow pedestrians to safely cross these major roads; improve pedestrian access to local shops & services; and reduce traffic congestion at peak hours.

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

Mr Hobbs from 125 petitioners requesting the House to not impose the \$50 fee for licensed water bores and dams as well as the interim \$3 per mega litre charge for water harvesting until such time as meaningful consultation has been undertaken with Queensland's water using communities and a social and economic impact study has been conducted to determine the effect of the taxes on water users and their communities.

3 PAPER TABLED BY THE CLERK

The following ministerial paper was tabled by The Clerk—

Minister for Education (Ms Bligh)—

Response from the Minister for Education (Ms Bligh) to a paper petition presented by Mr Copeland from 2036 petitioners and an E-petition sponsored by Mr Copeland from 335 petitioners both regarding class sizes and wage and non wage benefits to teachers in the state school system

4 MINISTERIAL STATEMENTS (Hansard p.4220, 9.33am)

- (a) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the merger between UNITAB and TAB Ltd.
- (b) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to tree clearing.
- (c) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the Royal Brisbane Hospital Community Cabinet.
- (d) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to university funding.
- (e) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to special trade missions.
- (f) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the AMC Project.
- (g) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to crime and imprisonment rates.

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

Graph entitled *Figure 3 showing Numbers of Serious Violent Offenders in Secure and Open Custody: Males and Females*

- (h) Minister for Education (Ms Bligh) made a ministerial statement relating to the Partners for Success strategy.
- (i) Minister for State Development (Mr Barton) made a ministerial statement relating to Queensland Fashion Industry Awards winners.
- (j) 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 Mornington Island Police Community Youth Club.

- (k) Minister for Transport and Minister for Main Roads (Mr Bredhauer) made a ministerial statement relating to the Lexmark Indy 300.
- (l) Attorney-General and Minister for Justice (Mr Welford) made a ministerial statement relating to sentencing and the Drug Court.
- (m) Minister for Environment (Mr Wells) made a ministerial statement relating to Billie Watts and dugongs.
- (n) Minister for Public Works and Minister for Housing (Mr Schwarten) made a ministerial statement relating to initiatives in public works and housing.
- (o) Minister for Families and Minister for Aboriginal and Torres Strait Islander Policy and Minister for Disability Services (Ms Spence) made a ministerial statement relating to Aboriginal councils reforms and the Financial Accountability Improvement Program.
- (p) Minister for Primary Industries and Rural Communities (Mr Palaszczuk) rose to make a ministerial statement relating the Australian Broadcasting Corporation.

And Mr Lingard, rising on a point of order in accordance with Standing Order 107, moved – That the Minister for Primary Industries and Rural Communities (Mr Palaszczuk) be not further heard.

Question put.

The House divided.

AYES 19—

<i>Copeland</i>	<i>Hopper</i>	<i>Lester *</i>	<i>Quinn</i>	<i>Simpson</i>
<i>Cunningham, E</i>	<i>Horan</i>	<i>Lingard</i>	<i>Roberts, E</i>	<i>Springborg</i>
<i>Foley, C</i>	<i>Johnson</i>	<i>Malone</i>	<i>Rowell</i>	<i>Watson *</i>
<i>Hobbs</i>	<i>Lee Long</i>	<i>Pratt</i>	<i>Seeney</i>	

NOES 61—

<i>Attwood</i>	<i>Croft</i>	<i>Livingstone</i>	<i>Nuttall</i>	<i>Robertson</i>	<i>Struthers</i>
<i>Barry</i>	<i>Cummins</i>	<i>Lucas</i>	<i>Palaszczuk</i>	<i>Rodgers</i>	<i>Sullivan, C</i>
<i>Barton</i>	<i>Cunningham, J</i>	<i>Mackenroth</i>	<i>Pearce</i>	<i>Rose</i>	<i>Sullivan, T *</i>
<i>Beattie</i>	<i>Edmond</i>	<i>Male</i>	<i>Phillips</i>	<i>Schwarten</i>	<i>Welford</i>
<i>Bell</i>	<i>Fenlon</i>	<i>McGrady</i>	<i>Pitt</i>	<i>Scott, C</i>	<i>Wells</i>
<i>Bligh</i>	<i>Fouras</i>	<i>Mickel</i>	<i>Poole</i>	<i>Scott, D</i>	<i>Wilson</i>
<i>Boyle</i>	<i>Hayward</i>	<i>Miller</i>	<i>Purcell</i>	<i>Shine</i>	
<i>Bredhauer</i>	<i>Jarratt</i>	<i>Molloy</i>	<i>Reeves *</i>	<i>Smith</i>	
<i>Briskey</i>	<i>Keech</i>	<i>Mulherin</i>	<i>Reilly</i>	<i>Spence</i>	
<i>Choi</i>	<i>Lavarch</i>	<i>Nelson–Carr</i>	<i>Reynolds</i>	<i>Stone</i>	
<i>Clark, L</i>	<i>Lee</i>	<i>Nolan</i>	<i>Roberts, N</i>	<i>Strong</i>	

* Tellers

Question negated.

Whereupon Mr Palaszczuk concluded his ministerial statement.

- (q) Minister for Natural Resources and Minister for Mines (Mr Robertson) made a ministerial statement relating to the Federal Court decision on Native Title and public works in the Torres Strait.

5 [PERSONAL EXPLANATION](#) (Hansard p.4234, 10.28am)

A personal explanation was made by Mr Quinn.

6 **SELECT COMMITTEE ON TRAVELSAFE – PAPER**

Chair of the Select Committee on Travelsafe (Mr Pearce) tabled the following paper—

Select Committee on Travelsafe—

Report No. 39 – Annual Report 2002-03

7 MEMBERS' ETHICS AND PARLIAMENTARY PRIVILEGES COMMITTEE – PAPER

Chair of the Members' Ethics and Parliamentary Privileges Committee (Mrs Attwood) tabled the following paper—

Members' Ethics and Parliamentary Privileges Committee—

Report No. 59 – Report on a Citizen's Right of Reply No. 14

8 QUESTIONS WITHOUT NOTICE (Hansard p.4235, 10.30am)

Questions without notice were asked.

Matter of Privilege: Premier and Minister for Trade (Mr Beattie) rose on a matter of privilege. (Hansard p.4237)

Questions resumed.

Matter of Privilege: Premier and Minister for Trade (Mr Beattie) rose on a matter of privilege. (Hansard p.4242)

Paper: Premier and Minister for Trade (Mr Beattie) tabled the following paper—
Copy of an article entitled *Deputy Mayor Quits* relating to the Hervey Bay Deputy Mayor

Questions continued.

Questions concluded.

9 MATTER OF PRIVILEGE (Hansard p.4247, 11.30am)

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

Papers: Mr Springborg, during his speech, tabled the following papers—

Extracts from *Hansard*, dated 23 March 1999, relating to his motion regarding the establishment of the Drug Court

10 TAB QUEENSLAND LIMITED PRIVATISATION AMENDMENT BILL (Hansard p.4247, 11.33am)

Premier and Minister for Trade (Mr Beattie), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *TAB Queensland Limited Privatisation 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.

Mr Quinn 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.

11 MAGISTRATES AMENDMENT BILL (Hansard p.4249, 11.41am)

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 *Magistrates Act 1991*, and for other purposes.

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.

Mr Seeney 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 SURVEYORS BILL and SURVEY AND MAPPING INFRASTRUCTURE BILL (Hansard p.4252, 11.53am)

Order of the day read for the adjourned debate on the motion of the Minister for Natural Resources and Minister for Mines (Mr Robertson) – That the Bills be now read a second time.
Debate resumed.

Paper: Mr Robertson, during his speech, tabled the following paper—
Explanatory Notes for Amendments in Committee to the Surveyors Bill

Debate continued.

Question put and agreed to.

Bill read a second time.

Bill committed on the motion of Mr Robertson.

In Committee

Surveyors Bill—

Clauses 1 to 11, as read, agreed to.

Clause 12 (Membership of Board)—

The following amendment was proposed by Mr Robertson—

At page 15, lines 13 to 15—

omit, insert—

'(3) A surveyor may be appointed as a member only if the surveyor—

- (a) has been registered as a surveyor for periods totalling at least 5 years, including any registration as a surveyor under the repealed Act; or
- (b) has held, for periods totalling at least 5 years, a mine surveyor certificate granted by the board of examiners under the repealed *Mines Regulation Act 1964* or the repealed *Coal Mining Act 1925*; or
- (c) has been a member, for periods totalling at least 5 years, of a professional body for surveyors that the Minister considers an appropriate entity to nominate an individual for appointment.'

Debate ensued.

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

Clause 12, as amended, agreed to.

Clauses 13 to 206, as read, agreed to.

Schedules 1 to 3, as read, agreed to.

Survey and Mapping Infrastructure Bill—

Clauses 1 to 81, as read, agreed to.

Schedule, as read, agreed to.

Surveyors Bill to be reported with an amendment.

Survey and Mapping Infrastructure Bill to be reported without amendment.

In the House

Surveyors Bill reported with an amendment.

Survey and Mapping Infrastructure Bill reported without amendment.

Ordered – That the Surveyors Bill, as amended, be taken into consideration.

Mr Robertson, 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.

13 GRAMMAR SCHOOLS AND OTHER LEGISLATION AMENDMENT BILL (Hansard p.4257, 12.23pm)

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

Debate resumed.

Paper: Ms Bligh, during her speech, tabled the following paper—

Explanatory Notes for Amendments in Committee to the Grammar Schools and Other Legislation Amendment Bill

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

In Committee

Clauses 1 to 22, as read, agreed to.
Clause 23 (Insertion of new pt 5)—
The following amendments were proposed by Ms Bligh—
Page 28, lines 11 and 12—
omit, insert—
'(b) for the Sunshine Coast Grammar School—
(i) at a time during the period of 1 year starting on the commencement day—the entity operating the school at the time; or
(ii) at a later time—the entity operating the school on the day that is 1 year after the commencement day.'
At page 28, line 14 to line 15, 'its current operator'—
omit, insert—
'Sunshine Coast Grammar School Pty Ltd ACN 064 506 814'.

Debate ensued.
Question – That Ms Bligh's amendments be agreed to – put and agreed to.
Clause 23, as amended, agreed to.
Clauses 24 to 31, 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 Bligh, 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.

14 MINISTERIAL PAPER

The following ministerial paper was tabled—
Minister for Families and Minister for Aboriginal and Torres Strait Islander Policy and Minister for Disability Services (Ms Spence)—
Community Services (Aborigines) Act 1984—
Community Services (Aborigines—Dissolution of Palm Island Aboriginal Council) Regulation (No. 1) 2003 (Subordinate Legislation 2003 No. 249)

15 MOTION WITHOUT NOTICE – DISSOLUTION OF PALM ISLAND ABORIGINAL COUNCIL (Hansard p.4271, 3.11pm)

Minister for Families and Minister for Aboriginal and Torres Strait Islander Policy and Minister for Disability Services (Ms Spence), by leave, moved – That this House ratify the dissolution of the Palm Island Aboriginal Council.
Debate ensued.
Question put and agreed to.

16 SECOND-HAND DEALERS AND PAWNBROKERS BILL (Hansard p.4273, 3.21pm)

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 139, as read, agreed to.
 Clause 140 (Amendment of s 5 (Definitions))—
 The following amendment was proposed by Ms Rose—
 At page 62, line 24, 'of State'—
omit, insert—
 'or State'.

Paper: Ms Rose, during her speech, tabled the following paper—
 Explanatory Notes for Amendments in Committee to the Second-Hand Dealers and Pawnbrokers Bill

Debate ensued.
 Question – That Ms Rose's amendment be agreed to – put and agreed to.
 Clause 140, as amended, agreed to.
 Clauses 141 to 177, as read, agreed to.
 Clause 178 (Amendment of s 69 (Powers of inspectors))—
 The following amendment was proposed by Ms Rose—
 At page 74, lines 25 and 26, and at page 75, lines 1 and 2—
omit, insert—
'178 Amendment, relocation and renumbering of s 69 (Powers of inspectors)
'(1) Section 69(1)(a), 'corporation or any person carrying on'—
omit, insert—
 'corporation or an unincorporated body, or any person, carrying on a'
'(2) Section 69, as amended—
 relocate and renumber in part 8, as section 81.'

Debate ensued.
 Question – That Ms Rose's amendment be agreed to – put and agreed to.
 Clause 178, as amended, agreed to.
 Clauses 179 to 182, as read, agreed to.
 Clause 183 (Relocation and renumbering of ss 74 to 81)—
 The following amendment was proposed by Ms Rose—
 At page 76, line 3, '81 to 88'—
omit, insert—
 '82 to 89'.

Debate ensued.
 Question – That Ms Rose's amendment be agreed to – put and agreed to.
 Clause 183, as amended, agreed to.
 Clause 184, as read, agreed to.
 Schedules 1 to 3, 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.

17 POSTPONED ORDERS – GOVERNMENT BUSINESS

Minister for Tourism and Racing and Minister for Fair Trading (Ms Rose) moved – That Government Business Order of the Day No. 4 be postponed until a later hour of the sitting.

Question put and agreed to.

18 MANUFACTURED HOMES (RESIDENTIAL PARKS) BILL (Hansard p.4282, 4.07pm)

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.

Matter of Privilege: Minister for Emergency Services and Minister Assisting the Premier in North Queensland (Mr Reynolds) rose on a matter of privilege. (Hansard p.4285, 4.28pm)

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 155, 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.
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.

19 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.

20 PRIMARY INDUSTRIES AND OTHER LEGISLATION AMENDMENT BILL (Hansard p.4301, 6.07pm)

Order of the day read for the adjourned debate on the motion of the Minister for Primary Industries and Rural Communities (Mr Palaszczuk) – That the Bill be now read a second time.
Debate resumed.
Debate adjourned on the motion of Mr Palaszczuk.
Ordered – That the resumption of the debate be made an order of the day for tomorrow.

21 SPECIAL ADJOURNMENT

Minister for Primary Industries and Rural Communities (Mr Palaszczuk) moved – That this House at its rising do adjourn until 9.30am on Tuesday, 28 October 2003.
Question put and agreed to.

22 ADJOURNMENT (Hansard p.4301, 6.07pm)

Minister for Primary Industries and Rural Communities (Mr Palaszczuk) moved – That this House do now adjourn.
Debate ensued.
Question put and agreed to.
The House adjourned at 7.09pm.

23 ATTENDANCE

The following members were present—

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

R K HOLLIS
SPEAKER

N J LAURIE
CLERK OF THE PARLIAMENT