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MEETING OF THE ASSEMBLY

The Assembly met at 9.30am, pursuant to adjournment. The Speaker (Honourable A McGrady) read prayers.

PETITIONS

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

Ms Croft, from 61 petitioners, requesting the House to recognise the unacceptable noise and impairment to safety in the Labrador Channel and to introduce a six knot speed limit for all vessels using the Labrador Channel.

Mr Cummins, from 57 petitioners, requesting the House to ensure Maroochydore Shire Council investigate and mitigate the impacts of all planning processes for Chancellor Park Estate; release all planning reports and documents; and ensure no additional rates, charges or levies are imposed on residents of Chancellor Park.

Mr O’Brien, from 654 petitioners, requesting the House to ask the Transport Minister to regulate the bus services in the Port Douglas precinct to return a viable public transport system to residents and visitors.

Dr Flegg, from 3538 petitioners, requesting the House to investigate the need for a Polly clinic (multi disciplinary medical centre) to be built on Bribie Island.

Mr O’Brien, from 462 petitioners, requesting the House to refer to the Minister for Transport and Main Roads to lower the speed limit at the intersection of Port Douglas Road and the Captain Cook Highway to 60 kph in both directions, and provide a one lane Roundabout at the intersection.

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

Mr Quinn, from 101 petitioners, requesting the House to release all reports and supporting documents on the fire of 25th and 26th August 2005 at Binary Industries at the Narangba Industrial Estate and to establish an independent investigation into possible links between the fire and any detrimental medical and environmental conditions reported thereafter.

Mr Caltabiano, from 799 petitioners, requesting the House to provide additional train services between 6.30am and 9.30am from the Gold Coast to Brisbane and between 4.00pm and 6.30pm from Brisbane to the Gold Coast to address current overcrowding.

MINISTERIAL STATEMENTS (Hansard p.2775, 9.34am)

Ministerial statements were made.

Paper:  Premier (Mr Beattie), during his statement, tabled the following paper—
Publication titled Gatherings II - Contemporary Aboriginal and Torres Strait Islander Art from Queensland Australia

Statements continued.

Paper:  Minister for Public Works, Housing and Racing (Mr Schwarten), during his statement, tabled the following paper—
Copy of Ministerial Statement by Mr Schwarten titled 325 words: signing MOU on Thursday 10th

Statements continued.

Paper:  Minister for Health (Mr Robertson), during his statement, tabled the following paper—
Copy of Ministerial Statement by Mr Robertson titled Hospital Beds

Statements continued.

Paper:  Minister for Tourism, Fair Trading and Wine Industry Development (Ms Keech), during her statement, tabled the following paper—
Copy of Ministerial Statement by Ms Keech titled S8 Investigation Raids

Statements continued.
Paper: Minister for Environment, Local Government, Planning and Women (Ms Boyle), during her statement, tabled the following paper—
Copy of Ministerial Statement by Ms Boyle titled Independent advisor Gold Coast

Statements continued.

Paper: Minister for Police and Corrective Services (Ms Spence), during her statement, tabled the following paper—
Copy of Ministerial Statement by Ms Spence titled Fingerprint Matches

Statements continued.

Paper: Minister for Natural Resources and Mines and Minister Assisting the Premier on Water (Mr Palaszczuk), during his statement, tabled the following paper—
Copy of Ministerial Statement by Mr Palaszczuk titled Mineral and petroleum development

Statements continued.

Paper: Minister for Education and Minister for the Arts (Mr Welford), during his statement, tabled the following paper—
Copy of Ministerial Statement by Mr Welford titled Smart State Academies

Statements continued.

Paper: Minister for Communities, Disability Services and Seniors (Mr Pitt), during his statement, tabled the following paper—
Copy of Ministerial Statement by Mr Pitt titled Younger people with a disability residing in aged care facilities

Statements continued.

Paper: Minister for Emergency Services (Mr Purcell), during his statement, tabled the following paper—
Copy of Ministerial Statement by Mr Purcell titled Ambulance recruitment

Statements continued.

Paper: Minister for Child Safety (Mr Reynolds), during his statement, tabled the following paper—
Copy of Ministerial Statement by Mr Reynolds titled Department of Child Safety

Statements continued.

Paper: Minister for Energy and Aboriginal and Torres Strait Islander Policy (Mr Mickel), during his statement, tabled the following paper—
Copy of Ministerial Statement by Mr Mickel titled Energex EDSD implementation

Statements continued.

Paper: Minister for Small Business, Information Technology Policy and Multicultural Affairs (Mr Cummins), during his statement, tabled the following paper—
Copy of Ministerial Statement by Mr Cummins titled Business grants

Statements continued.

Statements concluded.

PUBLIC ACCOUNTS COMMITTEE – PAPER
Chair of the Public Accounts Committee (Mr Fenlon) tabled the following paper—
Public Accounts Committee—Report No. 72 – Annual Report 2005–06

SELECT COMMITTEE ON TRAVELSAFE – PAPER
Chair of the Select Committee on Travelsafe (Mr Pearce) tabled the following paper—
Select Committee on Travelsafe—Report No. 45 – Annual Report 2005–06

PRIVATE MEMBER’S STATEMENT (Hansard p.2789, 10.29am)
A private Member’s statement was made.
QUESTIONS WITHOUT NOTICE (Hansard p.2789, 10.30am)

Questions without notice were asked.

Paper: Leader of the Liberal Party (Dr Flegg) tabled the following paper—
Document titled CAHS Weekly Workforce/Service Status Report - 19.07.06

Questions continued.

Withdrawal of Disorderly Member—
And the Member for Chatsworth (Mr Caltabiano), after warning, continuing to be disorderly, under the provisions of Standing Order 253, the Speaker ordered Mr Caltabiano to withdraw immediately from the Chamber.
Mr Caltabiano withdrew from the Chamber at 10.47am.

Questions resumed.

Paper: Mr McArdle tabled the following paper—
Document titled CAHS Medical Recruitment Planning for 2007

Questions continued.

Questions concluded.

MINISTERIAL STATEMENTS (Hansard p.2801, 11.30am)

Ministerial statements were made.

Paper: Minister for Employment, Training and Industrial Relations and Minister for Sport (Mr Barton), during his statement, tabled the following paper—
Copy of Ministerial Statement by Mr Barton

BODY CORPORATE AND COMMUNITY MANAGEMENT AND OTHER LEGISLATION AMENDMENT BILL (Hansard p.2802, 11.37am)

Minister for Tourism, Fair Trading and Wine Industry Development (Ms Keech) presented a Bill for an Act to amend the Body Corporate and Community Management Act 1997 and the Commercial and Consumer Tribunal Act 2003, and for other purposes and Explanatory Notes and moved – That the Bill be now read a first time.
Question put and agreed to.
Ms Keech moved – That the Bill be now read a second time.
Debate ensued.
Mrs Stuckey moved – That the debate be now adjourned.
Question put and agreed to.

APPROPRIATION (PARLIAMENT) BILL AND APPROPRIATION BILL (Hansard p.2805, 11.40am)

Order of the day read for the further consideration of the Bills in detail and the consideration of Estimates Committees reports.

Consideration in detail—

Appropriation Bill—
The Deputy Speaker proposed – That the Report of Estimates Committee C be adopted.
Debate ensued.
Question put and agreed to.
The Deputy Speaker proposed – That the Report of Estimates Committee D be adopted.
Debate ensued.
Debate adjourned on the motion of Mr Lingard.

LEGAL, CONSTITUTIONAL AND ADMINISTRATIVE REVIEW COMMITTEE – PAPERS

Chair of the Legal, Constitutional and Administrative Review Committee (Dr L Clark) tabled the following papers—
Legal, Constitutional and Administrative Review Committee—
Report No. 54 – Annual Report 2005-2006
Report No. 55 – Voices & Votes, A Parliamentary Committee Inquiry into Young People’s
Engagement in Democracy in Queensland

APPROPRIATION (PARLIAMENT) BILL AND APPROPRIATION BILL (Hansard p.2819, 2.34pm)
Order of the day read for the further consideration of the Bills in detail and the consideration of
Estimates Committees reports.
Consideration in detail—
Appropriation Bill—
The Deputy Speaker proposed – That the Report of Estimates Committee D be adopted.
Debate ensued.
Question put and agreed to.
The Deputy Speaker proposed – That the Report of Estimates Committee E be adopted.
Debate ensued.
Papers: Mr Messenger, during his speech, tabled the following papers—
Mr Messenger’s Statement of Reservation – Environment
Document titled Dam project threatens living fossil
Letter, dated 9 August 2006, from Garners Beach Cassowary Action Group to Mr
Messenger relating to the plight of the southern cassowary in Far North Queensland
following Cyclone Larry
Debate continued.
Question put and agreed to.
The Deputy Speaker proposed – That the Report of Estimates Committee F be adopted.
Debate ensued.
Question put and agreed to.
The Deputy Speaker proposed – That the Report of Estimates Committee G be adopted.
Debate ensued.
Question put and agreed to.
Clauses 1 to 4, as read, agreed to.
Schedules 1 and 2, as read, agreed to.
Consideration in detail completed—
Ms Bligh moved – That the Bills be now read a third time.
Question put and agreed to.
Bills read a third time.
Ms Bligh moved – That the long titles of the Bills be agreed to.
Question put and agreed to.

CRIME AND MISCONDUCT AND OTHER LEGISLATION AMENDMENT BILL (Hansard p.2849, 5.44pm)
Order of the day read for the adjourned debate on the motion of the Minister for Justice and Attorney–
General (Mrs Lavarch) – That the Bill be now read a second time.
Debate ensued.
Question put and agreed to.
Bill read a second time.
Consideration in detail—
Clause 1, as read, agreed to.
Clause 2 (Commencement)—
The following amendment was proposed by Mrs Lavarch—
At page 6, line 7, after ‘on’—
omit, insert—
‘the date of assent.’.
Question – That Mrs Lavarch’s amendment be agreed to – put and agreed to.
Clause 2, as amended, agreed to.
Clauses 3 to 5, as read, agreed to.
Clause 6 (Insertion of new ch 3, pt 1, div 2A)—
The following amendment was proposed by Mrs Lavarch—
At page 8, lines 25 and 26, from 'believes' to 'investigation.'—

\textit{omit, insert—}
believes, on reasonable grounds, is—
(a) in the witness's possession; and
(b) relevant to the investigation.'.

\textbf{Question –} That Mrs Lavarch's amendment be agreed to — put and agreed to.
Clauses 6, as amended, agreed to.

Clauses 10 (Amendment of s 178 (Who must conduct hearings))—
The following amendments were proposed by Mrs Lavarch—
At page 12, line 19, 'the public'—

\textit{omit, insert—}
a public'.
At page 12, line 21—

\textit{omit, insert—}
chairperson.

\textit{(2A) More than 1 public hearing may be conducted at the same time.'.'}.

\textbf{Debate ensued.}

\textbf{Question –} That Mrs Lavarch's amendments be agreed to — put and agreed to.
Clauses 10, as amended, agreed to.

Clauses 11 to 35, as read, agreed to.

\textit{Paper:} Mrs Lavarch, during her speech, tabled the following paper—
Explanatory Notes to Mrs Lavarch's amendments to the Crime and Misconduct and Other Legislation Amendment Bill

New Clauses 35A to 35S—
The following amendment was proposed by Mrs Lavarch—
At page 24, after line 22—

\textit{insert—}

\textbf{‘Part 2A ‘Amendment of Corrective Services Act 2006}

\textbf{‘35A Act amended in pt 2A}

This part amends the Corrective Services Act 2006.

\textbf{‘35B Amendment of s 497 (Insertion of new pt 9, div 3)}

\textbf{(1) Section 497, new section 160—}

\textit{insert—}
\textbf{impose, a term of imprisonment on an offender for an offence, includes} make an order that the offender serve the whole or part of suspended imprisonment for the offence.'.

\textbf{(2) Section 497, new section 160, definition} period of imprisonment, as a note—

\textit{insert—}
\textbf{Note—}
Period of imprisonment therefore includes the term of imprisonment a court is imposing at the time of sentence.'.

\textbf{(3) Section 497, new section 160A(2), as a note—}

\textit{insert—}
\textbf{Note—}
Sections 160E to 160H further provide for the orders that may be made under sections 160B to 160D.'.

\textbf{(4) Section 497, new section 160B(1), ‘apply’—}

\textit{omit, insert—}
applies.'.

\textbf{(5) Section 497, new section 160H(1)(b), ‘under this part would’—}

\textit{omit, insert—}
under this division would, because of section 160E,'.

\textbf{(6) Section 497, new section 160H(2), ‘under this part’—}

\textit{omit, insert—}
under this division’.

\textbf{(7) Section 497, new section 160H(2), example, after ‘period of imprisonment’—}
insert—
‘which must not be a date earlier in time than a parole release date notionally fixed under any of the previous orders the court would, apart from this section, be required to make’.

‘Part 2B Amendment of Electoral Act 1992

35C Act amended in pt 2B

This part amends the Electoral Act 1992.

35D Amendment of s 3 (Definitions)

‘Section 3, definition institution, paragraph (f)—
omit.

35E Amendment of s 58 (Commission to keep electoral rolls)

‘(1) Section 58—
insert—
‘(6A) Also, to enable the commission to decide the persons who are not entitled to vote because of section 101(3), the commission may ask the chief executive (corrective services) to give the commission information about persons who are serving sentences of imprisonment for offences against the law of the Commonwealth or of a State or Territory.’.

‘(2) Section 58(7), after ‘entity’—
insert—
‘or chief executive (corrective services)’.

35F Amendment of s 64 (Entitlement to enrolment)

‘Section 64(5)—
omit.

35G Amendment of s 101 (Who may vote)

‘Section 101—
insert—
‘(3) Also, a person who is serving a sentence of imprisonment is not entitled to vote at an election for an electoral district.

‘(4) For subsection (3), a person is serving a sentence of imprisonment only if—
(a) the person is in detention on a full-time basis for an offence against a law of the Commonwealth or a State or Territory; and
(b) the detention is attributable to the sentence of imprisonment concerned.’.

35H Amendment of s 105 (Who may make a declaration vote)

‘(1) Section 105(2)(f)—
omit.

‘(2) Section 105(2)(g)—
renumber as section 105(2)(f).

Part 2C Amendment of Local Government Act 1993

35I Act amended in pt 2C

This part amends the Local Government Act 1993.

35J Amendment of s 336 (Procedure for voting at a polling booth)

‘Section 336(7)(a), ‘344(a), (b) or (c)—
omit, insert—
‘344(1)(a), (b), (c) or (d)’.

35K Amendment of s 343 (Who may cast a declaration vote)

‘Section 343(f)—
omit.

35L Amendment of s 344 (Who must cast a declaration vote in ordinary elections)

‘(1) Section 344(d)—
renumber as section 344(1)(e).

‘(2) Section 344—
insert—
‘(d) an elector who is serving a sentence of imprisonment on the cut off day for the election, but who is not serving a sentence of imprisonment on the polling day for the election’.

‘(3) Section 344—
insert—
‘(2) For subsection (1)(d), a person is serving a sentence of imprisonment only if—
(a) the person is in detention on a full-time basis for an offence against a law of the Commonwealth or a State or Territory; and
(b) the detention is attributable to the sentence of imprisonment concerned.’.

‘35M Amendment of s 347 (Distribution of ballot papers to other electors who may or must cast declaration vote)
‘Section 347(1), ‘section 343(a) to (f)’—
 omit, insert—
 ‘section 343(a) to (e)’.

‘35N Amendment of s 349 (Distribution of ballot papers to electors for postal ballot election)
‘Section 349(2)(a), ‘344(a), (b) or (c)’—
 omit, insert—
 ‘344(1)(a), (b), (c) or (d)’.

‘35O Amendment of s 352 (Declaration voting before polling day)
‘Section 352(1), ‘section 343(a) to (f)’—
 omit, insert—
 ‘section 343(a) to (e)’.

‘35P Amendment of s 357 (Effect of ballot papers—optional-preferential voting)
‘Section 357(2)(d)(ii), ‘section 343(a) to (f)’—
 omit, insert—
 ‘section 343(a) to (e)’.

‘35Q Amendment of s 358 (Effect of ballot papers—first-past-the-post voting)
‘Section 358(2)(d)(ii), ‘section 343(a) to (f)’—
 omit, insert—
 ‘section 343(a) to (e)’.

‘35R Amendment of s 381 (Notice to electors whose ballot papers are not accepted)
‘Section 381(1)(a), ‘344(a)’—
 omit, insert—
 ‘344(1)(a)’.

‘35S Amendment of sch 2 (Dictionary)
‘(1) Schedule 2, definition institution, paragraph (f)—
 omit.
 ‘(2) Schedule 2, definition institution, paragraph (g)—
 renumber as paragraph (f).’.

Debate ensued.
Question – That Mrs Lavarch’s amendment be agreed to – put and agreed to.
Clauses 36 to 49, as read, agreed to.

New Clause 49A—
The following amendment was proposed by Mrs Lavarch—
At page 32, after line 10—

‘49A Amendment of s 408 (Who may inspect CMC’s register)
‘Section 408(a), as numbered before the commencement of section 459A of the Police Powers and Responsibilities Act 2000—
 omit, insert—
 ‘(a) the CMC chairperson; or’.

Debate ensued.
Question – That Mrs Lavarch’s amendment be agreed to – put and agreed to.
Clause 50, as read, agreed to.

New Clauses 50A to 50D—
The following amendment was proposed by Mrs Lavarch—
At page 32, after line 12—

‘Part 4A Amendment of Referendums Act 1997
‘50A Act amended in pt 4A
‘This part amends the Referendums Act 1997.

‘50B Amendment of s 21 (Who may vote)
‘Section 21—
 insert—
‘(3) Also, a person who is serving a sentence of imprisonment is not entitled to vote at a referendum.

‘(4) For subsection (3), a person is serving a sentence of imprisonment only if—
(a) the person is in detention on a full-time basis for an offence against a law of the Commonwealth or a State or Territory; and
(b) the detention is attributable to the sentence of imprisonment concerned.

‘(5) To enable the commission to decide the persons who are not entitled to vote because of subsection (3), the commission may ask the chief executive (corrective services) to give the commission information about persons who are serving sentences of imprisonment for offences against the law of the Commonwealth or of a State or Territory.

‘(6) The chief executive (corrective services) must give the commission the information as soon as practicable after receiving the request.

‘(7) Subsection (6) has effect despite the provisions of any other Act that would otherwise permit or require the chief executive (corrective services) to refuse the commission’s request.’.

‘50C Amendment of s 25 (Who may make a declaration vote)
‘(1) Section 25(2)(f)—
    omit.
‘(2) Section 25(2)(g)—
    renumber as section 25(2)(f).’.

‘50D Amendment of sch 3 (Dictionary)
‘Schedule 3, definition institution, ‘section 3.’ and footnote—
    omit, insert—
    ‘section 3.’.’.

Debate ensued.
Question – That Mrs Lavarch’s amendment be agreed to – put and agreed to.
Clauses 51 to 61, as read, agreed to.
Schedule, as read, agreed to.

Consideration in detail completed—

Mrs Lavarch moved – That the Bill, as amended, be now read a third time.
Question put and agreed to.
Bill, as amended, read a third time.
Mrs Lavarch moved – That the long title of the Bill be agreed to.
Question put and agreed to.

SPECIAL ADJOURNMENT

Acting Leader of the House (Mrs Lavarch) moved – That the House at its rising do adjourn until 9.30 am on Tuesday, 22 August 2006.
Question put and agreed to.

ADJOURNMENT (Hansard p.2859, 6.25pm)

Acting Leader of the House (Mrs Lavarch) moved – That the House do now adjourn.
Debate ensued.

Paper: Mrs E Cunningham, during her speech, tabled the following paper—
Copy of Education Queensland log of claims from Queensland Public Sector Union

Debate continued.

Paper: Mr Messenger, during his speech, tabled the following paper—
Letter, undated, from Mr Keith Nash, Director, Eldanham Pty Ltd to Mr Messenger relating to wildlife harvesting legislation changes

Debate continued.
Question put and agreed to.
The House adjourned at 6.55pm.
ATTENDANCE

The following Members were present—

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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—

10 August 2006—

A Bill for an Act to amend the Building Act 1975, and for other purposes (Building and Other Legislation Amendment Act 2006 – Act No. 36 of 2006)

A Bill for an Act authorising the Treasurer to pay amounts from the consolidated fund for the Legislative Assembly and parliamentary service for the financial years starting 1 July 2006 and 1 July 2007 (Appropriation (Parliament) Act 2006 – Act No. 37 of 2006)

A Bill for an Act authorising the Treasurer to pay amounts from the consolidated fund for departments for the financial years starting 1 July 2006 and 1 July 2007 (Appropriation Act 2006 – Act No. 38 of 2006)

11 August 2006—

A Bill for an Act about the education of children and the participation of young people in education and training, and for other purposes (Education (General Provisions) Act 2006 – Act No. 39 of 2006)

A Bill for an Act to amend the Prostitution Act 1999, and for other purposes (Prostitution Amendment Act 2006 – Act No. 40 of 2006)

A Bill for an Act to amend the Crime and Misconduct Act 2001 and other legislation affecting the operations of the Crime and Misconduct Commission, and for other purposes (Crime and Misconduct and Other Legislation Amendment Act 2006 – Act No. 41 of 2006)

PAPERS TABLED PRIOR TO DISSOLUTION

The following papers were tabled prior to the dissolution of the 51st Parliament on 15 August 2006—

11 August 2006—

Response from the Minister for Police and Corrective Services (Ms Spence) to an E-petition sponsored by Mr Langbroek, from 33 petitioners, regarding police numbers at the Surfers Paradise Police Station


Legal, Constitutional and Administrative Review Committee – Submission number 37 received by the Committee regarding its inquiry into the Accessibility of Administrative Justice

Parliamentary Crime and Misconduct Committee – Submission from the Department of Emergency Services, dated 5 July 2006, regarding the Committee’s Three Year Review of the activities of the Crime and Misconduct Commission
Parliamentary Crime and Misconduct Committee – Submission from the Parliamentary Crime and Misconduct Commissioner, dated 28 July 2006, regarding the Committee’s Three Year Review of the activities of the Crime and Misconduct Commission
Parliamentary Crime and Misconduct Committee – Further submission from the Crime and Misconduct Commission, dated 31 July 2006, regarding the committee’s Three Year Review of the activities of the Crime and Misconduct Commission
Response from the Minister for Health (Mr Robertson) to Public Works Committee reports numbered 89, 90, 91, 92, 93 and 94 respectively titled Redevelopment of the Mabuiag Island Primary Health Care Centre, Redevelopment of the Iama Island Primary Health Care Centre, Redevelopment of the Moa Island (Kubin Community) Primary Health Care Centre, Redevelopment of the Erub (Darnley) Island Primary Health Care Centre, Redevelopment of the Warraber (Sue) Island Primary Health Care Centre, The Weipa Health Precinct
14 August 2006—
Overseas travel report by the Minister for Health (Mr Robertson) titled Overseas Travel Report United Kingdom & Germany 13-23 July 2006
15 August 2006—
Response from the Minister for Transport and Main Roads (Mr Lucas) to a paper petition presented by Mr Caltabiano, from 433 petitioners, regarding a request for an exit from the Centenary Highway at Sumner Park

DISSOLUTION OF PARLIAMENT
The following Proclamation was made by Her Excellency the Governor—

"PROCLAMATION
I, Quentin Bryce, Governor, dissolve the Legislative Assembly of Queensland.

[signed]
Quentin Bryce

Signed and Sealed on 15 August 2006.

By Command
[signed]
P BEATTIE

God Save the Queen"

A McGrady
Speaker

N J Laurie
Clerk of the Parliament

By Authority
Government Printer, Queensland