



LEGISLATIVE ASSEMBLY OF QUEENSLAND
FIRST SESSION OF THE FIFTY-FIRST PARLIAMENT

VOTES AND PROCEEDINGS

NO. 105 – TUESDAY, 9 MAY 2006

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ABSENCE OF THE SPEAKER

The Clerk informed the House of the absence of Mr Speaker, who is currently attending the Commonwealth Parliamentary Association UK Branch United Kingdom Seminar and advised that the Deputy Speaker (Honourable D Fouras) will take the Chair as Acting Speaker.

The Honourable Member for Glass House has been nominated by Mr Acting Speaker as Deputy Speaker

MEETING OF THE ASSEMBLY

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

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 the dates indicated—

24 April 2006—

A Bill for an Act to amend the *Major Sports Facilities Act 2001* (*Major Sports Facilities Amendment Act 2006* – Act No. 14 of 2006)

A Bill for an Act to amend the *Medical Practitioners Registration Act 2001* and the *Medical Practitioners Registration Regulation 2002* (*Medical Practitioners Registration Amendment Act 2006* – Act No. 15 of 2006)

A Bill for an Act to establish Forestry Plantations Queensland to manage, under the *Forestry Act 1959*, State forests that are plantation forests, including selling particular forest products from those forests, and to own and use other property for plantation-related purposes, and to amend various Acts (*Forestry Plantations Queensland Act 2006* – Act No. 16 of 2006)

2 May 2006—

A Bill for an Act to amend the *Child Protection Act 1999*, the *Child Safety Legislation Amendment Act 2005* and the *Commission for Children and Young People and Child Guardian Act 2000* (*Child Safety (Carers) Amendment Act 2006* – Act No. 17 of 2006)

A Bill for an Act to amend the *Racing Act 2002* (*Racing Amendment Act 2006* – Act No. 18 of 2006)

A Bill for an Act to amend the *Consumer Credit (Queensland) Act 1994* to make changes to the Consumer Credit Code, and to amend the *Trade Measurement Act 1990* and the *Trade Measurement Administration Act 1990* (*Consumer Credit and Trade Measurement Amendment Act 2006* – Act No. 19 of 2006)

A Bill for an Act for the establishment, management and use of recreation areas, and for other purposes (*Recreation Areas Management Act 2006* – Act No. 20 of 2006)

PRIVILEGE – MATTER RAISED – ARTICLE IN THE COURIER-MAIL (Hansard p.1432, 9.31am)

Deputy Premier, Treasurer and Minister for State Development, Trade and Innovation (Ms Bligh) rose on a matter of privilege.

And Mr Langbroek rising on a point of order, seeking the Acting Speaker's ruling on Ms Bligh's matter of privilege—

Acting Speaker's ruling—

Mr Acting Speaker ruled – That the Minister should seek leave to make a personal explanation.

PERSONAL EXPLANATION (Hansard p.1432, 9.32am)

Deputy Premier, Treasurer and Minister for State Development, Trade and Innovation (Ms Bligh), by leave, made a personal explanation.

DEATHS OF EDMUND DENIS CASEY AND WILLIAM CHARLES ROY HARVEY (Hansard p.1432, 9.32am)

Premier (Mr Beattie), by leave, moved—

- (1) That this House desires to place on record its appreciation of the services rendered to this State by the late Honourable Edmund Denis Casey, a former Member of the Parliament of Queensland and Minister of the Crown and the late William Charles Roy Harvey, a former Member of the Parliament of Queensland.
- (2) That Mr Speaker be requested to convey to the families of the deceased gentlemen 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.

QUESTIONS WITHOUT NOTICE (Hansard p.1443, 10.39am)

Questions without notice were asked.

Paper: Premier (Mr Beattie) tabled the following paper—

Copy of advertisement by Queensland Government titled *Prime Minister – you’ve failed the nation on health*

Questions continued.

Paper: Premier (Mr Beattie) tabled the following paper—

Application form for assistance under the Tropical Cyclone Larry Relief Appeal titled *Financial Assistance Application – Structural Damage to Residence* by Australian Government and Queensland Government

Questions continued.

An incident having occurred in the Public Gallery—

STATEMENT BY ACTING SPEAKER – BEHAVIOUR IN THE PUBLIC GALLERY

Mr Acting Speaker made the following statement—

‘Order! People in the public gallery have the privilege of attending this parliament but they are not allowed to participate by booing or making comments. I will send some attendants to the Public Gallery. It is totally out of order. It is not allowed in our Parliament.’

Questions resumed.

Papers: Deputy Premier, Treasurer and Minister for State Development, Trade and Innovation (Ms Bligh) tabled the following papers—

Extract from *Hansard* dated 9 March 2006 of a Ministerial Statement by Ms Bligh relating to the Gold Coast Cruise Ship Terminal

Media statement by Ms Bligh, dated 9 March 2006, titled *Crucial Phase for Gold Coast Marine Development launched: Bligh*

Extract from *Hansard*, dated 21 April 2006, of a Ministerial Statement by Ms Bligh relating to the Gold Coast Marine Development

Copy of an article from the *Gold Coast Bulletin*, dated 13 December 2005, titled *Coaster takes his spot on board for The Spit’s cruise ship terminal*

Media statement by Ms Bligh, dated 12 December 2005, titled *Gold Coast Cruise Ship Terminal Project Board Appointed: Bligh*

Questions continued.

Papers: Deputy Leader of the Opposition (Mr Seeney) tabled the following paper—

Answer to Question on Notice No. 1412 asked of the Minister for Natural Resources and Mines by Mr Seeney on 29 September 2005

Answer to Question on Notice No. 1397 asked of the Minister for Natural Resources and Mines by Mr Horan on 29 September 2005

Copy of report by Queensland Government dated August 2005 titled *Queensland Water Plan 2005-2010*

Copy of report by Queensland Government Department of Natural Resources and Mines titled *South East Queensland Regional Water Supply Strategy Stage 2 Interim Report*

Copy of report by Queensland Government Department of Natural Resources and Mines and Brisbane City Council titled *South East Queensland Regional Water Supply Strategy Stage 1 Report*

Questions continued.

Paper: Mr Copeland tabled the following paper—

Copy of ABC Online article, dated 8 May 2006, titled *lemma to unveil Sydney water plan*

Questions continued.

Questions concluded.

PETITIONS

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

Ms Bligh, from 76 petitioners, requesting the House to move the proposed Eastern Busway and associated portals, tunnels, roadways and entrances at least 300 metres from Buranda State School.

Mr Hoolihan, from 3,066 petitioners, requesting the House to consider and approve a seawater swimming enclosure being erected at Yeppoon on the southern end of the Main Beach with lighting for night swimmers.

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

Mr Langbroek, from 144 petitioners, requesting the House to replace asbestos roofs at the Coolum, Eumundi, Tewantin, Cooroy and Pomona State Schools, as well as the Noosa District State High School, as a matter of priority.

Mr Langbroek, from 33 petitioners, requesting the House to increase police numbers at Surfers Paradise Police Station as a measure directed at restoring officer safety and morale, ensuring there are enough police to respond to emergencies, combating local crime and ensuring the concentrated local and tourist population feels safe.

PAPERS TABLED DURING THE RECESS

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

24 April 2006—

Manual for the National Tax Equivalent Regime – January 2006 (Version 5)

Report to the Legislative Assembly on an overseas visit to New Zealand by the Minister for Police and Corrective Services (Ms Spence) from 5 to 8 April 2006

26 April 2006—

Response from the Minister for Child Safety (Mr Reynolds) to an E-petition sponsored by Mr English from 333 petitioners regarding the *Adoption of Children Act 1964*

27 April 2006—

Overseas Travel Report by the Minister for Health (Mr Robertson) on a trip to New Zealand 6-8 April 2006

28 April 2006—

Twenty-sixth Report of the Salaries and Allowances Tribunal dated 28 November 2005, pursuant to the *Judges (Salaries and Allowances Act) 1967*

Salaries and Allowances Tribunal Determination (No. 1) 2006

4 May 2006—

Response from the Minister for Transport and Main Roads (Mr Lucas) to a paper petition presented by Mr Wellington from 94 petitioners regarding noise from heavy vehicles on the Bruce Highway

5 May 2006—

Auditor-General Report No. 1 for 2006 – Results of Local Government Audits for 2004-05

Report to be tabled in the Legislative Assembly about Minister's decision on a call in of a development application under the *Integrated Planning Act 1997* – Development Application by Attunga Heights Pty Ltd – 27 Attunga Heights Road, Noosa Heads – Called in by the Minister for Local Government and Planning, the Honourable Desley Boyle MP, on 1 December 2005 and decided by the Minister for Local Government and Planning, the Honourable Desley Boyle MP, on 6 March 2006

Report to Legislative Assembly on the Ministerial Call-In by the Minister for Local Government and Planning, the Honourable Desley Boyle MP, of two development applications at Buchan Point, Cairns

Board of Teacher Registration – Annual Report 2005

Brisbane Girls Grammar School – Annual Report 2005

Ipswich Girls' Grammar School and Ipswich Junior Grammar School – Annual Report 2005

Ipswich Grammar School – Annual Report 2005

Rockhampton Girls' Grammar School – Annual Report 2005

Toowoomba Grammar School – Annual Report 2005

Central Queensland University – Annual Report 2005

Griffith University – Annual Report 2005

James Cook University – Annual Report 2005

Queensland University of Technology – Annual Report 2005, Volumes One and Two

University of Southern Queensland – Annual Report 2005

University of the Sunshine Coast – Annual Report 2005

University of Queensland – Annual Report 2005 and Appendices

Queensland Theatre Company – Annual Report 2005

8 May 2006—

Board of Trustees of the Rockhampton Grammar School – Annual Report 2005

Board of Trustees of the Townsville Grammar School – Annual Report 2005

STATUTORY INSTRUMENTS

The following statutory instruments were tabled by the Clerk—

Liquor Act 1992—

Liquor Amendment Regulation (No. 2) 2006, No. 66 and Explanatory Notes and Regulatory Impact Statement for No. 66

Liquor Act 1992—

Liquor Amendment Regulation (No. 3) 2006, No. 67 and Explanatory Notes for No. 67

Liquor Amendment Act 2005—

Liquor Amendment (Postponement) Regulation 2006, No. 68

Aboriginal Communities (Justice and Land Matters) Act 1984—

Aboriginal Communities (Justice and Land Matters) Amendment Regulation (No. 2) 2006, No. 69

Drug Legislation Amendment Act 2006—

Proclamation commencing certain provisions, No. 70

Drugs Misuse Act 1986—

Drugs Misuse Amendment Regulation (No. 1) 2006, No. 71

Supreme Court of Queensland Act 1991—

Supreme Court (Legal Practitioner Admission) Amendment Rule (No. 1) 2006, No. 72

Rural and Regional Adjustment Act 1994—

Rural and Regional Adjustment Amendment Regulation (No. 2) 2006, No. 73

Transport Operations (Passenger Transport) Act 1994—

Transport Operations (Passenger Transport) Amendment Regulation (No. 1) 2006, No. 74

Workplace Health and Safety Act 1995—

Workplace Health and Safety (Codes of Practice) Amendment Notice (No. 1) 2006, No. 75

Public Service Act 1996—

Public Service Amendment Regulation (No. 1) 2006, No. 76

Forestry Plantations Queensland Act 2006—

Proclamation commencing remaining provisions, No. 77

Forestry Plantations Queensland Act 2006—

Forestry Plantations Queensland Regulation 2006, No. 78

Liquor Act 1992—

Liquor Amendment Regulation (No. 4) 2006, No. 79 and Explanatory Notes for No. 79

Forestry Act 1959—

Forestry (State Forests) Amendment Regulation (No. 1) 2006, No. 80

Environmental Protection Act 1994—

Environmental Protection Policies Amendment Policy (No. 1) 2006, No. 81

Land Court Act 2000—

Land Court Amendment Rule (No. 1) 2006, No. 82

State Development and Public Works Organisation Act 1971—

State Development and Public Works Organisation Amendment Regulation (No. 2) 2006, No. 83

Water Act 2000—

Water Amendment Regulation (No. 3) 2006 and Explanatory Notes for No. 84

REPORT TABLED BY THE CLERK

The following report was tabled by The Clerk—

Report pursuant to Standing Order 158 (Clerical errors or formal changes to any bill) detailing amendments to certain Bills, made by the Clerk, prior to assent by Her Excellency the Governor, viz—

Recreation Areas Management Bill 2005

Amendments made to Bill

Short title and consequential references to short title, amended—*omit—**'2005'**insert—**'2006'.***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. 5 of 2006

MEMBERS' ETHICS AND PARLIAMENTARY PRIVILEGES COMMITTEE – PAPERS

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

*Members' Ethics and Parliamentary Privileges Committee—*Report No. 75, titled *Matters of Privilege Referred by the Speaker on 28 February and 29 March 2006 Relating to Alleged Irregularities and Failure to Comply with Conditions of Use of Petitions*Information Notice No. 1 of 2006, titled *Reflections on the Chair*.**PARLIAMENTARY CRIME AND MISCONDUCT COMMITTEE – PAPER** (Hansard p.1456, 11.42am)

Chair of the Parliamentary Crime and Misconduct Committee (Mr Wilson) tabled the following paper—

Parliamentary Crime and Misconduct Committee—

Report No. 70 titled *A report on a complaint by the Honourable Gordon Nuttall MP*

MATTERS OF PUBLIC INTEREST (Hansard p.1457, 11.44am)

Matters of public interest were debated.

HEALTH QUALITY AND COMPLAINTS COMMISSION BILL (Hansard p.1467, 12.42pm)

Minister for Health (Mr Robertson) presented a Bill for an Act to establish the Health Quality and Complaints Commission, to improve the quality of health services and to provide for the monitoring of the quality of health services and the management of health complaints, and for other purposes and Explanatory Notes and moved – That the Bill be now read a first time.

Question put and agreed to.

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

Debate ensued.

Mr Lingard moved – That the debate be now adjourned.

Question put and agreed to.

MINERAL RESOURCES AND OTHER LEGISLATION AMENDMENT BILL (Hansard p.1469, 12.47pm)

Minister for Natural Resources, Mines and Water (Mr Palaszczuk) presented a Bill for an Act to amend the *Mineral Resources Act 1989*, and for other purposes and Explanatory Notes and moved – That the Bill be now read a first time.

Question put and agreed to.

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

Debate ensued.

Mr Lingard moved – That the debate be now adjourned.

Question put and agreed to.

CRIMINAL CODE AMENDMENT BILL (Hansard p.1471, 12.53pm)

Minister for Justice and Attorney-General (Mrs Lavarch) presented a Bill for an Act to amend the Criminal Code, and for other purposes and Explanatory Notes and moved – That the Bill be now read a first time.

Question put and agreed to.

Mrs Lavarch moved – That the Bill be now read a second time.

Debate ensued.

Mr Lingard moved – That the debate be now adjourned.

Question put and agreed to.

MINISTERIAL STATEMENTS (Hansard p.1472, 2.30pm)

- (a) Premier (Mr Beattie) made a ministerial statement relating to the rescue of miners at Beaconsfield.
- (b) Premier (Mr Beattie) made a ministerial statement relating to expenditure from the Director-General's Reserve of the Department of Premier and Cabinet.
- (c) Premier (Mr Beattie) made a ministerial statement relating to the recruitment and training of overseas health professionals.
- (d) Premier (Mr Beattie) made a ministerial statement relating to the presence in the Gallery of the Governor of Washington State, Christine Gregoire and First Gentleman Mike Gregoire.
- (e) Premier (Mr Beattie) made a ministerial statement relating to the Government's decision to build two new dams in Queensland.
- (f) Premier (Mr Beattie) made a ministerial statement relating to the Obesity Summit.

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

Document titled *Agenda – Queensland Obesity Summit 2006*

Document titled *Queensland Obesity Summit – Transcript of Proceedings – Wednesday, 3 May 2006, Brisbane*

Document titled *Queensland Obesity Summit 2006 – 3-4 May – Information Kit*
 Queensland Obesity Summit 3-4 May 2006 – Keynote speakers' presentations
 Document titled *Queensland Obesity Summit : 3-4 May 2006 – Early years*
 Document titled *Clear Vision and way forward in fight against Obesity*

- (g) Premier (Mr Beattie) made a ministerial statement relating to the Queensland Future Growth Fund.
- (h) Premier (Mr Beattie) made a ministerial statement relating to Rolleston coalmine.
- (i) Premier (Mr Beattie) made a ministerial statement relating to the Brisbane Festival.
- (j) Premier (Mr Beattie) made a ministerial statement relating to Beef 2006 and Virgin Blue.
- (k) Premier (Mr Beattie) made a ministerial statement relating to the Premier of Queensland's Export Awards.
- (l) Premier (Mr Beattie) made a ministerial statement relating to ethanol.
- (m) Premier (Mr Beattie) made a ministerial statement relating to Queensland Director-Generals' remuneration.

WATER AMENDMENT BILL (Hansard p.1489, 2.58pm)

Order of the day read for the adjourned debate on the motion of the Premier (Mr Beattie) – That the Bill be now read a second time.
 Debate ensued.

Paper: Mr Rickuss, during his speech, tabled the following paper—
 Copy of article from Queensland Waterways Volume No. 6, December 2001, titled *Mary River – water quality condition and trends*

Debate continued.
 Debate adjourned on the motion of Mr Rogers.

ADJOURNMENT (Hansard p.1544, 9.51pm)

Leader of the House (Mr Swarten) moved – That this House do now adjourn.
 Debate ensued.

Papers: Mr Wellington, during his speech, tabled the following papers—
 Bundle of documents relating to rainwater tank rebate schemes in Victoria, the Australian Capital Territory and Western Australia

Debate continued.
 Question put and agreed to.
 The House adjourned at 10.22pm.

ATTENDANCE

The following Members were present—

Attwood	Cunningham, J	Johnson	Menkens	Quinn	Spence
Barry	Douglas	Keech	Messenger	Reeves	Springborg
Barton	English	Knuth	Mickel	Reilly	Stone
Beattie	Fenlon	Langbroek	Miller	Reynolds	Struthers
Bligh	Finn	Lavarch	Molloy	Rickuss	Stuckey
Boyle	Flegg	Lawlor	Mulherin	Roberts, E	Sullivan, C
Briskey	Foley	Lee	Nelson-Carr	Roberts, N	Sullivan, T
Caltabiano	Fouras	Lee Long	Nolan	Robertson	Wallace
Choi	Fraser	Lingard	Nuttall	Rogers	Welford
Clark, E	Hayward	Livingstone	O'Brien	Schwarten	Wellington
Clark, L	Hobbs	Lucas	Palaszcuk	Scott	Wells
Copeland	Hoolihan	Male	Pearce	Seeney	Wilson
Croft	Hopper	Malone	Pitt	Shine	
Cummins	Horan	McArdle	Pratt	Simpson	
Cunningham, E	Jarratt	McNamara	Purcell	Smith	

**D FOURAS
ACTING SPEAKER**

**N J LAURIE
CLERK OF THE PARLIAMENT**

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