MEETING OF THE ASSEMBLY ................................................................. 682
COMMISSION TO ADMINISTER OATH OR AFFIRMATION ......................... 682
CHATSWORTH AND REDCLIFFE BY-ELECTIONS – RETURN OF WRITS .................... 682
MEMBERS SWORN .................................................................................. 682
ASSENT TO BILLS .................................................................................. 682
STATEMENT BY SPEAKER – REMOVAL OF RECORDS ................................. 682
STATEMENT BY SPEAKER – REMOVAL OF TABLED DOCUMENTS TO ROCKHAMPTON .... 682
STATEMENT BY SPEAKER – PANEL OF TEMPORARY SPEAKERS ....................... 683
STATEMENT BY SPEAKER – ABC RADIO COMPETITION ............................ 683
DEATH OF VALMOND JAMES BIRD (Hansard p. 2842, 9.39 am) ......................... 683
OPPOSITION APPOINTMENTS .................................................................. 683
PETITIONS .............................................................................................. 685
PAPERS TABLED DURING THE RECESS ................................................... 685
STATUTORY INSTRUMENTS ..................................................................... 687
MINISTERIAL PAPER TABLED BY THE CLERK ......................................... 688
MINISTERIAL STATEMENTS (Hansard p. 2849, 10.05 am) ............................. 688
SCRUTINY OF LEGISLATION COMMITTEE – PAPER ................................. 689
LEGAL, CONSTITUTIONAL AND ADMINISTRATIVE REVIEW COMMITTEE – PAPER .... 689
NOTICE OF MOTION – HOUSE TO NOTE COMMITTEE REPORT ................ 689
QUESTIONS WITHOUT NOTICE (Hansard p. 2864, 10.30 am) ..................... 689
MINISTERIAL STATEMENT (Hansard p. 2876, 11.29 am) ............................ 690
MATTERS OF PUBLIC INTEREST (Hansard p. 2876, 11.30 am) ..................... 690
VEGETATION MANAGEMENT AND OTHER LEGISLATION AMENDMENT BILL (Hansard p. 2887, 12.31 pm) .......................................................... 690
ENERGY LEGISLATION AMENDMENT BILL (Hansard p. 2891, 2.31 pm) ............ 690
VEGETATION MANAGEMENT AND OTHER LEGISLATION AMENDMENT BILL (Hansard p. 2893, 2.40 pm) .......................................................... 690
WILD RIVERS BILL (Hansard p. 2905, 4.02 pm) ........................................... 692
ADJOURNMENT (Hansard p. 2947, 9.29 pm) .................................................. 697
ATTENDANCE ....................................................................................... 697
MEETING OF THE ASSEMBLY
The Assembly met at 9.30 am, pursuant to adjournment. The Speaker (Honourable A McGrady) read prayers.

COMMISSION TO ADMINISTER OATH OR AFFIRMATION
Mr Speaker informed the House that Her Excellency the Governor had been pleased to issue a Commission under the Public Seal of the State authorising him to administer the Oath or Affirmation of Allegiance to such Members as might hereafter present themselves to be sworn.

The Clerk read the Commission to the House.

CHATSWORTH AND REDCLIFFE BY-ELECTIONS – RETURN OF WRITS
Mr Speaker reported that the Writs issued by Her Excellency the Governor on 26 July 2005 for the election of Members to serve in the Legislative Assembly for the electoral districts of Chatsworth and Redcliffe have been returned with a certificate endorsed thereon by the returning officer of the election, on 20 August 2005, of Michael Andrew Caltabiano and Terence Walter Rogers to serve as such Members.

Papers: Mr Speaker tabled the following papers—
Writ for the election of Mr Caltabiano to serve as the Member for Chatsworth
Writ for the election of Mr Rogers to serve as the Member for Redcliffe

MEMBERS SWORN
Mr Caltabiano and Mr Rogers, having been introduced to the House by the Leader of the Liberal Party (Mr Quinn) and Dr Flegg, took the Oath of Allegiance and of Office, subscribed the Roll of Members and took their seats as the Members for Chatsworth and Redcliffe.

ASSENT TO BILLS
Letter from the Governor was reported, informing the House that Her Excellency had, in the name and on behalf of Her Majesty, assented to the following Bills on 1 September 2005—

A Bill for an Act to amend the Queensland Competition Authority Act 1997 (Queensland Competition Authority Amendment Act 2005 – Act No. 37 of 2005)
A Bill for an Act to amend the Racing Venues Development Act 1982 (Racing Venues Development Amendment Act 2005 – Act No. 38 of 2005)
A Bill for an Act to amend the Plumbing and Drainage Act 2002, and for other purposes (Plumbing and Drainage and Other Legislation Amendment Act 2005 – Act No. 39 of 2005)
A Bill for an Act to amend the Child Protection Act 1999 and for other purposes (Child Safety Legislation Amendment Act 2005 – Act No. 40 of 2005)

STATEMENT BY SPEAKER – REMOVAL OF RECORDS
Mr Speaker made the following statement—

‘Honourable Members—
I report that on 1 September 2005 the Clerk received a request from the Crime and Misconduct Commission for the audio recording of the proceedings of Estimates Committee D held on 8 July 2005.

After taking the advice of the Clerk and Senior Counsel, and in accordance with Section 63(2) of the Parliament of Queensland Act 2001 and Standing Order 19, I gave the Clerk leave for a copy of the digital recording to be provided to the Commission.’

STATEMENT BY SPEAKER – REMOVAL OF TABLED DOCUMENTS TO ROCKHAMPTON
Mr Speaker made the following statement—

‘Honourable Members—
In accordance with Standing Order 19, I advise that certain tabled documents have been removed from the precinct for transportation and display in Rockhampton, during the sitting of the House in Central Queensland.

A list of those tabled documents removed will be incorporated in Hansard and the Votes and Proceedings.'

Tabled documents removed from the precinct for display in Rockhampton
1. Return of Writ and Oath for Archibald Archer as the Member for the Electoral District of Rockhampton
2. Rockhampton Gas Company’s Bill
3. Petition from certain residents of the town of Rockhampton and the suburban district of North Rockhampton, setting forth the necessity for a bridge across the Fitzroy River; and praying relief in the premises
4. Petition from certain residents and property owners in and around the Township of Yeppoon, urging the wants of that town and district, and praying relief in the premises.
5. Petition from William Archer on the Gracemere and Meadow Flats Runs in the district of Port Curtis.
6. Petition from certain residents of Rockhampton, deprecating the proposed Separation of Northern Queensland, and praying that, in order to remove causes of grievance, there may be created Provincial Councils with control over their own Revenue and Expenditure
7. Correspondence from the Committee of the Central Queensland Separation League in relation to the separation of the central portion of Queensland.

STATEMENT BY SPEAKER – PANEL OF TEMPORARY SPEAKERS
Mr Speaker made the following statement—

’Honourable Members—

In accordance with Standing Order No. 11, I advise that I have nominated Ms Bonny Barry, Member for Aspley, to replace Ms Peta-Kaye Croft, Member for Broadwater on the panel of Temporary Speakers.’

STATEMENT BY SPEAKER – ABC RADIO COMPETITION
Mr Speaker made the following statement—

’Honourable Members—

I would like to advise the House of a competition held by ABC Radio on the Gold Coast called the Bright Tie Challenge. As part of the prize for this competition, I made a commitment that I would wear the winning tie in the House today. The winner of the competition is Mr Dennis Booker from Biggera Waters in the electorate of Broadwater. Mr Booker is in the gallery today, and my congratulations go to him on his excellent choice of ties.’

DEATH OF VALMOND JAMES BIRD (Hansard p. 2842, 9.39 am)
Premier and Minister for Trade (Mr Beattie) moved—

(1) That this House desires to place on record its appreciation of the services rendered to this State by the late, Honourable Valmond James Bird, a former Member of the Parliament of Queensland and Minister of the Crown.

(2) That Mr Speaker be requested to convey to the family of the deceased gentleman the above resolution, together with an expression of the sympathy and sorrow of the Members of the Parliament of Queensland, in the loss they have sustained.

Debate ensued.
Leader of the Opposition (Mr Springborg) seconded the motion.
Debate continued.
Members signified their assent by standing in silence in their places.

OPPOSITION APPOINTMENTS
Leader of the Opposition (Mr Springborg) informed the House of the following Opposition appointments—
Mr Springborg—
Leader of the Nationals, Leader of the Opposition and Shadow Minister for Trade

Mr Quinn—
Leader of the Liberal Party and Shadow Treasurer and Shadow Minister for Finance

Mr Seeney—
Deputy Leader of the Nationals, Deputy Leader of the Opposition and Shadow Minister for Natural Resources and Mines & Shadow Minister for Energy

Dr Flegg—
Deputy Leader of the Liberal Party and Shadow Minister for Health

Miss Simpson—
Shadow Minister for State Development, Shadow Minister for Small Business, Information Technology & Innovations & Shadow Minister for Women

Mr McArdle—
Shadow Attorney-General and Shadow Minister for Justice

Mr Copeland—
Shadow Minister for Education and Shadow Minister for the Arts

Mr Langbroek—
Shadow Minister for Public Works, Housing and Racing

Mr Hobbs—
Shadow Minister for Local Government and Planning and Shadow Minister for Communities

Mrs Stuckey—
Shadow Minister for Tourism, Fair Trading & Wine Industry Development

Mr Johnson—
Shadow Minister for Police and Corrective Services

Mr Caltabiano—
Shadow Minister for Transport and Shadow Minister for Multicultural Affairs

Mr Horan—
Shadow Minister for Primary Industries and Fisheries

Mr Lingard—
Shadow Minister for Aboriginal and Torres Strait Islander Policy, Shadow Minister for Disability Services & Shadow Minister for Sport

Mr Rowell—
Shadow Minister for Employment, Training and Industrial Relations & Shadow Minister for Northern Development

Mr Malone—
Shadow Minister for Emergency Services

Mr Messenger—
Shadow Minister for Environment

Mrs Menkens—
Shadow Minister for Child Safety and Shadow Minister for Seniors

Mr Hopper—
Opposition Whip, Parliamentary Secretary to the Shadow Minister for Primary Industries and Fisheries and the Shadow Minister for Natural Resources and Mines

Mr Rickuss—
Parliamentary Secretary to the Shadow Minister for State Development and Shadow Minister for Small Business

Mr Knuth—
Parliamentary Secretary to the Shadow Minister for Northern Development

Mr Rogers—
Deputy Opposition Whip and Parliamentary Secretary to the Shadow Minister for Health
PETITIONS

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

The Premier from 5,235 petitioners requesting the House to refuse any applications made to build a cruise liner terminal in the Broadwater and any supporting residential and commercial development on the public open space on the Spit or other Broadwater foreshore and to seek a commitment from the House to retain and manage the public open space areas of the Spit and other Broadwater foreshores as natural areas for the benefit of residents now and in the future.

Dr Flegg from 625 petitioners requesting the House to immediately call on the Government to acquire Little Goat Island and ensure its ongoing protection as part of the Pumicestone Passage Marine Park.

Dr Flegg from 2,948 petitioners requesting the House to protect and preserve the Hornibrook Bridge as a unique piece of Queensland’s heritage, which is also a major recreational icon for families, cyclists, joggers, walkers, anglers and people with disabilities.

Mr Wellington from 172 petitioners requesting the House to set aside an area in Mapleton Forest identified on this petition as Conservation Park with a provision for dog walking within the area.

Mr Wellington from 661 petitioners requesting the House to remove the investigation area at Bridges (Yandina) from the South East Queensland Regional Plan for Industry.

Mr Wellington from 1,869 petitioners requesting the House to provide an increased police presence in the Nambour CBD and establish a 24 hour Police Beat to target vandalism, theft, violence and disorderly behaviour.

The following E-petitions, sponsored by the Members indicated, were received—

Mr Choi from 581 petitioners requesting the House to withdraw all funding provided to the Big Brother program; instigate an immediate review of television censorship guidelines to be undertaken by the appropriate authorities; that Channel 10 remove the uncut version or at the very least reschedule the uncut and daily timeslots to ensure the program is not aired when there is the remotest chance that our communities younger viewers will be exposed to its content.

Dr Flegg from 703 petitioners requesting the House to protect and preserve the Hornibrook Bridge as a unique piece of Queensland’s heritage, which is also a major recreational icon for families, cyclists, joggers, walkers, anglers and people with disabilities.

Mr Lee from 102 petitioners requesting the House to reject proposals to allow for commercial jet boat joy rides on the Brisbane River.

Dr Flegg from 55 petitioners requesting the House to immediately call on the Government to acquire Little Goat Island and ensure its ongoing protection as part of the Pumicestone Passage Marine Park.

PAPERS TABLED DURING THE RECESS

The Clerk informed the House that the following papers, received during the recess, were tabled on the dates indicated—

26 August 2005—
Erratum to the Explanatory Notes for the Civil Liability (Dust Diseases) and Other Legislation Amendment Bill 2005

29 August 2005—
Trust Company of Australia Limited – Consolidated Financial Report for the financial year ended 28 February 2005

30 August 2005—
Response from the Minister for Police and Corrective Services (Ms Spence) to a paper petition presented by Ms Stone from 47 petitioners regarding grievances relating to traffic regulation affecting residents of the Beenleigh-Redland Bay Road service road between Reuben Street and California Creek Road, Cornubia

1 September 2005—
Response from the Minister for Natural Resources and Mines (Mr Palaszczuk) to an e-petition sponsored by Mr English from 1133 petitioners regarding the draft new quarry operation, any
expansions of the existing quarry and preserving the 200 hectare property 195–203 Gramzow Road (Mt Cotton)

5 September 2005—
Response from the Minister for Transport and Main Roads (Mr Lucas) to a paper petition presented by Mrs Croft from 801 petitioners requesting permanent crossing supervisors at Oxley Drive, Coombabah, for children accessing Coombabah Primary School
Response from the Minister for Transport and Main Roads (Mr Lucas) to a paper petition presented by Mrs Croft from 1 petitioner requesting crossing supervisors for signalled pedestrian crossings on major roads near primary schools

7 September 2005—
Government response from the Premier and Treasurer (Mr Beattie) to the Members' Ethics and Parliamentary Privileges Committee Report No. 67 titled Report on a Review of Arrangements for Compiling, Keeping and Allowing Inspection of the Register of Members' Interests

14 September 2005—
Mt Gravatt Showgrounds Trust - Annual Report for the period 1 May 2004 to 30 April 2005

15 September 2005—
Response from the Minister for Transport and Main Roads (Mr Lucas) to a paper petition presented by Ms Stone from 47 petitioners regarding grievances relating to traffic regulation affecting residents of the Beenleigh-Redland Bay Road service road between Reuben Street and California Creek Road, Cornubia

16 September 2005—
Report to the Legislative Assembly by the Minister for Environment, Local Government, Planning and Women (Ms Boyle) under section 56A(4) of the Statutory Instruments Act 1992 to exempt the Standard Building Regulation 1993 from automatic expiry
Response from the Minister for Police and Corrective Services (Ms Spence) to a paper petition presented by Ms Stuckey from 49 petitioners requesting the establishment of a police station in the Ashmore/Benowa area
Response from the Minister for Education and the Arts (Mr Welford) to an e-petition sponsored by Mr Langbroek from 103 petitioners requesting the House to double the amount of teacher aide hours for Prep Year such that they are in line with the current requirements for pre-schools

19 September 2005—
Queensland Audit Office - Audit Report No. 3 for 2005 – Results of Performance Management Systems Audits of Output Performance Reporting

20 September 2005—
Queensland Treasury Corporation – Annual Report 2004-2005

21 September 2005—
Response from the Minister for Education and the Arts (Mr Welford) to a paper petition sponsored by Mr Foley from 71 petitioners regarding financial support provided to the Big Brother program
Response from the Minister for Transport and Main Roads (Mr Lucas) to a paper petition sponsored by Mrs E Cunningham from 1836 petitioners regarding the proposal by the Gladstone City Council to relocate the existing boat ramp to the marina

23 September 2005—
Response from the Minister for Emergency Services (Mr Purcell) to a paper petition sponsored by Ms Lee Long from 964 petitioners requesting the House to direct the construction of the replacement Ambulance Station for Atherton to take place as a matter of urgency and without further delay
Response from the Minister for Health (Mr Robertson) to a paper petition sponsored by Mr Springborg from 175 petitioners requesting the House to enact legislation to train nurses in hospitals and offer degrees recognition for such hands on training
Response from the Attorney-General and Minister for Justice (Mrs Lavarch) to a paper petition sponsored by Mr O’Brien from 877 petitioners requesting the House to prevent the Justice
Department from removing the Mango and Curtain Fig trees from the Court House, Charlotte Street, Cooktown, and seek other means available to manage these trees.

26 September 2005—
Sugar Authority – Annual Report 2004-05
Sugar Industry Commissioner – Annual Report 2004-05

27 September 2005—
Response from the Minister for Health (Mr Robertson) to a paper petition sponsored by Mrs J Cunningham from 357 petitioners requesting the Federal Government to increase the number of university places for Australian medical students and ensure these students will have training positions available in Queensland Hospitals.

STATUTORY INSTRUMENTS
The following statutory instruments were tabled by the Clerk—

Statutory Instruments Act 1992—
Statutory Instruments Amendment Regulation (No. 2) 2005, No. 207

Residential Tenancies Act 1994—
Residential Tenancies Regulation 2005, No. 208

State Penalties Enforcement Act 1999, Tobacco and Other Smoking Products Act 1998—
Tobacco and Other Smoking Products Amendment Regulation (No. 1) 2005, No. 209

Classification of Computer Games and Images Act 1995—
Classification of Computer Games and Images Regulation 2005, No. 210

Local Government Act 1993—
Local Government (Areas) Regulation 2005, No. 211

Justice and Other Legislation Amendment Act 2004—
Proclamation commencing certain provisions, No. 212

Penalties and Sentences Act 1992—
Penalties and Sentences Regulation 2005, No. 213

Drug Rehabilitation (Court Diversion) Act 2000—
Drug Rehabilitation (Court Diversion) Amendment Regulation (No. 1) 2005, No. 214

Transport Operations (Road Use Management) Act 1995—
Transport Operations (Road Use Management—Vehicle Registration) Amendment Regulation (No. 2) 2005, No. 215

Water Act 2000—
Water Amendment Regulation (No. 3) 2005, No. 216

Local Government Act 1993—
Local Government Amendment Regulation (No. 3) 2005, No. 217
Local Government Amendment Regulation (No. 4) 2005, No. 218

Building Act 1975—
Standard Building Amendment Regulation (No. 2) 2005, No. 219

Anti-Discrimination Act 1991—
Anti-Discrimination Tribunal Rule 2005, No. 220

Public Service Act 1996—
Public Service Amendment Regulation (No. 3) 2005, No. 221

Health Legislation Amendment Regulation (No. 5) 2005, No. 222

Public Records Act 2002—
Public Records Amendment Regulation (No. 1) 2005, No. 223

Rural and Regional Adjustment Act 1994—
Rural and Regional Adjustment Amendment Regulation (No. 9) 2005, No. 224
Rural and Regional Adjustment Amendment Regulation (No. 10) 2005, No. 225

Police Powers and Responsibilities Act 2000—
Police Powers and Responsibilities Amendment Regulation (No. 5) 2005, No. 226

Education (Overseas Students) Act 1996—
Education (Overseas Students) Amendment Regulation (No. 1) 2005, No. 227

Nature Conservation Act 1992—
Nature Conservation Amendment Regulation (No. 1) 2005, No. 228

Electoral Act 1992—
Electoral Amendment Regulation (No. 1) 2005, No. 229

Lotteries Act 1997—
Lotteries Amendment Rule (No. 1) 2005, No. 230

Commissions of Inquiry (Queensland Public Hospitals Inquiry—Evidence) Regulation 2005, No. 231

Queensland Competition Authority Amendment Act 2005—
Proclamation commencing remaining provisions, No. 232

Superannuation (State Public Sector) Act 1990—
Superannuation (State Public Sector) Amendment Regulation (No. 1) 2005, No. 233

State Development and Public Works Organisation Act 1971—
State Development and Public Works Organisation Amendment Regulation (No. 1) 2005, No. 234

Stock Act 1915—
Stock Identification Amendment Regulation (No. 2) 2005, No. 235

Pest Management Act 2001—
Pest Management Amendment Regulation (No. 1) 2005, No. 236

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

Premier and Treasurer (Mr Beattie)—
Non-conforming petition objecting to a cruise liner terminal being built in the Broadwater foreshore

MINISTERIAL STATEMENTS (Hansard p. 2849, 10.05 am)

(a) Premier and Treasurer (Mr Beattie) made a ministerial statement relating to the mini–budget to be introduced on 25 October.

(b) Premier and Treasurer (Mr Beattie) made a ministerial statement relating to the Council of Australian Government’s meeting in Canberra on 27 September 2005.

Papers: Mr Beattie, during his statement, tabled the following papers—
Communiqué by Council of Australian Governments titled Special Meeting on Counter-Terrorism – 27 September 2005
Document titled Queensland’s Public Interest Monitor

(c) Premier and Treasurer (Mr Beattie) made a ministerial statement relating to the Queensland Government’s action plan to safeguard our communities.

Paper: Mr Beattie, during his statement, tabled the following paper—
Queensland Government document, dated September 2005, titled Counter-Terrorism – An action plan to safeguard our communities

(d) Premier and Treasurer (Mr Beattie) made a ministerial statement relating to measured quality hospital reports.
Papers: Mr Beattie, during his statement, tabled the following papers—
Letter, undated, from Mr Beattie to the Honourable Geoffrey Davies AO relating to measured quality hospital reports
Measured Quality Hospital Report for 2002
Measured Quality Hospital Report for 2003
Report by Queensland Health titled Queensland Hospitals in the Twenty-First Century – A First Report – 2002

(e) Premier and Treasurer (Mr Beattie) made a ministerial statement relating to an extension of the terms of reference of the Queensland Public Hospitals Commission of Inquiry.

(f) Premier and Treasurer (Mr Beattie) made a ministerial statement relating to the Opposition.

Paper: Mr Beattie, during his statement, tabled the following paper—
Letter, dated 27 September 2005, from Sean Reidy, Carney Reidy Herd to Mr Milton Dick, State Secretary ALP (Qld) relating to joint pre-selections

(g) Premier and Treasurer (Mr Beattie) made a ministerial statement relating to competition in the domestic electricity market.

Paper: Mr Beattie, during his statement, tabled the following paper—
Report by Queensland Treasury, dated May 2005, titled Full Retail Competition: Cost Benefit Analysis

(h) Deputy Premier and Minister for Finance, Minister for State Development, Trade and Innovation (Ms Bligh) made a ministerial statement relating to competition in the domestic electricity market.

(i) Minister for Energy and Aboriginal and Torres Strait Islander Policy (Mr Mickel) made a ministerial statement relating to competition in the domestic electricity market.

SCRUTINY OF LEGISLATION COMMITTEE – PAPER
Chair of the Scrutiny of Legislation Committee (Mr Hayward) tabled the following paper—
Scrutiny of Legislation Committee—
Alert Digest No. 10 of 2005

LEGAL, CONSTITUTIONAL AND ADMINISTRATIVE REVIEW COMMITTEE – PAPER
Chair of the Legal, Constitutional and Administrative Review Committee (Dr L Clark) tabled the following paper—
Constitutional and Administrative Review Committee—
Report No. 50 – Constitutional and Other Legislation Amendment Bill 2005 (Qld)

NOTICE OF MOTION – HOUSE TO NOTE COMMITTEE REPORT
Mr Lingard gave notice that he will move – That Report No. 50 of the Legal, Constitutional and Administrative Review Committee on the Constitutional and Other Legislation Amendment Bill 2005 be noted by the House.

QUESTIONS WITHOUT NOTICE (Hansard p. 2864, 10.30 am)
Questions without notice were asked.

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

Questions continued.

Paper: Premier and Treasurer (Mr Beattie) tabled the following paper—
Queensland Government brochure titled electricity providers – your questions answered

Questions continued.

Paper: Deputy Leader of the Opposition (Mr Seeney) tabled the following paper—
Medical Practitioners Register Registrant Details for Dr Anatoly Mikhailovich Kotlovsky
Questions continued.

**Paper:** Minister for Public Works, Housing and Racing (Mr Schwarten) tabled the following paper—
Document titled *Queensland Thoroughbred Racing Inquiry – Cost Centre 70805*

Questions continued.
Questions concluded.

**MINISTERIAL STATEMENT** (Hansard p. 2876, 11.29 am)
Minister for Police and Corrective Services (Ms Spence), by leave, made a ministerial statement relating to the Yamanto Police Complex.

**MATTERS OF PUBLIC INTEREST** (Hansard p. 2876, 11.30 am)
Matters of public interest were debated.

**Paper:** Dr Flegg, during his speech, tabled the following paper—
Copy of record of interview between Sam Baker, Acting Director of Surgery, Peter Leck, District Manager, and Lyn Hawker, Acting Director of Medical Services relating to the appointment of Dr Baker

Debate continued.

**Paper:** Mr Hobbs, during his speech, tabled the following paper—
Document, dated 27 April 2005, signed by students of the Roma TAFE College addressed to ‘Dear Minister’ relating to the proposal to establish a P-12 school in Roma

Debate continued.
Debate concluded.

**VEGETATION MANAGEMENT AND OTHER LEGISLATION AMENDMENT BILL** (Hansard p. 2887, 12.31 pm)
Order of the day read for the adjourned debate on the motion of the then Minister for Natural Resources and Mines (Mr Robertson) – That the Bill be now read a second time.
Debate ensued.
Debate adjourned on the motion of Dr Clark.

**ENERGY LEGISLATION AMENDMENT BILL** (Hansard p. 2891, 2.31 pm)
Minister for Energy and Aboriginal and Torres Strait Islander Policy (Mr Mickel) presented a Bill for an Act to amend the *Electricity Act 1994*, the *Electricity—National Scheme (Queensland) Act 1997* and the *Gas Supply Act 2003* and Explanatory Notes and moved – That the Bill be now read a first time.
Question put and agreed to.
Mr Mickel moved – That the Bill be now read a second time.
Debate ensued.
Deputy Leader of the Opposition (Mr Seeney) moved – That the debate be now adjourned.
Question put and agreed to.

**VEGETATION MANAGEMENT AND OTHER LEGISLATION AMENDMENT BILL** (Hansard p. 2893, 2.40 pm)
Order of the day read for the adjourned debate on the motion of the then Minister for Natural Resources and Mines (Mr Robertson) – That the Bill be now read a second time.
Debate ensued.

**Paper:** Minister for Natural Resources and Mines (Mr Palaszczuk), during his speech, tabled the following paper—
Explanatory Notes to Mr Palaszczuk’s amendments to the Vegetation Management and Other Legislation Amendment Bill

Question put and agreed to.
Bill read a second time.

*Consideration in detail*—
Clauses 1 to 3, as read, agreed to.
Clause 4 (Amendment of s 74 (Existing development control plans and special facilities zones))—
The following amendment was proposed by Mr Palaszczuk—
At page 5, lines 14 to 23—
note, insert—
‘(b) the current planning scheme for the area no longer designates the area as a special facilities zone, or like zone, but there is, for the area and in relation to the zone—
(i) a development permit that—
(A) was given before the designation ceased; and
(B) has not lapsed; and
(C) is for building work or operational work under the Planning Act; or
(ii) an acknowledgment notice mentioned in the Planning Act, section 3.2.5(1); or
(iii) a development permit granted for a development application (superseded planning scheme) under the Planning Act.
‘(3) However, subsection (1)(b) also applies to an area if—
(a) the current planning scheme for the area no longer designates the area as a special facilities zone, or like zone, but the development rights conferred by the earlier designation have been preserved under the scheme; and
(b) the clearing of vegetation is in relation to the development rights.’.’.
Debate ensued.
Question – That Mr Palaszczuk's amendment be agreed to – put and agreed to.
Clause 4, as amended, agreed to.
Clause 5 (Insertion of new pt 6, div 3)—
The following amendment was proposed by Mr Palaszczuk—
At page 7, after line 3—
note—
'83 Validation of regional vegetation management codes
‘(1) Each relevant code—
(a) is valid, and has effect, as a regional vegetation management code under this Act; and
(b) is taken, on and from its approval or purported approval under section 75(2), always to have been valid, and always to have had effect, as a regional vegetation management code under this Act.
‘(2) Without limiting subsection (1), the subsection applies—
(a) despite the following provisions (including any requirements included in the following provisions)—
(i) part 2, division 3 as in force before 21 May 2004;
(ii) part 2, division 3 as in force on or after 21 May 2004;
(iii) section 75; and
(b) even if a relevant instrument for the relevant code was certified, or was prepared and certified, or otherwise came into existence, after the relevant code was approved, or purportedly approved, under section 75(2).
‘(3) In this section—
relevant code means a document that the Minister, on or after 21 May 2004 but before 26 June 2004, approved under section 75(2), or purportedly approved under section 75(2), as a regional vegetation management code.
relevant instrument, for a relevant code, means a map, plan or other document certified, prepared and certified, or otherwise coming into existence, for the purposes of a relevant provision of the relevant code.
relevant provision, of a relevant code, means a provision of the relevant code that incorporates by reference, whether in general or specific terms, or otherwise provides for or refers to, a map, plan or other document.’.’.
Debate ensued.
Question put – That Mr Palaszczuk's amendment be agreed to.
The House divided.
Minority fewer than five Members—
In accordance with Standing Order 108, as there were fewer than five Members appearing on one side, Mr Speaker declared the Question resolved in the affirmative.
Clause 5, as amended, agreed to.
Clauses 6 to 9, as read, agreed to.

Consideration in detail completed—
Mr Palaszczuk moved – That the Bill, as amended, be now read a third time.
Question put and agreed to.
Mr Palaszczuk moved – That the long title of the Bill be agreed to.
Question put and agreed to.

WILD RIVERS BILL  (Hansard p. 2905, 4.02 pm)
Order of the day read for the adjourned debate on the motion of the then Minister for Natural Resources and Mines (Mr Robertson) – That the Bill be now read a second time.
Debate ensued.

Paper: Minister for Natural Resources and Mines (Mr Palaszczuk), during his speech, tabled the following paper—
Explanatory Notes to Mr Palaszczuk’s amendments to the Wild Rivers Bill

Question put and agreed to.

Bill read a second time.

Consideration in detail—
Clauses 1 to 8, as read, agreed to.

Clause 9 (Moratorium Period)—
The following amendment was proposed by Mr Palaszczuk—
At page 9, line 4, ‘earlier’—
omit, insert—
‘earliest’.

Debate ensued.

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

The following amendment was proposed by Mr Palaszczuk—
At page 9, after line 8—
insert—
‘(iii) the day that is 12 months after the later of the days mentioned in paragraph (a) (the 12 month period) or, if the Minister has extended the 12 month period, the day to which the period has been extended.

‘(2) The Minister may, before the 12 month period expires, extend the period by not more than 12 months by publishing a notice (a moratorium extension notice).’.

Debate ensued.

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

Clause 9, as amended, agreed to.

Clause 10 (Application of moratorium)—
The following amendment was proposed by Mr Palaszczuk—
At page 9, line 30 to page 10, line 6—
omit, insert—
‘(4) For the Mineral Resources Act 1989, part 10A, other than section 386A—
(a) the proposed wild river area is taken to be a wild river area; and
(b) the proposed high preservation area is taken to be a high preservation area; and
(c) the proposed preservation area is taken to be a preservation area.’.

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

Clause 10, as amended, agreed to.

Clauses 11 to 15, as read, agreed to.

Clause 16 (Approval of wild river declaration)—
The following amendment was proposed by Mr Seeney—
At page 14, lines 17 to 25—
omit, insert—
‘(1) The Governor in Council may, by regulation, approve the declaration of a wild river area.
‘(2) The Governor in Council may approve the declaration only if the Legislative Assembly has, on a motion of which at least 28 days notice has been given, passed a resolution requesting the Governor in Council to approve the declaration.’.

Debate ensued.

Paper: Mr Seeney, during his speech, tabled the following paper—
Explanatory Notes to Mr Seeney’s amendments to the Wild Rivers Bill

Debate ensued.

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

The House divided.

AYES 26—

<table>
<thead>
<tr>
<th>Caltabiano</th>
<th>Hobbs</th>
<th>Langbroek</th>
<th>Menkens</th>
<th>Rogers *</th>
<th>Wellington</th>
</tr>
</thead>
<tbody>
<tr>
<td>Copeland</td>
<td>Hopper *</td>
<td>Lee Long</td>
<td>Messenger</td>
<td>Rowell</td>
<td></td>
</tr>
<tr>
<td>Cunningham, E</td>
<td>Horan</td>
<td>Lingard</td>
<td>Pratt</td>
<td>Seeney</td>
<td></td>
</tr>
<tr>
<td>Flegg</td>
<td>Johnson</td>
<td>Malone</td>
<td>Quinn</td>
<td>Springborg</td>
<td></td>
</tr>
<tr>
<td>Foley</td>
<td>Knuth</td>
<td>McArdle</td>
<td>Rickuss</td>
<td>Stuckey</td>
<td></td>
</tr>
</tbody>
</table>

NOES 53—

<table>
<thead>
<tr>
<th>Attwood</th>
<th>Croft</th>
<th>Jarratt</th>
<th>Miller</th>
<th>Purcell</th>
<th>Spence</th>
</tr>
</thead>
<tbody>
<tr>
<td>Barry</td>
<td>Cummins</td>
<td>Keech</td>
<td>Molloy</td>
<td>Reeves *</td>
<td>Stone</td>
</tr>
<tr>
<td>Barton</td>
<td>Cunningham, J</td>
<td>Lavarch</td>
<td>Mulherin</td>
<td>Reilly</td>
<td>Struthers</td>
</tr>
<tr>
<td>Beattie</td>
<td>English</td>
<td>Lawlor</td>
<td>Nelson–Carr</td>
<td>Roberts, N</td>
<td>Sullivan, C</td>
</tr>
<tr>
<td>Bligh</td>
<td>Fenlon</td>
<td>Lee</td>
<td>Nolan *</td>
<td>Robertson</td>
<td>Sullivan, T</td>
</tr>
<tr>
<td>Briskay</td>
<td>Finn</td>
<td>Lucas</td>
<td>Nuttall</td>
<td>Schwarten</td>
<td>Wallace</td>
</tr>
<tr>
<td>Choi</td>
<td>Fraser</td>
<td>Male</td>
<td>Palaszczuk</td>
<td>Scott</td>
<td>Wells</td>
</tr>
<tr>
<td>Clark, E</td>
<td>Hayward</td>
<td>McNamara</td>
<td>Pearce</td>
<td>Shine</td>
<td>Wilson</td>
</tr>
<tr>
<td>Clark, L</td>
<td>Hoolhan</td>
<td>Mickel</td>
<td>Poole</td>
<td>Smith</td>
<td></td>
</tr>
</tbody>
</table>

Tellers *

Question negatived.

Clause 16, as read, agreed to.

Clauses 17 to 55, Schedules 1 and 2—

The following amendments, by leave, were proposed by Mr Palaszczuk—

Clause 21 (Moratorium Period)—

At page 16, line 30, ‘earlier’—

omit, insert—

‘earliest’.

At page 17, after line 4—

insert—

‘(iii) the day that is 12 months after the later of the days mentioned in paragraph (a) (the 12 month period) or, if the Minister has extended the 12 month period, the day to which the period has been extended.

‘(2) The Minister may, before the 12 month period expires, extend the period by not more than 12 months by publishing a notice (a moratorium extension notice).’.

Clause 34 (Approval of revocation of wild river declaration)—

At page 22, after line 27—

insert—

‘(1A) The Governor in Council may approve the revocation only if the Legislative Assembly has, on a motion of which at least 28 days notice has been given, passed a resolution requesting the Governor in Council to approve the revocation.’.

Clause 39 (Copies of documents to be available for public inspection)—

At page 24, after line 29—

insert—

‘(1A) A moratorium extension notice,’.

Schedule 1 (Consequential and minor amendments of other Acts)—

At page 55, line 5 to page 56, line 20—

omit, insert—

‘1 After section 381—

insert—

‘Part 10A  Wild river areas

382 Definitions for pt 10A
In this part—
lake see the Water Act 2000, schedule 4.
limited hand sampling techniques, for exploration, means—
(a) taking samples no larger than 20kg; and
(b) for taking the samples, removing material using only non-mechanical means; and
(c) if digging is necessary—
   (i) digging—
      (A) no deeper than 1m; and
      (B) not more than 1m3; and
      (C) along a watercourse or a tributary of a watercourse or in a lake—at places at least 250m apart; and
   (ii) leaving, in the area where the digging has taken place, any soil or other material disturbed while taking the samples.
mining tenement see the Wild Rivers Act 2005, schedule 2.
person, in relation to deciding an application under section 385 or 386, means 1 of the following—
(a) the Governor in Council;
(b) the Minister;
(c) the tribunal;
(d) a mining registrar.
proposed wild river area see the Wild Rivers Act 2005, schedule 2.
special agreement Act see section 735(2).
watercourse see the Water Act 2000, schedule 4.
wild river area see the Wild Rivers Act 2005, schedule 2.
wild river declaration see the Wild Rivers Act 2005, schedule 2.
wild river high preservation area means a high preservation area under the Wild Rivers Act 2005.
wild river preservation area means a preservation area under the Wild Rivers Act 2005.

'383 Grant of mining tenements in wild river areas
'(1) If a mining tenement, other than an exploration permit, is granted over land that includes a wild river area, the following parts of the wild river area are excluded from the land to which the mining tenement applies—
   (a) the wild river high preservation area;
   (b) watercourses and lakes in the wild river preservation area.
'(2) If an exploration permit is granted over land that includes a wild river area—
   (a) the wild river high preservation area, other than watercourses and lakes, is excluded from the land to which the exploration permit applies; and
   (b) to the extent the exploration permit applies to watercourses and lakes in the wild river area, exploration may be carried out using only limited hand sampling techniques.
'(3) Subsections (1) and (2) do not apply to a mining tenement—
   (a) for a project for which a special agreement Act was enacted; and
   (b) application for which was allowed, under the special agreement Act, to be made.
'(4) Subsections (1) and (2) do not prevent a single mining tenement applying to the land not excluded under subsection (1) or (2).
'(5) The holder of a mining tenement is not required to pay rental on land excluded under this section.

'384 Renewal of mining tenements in wild river areas
'(1) If a mining tenement, other than an exploration permit or a mining claim, is renewed over land that, at the time of the renewal, includes a wild river area, the following parts of the wild river area are excluded from the land to which the renewed mining tenement applies—
   (a) the wild river high preservation area;
   (b) watercourses and lakes in the wild river preservation area.
'(2) If an exploration permit is renewed over land that, at the time of the renewal, includes a wild river area—
   (a) the wild river high preservation area, other than watercourses and lakes, is excluded from the land to which the renewed exploration permit applies; and
   (b) to the extent the exploration permit applies to watercourses and lakes in the wild river area, exploration may be carried out using only limited hand sampling techniques.
'(3) Subsections (1) and (2) do not apply to a mining tenement—
(a) for a project for which a special agreement Act was enacted; and
(b) allowed, under the special agreement Act, to be granted.
'(4) Subsections (1) and (2) do not prevent a single mining tenement applying to the land not
excluded under subsection (1) or (2).
'(5) The holder of a mining tenement is not required to pay rental on land excluded under this
section.

'385 Amending applications for mining tenements in wild river areas
'(1) This section applies for an application for a mining tenement, other than a prospecting
permit, (an original application) over land that includes a wild river area.
'(2) The applicant may apply (an amending application) to the mining registrar to amend the
original application to exclude all or part of the wild river area from the original application.
'(3) The mining registrar must, within 1 month after receiving the amending application—
(a) consult with the EPA administering authority about the amendment; and
(b) advise the applicant of anything further the applicant is required to do for the amending
application to be approved.
Examples for paragraph (3)(b)—
• notify landholders who may be affected by approval of the amending application
• submit amendments of documents submitted with the original application
'(4) If the person deciding the original application is satisfied the applicant has complied with
any requirement under subsection (3)(b), the person must approve the amending
application.
'(5) If the mining registrar receives an amending application—
(a) the original application must not proceed until the first of the following happens—
(i) the amending application is approved;
(ii) the applicant withdraws the amending application; and
(b) any time limit for the original application does not include the period—
(i) starting when the amending application is received; and
(ii) ending under paragraph (a)(i) or (ii).
'(6) An amendment of an original application under this section does not prevent a single
mining tenement applying to the remaining land mentioned in the original application.

'386 Addition of excluded land to mining tenement
'(1) This section applies if—
(a) a person holds a mining tenement other than a prospecting permit; and
(b) at the time the mining tenement was granted or renewed, land was excluded under
section 383 or 384 from the land to which the mining tenement applies (the mining
tenement land).
'(2) The holder of the mining tenement may, within 12 months after the mining tenement was
granted or renewed, apply to the mining registrar to include in the mining tenement land,
land—
(a) that adjoins the mining tenement land; and
(b) that was excluded under section 383 or 384 from the mining tenement land; and
(c) that would not, at the time the application is made under this section, be excluded
under section 383 or 384.
'(3) The application must be decided by a person authorised under this Act to decide an
application for the type of mining tenement held.
'(4) The person deciding the application must—
(a) consider whether it is appropriate to include the land in the mining tenement land,
including considering—
(i) any objections made to the grant of the mining tenement; and
(ii) any relevant recommendations of the tribunal in relation to the grant of the mining
tenement; and
(b) consult with the EPA administering authority about the application.
'(5) If the person decides to approve the application, the person may—
(a) impose additional conditions on the mining tenement; and
(b) fix an amount of security to be deposited in addition to any security for the existing
mining tenement.
'6) The person must not approve an application in relation to a mining claim or a mining lease, until compensation between the applicant and the owner of the land to which the application applies has been agreed or determined.

'7) Within 5 business days after the application is decided, the mining registrar must—
   (a) notify the EPA administering authority and the mining tenement holder of the decision; and
   (b) if the application is approved—
       (i) amend the mining tenement to give effect to the approval; and
       (ii) record particulars of the approval in the appropriate register.

'386A Addition of wild river area to mining tenement

'(1) A person who holds a mining tenement other than a prospecting permit may apply to include in the land to which the mining tenement applies (the mining tenement land), land—
   (a) that is, or was, either—
       (i) a proposed wild river area; or
       (ii) a wild river area; and
   (b) that adjoins the mining tenement land; and
   (c) that is within the boundary of the land to which the original application for the mining tenement related.

'(2) An application under this section must be made and dealt with as if it were an application under this Act for the type of mining tenement held.

'(3) However, if the application is for a mining claim or a mining lease—
   (a) the posting of a copy of a certificate of public notice on a conspicuous part of the land to which the application relates is sufficient compliance with a requirement of this Act to post a copy of the certificate on the datum post of the land; and
   (b) the certificate of application and the certificate of public notice must state, as the number of the proposed mining claim or mining lease, the number of the existing mining claim or mining lease, together with the words ‘addition of wild river area’.

'(4) Within 5 business days after the application is decided, the mining registrar must—
   (a) notify the EPA administering authority and the mining tenement holder of the decision; and
   (b) if the application is approved—
       (i) amend the mining tenement to give effect to the approval; and
       (ii) record particulars of the approval in the appropriate register.

'(5) This section does not affect the application of sections 383 and 384.’.

At page 67, lines 16 to 22—
omit, insert—

'(2) Subsection (3) applies if any part of the application relates to—
   (a) operational work in a wild river high preservation area that is a dam or weir; or
   (b) other operational work in a wild river high preservation area—
       (i) not related to a water entitlement or water permit; and
       (ii) not for town water supply.’.

At page 67, line 30 to page 68, line 5—
omit, insert—

'(b) to the extent the application relates to—
   (i) operational work in a wild river preservation area; or
   (ii) operational work, that is not a dam or weir, in a wild river high preservation area—
       (A) related to a water entitlement or water permit; or
       (B) for town water supply.’.

Schedule 2 (Dictionary)—
At page 72, before line 3—
insert—

*activity*, in relation to carrying out an activity in a wild river area, includes the construction of works.’.

At page 74, after line 12—
insert—

*moratorium extension notice*—
(a) about a proposed wild river declaration—see section 9; or
(b) about a proposed amendment of a wild river declaration—see section 21.‘.
At page 74, line 30—
omit.
At page 75, lines 11 to 19—
omit, insert—
‘publish, for a notice, means publish generally throughout—
(a) in a newspaper circulating generally throughout the State; and
(b) in a newspaper circulating, or by announcement generally throughout—
(i) for a notice about a proposed wild river declaration—the proposed wild river area to which the declaration relates; or
(ii) for a notice about a proposed amendment or revocation of a wild river declaration—the wild river area to which the declaration relates.’.

Question – That Mr Palaszczuk’s amendments be agreed to – put and agreed to.
Clauses 17 to 52 and Schedules 1 and 2, as amended, agreed to.

Consideration in detail completed—
Mr Palaszczuk moved – That the Bill, as amended, be read a third time.
Question put and agreed to.
Mr Palaszczuk moved – That the long title of the Bill be agreed to.
Question put and agreed to.

ADJOURNMENT (Hansard p. 2947, 9.29 pm)
Acting Leader of the House (Mr Palaszczuk) moved – That this House do now adjourn.
Debate ensued.

Paper: Mrs Stuckey, by leave, during her speech, tabled the following paper—
Non-conforming petition opposing the proposal of the Queensland Department of Main Roads to change the intersection at the Gold Coast Highway and Tooloona Street, Tugun

Debate continued.
Question put and agreed to.
The House adjourned at 9.59 pm.

ATTENDANCE
The following Members were present—

<table>
<thead>
<tr>
<th>Attwood</th>
<th>Cunningham, J</th>
<th>Keech</th>
<th>Messenger</th>
<th>Reeves</th>
<th>Springborg</th>
</tr>
</thead>
<tbody>
<tr>
<td>Barry</td>
<td>English</td>
<td>Knuth</td>
<td>Mickel</td>
<td>Reilly</td>
<td>Stone</td>
</tr>
<tr>
<td>Barton</td>
<td>Fenlon</td>
<td>Langbroek</td>
<td>Miller</td>
<td>Reynolds</td>
<td>Struthers</td>
</tr>
<tr>
<td>Beattie</td>
<td>Finn</td>
<td>Lavarch</td>
<td>Molloy</td>
<td>Rickuss</td>
<td>Stuckey</td>
</tr>
<tr>
<td>Bligh</td>
<td>Flegg</td>
<td>Lawlor</td>
<td>Mulherin</td>
<td>Roberts, N</td>
<td>Sullivan, C</td>
</tr>
<tr>
<td>Boyle</td>
<td>Foley</td>
<td>Lee</td>
<td>Nelson–Carr</td>
<td>Robertson</td>
<td>Sullivan, T</td>
</tr>
<tr>
<td>Briskey</td>
<td>Fouras</td>
<td>Lee long</td>
<td>Nolan</td>
<td>Rogers</td>
<td>Wallace</td>
</tr>
<tr>
<td>Caltabiano</td>
<td>Fraser</td>
<td>Lingard</td>
<td>Nuttall</td>
<td>Rowell</td>
<td>Wellford</td>
</tr>
<tr>
<td>Choi</td>
<td>Hayward</td>
<td>Lucas</td>
<td>O’Brien</td>
<td>Schwarten</td>
<td>Wellington</td>
</tr>
<tr>
<td>Clark, E</td>
<td>Hobbs</td>
<td>Male</td>
<td>Palaszczuk</td>
<td>Scott</td>
<td>Wells</td>
</tr>
<tr>
<td>Clark, L</td>
<td>Hoolihan</td>
<td>Malone</td>
<td>Pearce</td>
<td>Seeney</td>
<td>Wilson</td>
</tr>
<tr>
<td>Copeland</td>
<td>Hopper</td>
<td>McAndie</td>
<td>Poole</td>
<td>Shine</td>
<td>Simpson</td>
</tr>
<tr>
<td>Croft</td>
<td>Horan</td>
<td>McGrady</td>
<td>Pratt</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cummins</td>
<td>Jarratt</td>
<td>McNamara</td>
<td>Purcell</td>
<td>Smith</td>
<td></td>
</tr>
<tr>
<td>Cunningham, E</td>
<td>Johnson</td>
<td>Menkens</td>
<td>Quinn</td>
<td>Spence</td>
<td></td>
</tr>
</tbody>
</table>

A McGrady
SPEAKER

N J LAURIE
CLERK OF THE PARLIAMENT

BY AUTHORITY
GOVERNMENT PRINTER, QUEENSLAND

2005-010