

	<p style="text-align: center;">LEGISLATIVE ASSEMBLY OF QUEENSLAND</p> <p style="text-align: center;">1ST SESSION OF THE 52ND PARLIAMENT</p>
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VOTES AND PROCEEDINGS

NO. 40 – THURSDAY, 6 SEPTEMBER 2007

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ABSENCE OF THE SPEAKER

The Clerk informed the House of the unavoidable absence of Mr Speaker and advised that the Deputy Speaker (Mr J M English) will take the Chair as Acting Speaker.

The Honourable Member for Keppel was 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 (Mr J M English) read prayers.

Mr Acting Speaker acknowledged the Traditional Owners of the land upon which this Parliament is assembled and the Custodians of the sacred lands of our State.

PETITIONS

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

Mr Dempsey, from 122 petitioners, requesting the House to take all necessary action to protect the lives and homes of the people of the Mary Valley who are threatened by the dam to be built at Traveston crossing.

Mr Messenger, from 230 petitioners, requesting the House to defer by 7 months the letting of any contracts for the desalination plant for Agnes Water and 1770, until the matter of water supply solutions can be considered.

MINISTERIAL STATEMENTS ([Record of Proceedings p.3113](#))

Ministerial statements were made.

Papers: Premier and Minister for Trade (Mr Beattie), during his statements, tabled the following papers—

Map, undated, by Queensland Natural Resources and Water titled *Surat Basin Management Areas of the Great Artesian Basin Water Resource Plan*

Media release, dated 6 September 2007, from Mr Beattie titled *World focus on Brisbane for air pollution conference*

Two copies of the Smart Women – Smart State Awards 2007 Program for 29 August 2007 by the Office of Women

Media release, undated, from Mr Beattie titled *Queensland celebrates education leaders: Premier*

Report, dated July 1977, by Project Planning Branch, Irrigation and Water Supply Commission, Queensland, titled *Mary River Gympie Flood Mitigation – Appraisal Study*

Report, dated January 1980, by Project Planning Branch, Queensland Water Resources Commission, titled *Mary River Gympie Flood Mitigation – Summary Report*

Statements continued.

Papers: Minister for Transport and Main Roads (Mr Lucas), during his statement, tabled the following papers—

Discussion paper, dated September 2007, by Maritime Safety Queensland titled *Improving recreational boating safety*

Article from the *Southern Star*, dated 5 September 2007, by Stewart Mulligan titled *Labor to 'fix traffic woes'*

Letter, dated July 2004, from the Hon Gary Hardgraves MP addressed to residents relating to the use of the Brisbane Urban Corridor for national freight

Article from an unknown source, undated, relating to Auslink

Article from *The Courier-Mail*, dated 4 September 2007, by Sam Strutt titled *Underpass vow hits where it will hurt*

Statements continued.

Paper: Minister for Police and Corrective Services (Ms Spence), during her statement, tabled the following paper—
Article from an unknown source, undated, titled *Brutal assault – Detectives slam cowards who took ‘justice’ into own hands*

Statements continued.

Statements concluded.

SELECT COMMITTEE ON TRAVELSAFE – PAPER ([Record of Proceedings p.3128](#))

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

Select Committee on Travelsafe—

Report No. 50 – Investigation into Child Deaths and Injuries from Low Speed Vehicle Run-Overs

MOTION – HOUSE TO NOTE MEMBERS' ETHICS AND PARLIAMENTARY PRIVILEGES COMMITTEE REPORT ([Record of Proceedings p.3129](#))

Chair of the Members' Ethics and Parliamentary Privileges Committee (Ms Palaszczuk), pursuant to notice, moved – That the House notes Members' Ethics and Parliamentary Privileges Committee Report No. 82 – Matter of Privilege Referred by the Speaker on 18 April 2007 Relating to an Alleged Intimidation of a Member by a legal firm.

Motion seconded by Mr Horan.

Debate ensued.

Question put and agreed to.

QUESTIONS WITHOUT NOTICE ([Record of Proceedings p.3130](#))

Questions without notice were asked.

Papers: Mr Johnson tabled the following papers—

Bundle of emails and reports relating to the Riverside Expressway

Questions continued.

Paper: Mrs Stuckey tabled the following paper—

Article, from the *Sunday-Mail*, dated 2 September 2007, by Kay Dibbens, titled *Boy sues aide for kicking in school*

Questions continued.

Questions concluded.

MINISTERIAL STATEMENT ([Record of Proceedings p.3142](#))

A ministerial statement, by leave, was made.

TRANSPORT LEGISLATION AMENDMENT BILL ([Record of Proceedings p.3142](#))

Minister for Transport and Main Roads (Mr Lucas) presented a Bill for an Act to amend particular transport legislation and Explanatory Notes and moved – That the Bill be now read a first time.

Question put and agreed to.

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

Debate ensued.

Mr Nicholls moved – That the debate be now adjourned.

Question put and agreed to.

URBAN LAND DEVELOPMENT AUTHORITY BILL ([Record of Proceedings p.3147](#))

Order of the day read for the adjourned debate on the motion of the Deputy Premier, Treasurer and Minister for Infrastructure (Ms Bligh) – That the Bill be now read a second time.

Debate ensued.

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

Bundle of documents relating to Montville/Flaxton/Mapleton area and proposed iconic legislation

Debate continued.

Question put and agreed to.

Bill read a second time.

Consideration in detail—

Clauses 1 and 2, as read, agreed to.

Clause 3—

Debate ensued.

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

Explanatory Notes to Ms Bligh's amendments to the Urban Land Development Authority Bill

Debate continued.

Clause 3, as read, agreed to.

Clauses 4 to 53, as read, agreed to.

Clause 54 (Notice of application)—

The following amendment was proposed by the Leader of the Liberal Party (Dr Flegg)—

At page 41, lines 9 to 12—

omit, insert—

'submission period).'

Debate ensued.

Question put – That Dr Flegg's amendment be agreed to.

The House divided.

AYES 21—

<i>Copeland</i>	<i>Dickson *</i>	<i>Hopper</i>	<i>Menkens</i>	<i>Seeney</i>	<i>Stuckey</i>
<i>Cripps</i>	<i>Elmes</i>	<i>Horan</i>	<i>Messenger</i>	<i>Simpson</i>	
<i>Cunningham</i>	<i>Flegg</i>	<i>Johnson</i>	<i>Nicholls</i>	<i>Springborg</i>	
<i>Dempsey</i>	<i>Gibson</i>	<i>Langbroek</i>	<i>Rickuss *</i>	<i>Stevens</i>	

NOES 52—

<i>Attwood</i>	<i>Finn</i>	<i>Lavarch</i>	<i>Mulherin</i>	<i>Schwarten</i>	<i>Weightman</i>
<i>Barry</i>	<i>Foley</i>	<i>Lawlor</i>	<i>Nelson–Carr</i>	<i>Scott</i>	<i>Welford</i>
<i>Beattie</i>	<i>Fraser</i>	<i>Lee</i>	<i>Nolan *</i>	<i>Shine</i>	<i>Wellington</i>
<i>Bligh</i>	<i>Gray</i>	<i>Lucas</i>	<i>O'Brien</i>	<i>Smith</i>	<i>Wells</i>
<i>Bombolas</i>	<i>Hayward</i>	<i>Male *</i>	<i>Palaszcuk</i>	<i>Spence</i>	<i>Wendt</i>
<i>Boyle</i>	<i>Hinchliffe</i>	<i>McNamara</i>	<i>Pearce</i>	<i>Stone</i>	<i>Wettenhall</i>
<i>Choi</i>	<i>Hoolihan</i>	<i>Mickel</i>	<i>Purcell</i>	<i>Sullivan</i>	<i>Wilson</i>
<i>Darling</i>	<i>Jones</i>	<i>Miller</i>	<i>Reeves</i>	<i>Van Litsenburg</i>	
<i>Fenlon</i>	<i>Keech</i>	<i>Moorhead</i>	<i>Roberts</i>	<i>Wallace</i>	

*Tellers **

Question negatived.

Clause 54, as read, agreed to.

Clauses 55 to 58, as read, agreed to.

Clauses 59 to 61—

The following amendments, by leave, *en bloc*, were proposed by Dr Flegg—

Clauses 59 (Decision notice)—

At page 44, line 8, 'authority.'—

omit, insert—

'authority; and

(d) each person who made a submission about the application under section 54.'

New Clause 61A—

At page 46, after line 2—

insert—

'61A Right of appeal against grant of approval

'(1) This section applies if—

(a) the authority decides to grant an approval; and

- (b) a person made a submission, under section 54, to the authority about the application for the approval.
- ‘(2) The person may appeal to the Planning and Environment Court against the authority’s decision to grant the approval.
- ‘(3) However, the person may appeal against the decision only in relation to an aspect of the relevant scheme for the decision that is different from a planning instrument against which the application would have been decided if it were an IPA development application.
- ‘(4) An appeal under subsection (2) must be started within 20 business days after the person is given notice of the decision.
- ‘(5) The Integrated Planning Act, chapter 4, part 1, divisions 10 to 12, apply to the appeal with any changes the Planning and Environment Court directs.
- ‘(6) In this section—
approval means a UDA development approval, with or without UDA development conditions.
relevant scheme, for the decision, means the development scheme, proposed development scheme or interim land use plan considered by the authority under section 57(1)(c) in making the decision.’.

Debate ensued.

Question put – That Dr Flegg’s amendments be agreed to.

The House divided.

AYES 21—

<i>Copeland</i>	<i>Dickson *</i>	<i>Hopper</i>	<i>Menkens</i>	<i>Seeney</i>	<i>Stuckey</i>
<i>Cripps</i>	<i>Elmes</i>	<i>Horan</i>	<i>Messenger</i>	<i>Simpson</i>	
<i>Cunningham</i>	<i>Flegg</i>	<i>Johnson</i>	<i>Nicholls</i>	<i>Springborg</i>	
<i>Dempsey</i>	<i>Gibson</i>	<i>Langbroek</i>	<i>Rickuss *</i>	<i>Stevens</i>	

NOES 51—

<i>Attwood</i>	<i>Foley</i>	<i>Lawlor</i>	<i>Nelson–Carr</i>	<i>Scott</i>	<i>Welford</i>
<i>Barry</i>	<i>Fraser</i>	<i>Lee</i>	<i>Nolan</i>	<i>Shine</i>	<i>Wellington</i>
<i>Beattie</i>	<i>Gray</i>	<i>Lucas</i>	<i>O’Brien</i>	<i>Smith</i>	<i>Wells</i>
<i>Bligh</i>	<i>Hayward</i>	<i>Male *</i>	<i>Palaszcuk</i>	<i>Spence</i>	<i>Wendt</i>
<i>Bombolas</i>	<i>Hinchliffe</i>	<i>McNamara</i>	<i>Pearce</i>	<i>Stone</i>	<i>Wettenhall</i>
<i>Choi</i>	<i>Hoolihan</i>	<i>Mickel</i>	<i>Purcell</i>	<i>Sullivan</i>	<i>Wilson</i>
<i>Darling</i>	<i>Jones</i>	<i>Miller</i>	<i>Reeves</i>	<i>Van Litsenburg</i>	
<i>Fenlon</i>	<i>Keech</i>	<i>Moorhead</i>	<i>Roberts</i>	<i>Wallace</i>	
<i>Finn *</i>	<i>Lavarch</i>	<i>Mulherin</i>	<i>Schwarten</i>	<i>Weightman</i>	

Tellers *

Question negated.

Clauses 59 to 61, as read, agreed to.

Clauses 62 to 74, as read, agreed to.

Clause 75 (Application to change UDA development approval)—

The following amendments were proposed by Ms Bligh—

At page 51, lines 4 and 5, ‘having an interest in the relevant land for a UDA development approval’—

omit.

At page 51, line 6, ‘the approval’—

omit, insert—

‘a UDA development approval’.

At page 51, after line 21—

insert—

‘(5) If the person is not the owner of the relevant land for the UDA development approval, the amendment application must be accompanied by the owner’s consent.’.

Debate ensued.

Question – That Ms Bligh’s amendments be agreed to – put and agreed to.

Clause 75, as amended, agreed to.

Clauses 76 to 105, as read, agreed to.

Clauses 106 to 111—

The following amendments, by leave, *en bloc*, were proposed by Dr Flegg—

Clause 106 (Eligibility for appointment)—

At page 69, lines 9 and 10—

omit, insert—

‘(2) However at least 2 appointed members must be persons recommended for appointment by the Local Government Association of Queensland.’.

Clause 111 (Disclosure of interests)—

At page 70, line 19, ‘has a direct’—

omit, insert—

‘has or is likely to have a direct’.

At page 70, line 30—

omit, insert—

‘member must not participate in, and is suspended from office for the period of, the authority’s consideration’.

Debate ensued.

Question put – That Dr Flegg’s amendments be agreed to.

The House divided.

AYES 23—

<i>Copeland</i>	<i>Dickson *</i>	<i>Gibson</i>	<i>Langbroek</i>	<i>Rickuss *</i>	<i>Stevens</i>
<i>Cripps</i>	<i>Elmes</i>	<i>Hopper</i>	<i>Menkens</i>	<i>Seeney</i>	<i>Stuckey</i>
<i>Cunningham</i>	<i>Flegg</i>	<i>Horan</i>	<i>Messenger</i>	<i>Simpson</i>	<i>Wellington</i>
<i>Dempsey</i>	<i>Foley</i>	<i>Johnson</i>	<i>Nicholls</i>	<i>Springborg</i>	

NOES 45—

<i>Attwood</i>	<i>Fraser</i>	<i>Lawlor</i>	<i>Mulherin</i>	<i>Scott</i>	<i>Weightman</i>
<i>Barry</i>	<i>Gray</i>	<i>Lee</i>	<i>Nelson–Carr</i>	<i>Shine</i>	<i>Welford</i>
<i>Bligh</i>	<i>Hayward</i>	<i>Lucas</i>	<i>Nolan *</i>	<i>Smith</i>	<i>Wells</i>
<i>Bombolas</i>	<i>Hinchliffe</i>	<i>Male *</i>	<i>Palaszczuk</i>	<i>Stone</i>	<i>Wendt</i>
<i>Choi</i>	<i>Hoolihan</i>	<i>McNamara</i>	<i>Pearce</i>	<i>Struthers</i>	<i>Wilson</i>
<i>Darling</i>	<i>Jones</i>	<i>Mickel</i>	<i>Purcell</i>	<i>Sullivan</i>	
<i>Fenlon</i>	<i>Keech</i>	<i>Miller</i>	<i>Reeves</i>	<i>Van Litsenburg</i>	
<i>Finn</i>	<i>Lavarch</i>	<i>Moorhead</i>	<i>Roberts</i>	<i>Wallace</i>	

*Tellers **

Question negatived.

Clauses 106 to 111, as read, agreed to.

Clauses 112 to 143, as read, agreed to.

Clause 144 (Review of Act)—

The following amendment was proposed by Dr Flegg—

At page 85, lines 11 to 20—

omit, insert—

‘144 Expiry of Act

‘This Act expires 5 years after the commencement of this section.’.

Debate ensued.

Question put.

The House divided.

AYES 21—

<i>Copeland</i>	<i>Dickson *</i>	<i>Hopper</i>	<i>Menkens</i>	<i>Seeney</i>	<i>Stuckey</i>
<i>Cripps</i>	<i>Elmes</i>	<i>Horan</i>	<i>Messenger</i>	<i>Simpson</i>	
<i>Cunningham</i>	<i>Flegg</i>	<i>Johnson</i>	<i>Nicholls</i>	<i>Springborg</i>	
<i>Dempsey</i>	<i>Gibson</i>	<i>Langbroek</i>	<i>Rickuss *</i>	<i>Stevens</i>	

NOES 48—

Attwood	Finn	Keech	Miller	Reeves	Van Litsenburg
Barry	Foley	Lavarch	Moorhead	Roberts	Wallace
Beattie	Fraser	Lawlor	Mulherin	Scott	Weightman
Bligh	Gray	Lee	Nelson–Carr	Shine	Welford
Bombolas	Hayward	Lucas	Nolan *	Smith	Wellington
Choi	Hinchliffe	Male *	Palaszczuk	Stone	Wells
Darling	Hoolihan	McNamara	Pearce	Struthers	Wendt
Fenlon	Jones	Mickel	Purcell	Sullivan	Wilson

Tellers *

Question negated.

Clause 144, as read, agreed to.

Clauses 145 to 202—

The following amendments, by leave, *en bloc*, were proposed by Ms Bligh—

New Clauses 146A to 146N—

At page 85, after line 30—

insert—

Part 7A Amendment of Body Corporate and Community Management Act 1997

‘146A Act amended in pt 7A

‘This part amends the *Body Corporate and Community Management Act 1997*.

‘146B Amendment of s 29 (Notice about change of scheme being developed progressively)

‘Section 29(3), ‘under the Planning Act’—

omit.

‘146C Amendment of s 57 (Other matters about new statements for schemes developed progressively)

‘(1) Section 57(4), ‘the development approval or’—

omit, insert—

‘a development approval or the’.

‘(2) Section 57(7)(b), ‘the development approval’—

omit, insert—

‘each development approval’.

‘(3) Section 57(7)(c), ‘has’—

omit, insert—

‘or the urban land development authority has, under section 60,’.

‘146D Replacement of s 60 (Local government community management statement notation)

‘Section 60—

omit, insert—

‘60 Community management statement notation

‘(1) Subject to subsection (6), a community management statement proposed to be recorded for a community titles scheme may be recorded only if each relevant planning body for the scheme has endorsed on the statement a certificate (a **community management statement notation**).

‘(2) In a community management statement notation a relevant planning body for a community titles scheme states only that it has noted the community management statement.

‘(3) Subject to subsection (4), a relevant planning body must endorse a community management statement notation on the proposed community management statement.

‘(4) For a community titles scheme intended to be developed progressively, a relevant planning body for the scheme is not required to endorse a community management statement notation on the proposed community management statement if there is an inconsistency between a provision of the statement and—

(a) if the relevant planning body is a local government—a lawful requirement of, or an approval given by, the local government under the *Integrated Planning Act 1997*; or

(b) if the relevant planning body is the urban land development authority—a lawful requirement of, or an approval given by—

(i) a local government under the *Integrated Planning Act 1997*; or

- (ii) the urban land development authority under the *Urban Land Development Authority Act 2007*; or
- (c) the planning instrument of the relevant planning body; or
- (d) a lawful requirement of, or an approval given by, the relevant planning body under the planning instrument of the relevant planning body.

Example for subsection (4)—

A relevant planning body that is a local government would be expected to refuse to endorse a proposed community management statement with a community management statement notation if the statement envisages development of part of the scheme land in a way prohibited under its planning instrument. However, the relevant planning body would be expected to endorse the proposed statement with a community management statement notation if the proposed community management statement acknowledges that development of the part of the land in the way proposed will proceed only if and when a suitable amendment of the planning instrument is made.

- ‘(5) For subsection (4), a provision of the statement is not inconsistent with a planning instrument only because—
 - (a) the planning instrument allows a person to do an act or engage in an activity in the area in which the community titles scheme is established; and
 - (b) the provision requires the person to obtain the body corporate’s permission before doing the act or engaging in the activity on scheme land.
- ‘(6) Despite subsection (1), a new community management statement may be recorded without the endorsement on it of any community management statement notation that is otherwise required if—
 - (a) there is no difference between the existing statement for the scheme and the new statement for any issue that a relevant planning body for the scheme could have regard to for identifying an inconsistency mentioned in subsection (4); or

Example for paragraph (a)—

The new statement includes an interest schedule that is different from the interest schedule included in the existing statement, but there is otherwise no difference between the 2 statements.

- (b) any difference between the statements is limited to changes to reflect—
 - (i) a lot entitlement adjustment agreed to under section 50; or
 - (ii) a formal acquisition affecting the scheme; or
 - (iii) a change in a services location diagram for the scheme; or
 - (iv) the incorporation of a lot with common property, or conversion of lessee common property to a lot, under section 40.
- ‘(7) If a relevant planning body for the scheme does not endorse a community management statement notation within 40 days after the community management statement is submitted for endorsement under this section, or refuses to endorse the notation—
 - (a) the person who submitted the community management statement for endorsement of the notation may appeal to the Planning and Environment Court under the *Integrated Planning Act 1997*; and
 - (b) the court is required to hear and decide the appeal.
- ‘(8) For an appeal under subsection (7)—
 - (a) the relevant planning body is the respondent; and
 - (b) the *Integrated Planning Act 1997*, chapter 4, part 1, divisions 10 to 12 apply, with necessary changes, as if—
 - (i) the appeal were an appeal mentioned in the divisions; and
 - (ii) the relevant planning body were the only other party to the appeal; and
 - (c) the appellant must give the relevant planning body the written notice of the appeal under the divisions within 10 business days after starting the appeal.
- ‘(9) In this section—
 - planning instrument**, of a relevant planning body, means—
 - (a) if the body is a local government—
 - (i) its planning scheme under the *Integrated Planning Act 1997*; or
 - (ii) an instrument of the local government having effect as if it were a planning scheme of the local government; or
 - (b) if the body is the urban land development authority—an interim land use plan or development scheme under the *Urban Land Development Authority Act 2007*.
 - relevant planning body**, for a community titles scheme, means—

- (a) to the extent scheme land is or is proposed to be located in an urban development area—the urban land development authority; and
- (b) to the extent scheme land is or is proposed to be located in a local government area but not in an urban development area—the local government for the local government area.’

‘146E Amendment of s 61 (Giving copy of community management statement to local government)

‘(1) Section 61, heading, ‘to local government’—
omit.

‘(2) Section 61(1), ‘either’—
omit, insert—
‘any’.

‘(3) Section 61(1)—
insert—

‘(c) a community management statement that, under section 60, is endorsed with a community management statement notation by the urban land development authority.’.

‘(4) Section 61(2)—
omit, insert—

‘(2) The body corporate must give a copy of the statement to—

- (a) each local government in whose local government area scheme land is located; and
- (b) if any scheme land is in an urban development area and the urban land development authority has not endorsed the statement under section 60—the authority.’.

‘146F Amendment of s 78 (Termination of schemes)

‘Section 78(6)—
insert—

‘(c) if any scheme land is in an urban development area, the urban land development authority.’.

‘146G Amendment of s 80 (Effect of termination on accrued charge, levy, rate or tax)

‘Section 80(1)(b), after ‘*Local Government Act 1993*’—
insert—

‘, the *Urban Land Development Authority Act 2007*.’.

‘146H Amendment of s 180 (Limitations for by-laws)

‘Section 180(2), after ‘local law’—
insert—

‘or UDA by-law’.

‘146I Amendment of section 196 (Utility services not separately charged for)

‘(1) Section 196(7), ‘Subsections (8) and (9)’—
omit, insert—

‘Subsections (8), (9) and (10)’.

‘(2) Section 196(9) to (11)—
renumber as section 196(10), (12) and (13) respectively.

‘(3) Section 196—
insert—

‘(9) If the utility service provider is the urban land development authority, the unpaid amount becomes a special rate or charge under the *Urban Land Development Authority Act 2007* that is payable proportionately by each lot owner according to the contribution schedule lot entitlement for the lot.’.

‘(4) Section 196(10), as renumbered, after ‘local government’—
insert—

‘or the urban land development authority’.

‘(5) Section 196—
insert—

‘(11) For applying the *Urban Land Development Authority Act 2007*, section 127 for the purposes of subsection (9), the reference in the section to the land is taken to be a reference to each lot.’.

‘(6) Section 196(12), as renumbered, ‘Subsection (9)’—

omit, insert—

‘Subsection (10)’.

‘146J Amendment of s 197 (Registering charge on land under this Act)

‘Section 197(1) and (2), ‘section 196(9)(b)’—

omit, insert—

‘section 196(10)(b)’.

‘146K Amendment of s 198 (Effect of scheme change on liability for charges etc.)

Section 198—

insert—

‘(4) Also, this section does not apply to an amount owing to the urban land development authority to the extent this section is inconsistent with the *Urban Land Development Authority Act 2007*.’.

‘146L Amendment of s 313 (Representation in planning proceedings)

‘Section 313(1), ‘Planning Act’—

omit, insert—

‘*Integrated Planning Act 1997*’.

‘146M Amendment of sch 4 (By-laws)

‘Schedule 4, section 10(2)(a)—

omit, insert—

‘(a) comply with all of the following laws about the disposal of garbage—

(i) if the lot is in an urban development area—UDA by-laws, and any local laws that apply;

(ii) if the lot is not in an urban development area—local laws; and’.

‘146N Amendment of sch 6 (Dictionary)

‘(1) Schedule 6, definitions development approval, Planning Act and planning scheme—

omit.

‘(2) Schedule 6—

insert—

‘**development approval** means—

(a) a development approval under the *Integrated Planning Act 1997*; or

(b) a UDA development approval under the *Urban Land Development Authority Act 2007*.

UDA by-law means a by-law made by the urban land development authority.

urban development area means an urban development area under the *Urban Land Development Authority Act 2007*.

urban land development authority means the Urban Land Development Authority under the *Urban Land Development Authority Act 2007*.’.

Clause 154 (Replacement of ch 2, pt 5A)—

At page 139, line 12, ‘section 5.3.8’—

omit, insert—

‘section 5.2.3’.

Clause 200 (Amendment of s 5.2.3 (Matters certain infrastructure agreements must contain)—

At page 167, line 30, ‘may’—

omit.

Debate ensued.

Question – That Ms Bligh's amendments be agreed to – put and agreed to.

Clauses 145 to 202, as amended, agreed to.

Clause 203—

Debate ensued.

Question put – That Clause 203, as read, be agreed to.

The House divided.

AYES 49—

Attwood	Finn	Lavarch	Mulherin	Shine	Welford
Barry	Foley	Lawlor	Nelson–Carr	Smith	Wells
Beattie	Fraser	Lee	Nolan *	Stone	Wendt
Bligh	Gray	Lucas	Palaszcuk	Struthers	Wilson
Bombolas	Hayward	Male *	Pearce	Sullivan	
Choi	Hinchliffe	McNamara	Purcell	Van Litsenburg	
Cunningham	Hoolihan	Mickel	Reeves	Wallace	
Darling	Jones	Miller	Roberts	Weightman	
Fenlon	Keech	Moorhead	Scott	Wellington	

NOES 20—

Copeland	Elmes	Horan	Messenger	Simpson
Cripps	Flegg	Johnson	Nicholls	Springborg
Dempsey	Gibson	Langbroek	Rickuss *	Stevens
Dickson *	Hopper	Menkens	Seeney	Stuckey

Tellers *

Question agreed to.

Clause 203, as read, agreed to.

Clause 204, as read, agreed to.

MOTION WITHOUT NOTICE – URBAN LAND DEVELOPMENT AUTHORITY BILL – DECLARED URGENT ([Record of Proceedings p.3201](#))

Acting Leader of the House (Ms Bligh), by leave, moved – That under the provisions of Standing Order 159, the Urban Land Development Authority Bill be declared an urgent Bill and the following time limits apply to enable the Bill to be passed through its remaining stages at this day's sitting—

- (a) Consideration in detail to be completed by 7.18 pm;
- (b) Third reading by 7.19 pm; and
- (c) Long Title agreed by 7.20 pm.

If the stage has not been completed by the time specified, Mr Speaker shall put all remaining questions necessary to pass the Bill, including clauses and schedules *en bloc* and any amendments to be moved by the Minister in charge of the Bill, without further amendment or debate.

Debate ensued.

Question put.

The House divided.

AYES 46—

Attwood	Finn	Lavarch	Moorhead	Roberts	Wallace
Barry	Fraser	Lawlor	Mulherin	Scott	Weightman
Beattie	Gray	Lee	Nelson–Carr	Shine	Welford
Bligh	Hayward	Lucas	Nolan *	Smith	Wells
Bombolas	Hinchliffe	Male *	Palaszcuk	Stone	Wendt
Choi	Hoolihan	McNamara	Pearce	Struthers	Wilson
Darling	Jones	Mickel	Purcell	Sullivan	
Fenlon	Keech	Miller	Reeves	Van Litsenburg	

NOES 23—

Copeland	Dickson *	Gibson	Langbroek	Rickuss *	Stevens
Cripps	Elmes	Hopper	Menkens	Seeney	Stuckey
Cunningham	Flegg	Horan	Messenger	Simpson	Wellington
Dempsey	Foley	Johnson	Nicholls	Springborg	

Tellers *

Question agreed to.

And the time allocated for the consideration of the Bill having expired—

Clauses 205 to 250 and the Schedule, as read agreed to.

Consideration in detail completed—

Ms Bligh moved – That the Bill, as amended, be now read a third time.

Question put and agreed to.

Bill, as amended, read a third time.

Ms Bligh moved – That the long title of the Bill be agreed to.

Question put and agreed to.

**MOTION WITHOUT NOTICE – REVENUE AND OTHER LEGISLATION AMENDMENT BILL (NO. 2)
– DECLARED URGENT**

Acting Leader of the House (Ms Bligh), by leave, moved – That under the provisions of Standing Order 159, the Revenue and Other Legislation Amendment Bill (No. 2) be declared an urgent Bill and the following time limits apply to enable the Bill to be passed through its remaining stages at this day's sitting—

- (a) Second reading by 7.45 pm;
- (b) Consideration in detail to be completed by 7.47 pm;
- (c) Third reading by 7.49 pm; and
- (d) Long Title agreed by 7.50 pm.

If the stage has not been completed by the time specified, Mr Speaker shall put all remaining questions necessary to pass the Bill, including clauses and schedules *en bloc* and any amendments to be moved by the Minister in charge of the Bill, without further amendment or debate.

Question put and agreed to.

REVENUE AND OTHER LEGISLATION AMENDMENT BILL ([Record of Proceedings p.3202](#))

Order of the day read for the adjourned debate on the motion of the Deputy Premier, Treasurer and Minister for Infrastructure (Ms Bligh) – That the Bill be now read a second time.

ACTING SPEAKER'S STATEMENT – DECLARATION BY THE MEMBER FOR MOUNT ISA

Mr Acting Speaker made the following statement—

'Honourable Members—

I report that Mr Speaker has received a letter from the Member for Mount Isa relating to debate on the Revenue and Other Legislation Amendment Bill (No. 2).

The Member has requested that a declaration be tabled, prior to debate on this Bill.

I table that declaration for the information of members. I order that its contents be incorporated in the records of the House.'

Paper: Mr Acting Speaker tabled the following paper—

Letter, dated 6 September 2007, from Ms Betty Kiernan MP, Member for Mount Isa to Hon Mike Reynolds MP Speaker regarding her declaration in accordance with Standing Order 260.

Debate resumed.

Question put and agreed to.

Bill read a second time.

Consideration in detail—

Clauses 1 to 42, as read, agreed to.

Consideration in detail completed—

Ms Bligh moved – That the Bill be now read a third time.

Question put and agreed to.

Bill read a third time.

Ms Bligh moved – That the long title of the Bill be agreed to.

Question put and agreed to.

SPECIAL ADJOURNMENT

Acting Leader of the House (Ms Bligh) moved – That this House at its rising do adjourn until 9.30 am. on Tuesday, 9 October 2007.
Question put and agreed to.

ADJOURNMENT ([Record of Proceedings p.3205](#))

Acting Leader of the House (Ms Bligh) moved – That the House do now adjourn.
Debate ensued.
Question put and agreed to.
The House adjourned at 8.13 pm.

ATTENDANCE

The following Members were present—

<i>Attwood</i>	<i>Fenlon</i>	<i>Jones</i>	<i>Messenger</i>	<i>Reilly</i>	<i>Stuckey</i>
<i>Barry</i>	<i>Finn</i>	<i>Keech</i>	<i>Mickel</i>	<i>Rickuss</i>	<i>Sullivan</i>
<i>Beattie</i>	<i>Flegg</i>	<i>Kiernan</i>	<i>Miller</i>	<i>Roberts</i>	<i>Van Litsenburg</i>
<i>Bligh</i>	<i>Foley</i>	<i>Knuth</i>	<i>Moorhead</i>	<i>Robertson</i>	<i>Wallace</i>
<i>Bombolas</i>	<i>Fraser</i>	<i>Langbroek</i>	<i>Mulherin</i>	<i>Schwarten</i>	<i>Weightman</i>
<i>Boyle</i>	<i>Gibson</i>	<i>Lavarch</i>	<i>Nelson–Carr</i>	<i>Scott</i>	<i>Welford</i>
<i>Choi</i>	<i>Gray</i>	<i>Lawlor</i>	<i>Nicholls</i>	<i>Seeney</i>	<i>Wellington</i>
<i>Copeland</i>	<i>Hayward</i>	<i>Lee</i>	<i>Nolan</i>	<i>Shine</i>	<i>Wells</i>
<i>Cripps</i>	<i>Hinchliffe</i>	<i>Lee Long</i>	<i>O'Brien</i>	<i>Simpson</i>	<i>Wendt</i>
<i>Cunningham</i>	<i>Hobbs</i>	<i>Lucas</i>	<i>Palaszcuk</i>	<i>Smith</i>	<i>Wettenhall</i>
<i>Darling</i>	<i>Hoolihan</i>	<i>Male</i>	<i>Pearce</i>	<i>Spence</i>	<i>Wilson</i>
<i>Dempsey</i>	<i>Hopper</i>	<i>Malone</i>	<i>Pitt</i>	<i>Springborg</i>	
<i>Dickson</i>	<i>Horan</i>	<i>McArdle</i>	<i>Pratt</i>	<i>Stevens</i>	
<i>Elmes</i>	<i>Jarratt</i>	<i>McNamara</i>	<i>Purcell</i>	<i>Stone</i>	
<i>English</i>	<i>Johnson</i>	<i>Menkens</i>	<i>Reeves</i>	<i>Struthers</i>	

J M ENGLISH
ACTING SPEAKER

N J LAURIE
CLERK OF THE PARLIAMENT