

1998–99

LEGISLATIVE ASSEMBLY OF QUEENSLAND

VOTES AND PROCEEDINGS

NO. 41

FIRST SESSION OF THE FORTY–NINTH PARLIAMENT

TUESDAY, 8 JUNE 1999

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1 MEETING OF THE HOUSE

The House met at 9.30am pursuant to adjournment. The Speaker (Honourable R K Hollis) read prayers.

2 ASSENT TO BILL

Letter from the Governor was reported, informing the House that His Excellency the Governor had, in the name of Her Majesty, assented to the following Bill on 4 June 1999—

A Bill for an Act to amend the *Statutory Instruments Act 1992*, and for other purposes (*Statutory Instruments and Another Act Amendment Act 1999* – Act No. 24 of 1999)

3 STATEMENT BY SPEAKER – AMENDMENT TO STANDING RULES AND ORDERS

Mr Speaker reported that on Friday, 4 June 1999, His Excellency the Governor approved the amendment to the Standing Rules and Orders adopted by the House on Tuesday, 25 May 1999.

4 PETITIONS

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

Mr Feldman, from 1773 petitioners, demanding a royal commission into the deliberate breach of duty of care by officers within the Department of Families, Youth and Community Care.

Mr Feldman, from 237 petitioners, requesting the House to remove all sections of the Fisheries Amendment Regulation No 3, Subordinate Legislation 1999 No 58, relating to the legalisation of trawlers to take and sell finfish, winter whiting and blue swimmer crabs from the legislation.

Mr Grice, from 340 petitioners, requesting the House to pass legislation to ensure that Public Housing be maintained at current levels but be spread out through the community in even fashion and that this apply to portions of suburbs as well as suburbs and electorates.

5 STATUTORY INSTRUMENTS

The following statutory instruments were tabled by The Clerk—

Australian Financial Institutions Commission Act 1992, Financial Institutions (Queensland) Act 1992—

Financial Institutions Legislation Amendment Regulation (No. 1) 1999, No. 90

Building Act 1975, Fire and Rescue Authority Act 1990—

Fire Legislation Amendment Regulation (No. 1) 1999, No. 101

Courts Reform Amendment Act 1997—

Proclamation – sections 60 and 66 of the Act commence 17 July 1999, No. 98

Fisheries Act 1994—

Regulatory Impact Statement for the Fisheries Amendment Regulation (No. 3) 1999, No. 58, replaces previous copy tabled on 13 April 1999

Justices Act 1886—

Justices Amendment Regulation (No. 2) 1999, No. 99

Nature Conservation Act 1992—

Nature Conservation (Protected Areas) Amendment Regulation (No. 3) 1999, No. 100

Plant Protection Act 1989—

Plant Protection Legislation Amendment Regulation (No. 1) 1999, No. 96

Primary Producers' Organisation and Marketing Act 1926—

Primary Producers' Organisation and Marketing (Queensland Pork Producers' Organisation) Amendment Regulation (No. 1) 1999, No. 97

Queensland Building Services Authority Act 1991—

Queensland Building Services Authority Amendment Regulation (No. 1) 1999, No. 93

Radiation Safety Act 1999—

Proclamation – section 217 of the Act commences 28 May 1999, No. 91

Radioactive Substances Act 1958—

Radioactive Substances Amendment Regulation (No. 1) 1999, No. 92

Rural Lands Protection Act 1985—

Rural Lands Protection Amendment Regulation (No. 1) 1999, No. 94 and Explanatory Notes and Regulatory Impact Statement for No. 94

Water Resources Act 1989—

Water Resources Regulation 1999, No. 95

WorkCover Queensland Act 1996—

Governor in Council approval of expenditure by WorkCover Queensland for the prevention of injury to workers, notified in the Industrial Gazette on 21 May 1999

6 MINISTERIAL RESPONSE TO A PARLIAMENTARY COMMITTEE REPORT

The following response to a parliamentary committee report, received during the recess, was tabled by The Clerk—

Response from the Attorney-General and Minister for Justice and Minister for The Arts (Mr Foley) to Report No. 28 of the Members' Ethics and Parliamentary Privileges Committee entitled "Report on a matter of privilege – Matter referred to the committee on 21 April 1998"

7 MINISTERIAL PAPER

The following paper was tabled—

Minister for Tourism, Sport and Racing (Mr Gibbs), by leave —

Report on overseas visit to Suva, Fiji and Auckland, New Zealand

8 MINISTERIAL STATEMENTS

(a) Premier (Mr Beattie), by leave, made a ministerial statement relating to the Government's commitment to job creation and security.

(b) Premier (Mr Beattie), by leave, made a ministerial statement relating to the creation of Australia TradeCoast.

Paper: Mr Beattie, during his statement, tabled the following paper—
Information pack on Australia TradeCoast

(c) Deputy Premier and Minister for State Development and Minister for Trade (Mr Elder), by leave, made a ministerial statement relating to Queensland exports and his recent overseas visit to Abu Dhabi.

Paper: Mr Elder, by leave, during his statement, tabled the following paper—
Report on overseas visit to Abu Dhabi

(d) Minister for Communication and Information and Minister for Local Government, Planning, Regional and Rural Communities (Mr Mackenroth), by leave, made a ministerial statement relating to progress with Government Y2K compliance.

Papers: Mr Mackenroth, by leave, during his statement, tabled the following papers—
Media Release by Mr Mackenroth entitled "Water on tap for year 2000"
Appendix A – Summary of all service provider responses
Statistics about Y2K Rectification Progress

(e) Attorney-General and Minister for Justice and Minister for the Arts (Mr Foley), by leave, made a ministerial statement relating to the *Criminal Law Amendment Act*.

(f) Minister for Police and Corrective Services (Mr Barton), by leave, made a ministerial statement relating to the *Criminal Law Amendment Act*.

(g) Minister for Public Works and Minister for Housing (Mr Schwarten), by leave, made a ministerial statement relating to an investigation to be undertaken by the Public Works Committee into the water backflow program.

Papers: Mr Schwarten, during his statement, tabled the following papers—
Memorandum, dated 1 March 1999, relating to the backflow prevention program

Review of Elements of Backflow Prevention Program and Quality Water Co-Venture

- (h) Minister for Families, Youth and Community Care and Minister for Disability Services (Ms Bligh), by leave, made a ministerial statement relating to the Forde Inquiry Report.

Paper: Ms Bligh, during her statement, tabled the following paper—
Report of the Commission of Inquiry into abuse of children in Queensland institutions

9 STANDING AND SESSIONAL ORDERS – HOURS AND ORDER OF BUSINESS FOR THIS DAY'S SITTING

Leader of the House (Mr Mackenroth), by leave, moved – that notwithstanding anything contained in the Standing and Sessional Orders, for this day's sitting, the House can continue to meet past 7.30pm.

Private Members' motions will be debated between 6 and 7pm.

The House can then break for dinner and resume its sitting at 8.30pm.

Government Business will take precedence for the remainder of the day's sitting, except for a 30-minute adjournment debate.

Question put and agreed to.

10 PUBLIC WORKS COMMITTEE – PAPER

Chairman of the Public Works Committee (Mr Roberts) tabled the following paper—

Public Works Committee—

Report No. 57 – Construction of the Ron Camm Bridge and Port infrastructure development by the Mackay Port Authority

Report No. 58 – Construction of the Tarong-Blackwall power transmission line

11 SCRUTINY OF LEGISLATION COMMITTEE – PAPER

Chairman of the Scrutiny of Legislation Committee (Mrs Lavarch) tabled the following paper—

Scrutiny of Legislation Committee – Alert Digest No. 7 of 1999

Ordered to be printed.

12 NOTICE OF MOTION

13 NOTICE OF MOTION – DISALLOWANCE OF STATUTORY INSTRUMENT

14 PRIVATE MEMBERS' STATEMENTS

Private Members' statements were made.

Distinguished visitors: Mr Speaker informed the House of the presence in the Gallery of members of the CPA branch from the Pacific Islands of Kiribati, Niue and Vanuatu.

15 QUESTIONS WITHOUT NOTICE

Questions without notice were asked.

Papers: Leader of the Opposition (Mr Borbidge) tabled the following papers—
Various briefing notes and material in relation to capital works

Questions continued.

Paper: Mr Horan tabled the following paper—
Summary of Backflow Inspection Findings

Questions continued.

Paper: Miss Simpson tabled the following paper—
Water Quality Risk assessment and strategy development – Stage One Report

Questions continued.
 Questions concluded.

16 GENERAL BUSINESS – MATTERS OF PUBLIC INTEREST

Matters of public interest were debated.

Paper: Dr Watson, during his speech, tabled the following paper—
 Various documents relating to Question on Notice regarding Public Works

Debate continued.

Papers: Mr Santoro, during his speech, tabled the following papers—
 Various letters and attachments relating to the Traineeship scheme

Debate continued.
 Debate concluded.

17 STIPENDIARY MAGISTRATES AND OTHER ACTS AMENDMENT BILL

Attorney-General and Minister for Justice and Minister for the Arts (Mr Foley), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Stipendiary Magistrates Act 1991*, and for other purposes.

Question put and agreed to.

Bill and Explanatory Notes presented by Mr Foley, Bill read a first time and *ordered* to be printed.

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

Debate ensued.

Mr Springborg moved – That the debate be now adjourned.

Question put and agreed to.

Ordered – That the resumption of the debate be made an order of the day for tomorrow.

18 TRUSTS (INVESTMENTS) AMENDMENT BILL

Attorney-General and Minister for Justice and Minister for the Arts (Mr Foley), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Trusts Act 1973* in relation to investment of trust funds, and for other purposes.

Question put and agreed to.

Bill and Explanatory Notes presented by Mr Foley, Bill read a first time and *ordered* to be printed.

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

Debate ensued.

Mr Springborg moved – That the debate be now adjourned.

Question put and agreed to.

Ordered – That the resumption of the debate be made an order of the day for tomorrow.

19 TRADE MEASUREMENT AMENDMENT BILL

Minister for Aboriginal and Torres Strait Islander Policy and Minister for Women's Policy and Minister for Fair Trading (Ms Spence), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Trade Measurement Act 1990*.

Question put and agreed to.

Bill and Explanatory Notes presented by Ms Spence, Bill read a first time and *ordered* to be printed.

Ms Spence moved – That the Bill be now read a second time.

Debate ensued.

Mr Davidson moved – That the debate be now adjourned.

Question put and agreed to.

Ordered – That the resumption of the debate be made an order of the day for tomorrow.

20 POSTPONED ORDER – GOVERNMENT BUSINESS

Treasurer (Mr Hamill) moved – That Government Business Order of the Day No. 1 be postponed until a later hour of the sitting.

Question put and agreed to.

21 COMMONWEALTH PLACES (MIRROR TAXES ADMINISTRATION) BILL

Order of the day read for the adjourned debate on the motion of the Treasurer (Mr Hamill) – That the Bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

Bill committed on the motion of Mr Hamill.

In Committee

Clauses 1 to 17 agreed to.

Schedule agreed to.

Bill to be reported without amendment.

In the House

Bill reported without amendment.

Mr Hamill, by leave, moved – That the Bill be now read a third time.

Bill read a third time and passed.

Title agreed to.

22 AUSTRALIA ACTS (REQUEST) BILL

Premier (Mr Beattie), by leave, moved – That leave be granted to bring in a Bill for an Act to request the amendment of the Australia Acts 1986 in connection with proposed constitutional arrangements to establish the Commonwealth of Australia as a republic.

Question put and agreed to.

Bill and Explanatory Notes presented by Mr Beattie, Bill read a first time and *ordered* to be printed.

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

Debate ensued.

Mr Beanland moved – That the debate be now adjourned.

Question put and agreed to.

Ordered – That the resumption of the debate be made an order of the day for tomorrow.

23 CONSTITUTION (REQUESTS) BILL

Premier (Mr Beattie), by leave, moved – That leave be granted to bring in a Bill for an Act to request the amendment of the *Statute of Westminster 1931* of the Parliament of the United Kingdom and the Commonwealth of Australia Constitution Act of that Parliament in connection with proposed constitutional arrangements to establish the Commonwealth of Australia as a republic.

Question put and agreed to.

Bill and Explanatory Notes presented by Mr Beattie, Bill read a first time and *ordered* to be printed.

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

Debate ensued.

Leader of the Opposition (Mr Borbidge) moved – That the debate be now adjourned.

Question put and agreed to.

Ordered – That the resumption of the debate be made an order of the day for tomorrow.

24 DOMESTIC VIOLENCE (FAMILY PROTECTION) AMENDMENT BILL

Minister for Families, Youth and Community Care and Minister for Disability Services (Ms Bligh), by leave, moved – That leave be granted to bring in a Bill for an Act to amend the *Domestic Violence (Family Protection) Act 1989*.

Question put and agreed to.

Bill and Explanatory Notes presented by Ms Bligh, Bill read a first time and *ordered* to be printed.

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

Debate ensued.

Mr Beanland moved – That the debate be now adjourned.

Question put and agreed to.

Ordered – That the resumption of the debate be made an order of the day for tomorrow.

25 CHARITABLE AND NON-PROFIT GAMING BILL

Order of the day read for the adjourned debate on the motion of the Treasurer (Mr Hamill) – That the Bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

Bill committed on the motion of Mr Hamill.

In Committee

Clauses 1 to 5 agreed to.

Clause 6 (*Meaning of "art union"*)—

The following amendment was proposed by Mr Hamill—

At page 13, lines 7 to 11—

omit, insert—

'6. An "art union" is a game other than bingo, a calcutta sweep, lucky envelopes and a promotional game.'

Debate ensued.

Question – That Mr Hamill's amendment be agreed to – put and agreed to.

Clause 6, as amended, agreed to.

Clauses 7 to 9 agreed to.

Clause 10 (*Meaning of "eligible association"*)—

The following amendment was proposed by Mr Hamill—

At page 17, line 10, 'in promoting or controlling'—

omit, insert—

'to conduct'.

Debate ensued.

Question – That Mr Hamill's amendment be agreed to – put and agreed to.

Clause 10, as amended, agreed to.

Clause 11 (*Meaning of "game"*)—

The following amendment was proposed by Mr Hamill—

At page 17, after line 27—

'(2) However, each of the following is not a game—

(a) a lottery conducted under the *Lotteries Act 1997*, or under arrangements approved under that Act;

(b) a game authorised under the *Interactive Gambling (Player Protection) Act 1998*.'

Debate ensued.

Question – That Mr Hamill's amendment be agreed to – put and agreed to.

Clause 11, as amended, agreed to.

Clauses 12 to 196 agreed to.

Schedule 1 (*Acts amended*)—

The following amendments were proposed by Mr Hamill—

At page 100, before line 18—

insert—

'1A. Section 6(2)(b), from 'authorised, or' to 'that Act'—

omit, insert—

'under the *Charitable and Non-Profit Gaming Act 1999*.'

At page 102, lines 17 to 23—

omit, insert—

'wagering tax to be paid for a month by the authority holder is the percentage prescribed under a regulation of the designated person's gross revenue for the month.'

At page 103, line 21, before 'part'—

insert—

'all or'.

At page 103, line 26, before 'part'—

insert—

'all or'.

At page 104, line 3, after 'wagering'—
insert—

'not subject to the agreement'.

Debate ensued.

Question – That Mr Hamill's amendments be agreed to – put and agreed to.

Schedule 1, as amended, agreed to.

Schedule 2 agreed to.

Bill to be reported with amendments.

In the House

Bill reported with amendments.

Ordered – That the Bill, as amended, be taken into consideration.

Mr Hamill, by leave, moved – That the Bill be now read a third time.

Bill read a third time and passed.

Title agreed to.

26 FINANCIAL SECTOR REFORM (QUEENSLAND) BILL

Order of the day read for the adjourned debate on the motion of the Treasurer (Mr Hamill) –

That the Bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

Bill committed on the motion of Mr Hamill.

In Committee

Clauses 1 to 76 agreed to.

Schedules 1 and 2 agreed to.

Bill to be reported without amendment.

In the House

Bill reported without amendment.

Mr Hamill, by leave, moved – That the Bill be now read a third time.

Bill read a third time and passed.

Title agreed to.

27 SUPERANNUATION (STATE PUBLIC SECTOR) AMENDMENT BILL

Order of the day read for the adjourned debate on the motion of the Treasurer (Mr Hamill) –

That the Bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

Bill committed on the motion of Mr Hamill.

In Committee

Clauses 1 to 5 agreed to.

Bill to be reported without amendment.

In the House

Bill reported without amendment.

Mr Hamill, by leave, moved – That the Bill be now read a third time.

Bill read a third time and passed.

Title agreed to.

28 FINANCIAL ADMINISTRATION LEGISLATION AMENDMENT BILL

Order of the day read for the adjourned debate on the motion of the Treasurer (Mr Hamill) –
That the Bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

Bill committed on the motion of Mr Hamill.

In Committee

Clause 1 agreed to.

Clause 2 (*Commencement*)—

The following amendment was proposed by Mr Hamill—

At page 10, lines 7 to 11—

omit, insert—

‘**(1)** Part 4 and the schedule, to the extent the schedule amends the *Racing Legislation Amendment Act 1998*, commence on the date of assent of this Act.

‘**(2)** The provisions of this Act that do not commence under subsection (1) commence on a day to be fixed by proclamation.

‘**(3)** For commencement purposes, part 4 is to be considered separately from the schedule.’

Question – That Mr Hamill's amendment be agreed to – put and agreed to.

Clause 2, as amended, agreed to.

Clauses 3 to 5 agreed to.

Clause 6 (*Replacement of ss 5 and 5AA*)—

The following amendment was proposed by Mr Hamill—

At page 15, after line 27—

insert—

‘**(3)** If an Act that establishes an authority, corporation, instrumentality or office states that the authority, corporation, instrumentality or office is a statutory body for this Act, the authority, corporation, instrumentality or office—

(a) is a statutory body for this Act; and

(b) is not part of a department for this Act despite section 4A(2).’

Question – That Mr Hamill's amendment be agreed to – put and agreed to.

Clause 6, as amended, agreed to.

Clauses 7 to 27 agreed to.

Clause 28 (*Amendment of s 41 (Power of Treasurer to invest moneys)*)—

The following amendment was proposed by Mr Hamill—

At page 44, line 18, ‘subsection (2)(b)’—

omit, insert—

‘subsection (2)(a)’.

Debate ensued.

Question – That Mr Hamill's amendment be agreed to – put and agreed to.

Clause 28, as amended, agreed to.

Clauses 29 to 45 agreed to.

Clause 46 (*Replacement of s 109 (Delegation by Treasurer)*)—

The following amendment was proposed by Mr Hamill—

At page 56, line 16, ‘and (3)’

omit, insert—

‘to (3)’.

Debate ensued.

Question – That Mr Hamill's amendment be agreed to – put and agreed to.

Clause 46, as amended, agreed to.

Clause 47 agreed to.

Clause 48 (*Insertion of new division in pt 8*)—

The following amendments were proposed by Mr Hamill—

At page 57, lines 15 and 16 and line 25—

omit.

At page 60, lines 9 and 10—

omit, insert—

‘**(6)** If the *Racing Legislation Amendment Act 1998*, section 30, commences before this subsection, the Treasurer must transfer an amount representing cash in the

closing balance for the Racing Development Fund immediately before its abolition under the *Racing and Betting Act 1980*, section 267, from the Treasurer's consolidated fund bank account to the accountable department as moneys for the Queensland Racing Industry Fund.

‘(7) If the *Racing Legislation Amendment Act 1998*, section 30, has not commenced before this subsection—

- (a) on the commencement of this subsection—
 - (i) the Treasurer must transfer an amount representing cash in the closing balance for the Racing Development Fund immediately before the commencement of this subsection, from the Treasurer's consolidated fund bank account to the accountable department as moneys for the Queensland Racing Industry Fund; and
 - (ii) references to the Racing Development Fund in the *Racing and Betting Act 1980*, or in subordinate legislation under the *Racing and Betting Act 1980*, may, if the context permits, be taken to be references to the Queensland Racing Industry Fund; and
- (b) on the commencement of the *Racing Legislation Amendment Act 1998*, section 42—
 - (i) sections 266, 267 and 268(1) and (2A) have no effect; and
 - (ii) section 268(2) has effect as if the reference to ‘before the commencement of section 267’ were a reference to ‘before the commencement of the *Racing Legislation Amendment Act 1998*, section 30’.

‘(8) To the extent the Treasurer must pay an amount from the consolidated fund under this section, the amount is appropriated.’

Debate ensued.

Question – That Mr Hamill's amendments be agreed to – put and agreed to.

Clause 48, as amended, agreed to.

Clause 49 (*Insertion of new schs 1–3*)—

The following amendments were proposed by Mr Hamill—

At page 68, line 2, ‘Sports and Youth Fund’—

omit, insert—

‘Queensland Racing Industry Fund

Sports and Youth Fund’.

At page 73, line 1—

omit.

At page 74, lines 18 to 27—

omit, insert—

‘“**other moneys**” means moneys received or held by the Treasurer, an accountable officer or other officer or employee of a department in the course of his or her official duties, but not received or held for the State.

Example of other moneys—

Moneys in the Government Superannuation Provision Fund.’

Debate ensued.

Question – That Mr Hamill's amendments be agreed to – put and agreed to.

Clause 49, as amended, agreed to.

Clause 50 agreed to.

Schedule (*Consequential amendments to various Acts relating to closure of trust and special funds and other minor consequential amendments*)—

The following amendments were proposed by Mr Hamill—

At page 78, lines 4 and 5, ‘**MINOR CONSEQUENTIAL**’—

omit.

At page 79, lines 4 to 6—

omit, insert—

‘(1B) Amounts received for the fund must be deposited in a departmental financial-institution account of the department but may be deposited in an account used for depositing other amounts of the department.’.

At page 79, after line 15—

insert—

‘“other amounts”, of a department, means amounts received by the department other than amounts received for the fund.’.

At page 85, after line 13—

insert—

'4A. Section 40—*insert—***'(4) In this section—****"departmental accounts"**, of a department, means the accounts of the department under the *Financial Administration and Audit Act 1977*, section 12.**"departmental financial-institution account"**, of a department, means an account of the department kept under the *Financial Administration and Audit Act 1977*, section 18.**"other amounts"**, of a department, means amounts received by the department other than amounts received for the fund.'.'.At page 94, line 15, **'BENEFITS'**—*omit, insert—***'BENEFIT'**.

At page 103, lines 15 to 21—

*omit, insert—***'1. Section 19(2) and (2A)—***omit, insert—***'(2) However, this section has no effect on the provisions—**(a) for accountable officers under the *Financial Administration and Audit Act 1977*, sections 34 and 35A; or(b) for the meaning of "department" under the *Financial Administration and Audit Act 1977*, section 4A.'.'.

At page 104, lines 4 to 20 and page 105, lines 1 to 16—

omit, insert—' consolidated fund and public sector entities within the meaning of the *Financial Administration and Audit Act 1977*, schedule 3'.**'RACING LEGISLATION AMENDMENT ACT 1998****'1. Section 42, proposed section 268(3) and (4)—***omit, insert—***'(2A) On the commencement of this subsection, the amount becomes moneys of the Queensland Racing Industry Fund established under the *Financial Administration and Audit Act 1977*.****'(3) The State must pay from the Queensland Racing Industry Fund—**

(a) the approved advances; and

(b) the costs and expenses.'.'.

At page 112, after line 2—

*insert—***'3. Section 16A, 'the corporation'—***omit, insert—*

'QTC'.'.

At page 113, after line 9—

*insert—***'TRANSPORT OPERATIONS (ROAD USE MANAGEMENT) ACT 1995****'1. Chapter 7, part 1—***insert—***'Exemption of regulations from expiry****'93A. Despite section 93, the following regulations do not expire at midnight on 30 June 1999, but unless sooner repealed under a regulation remain in force until 30 September 1999, when they expire—**(a) *Transport Operations (Road Use Management—Motor Vehicles Safety) Transitional Regulation 1994;*(b) *Transport Infrastructure (Roads) Regulation 1991*.'.'.

Debate ensued.

Question – That Mr Hamill's amendments be agreed to – put and agreed to.

Schedule, as amended, agreed to.

Bill to be reported with amendments.

In the House

Bill reported with amendments.

Ordered – That the Bill, as amended, be taken into consideration.

Mr Hamill, by leave, moved – That the Bill be now read a third time.
 Bill read a third time and passed.
 Title agreed to.

29 LOCAL GOVERNMENT AND OTHER LEGISLATION AMENDMENT BILL

Order of the day read for the adjourned debate on the motion of the Minister for Communication and Information and Minister for Local Government, Planning, Regional and Rural Communities (Mr Mackenroth) – That the Bill be now read a second time.
 Debate resumed.
 Question put and passed.
 Bill read a second time.
 Bill committed on the motion of Mr Mackenroth.

In Committee

Clauses 1 to 22 agreed to.

New Clause 22A—

The following amendment was proposed by Mr Mackenroth—
 At page 19, after line 20—
insert—

'PART 3A—AMENDMENT OF INTEGRATED PLANNING ACT 1997

'Act amended in pt 3A

'22A. This part amends the Integrated Planning Act 1997.

'Amendment of s 5.3.5 (Private certifier may decide certain development applications and inspect and certify certain works)

'22B.(1) Section 5.3.5(4)—

omit, insert—

'(4) However, the private certifier must not decide the application until—

- (a) all necessary development permits are effective for other assessable development related to the development; and
- (b) all necessary preliminary approvals are effective for other assessable aspects of the development; and
- (c) all necessary approvals under the Standard Water Supply Law and Standard Sewerage Law have been given for plumbing and drainage work related to the development for premises not in a sewerage area under the Standard Sewerage Law.

'Example for subsection (4)(a)—

'If a proposal involves building work, a material change of use and reconfiguring a lot, a private certifier who is engaged to assess and decide the building work application must not decide that application until all necessary development permits are effective for the change of use and reconfiguring of the lot.

'Example for subsection (4)(b)—

'If a proposal requires assessment of building work against a planning scheme and the Standard Building Regulation, a private certifier who is engaged to assess and decide the building work application against the Standard Building Regulation must not decide that application until all necessary preliminary approvals are effective for the assessment of building work against the planning scheme.

'Example for subsection (4)(c)—

'If a proposal involves building, plumbing and drainage work in a non-sewered area, a private certifier who is engaged to assess and decide the building work application must not decide that application until all necessary approvals under the Standard Water Supply Law and Standard Sewerage Law are given for the plumbing and drainage work.'

(2) Section 5.3.5(5), after 'before all other assessments'—

insert—

'for permits and approvals mentioned in subsection (4)'

(3) Section 5.3.5(8)—

omit.

Debate ensued.

Question – That Mr Mackenroth's amendment be agreed to – put and agreed to.

Clause 23 agreed to.

New Clause 23A—

The following amendment was proposed by Mr Mackenroth—
 At page 20, after line 5—
insert—

'Amendment of s 16 (Modification of power to dissolve shire councils)**'23A.** Section 16, '113 (Dissolution of local government)'—*omit, insert—*

'164, 1'.

Debate ensued.

Question – That Mr Mackenroth's amendment be agreed to – put and agreed to.

Clauses 24 to 95 agreed to.

Schedules 1 to 3 agreed to.

Bill to be reported with amendments.

In the House

Bill reported with amendments.

Ordered – That the Bill, as amended, be taken into consideration.

Mr Mackenroth, by leave, moved – That the Bill be now read a third time.

Bill read a third time and passed.

Title agreed to.

30 YEAR 2000 INFORMATION DISCLOSURE BILL

Order of the day read for the adjourned debate on the motion of the Minister for Communication and Information and Minister for Local Government, Planning, Regional and Rural Communities (Mr Mackenroth) – That the Bill be now read a second time.

Debate resumed.

Debate adjourned on the motion of Mr Connor.

Ordered – That the resumption of the debate be made an order of the day for tomorrow.**31 NOTICE OF MOTION – NELLY BAY HARBOUR DEVELOPMENT, MAGNETIC ISLAND**

Leader of the Opposition (Mr Borbidge), pursuant to notice, moved – That this House supports the Government's handling of the Nelly Bay Harbour development at Magnetic Island.

Debate ensued.

Question put and agreed to.

32 YEAR 2000 INFORMATION DISCLOSURE BILL

Order of the day read for the adjourned debate on the motion of the Minister for Communication and Information and Minister for Local Government, Planning, Regional and Rural Communities (Mr Mackenroth) – That the Bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

Bill committed on the motion of Mr Mackenroth.

In Committee

Clauses 1 to 3 agreed to.

Clause 4 (*Attachment*)—

The following amendment was proposed by Mr Mackenroth—

At page 4, line 18, '9'—

omit, insert—

'10'.

Debate ensued.

Question – That Mr Mackenroth's amendment be agreed to – put and agreed to.

Clause 4, as amended, agreed to.

Clauses 5 to 14 agreed to.

Clause 15 (*Quarterly reports about year 2000 processing issues relating to departments*)—

The following amendments were proposed by Dr Watson—

At page 14, line 5, after 'departments'—

insert—

‘, government owned corporations and local governments’.

At page 14, after line 8—

insert—

‘ “**local governments**” means local governments that carry on a type 1 or 2 business activity under the Local Government Act 1993, chapter 8, part 2.’.

Debate ensued.

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

Clause 15, as amended, agreed to.

Clause 16 agreed to.

Schedule agreed to.

Bill to be reported with amendments.

In the House

Bill reported with amendments.

Ordered – That the Bill, as amended, be taken into consideration.

Mr Mackenroth, by leave, moved – That the Bill be now read a third time.

Bill read a third time and passed.

Title agreed to.

33 STATE DEVELOPMENT AND PUBLIC WORKS ORGANISATION AMENDMENT BILL

Order of the day read for the adjourned debate on the motion of the Deputy Premier and Minister for State Development and Minister for Trade (Mr Elder) – That the Bill be now read a second time.

Debate resumed.

Question put.

The House divided.

AYES, 43

Attwood	D'Arcy	Lavarch	Palaszczyk	Schwarten
Beattie	Edmond	Lucas	Pearce	Spence
Bligh	Elder	Mackenroth	Pitt	Struthers
Boyle	Fenlon	McGrady	Purcell*	Sullivan*
Braddy	Foley	Mickel	Reeves	Welford
Bredhauer	Fouras	Mulherin	Reynolds	Wells
Briskey	Gibbs	Musgrove	Roberts	Wilson
Clark	Hamill	Nelson–Carr	Robertson	
Cunningham, J	Hayward	Nuttall	Rose	

NOES, 43

Baumann*	Elliott	Johnson	Nelson	Simpson
Beanland	Feldman	Kingston	Paff	Slack
Black	Gamin	Knuth	Pratt	Springborg
Borbidge	Goss	Laming	Prenzler	Turner
Connor	Grice	Lester	Quinn	Veivers
Cooper	Healy	Lingard	Rowell	Watson
Cunningham, E	Hegarty*	Littleproud	Santoro	Wellington
Dalglish	Hobbs	Malone	Seeney	
Davidson	Horan	Mitchell	Sheldon	

Pair – Mr Barton (AYES) and Mr Stephan (NOES)

**Tellers*

The numbers being equal, Mr Speaker cast his vote with the 'AYES'.

Question agreed to.

Ordered – That the consideration of the Bill in Committee of the Whole House be made an order of the day for tomorrow.

34 ADJOURNMENT

Leader of the House (Mr Mackenroth) moved – That this House do now adjourn.

Debate ensued.

And the House having continued to sit till 12 midnight—

WEDNESDAY, 9 JUNE 1999

Debate continued.
 Question agreed to.
 The House adjourned at 12.09am.

35 ATTENDANCE

The following Members were present—

Attwood	D'Arcy	Horan	Nelson–Carr	Seeney
Barton	Davidson	Johnson	Nuttall	Sheldon
Baumann	Edmond	Kingston	Paff	Simpson
Beanland	Elder	Knuth	Palaszczuk	Slack
Beattie	Elliott	Laming	Pearce	Spence
Black	Feldman	Lavarch	Pitt	Springborg
Bligh	Fenlon	Lester	Pratt	Stephan
Borbidge	Foley	Lingard	Prenzler	Struthers
Boyle	Fouras	Littleproud	Purcell	Sullivan
Braddy	Gamin	Lucas	Quinn	Turner
Bredhauer	Gibbs	Mackenroth	Reeves	Veivers
Briskey	Goss	Malone	Reynolds	Watson
Clark	Grice	McGrady	Roberts	Welford
Connor	Hamill	Mickel	Robertson	Wellington
Cooper	Hayward	Mitchell	Rose	Wells
Cunningham, E	Healy	Mulherin	Rowell	Wilson
Cunningham, J	Hegarty	Musgrove	Santoro	
Dalgleish	Hobbs	Nelson	Schwarzen	

R K HOLLIS
 Speaker

R D DOYLE
 The Clerk of the Parliament