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MEETING OF THE ASSEMBLY
The Assembly met at 9.30 am, pursuant to adjournment. The Acting Speaker (Honourable J Fouras) read prayers.

AUDITOR–GENERAL – REPORT
Mr Acting Speaker tabled the following report—

Queensland Audit Office—

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

Mr Johnson from 127 petitioners requesting the House to have the restrictions imposed by the Emerald Mining Registrar on hand miners of the Anakie Gemfields removed

Ms Lee Long from 1 petitioner requesting the House to (1) Assist the Health Minister in making an independent review of Christina Wong’s case comprehensive, public and bipartisan considering the previous risk to Ms Wong’s life and patients at Inala in 2001. (2) Order a written, public apology from the Queensland Government. (3) Arrange just and fair redress, rehabilitation programs, reinstatement and an appropriate doctor's position. (4) Please direct the Attorney General to order a judicial review of the Medical Tribunal that deregistered Ms Wong for 5 years in 2002

MINISTERIAL PAPER TABLED BY THE CLERK
The following ministerial paper was tabled by The Clerk—

Minister for Environment, Local Government, Planning and Women (Ms Boyle)—
Response from the Minister for Environment, Local Government, Planning and Women (Ms Boyle) to an E-petition sponsored by Mr Wellington from 225 petitioners requesting the House to make provision in the proposed new tenure for Forest Reserves to have the existing fire trials and degraded tracks set aside as Conservation Park Corridors.

MINISTERIAL PAPER
The following Ministerial paper was tabled—

Minister for Education and the Arts (Ms Bligh)—
Queensland Theatre Company – Annual Report 2004

MINISTERIAL STATEMENTS (Hansard p. 969, 9.33 am)
(a) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the Houghton Highway bridge duplication project.
(b) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the selection of Pope Benedict XVI.
(c) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to cuts in Federal Government funding for conservation groups.
(d) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the CPA Youth Parliament.
(e) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the new $70m Australian Red Cross Blood Service facility on QUT land at Kelvin Grove Urban Village.
(f) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to population growth in the western corridor.
(g) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to the Queensland processed food industry.
(h) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to Queensland knowledge intensive exports.
(i) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to nanotechnology research centres in Queensland.

(j) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to a 5–year extension of Queensland’s memorandum of understanding with the Smithsonian Institute.

(k) Premier and Minister for Trade (Mr Beattie) made a ministerial statement relating to a Multicultural Summit to be held in the Parliamentary Annexe on 27 and 28 April.

(l) Minister for Education and the Arts (Ms Bligh) made a ministerial statement relating to a consultation paper on Schools Reporting and Next Step, a State–wide survey of Year 12 school leavers and Ms Bligh’s attendance at the OECD ministerial forum in Switzerland.

(m) Minister for Employment, Training and Industrial Relations (Mr Barton) made a ministerial statement relating to a fall in WorkCover premiums.

(n) Minister for State Development and Innovation (Mr McGrady) made a ministerial statement relating to public private partnerships and a review of the Value For Money Framework.

(o) Minister for Health (Mr Nuttall) made a ministerial statement relating to the training of doctors and the Skills Development Centre, the Patient Safety Centre and the Clinical Practice Improvement Centre.

(p) Minister for Public Works, Housing and Racing (Mr Schwarten) made a ministerial statement relating to the new Brisbane racing precinct and the formation of a new racing entity.

(q) Minister for Police and Corrective Services (Ms Spence) made a ministerial statement relating to the Queensland Police Service anti–drug programs and drug detection dogs.

(r) Attorney–General and Minister for Justice (Mr Welford) made a ministerial statement relating to a counseling service for jurors.

(s) Minister for Transport and Main Roads (Mr Lucas) made a ministerial statement relating to Queensland Rail trade apprenticeships.

(t) Minister for Primary Industries and Fisheries (Mr Palaszczuk) made a ministerial statement relating to National Youth Week, the Queensland Youth Council and the CPA Youth Parliament.

(u) Minister for Natural Resources and Mines (Mr Robertson) made a ministerial statement relating to the mining industry and the $20M Smart State Exploration Initiative.

(v) Minister for Emergency Services (Mr Cummins) made a ministerial statement relating to non–compliance with fire safety requirements for budget accommodation.

MATTER OF PRIVILEGE
(Hansard p. 982, 10.24 am)

Minister for Education and the Arts (Ms Bligh) rose on a matter of privilege.

Paper: Ms Bligh, during her speech, tabled the following paper—
Transcript of 4QR Steve Austin interview of 8 April 2005

PERSONAL EXPLANATION
(Hansard p. 982, 10.24 am)

Dr Flegg made a personal explanation.

NOTICE OF MOTION

Member for Gympie (Ms Roberts) gave notice that she will move - That she endorses the call by the AMA for a Royal Commission and—

That this House, calls on the Government, to extend the sphere of authority of the proposed Inquiry involving the appointment of Dr. Patel to Bundaberg Hospital, to include all Queensland Hospitals, to ensure all health facilities, are staffed by appropriately trained/qualified persons.

The terms of reference should allow—

• all aspects of the appointment of Dr Patel and his treatment of patients to be investigated;
• the recruitment practices by Queensland Health of overseas trained doctors in State Hospitals to be reviewed;
- a review of the appropriateness of checks by the Queensland Medical Board, including prior work history and medical credentials of overseas trained doctors;
- the role of the current Minister and his predecessor, be examined in relation to their part as employers of Dr Patel and the question of whether complaints of Dr Patel were acted upon in a reasonable time;
- allegations of malpractice against other medical staff of Queensland Health be investigated;
- a review of Queensland Health complaint systems;
- the allegations of an environment of fear, bullying and intimidation within the Department of Health be investigated as a contributing factor in allowing Dr Patel to continue to practice;
- all witnesses providing evidence about poor medical practices to be protected;

And the Royal Commission of Inquiry be chaired by a senior retired Supreme Court Judge.

**FREEDOM OF INFORMATION AND OTHER LEGISLATION (APPOINTMENT ACCOUNTABILITY) AMENDMENT BILL**

(Hansard p. 983, 10.29 am)

Member for Caloundra (Mr McArdle) presented a Bill for an Act to amend the **Freedom of Information Act 1992**, the **Ombudsman Act 2001** and the **Financial Administration and Audit Act 1977** to improve accountability in relation to the appointment of the information commissioner, the ombudsman and the auditor-general and Explanatory Notes and moved – That the Bill be now read a first time.

Question put and agreed to.

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

Debate ensued.

Attorney-General and Minister for Justice (Mr Welford) moved – That the debate be now adjourned.

Question put and agreed to.

**QUESTIONS WITHOUT NOTICE**

(Hansard p. 984, 10.30 am)

Questions without notice were asked.

**Paper:** Leader of the Opposition (Mr Springborg) tabled the following paper—

Copy of a Telstra phone bill for Mr I G Truscott

Questions continued.

Distinguished visitors—

Mr Acting Speaker informed the House of the presence in the Gallery of Mr Wayne Berry MLA, Speaker of the Legislative Assembly of the ACT, and his Clerk, Mr Tom Duncan.

Questions resumed.

Distinguished visitors—

Mr Acting Speaker informed the House of the presence in the Gallery of group of senior public sector executives under a fellowship program of the President of Sri Lanka.

Questions resumed.

**Papers:** Mr Messenger tabled the following papers—

Report by the Bundaberg Health Services District, dated December 2002, titled *Business case relating to staffing levels in the Department of Emergency*

Bundle of ward handover sheets

Copy of form letter (undated) relating to Queensland Health and Bundaberg Health Services

Questions continued.

**Paper:** Minister for Public Works, Housing and Racing (Mr Schwarten) tabled the following paper—

List titled *Community Memorials Restoration Program – 2004-05*

Questions continued.

Questions concluded.
MINISTERIAL STATEMENT (Hansard p. 995, 11.30 am)
Deputy Premier, Treasurer and Minister for Sport (Mr Mackenroth), by leave, made a ministerial statement relating to cuts to State taxes.

Papers: Mr Mackenroth, during his statement, tabled the following papers—
Letter (undated) and attachments from State Treasurers to the Federal Treasurer (Mr Costello) relating to State taxes

LIQUOR AMENDMENT BILL (Hansard p. 996, 11.33 am)
Order of the day read for the adjourned debate on the motion of the Minister for Tourism, Fair Trading and Wine Industry Development (Ms Keech) – That the Bill be now read a second time.
Debate ensued.

MATTER OF PRIVILEGE (Hansard p. 1009, 2.30 pm)
Leader of the Opposition (Mr Springborg) rose on a matter of privilege suddenly arising.

TOURISM, FAIR TRADING AND WINE INDUSTRY DEVELOPMENT (MISCELLANEOUS PROVISIONS) BILL (Hansard p. 1014, 3.10 pm)
Order of the day read for the adjourned debate on the motion of the Minister for Tourism, Fair Trading and Wine Industry Development (Ms Keech) – That the Bill be now read a second time.
Debate ensued.
Question put and agreed to.
Bill read a second time.
Consideration in detail—
Clauses 1 to 8, as read, agreed to.

PRIVATE EMPLOYMENT AGENTS BILL (Hansard p. 1027, 4.30 pm)
Order of the day read for the adjourned debate on the motion of the Minister for Employment, Training and Industrial Relations (Mr Barton) – That the Bill be now read a second time.
Debate ensued.
Debate adjourned on the motion of Mr Fraser.
NOTICE OF MOTION – ROYAL COMMISSION OF INQUIRY INTO DR J PATEL AND THE BUNDABERG BASE HOSPITAL

Member for Gympie (Ms Roberts) moved – That she endorses the call by the AMA for a Royal Commission and—

That this House, calls on the Government, to extend the sphere of authority of the proposed Inquiry involving the appointment of Dr. Patel to Bundaberg Hospital, to include all Queensland Hospitals, to ensure all health facilities, are staffed by appropriately trained/qualified persons.

The terms of reference should allow—

• all aspects of the appointment of Dr Patel and his treatment of patients to be investigated;
• the recruitment practices by Queensland Health of overseas trained doctors in State Hospitals to be reviewed;
• a review of the appropriateness of checks by the Queensland Medical Board, including prior work history and medical credentials of overseas trained doctors;
• the role of the current Minister and his predecessor, be examined in relation to their part as employers of Dr Patel and the question of whether complaints of Dr Patel were acted upon in a reasonable time;
• allegations of malpractice against other medical staff of Queensland Health be investigated;
• a review of Queensland Health complaint systems;
• the allegations of an environment of fear, bullying and intimidation within the Department of Health be investigated as a contributing factor in allowing Dr Patel to continue to practice;
• all witnesses providing evidence about poor medical practices to be protected;

And the Royal Commission of Inquiry be chaired by a senior retired Supreme Court Judge.

Debate ensued.

The following amendment was proposed by the Premier and Minister for Trade (Mr Beattie)—

That all words after ‘House’ are omitted and the following words inserted—

‘endorses the Beattie Government's decision to hold a full, open and transparent Royal Commission of Inquiry under the Commissions of Inquiry Act 1950 into matters arising from the appointment of Dr Jayant Patel at Bundaberg Hospital and recognises that it is essential for the terms of reference to be drawn up with great care and thought so that:

• the inquiry deals with the crucial issues, identifies problems and produces recommendations that are designed to prevent a repetition of those problems and provides satisfaction for those who have been adversely affected; and
• the inquiry is able to complete its task in a timeframe which is to the benefit of any patients who have been adversely affected and which enables any recommended changes to practices in Queensland Health to be introduced in a timely manner.’

Debate ensued.

Question put – That Mr Beattie’s amendment be agreed to.

The House divided.

AYES 52—

Barry
Beattie
Bligh
Choi
Clark, E
Clark, L
Croft

Keech
Livingstone
Mackenroth
Male
McGrady
Mickel
Miller

Molloy
O'Brien
Palaszczuk
Pearce
Purcell
Reeves *

Reilly
Mulherin
Schwarten
Smith
Spence

Struthers
Reynolds
Wallace
Wells
Stone

Copeland
Cunningham, E
Flegg
Foley
Hobbs
Tellers *

Hopper *
Horan
Johnson
Knuth
Langbroek

Lee Long
Lingard
Malone *
McArdie
Menkens

Messenger
Pratt
Quinn
Roberts, E
Rowell

Seeney
Simpson
Springborg
Stuckey
Wellington
Question agreed to.

Question put – That the motion, as amended, be agreed to.

The House divided.

AYES 52—

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NOES 25—

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Tellers *

Question agreed to.

Motion, as agreed—

That this House endorses the Beattie Government’s decision to hold a full, open and transparent Royal Commission of Inquiry under the Commissions of Inquiry Act 1950 into matters arising from the appointment of Dr Jayant Patel at Bundaberg Hospital and recognises that it is essential for the terms of reference to be drawn up with great care and thought so that:

- the inquiry deals with the crucial issues, identifies problems and produces recommendations that are designed to prevent a repetition of those problems and provides satisfaction for those who have been adversely affected; and
- the inquiry is able to complete its task in a timeframe which is to the benefit of any patients who have been adversely affected and which enables any recommended changes to practices in Queensland Health to be introduced in a timely manner.

MINISTERIAL STATEMENTS (Hansard p. 1046, 7.30 pm)

(a) Premier and Minister for Trade (Mr Beattie), by leave, made a ministerial statement relating to the Dalrymple Bay Coal terminal.

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

Letter, dated 20 April 2005, from Mr Darryl McDonough, Chairman, Queensland Competition Authority

(b) Premier and Minister for Trade (Mr Beattie), by leave, made a ministerial statement relating to the 83rd Community Cabinet to be held at Kawana on the Sunshine Coast on 16 May.

(c) Premier and Minister for Trade (Mr Beattie), by leave, made a ministerial statement relating to multicultural events in April and an award for the Local Area Multicultural Partnership Program.

(d) Premier and Minister for Trade (Mr Beattie), by leave, made a ministerial statement relating to returns from a trade and investment mission to China, Hong Kong and Thailand in 2004.

ENVIRONMENTAL PROTECTION AND OTHER LEGISLATION AMENDMENT REGULATION (NO. 1) 2004 – MOTION FOR DISALLOWANCE (Hansard p. 1050, 7.37 pm)

Order of the day read for the adjourned debate on the motion of the Member for Lockyer (Mr Rickuss) – That Part 4, section 32 of the Environmental Protection and Other Legislation Amendment Regulation (No. 1) 2004 (Subordinate Legislation No. 316 of 2004) tabled in the Parliament on 22 February 2005, be disallowed.

Debate ensued.

Question put.

The House divided.
AYES 25—
Copeland
Cunningham, E
Flegg
Foley
Hobbs
Hopper *
Horan
Knuth
Langbroek
Lee Long
Lingard
Malone *
McArdie
Menkens
Messenger
Pratt
Quinn
Rickuss
Rowell
Seeney
Simpson
Springborg
Stuckey
Wellington

NOES 50—
Attwood
Barry
Beattie
Bligh
Briskie
Choi
Clark, E
Clark, L
Croft
Cummins
Keech
Kuch
Lee Long
Langbroek
Malone *
Menkens
Messenger
Pratt
Qeech
Lavarch
Male
Livingstone
Male
Molloy
Mollierin
Nuttall
O'Brien
Palaszczuk
Poole
Reeves *
Reeves *
Reynolds
Robertson
Schwarten
Scott
Shine
Smith
Spence
Stone
Struthers
Sullivan, C
Tellers *

Question negatived.

PUBLIC SERVICE AMENDMENT REGULATION (NO. 1) 2005 – MOTION FOR DISALLOWANCE
(Hansard p. 1054, 8.14 pm)
Leader of the Opposition (Mr Springborg), pursuant to notice, moved – That the Public Service
Amendment Regulation (No. 1) 2005 (Subordinate Legislation No. 25 of 2005), tabled in the
Parliament on 8 March 2005, be disallowed.
Debate ensued.
Question put.
The House divided.

AYES 24—
Copeland
Cunningham, E
Flegg
Foley
Hobbs
Hopper *
Horan
Knuth
Langbroek
Lee Long
Lingard
Malone *
McArdie
Menkens
Messenger
Pratt
Seeney
Simpson
Springborg
Stuckey
Wellington

NOES 52—
Attwood
Barry
Beattie
Bligh
Briskie
Choi
Clark, E
Clark, L
Croft
Cummins
Keech
Kuch
Lee Long
Langbroek
Malone *
Menkens
Messenger
Pratt
Qeech
Lavarch
Male
Livingstone
Male
Molloy
Mollierin
Nuttall
O'Brien
Palaszczuk
Poole
Reeves *
Reeves *
Reynolds
Robertson
Schwarten
Scott
Shine
Smith
Spence
Stone
Struthers
Sullivan, T *
Sullivan, T *
Tellers *

Question negatived.

FLUORIDATION OF PUBLIC WATER SUPPLIES AMENDMENT BILL
(Hansard p. 1064, 9.27 pm)
Order of the day read for the adjourned debate on the motion of the Member for Surfers Paradise (Mr
Langbroek) – That the Bill be now read a second time.
Debate ensued.
Papers: Mr Wellington, during his speech, tabled the following papers—
Letter, dated 15 February 2005, from Councillor Joe Natoli, Mayor, Maroochy Shire Council
to Mr Wellington
Letter, dated 25 February 2005, from the Premier and Minister for Trade (Mr Beattie) to Mr
Wellington
Debate continued.
Attorney-General and Minister for Justice (Mr Welford) moved – That notwithstanding the Sessional Orders, the House continue to meet in order to complete debate on the Fluoridation of Public Water Supplies Amendment Bill.

Question put and agreed to.

Debate ensued.

Paper: Mr Langbroek, by leave, during his speech, tabled the following paper—

Copy of an article from The Australian of 24 February titled Beattie to demand fluoride in water

Debate continued.

Question put.

The House divided.

AYES 6—

| Flegg  | Foley | Langbroek | McArdle * | Quinn | Stuckey *
|--------|-------|-----------|-----------|-------|---------
| Attwood | English | Knuth | Mickel | Reilly | Spence |
| Barry  | Fenlon | Lavarch | Miller | Reynolds | Springborg |
| Bligh  | Finn | Lawlor | Molloy | Rickuss | Stone |
| Brisbane | Fraser | Lee Long | Mulherin | Roberts, N | Struthers |
| Choi   | Hayward | Lingard | Nuttall | Robertson | Sullivan, C |
| Clark, E | Hobbs | Livingstone | O’Brien | Rowell | Sullivan, T *
| Clark, L | Hoolihan | Male | Palaszczuk | Schwarten | Wallace |
| Copeland | Hopper | Malone | Pearce | Scott | Welford |
| Croft  | Horan | McGrady | Poole | Seeney | Wellington |
| Cunnings | Jarratt | McNamara | Pratt | Shane | Wells |
| Cunningham, E | Johnson | Menkens | Purcell | Simpson | Wilson |
| Cunningham, J | Keech | Messenger | Reeves * | Smith | |

Tellers *

Question negatived.

ADJOURNMENT (Hansard p. 1074, 10.32 pm)

Leader of the House (Ms Bligh) moved – That this House do now adjourn.

Debate ensued.

Paper: Mr O’Brien, during his speech, tabled the following paper—

Copy of the Lockhart River Community Plan 2004–2008

Debate continued.

Question put.

The House adjourned at 11.02 pm.

ATTENDANCE

The following Members were present—

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