

Votes - 50th Parliament - 1993



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 1

WEDNESDAY 24 FEBRUARY 1993

1 OPENING OF THE SESSION

The House met at 2.00 p.m., pursuant to a Proclamation of His Excellency the Governor, dated 13 January 1993.

Mr Speaker took the Chair.

Mr Speaker offered the Prayer.

The Clerk, by direction of Mr Speaker, read the Proclamation, as follows:

PROCLAMATION

NEW SOUTH WALES
TO WIT.
(L.S.) P. R. SINCLAIR,
Governor

By His Excellency Rear Admiral Peter Ross
Sinclair, Officer of the Order of Australia,
Governor of the State of New South Wales in
the Commonwealth of Australia.

WHEREAS the Legislative Council and the Legislative Assembly stand adjourned to Wednesday, 24th day of February, 1993: Now I, in pursuance of the power and authority vested in me by the Constitution Act, 1902, do today prorogue the said Legislative Council and Legislative Assembly to Wednesday, 24th February, 1993; and I proclaim that the said Legislative Council and Legislative Assembly shall assemble for the despatch of business on the aforesaid Wednesday, 24th day of February, 1993, at 2.00 p.m., in the premises known as Parliament House, Macquarie Street, Sydney: And the Members of the Legislative Council and the Legislative Assembly are hereby required to attend at that time and place.

GIVEN under my Hand and Seal, at Sydney, this 13th day of January, 1993.

By His Excellency's Command,
JOHN FAHEY.

GOD SAVE THE QUEEN!

2 MESSAGE FROM THE GOVERNOR

The Usher of the Black Rod, being admitted, delivered the following message:

"Mr Speaker—

I have it in command to inform you that it is the pleasure of the Governor that this Honourable House attend His Excellency immediately in the Legislative Council Chamber."

The House went, and being returned—

3 LAW OF EVIDENCE BILL

Mr Fahey, presented a Bill intituled "A Bill to amend the law of evidence", and moved pro formâ, That this Bill be now read a first time.

Question put and passed.

Bill read a first time.

4 THE GOVERNOR'S OPENING SPEECH

Mr Speaker reported that the House had this day attended the Governor in the Legislative Council Chamber, when His Excellency had been pleased to deliver an Opening Speech to both Houses of Parliament. For greater accuracy, he had obtained a copy, which he laid upon the Table a copy of the Speech and ordered that it be recorded in the Votes and Proceedings, as follows—

HONOURABLE MEMBERS OF PARLIAMENT HERE ASSEMBLED,

You have been called together to consider my Government's legislative and financial proposals for the third session of the fiftieth Parliament of New South Wales.

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The current Federal election campaign has made the community aware of the increasing deficit in Australia's balance of payments and the structural weaknesses in the economy. This has made it very clear to my Government that the State is unlikely to obtain relief from Commonwealth sources. However, New South Wales will continue to argue for just returns for the taxpayers of the State.

In view of these difficult conditions, my Government will continue to pursue a budget strategy that controls the budget deficit with a view to eliminating it. Only by reducing and eventually eliminating the deficit can we contain the growth in public sector debt which generates increased interest bills that eat into our capacity to provide essential services and infrastructure.

The State budget reflects my Government's view that good financial management is not an end in itself, but rather a means of improving living standards and social welfare in a sustainable manner.

New South Wales will continue to lead the way in responsible financial management and in continued efforts to create a business environment conducive to sustainable employment growth and economic development.

My Government will continue to implement policies of sound management and responsible reforms to secure a better quality of life for the citizens of this State and their children.

The Government will undertake a program of reform to give citizens greater choice and control over the goods and services they receive from the Government. This will be done by injecting greater competition and responsibility for performance in schools and colleges, in hospitals and health services, in community services, in the legal system, in transport, in the supply of water and sewerage services, in the supply of power, and in the provision of services by local government.

For example, in the area of community services, legislation will be introduced to provide a system for dealing speedily with complaints and needs of clients.

In the health area, the Government will be introducing legislation to establish the Complaints Unit to ensure that providers of health services are properly accountable to their clients.

In each case, reform will build on the improvements already in place. The Government will build upon the guarantee of service and make sure that the focus of service is the citizen, the client, the consumer. Each agency will give a guarantee regarding standards of service, but more significantly, will make a commitment to listen and respond to consumer needs.

The Government's objective is to ensure that citizens benefit in tangible ways from the greater efficiency of the public service.

Reforms so far have meant that instead of being a net drain on the State budget, Government Trading Enterprises have become significant contributors to the funding of social and community services within the budget sector.

For example, the improved capacity of Government Trading Enterprises to pay tax and dividends has meant that the State has been able to constrain its budget deficit and release funds to employ some 800 additional teachers, put more police on the beat and build new hospitals.

The Government remains committed to making government businesses commercial and competitive, that is, exposed to market disciplines for the benefit of consumers.

Dividends and tax contributions to the Consolidated Fund from these enterprises have increased from just over \$100 million in 1987-88 to almost \$1 billion in 1992-93. Dividend payments have enabled the NSW Government to continue to provide services to the citizens of New South Wales despite the significant decline of financial assistance from the Commonwealth. It is also the case that prices have not grown faster than the CPI.

The NSW Government is totally committed to further commercialisation and corporatisation of Government Trading Enterprises where there are tangible benefits to the people of New South Wales.

Law and Justice

In the area of law and justice the Government's main aim is to increase the accessibility, variety and affordability of legal services.

The Government will reform the legal profession to eliminate restrictive practices, promote greater competition and accountability within the profession and greater choice for consumers. The setting of legal fees will be reviewed in consultation with the community.

The Government will streamline the Legal Aid Commission and make it more efficient and accountable and ensure that it operates within its means.

The Government will introduce legislation to facilitate quicker and cheaper forms of dispute resolution under the supervision of the courts, reserving expensive litigation as a measure of last resort.

In the area of law enforcement the Government will move quickly to reform the administration of policing and ensure the confidence of the community in the continued efficiency of the Police Service, and its focus on the safety and security of the community.

A Domestic Violence Advisory Council will be established to coordinate Government initiatives to reduce violence.

The Government will be responding to community consultation on the Green Paper on Juvenile Justice. The Government agrees that it is critical that young people especially should be given the opportunity of rehabilitation, and will be expanding the young offender program.

The Government will not relent in its fight against the illicit drug trade. In 1993 the Drug Trafficking (Civil Proceedings) Act will be reviewed and amendments made to improve its effectiveness.

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The Government has a commitment to the elimination of official corruption and has sought public response to a Discussion Paper and draft exposure Bill dealing with bribery and extortion by public officials. Legislation will be introduced to reform the criminal law in this area.

Following consideration of the Report of the Parliamentary Committee on the Independent Commission Against Corruption Act, the Government will introduce appropriate legislation.

The Government will also proceed with legislation for the protection of whistleblowers after the Legislation Committee reports back to Parliament.

This year the Government will propose legislation arising from the review of the Victims Compensation Tribunal to ensure that the system is working properly and that victims of violent crime receive compensation.

The privacy of individuals will also be enhanced by the introduction of a Data Protection Bill which will address issues raised by the Independent Commission Against Corruption and the Privacy Committee.

Government concern for fair treatment of all people has prompted work on a variety of amendments to the Anti-Discrimination Act which will be introduced this Session, including amendments prohibiting discrimination on the ground of ageing. Legislation will also be introduced to ensure that those suffering from AIDS are not discriminated against.

In the area of ethnic affairs, the Government will release the NSW Charter of Principles for a Culturally Diverse Society and ensure that the public sector is guided by these principles in responding to the needs of all citizens of the State.

The Family and Community Services

Families in their many and diverse forms will be given special recognition by the Government during 1993. The family performs the critical role in our future and therefore requires our collective support.

For the first time the Government will be sponsoring a week devoted to promoting awareness and strengthening of family relationships. To be held in August, Family Week will provide opportunities for all of us to explore the concept of family and the different ways that families care for their members.

The United Nations has declared 1994 as International Year of the Family. The Government will coordinate a program of initiatives and a campaign to promote awareness of both family support services and ways of improving family relationships. It will also support activities and programs undertaken by local communities.

Employment and Economic Development

The persistence of unemployment cannot be addressed without constructive intervention from the Federal Government. At State level, efforts can largely only ameliorate the impacts of unemployment and seek to create the conditions for the sustainable growth of employment

in the private sector, such as cutting red tape and delays and creating security and predictability for investment.

Sustainable employment opportunities are being encouraged by my Government's commitment to ongoing programs, encouragement of private sector development and through substantial increases in State capital works.

The \$540 million addition to capital works spending in 1992-93 is creating real jobs, stimulating the economy and improving community facilities. This injection of capital is expected to create some 18,000 direct and indirect jobs across the State. Better roads, better hospitals, cleaner drinking water, less polluted riverways as well as Olympic standard sporting facilities will also be the result. While the ultimate success of this program cannot be divorced from the state of the national economy, the program is broadly on target.

In 1993 action will be taken to strengthen Sydney's position as a key finance, business, service and telecommunications centre in the Asia-Pacific Region. Further taxation incentives, designed to attract the establishment of multinational regional headquarters, will be pursued. These incentives include the exemption, introduced in 1992, of offshore banking units from State financial duties.

A comprehensive Regional Development Policy will be implemented to encourage growth in non-metropolitan New South Wales through the capture of job-creating investment.

A State Environmental Planning Policy will be prepared to eliminate unnecessary red tape in the development approval process for major employment-generating industrial developments. The Government will ensure that the community and local councils are involved in the planning process and there will be no environmental shortcuts. The key element will be the certainty of a decision in a reasonable timeframe.

In the first quarter of 1993, a new strategy for the small business sector will be developed in consultation with industry.

Government agencies will review the impact of their policies on small enterprises and remove unnecessary provisions which may damage the viability of small business.

The Government will continue with its commitment to the Sydney Olympic 2000 bid. If the Government is successful, the benefits will be Australia-wide and the gross economic gain will be in excess of \$13 billion. The impact will be spread across a number of sectors and up to 100,000 additional jobs will be created over the next decade.

The Government will further develop tourism promotion to achieve and sustain a competitive position for the State's tourism products, which currently earn New South Wales nearly \$8 billion annually. The NSW Tourism Commission will have a strategic marketing focus, ensuring that the State's lucrative market share of both international and domestic tourists continues to grow and contributes to a strong economic future.

My Government believes that one of the most critical conditions for economic growth is the availability of enterprise bargaining under the Industrial Relations Act 1991. This provides a climate of flexibility and freedom of choice for employees and employers. The Government

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will continue to do all in its power to support and encourage this new system under which industrial disruption has declined.

Agriculture

The State's economy will benefit from expected growth in agricultural production and gross incomes.

Although gross production will earn \$6 billion in 1993, farm gate incomes remain depressed for many sectors, notably wool and wheat.

My Government will continue to develop an export marketing strategy with emphasis on Asian economies including Singapore, Korea, China and Japan. European markets for beef valued at \$100 million will be supported through a new identification system for cattle which are free of Hormonal Growth Promotant treatments.

Domestic policy includes legislation to bind the Crown on control of noxious weeds on public lands, and to modernise administration of weed control.

New rural assistance guidelines will improve the ability of viable family farms to remain in production.

Balancing Environment and Resource Development

In a time of recession and high unemployment the Government needs to remain vigilant to ensure that environmental values are not compromised for short term gains. Equally, the Government needs to ensure that decision-making processes about natural resources are sensitive to the full range of impacts and are capable of delivering certainty and security for environmental values and for employment and investment.

For example, legislation will be introduced to protect endangered species which will integrate measures for the protection and recovery of species into the normal planning approval process. The Government will respond to community input on the Natural Resources Package during the current session.

The integration of environmental and economic considerations will be pursued by the Environment Protection Authority in the further development of legislation. The Government is committed to wide consultation on the final form of this legislation.

The Government plans to improve the current administrative arrangements in place to protect and ensure sustainable use of our natural resources, including our air and water.

For this purpose, my Government has established a special Cabinet Sub-Committee to undertake a fundamental review of the administrative and statutory arrangements for the management, regulation and distribution of water resources in New South Wales. My Government will also establish a Trust to address problems in the Hawkesbury Nepean Catchment, drawing together expertise within the community and the government.

A State Algae Contingency Plan has been developed to minimise the problems of blue-green algae in the State's waterways. There are, however, no short term solutions. It will take many years to effectively control the problem.

Penalties for marine pollution offences will be increased. An Estuary Management Policy will also be put into effect for the integrated, responsible and ecologically sustainable use of the State's estuaries.

One of the most significant environmental challenges to be faced in this decade is that of waste management.

The Government has released a Green Paper setting out its preferred options, and this is currently the subject of an extensive community consultation program. The Government will act when it has considered the current round of community consultation and the Joint Select Committee Report.

The NSW Government, in cooperation with the Commonwealth and other States, will develop a national framework for the management and rehabilitation of contaminated sites. The Government will also consult widely with the community in the development of a strategy to combat lead contamination.

In relation to the overall management of hazardous materials, my Government is developing initiatives in response to the Chemical Inquiry, including the development of a coordinated approach to the planning, assessment and management of major hazards and a "Community Right-to-Know" Strategy.

Urban Renewal and Infrastructure

One of my Government's objectives is to ensure that the cities of this State are pre-eminently places for people, places where people want to live and bring up their children.

Improved metropolitan planning, including urban renewal and more efficient use of community infrastructure will be achieved through better coordination of government agencies and development that is sensitive to the impact on air, water and open space. A new Metropolitan Planning Strategy for Sydney and an Integrated Transport Strategy will be released in early 1993 for public comment. Together, the strategies will provide a blueprint for Sydney into the next century.

All Governments have acknowledged the need to renovate and renew older urban areas and make better use of existing infrastructure. The City West Strategy will be the focus for urban renewal in 1993 and beyond. This will incorporate a number of projects such as redevelopment of Ultimo/Pymont, the Casino, and Eveleigh Railway yards, and will transform existing under-utilised industrial land into an innovative combination of residential, commercial and cultural facilities serviced by improved transport links. Other projects in the planning stage in 1993 are the City South Strategy, which proposes to enhance the area between the Central Business District and Mascot Airport, and the Concord Peninsula Strategy.

The Government's Metropolitan Air Quality Study, which is at the leading edge of technology in this area, will be used to determine the most effective strategies for addressing air quality issues in the Newcastle, Sydney and Wollongong regions. A program for further reducing motor vehicle emissions will also be trialled.

Following on from the Inquiry into the Department of Housing, reform of the Department will focus on service to the community. This reorganisation will mean more

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housing options for the community, better use of funds so that more services can be provided, and services designed with clients' needs foremost. New South Wales will cooperate with the Commonwealth and other States to develop a national framework for the proper integration of housing with the development of urban infrastructure.

A review is also being undertaken into the roles and functions of the consumer service bodies within the Housing portfolio, including the Rental Bond Board, Strata Titles Board and Community Schemes Board. The Strata Titles Act will also be reviewed and modernised to improve the lifestyle of people living in strata communities.

Transport

My Government's aim is to provide a better and safer road system. Nearly \$1.8 billion has been allocated to roads this year, including a sizeable funding boost for councils under the extended 3x3 Program.

The Government's Road Safety 2000 initiative is continuing to involve the community in measures designed to reduce fatalities and accidents on our roads.

The issue of bus and coach safety will continue to be a priority for this Government. As part of this commitment, the Bus and Coach Safety Standing Committee has been established. A State-wide education campaign focusing on school student travel will also be launched.

Nightride bus services, which have been an outstanding success in giving the public safe and reliable late night transport, will be retendered with the aim of extending these services on a more commercial basis.

For the rail industry, the Government will promote competition, greater efficiency and responsiveness to customer needs.

In the coming year the Government will progress the following projects:

- the evaluation of a privately-operated Sydney-Canberra Tilt Train service;
- proposals for rail access between the Sydney Central Business District and the Airport as part of an expanded CityRail network;
- the potential for private investment in coal rail haulage; and
- the transfer to the new National Rail Corporation of interstate rail freight services.

The Government will continue to foster competition on intrastate air routes in a bid to provide a wider choice of services and discount fares for air service consumers.

Legislation will be introduced to establish a rail safety regulatory regime independent of the State Rail Authority. This separation of service provider and regulator roles will for the first time provide independent oversight of safety standards.

Local Government

One of the key reforms for the community, and the citizen, as a ratepayer, is the reform of the Local Government Act, the first comprehensive review for over seventy years.

The Local Government Bill 1993 will place greater emphasis on openness in decision-making, accountability to residents and ratepayers and the streamlining of regulatory processes, and greater value for money for the community.

Education and Training

One of the most important things that the Government can do is build the foundations for the future growth and prosperity of the State and its citizens. Investing in young people is investing in the State's future, and the Government will continue to give high priority to the education and training of our younger generation.

The Government is providing greater quality and freedom of choice for parents and children in the education and training sectors.

As part of a new Quality Assurance Program all government schools will be reviewed in a four year cycle involving parents, students, teachers and the community. 300 schools will be reviewed this year.

The Government will also be establishing an International Advisory Council on the Quality of Education in NSW to provide independent and public advice to the Department of School Education on assessment procedures for measuring and reporting New South Wales student performance against national profiles.

These new initiatives will provide a measure of accountability to ensure that education in New South Wales remains of world class standard.

One of the major issues to be addressed by government in Australia and overseas is the provision of increased opportunities for education and training in the post-compulsory age group.

A number of different strategies will provide school students with more flexibility and appropriate options for further education and training.

The Board of Studies is consulting widely over a set of proposals aimed at increasing access to, and flexibility of, the Higher School Certificate. For example, proposals will enable students to combine part-time HSC study and work.

In TAFE over 17,000 new places will be available in 1993, in areas of high potential for employment.

As a joint venture between the Department of School Education and TAFE, senior secondary colleges are being established at North Sydney (Bradfield College), Coffs Harbour, Illawarra, Bankstown and Wagga Wagga. This initiative will broaden the learning pathways available from school to further education and training to work.

In 1993, additional courses will be made available through the Joint Secondary Schools TAFE program, which will be expanded to provide for over 14,000 students.

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This year the Department of School Education together with the Catholic Education Commission will pilot the new Industry Studies syllabus. This will provide competency-based learning programs in schools for the metals, hospitality and retail industries.

There will be an expansion of places in the State's TAFE Colleges, greater provision of adult and community education, and improvement in the administration of the vocational sector as a result of the Commonwealth/State Agreement establishing the Australian National Training Authority (ANTA).

Health

My Government puts people first in health care. It is seeking not only to improve people's choice between public and private health services, but also to encourage pride in what is already recognised as a world class health system.

New hospitals are being built in Penrith and Liverpool, Albury and Lismore, including the Caroline Chisholm Women's Hospital on the Liverpool campus. The new Children's Hospital is rising at Westmead and the Royal Women's Hospital is starting its move to the Prince of Wales site at Randwick.

Innovative solutions to health care are being promoted with the highest priority on developing quality customer care programs.

Even though financial and clinical resources are scarce, they are being moved to areas of population growth in Sydney's west and south, and the north and central coast. The Government continues to seek new ways of expanding health care services. This includes a greater, but highly controlled, involvement from the private sector in construction and non-core services.

Pilot consumer surveys are providing valuable information on people's attitudes to their treatment to help develop better methods for care.

Indigenous People

To mark 1993 as the International Year of Indigenous Peoples, my Government will provide funds for special events for the State's Aboriginal communities.

The Office of Aboriginal Affairs will ensure a coordinated and cooperative approach from government agencies in relation to Aboriginal issues.

During 1993 the Government will continue to implement the remaining recommendations contained in the Report of the Royal Commission into Aboriginal Deaths in Custody and honour its commitments under the National Commitment to Improved Outcomes for Aboriginal People and Torres Strait Islanders, which recognises the need to address the fundamental causes of inequality and disadvantage. Aboriginal people will be involved in monitoring the implementation of the recommendations.

An Aboriginal Justice Advisory Committee will be established to provide a voice for the Aboriginal Community in decision-making. A Police Advisory Committee will advise the Minister for Police on relations between Aboriginal people and police, including the development of an Aboriginal Police Policy.

My Government will address anomalies and inequities in the payment of rates on Aboriginal owned land.

Further, the Government will ensure that the assessment of Aboriginal land claims under the Aboriginal Land Rights Act is made justly and expeditiously.

Parliamentary Reform

As part of commitments arising from the Memorandum of Understanding, legislation will be re-introduced to provide for fixed term Parliaments.

Another issue of central importance to the Parliament, which arises from the Memorandum of Understanding, is the commitment to the establishment of a Parliamentary Management Board. The Government is presently considering the report of the Joint Select Committee on the Management of the Parliament and will present proposals to Parliament this year.

My Government is currently considering the report of the Joint Select Committee on the Process and Funding of the Electoral System. Legislation to amend the Election Funding Act will be introduced as a result of this review.

In conclusion, my Government proposes a wide range of considered and measured reforms in 1993 which will benefit the people of New South Wales. These initiatives and many others will be implemented during the current Session. They will demonstrate to the people of New South Wales that my Government will continue to lead the way in reform and responsible management in this country and that it continues to put the welfare and security of individual citizens first.

HONOURABLE MEMBERS OF THE PARLIAMENT OF NEW SOUTH WALES,

It has been a pleasure to present to you my Government's proposals for this Session of Parliament. It is now your task to undertake the responsibilities entrusted to you by the people of New South Wales.

Mr Speaker left the Chair at 3.05 p.m. until the ringing of one long bell at 5.00 p.m.
Mr Speaker resumed the Chair at the hour named.

5 MESSAGES FROM THE GOVERNOR

Mr Speaker reported messages from His Excellency the Governor assenting to the following bills:

27 November 1992

Bank Integration Bill
Coal and Oil Shale Mine Workers (Superannuation) Amendment Bill
Coal Mining Industry Long Service Leave (Repeal) Bill

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Crimes (Application of Criminal Law) Amendment Bill
Land Tax Management (Amendment) Bill
Meat Industry (Game Meat) Amendment Bill
State Revenue Legislation (Further Amendment) Bill

2 December 1992

Conveyancing Legislation (Notice of Sale) Amendment Bill
Endangered Fauna (Interim Protection) Amendment Bill
Environmental Planning and Assessment (Contributions Plans) Amendment Bill
Environmental Planning and Assessment (Miscellaneous Amendments) Bill
Industrial Relations (Sick Leave) Amendment Bill
Legal Aid Commission (Amendment) Bill
Legal Profession (Practising Certificates) Amendment Bill
Medical Practice Bill
Nurses (Amendment) Bill
New South Wales Crime Commission (Amendment) Bill
Real Property (Torrens Assurance Fund) Amendment Bill

3 December 1992

Criminal Procedure (Sentence Indication) Amendment Bill
Financial Transactions Reports Bill

8 December 1992

Centennial Park and Moore Park Trust (Amendment) Bill
Centennial Park and Moore Park Trust (Macquarie Sydney Common) Amendment Bill
Commonwealth Powers (State Banking) Bill
Community Welfare (Amendment) Bill
Constitution (Amendment) Bill
Co-operatives (Amendment) Bill
First State Superannuation Bill
State Authorities Superannuation (Scheme Closure) Amendment Bill
Superannuation Legislation (Superannuation Guarantee Charge) Amendment Bill
Parliamentary Committees Enabling Bill
Periodic Detention of Prisoners (Amendment) Bill
Public Health (Amendment) Bill
Statute Law (Miscellaneous Provisions) Bill (No. 3)
Statute Law (Penalties) Bill
Tamworth Tourist Information Centre Bill
Treasury Corporation (Amendment) Bill.

6 APPOINTMENT OF TEMPORARY CHAIRMEN OF COMMITTEES

Mr Speaker, pursuant to Standing Order 28A, nominated—

Raymond Francis Chappell
Bradley Ronald Hazzard

Kevin Joseph Moss
Andrew Arnold Tink
Kimberley Maxwell Yeadon,

to act as Temporary Chairmen of Committees during the present Session.

7 INDEPENDENT COMMISSION AGAINST CORRUPTION

Mr Speaker, pursuant to section 78 (1) of the Independent Commission Against Corruption Act 1988, announced receipt of the following paper:

Report of the Independent Commission Against Corruption on Investigation into the Use of Informers Volumes 1 and 2, dated January 1993, made public pursuant to section 78 (2) of the Act on 27 January 1993.

8 REPORTS RECEIVED BY THE CLERK

The Clerk, pursuant to the Annual Reports (Departments) Act 1985, announced receipt of the following reports—

30 November 1992

Report of the National Parks and Wildlife Service for the year ended 30 June 1992.

16 December 1992

Report of the Department of Bush Fire Services for the year ended 30 June 1992.

11 February 1993

Report of the Office of Juvenile Justice for the year ended 30 June 1992.

The Clerk, pursuant to the Annual Reports (Statutory Bodies) Act 1984, announced receipt of the following papers—

1 December 1992

Report of the Lord Howe Island Board for the year ended 30 June 1992.

2 December 1992

Report of the Centennial Park and Moore Park Trust for the year ended 30 June 1992.

9 December 1992

Report of the Darling Harbour Authority for the year ended 30 June 1992.

Report of the Rice Marketing Board for the year ended 30 June 1992.

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10 December 1992

Report of the Home Care Service for the year ended 30 June 1992.

14 December 1992

Report of the New South Wales Health Foundation for the year ended 30 June 1992.

17 December 1992

Report of the Board of Veterinary Surgeons for the year ended 30 June 1992.

18 December 1992

Report of the Kiwifruit Marketing Committee for 1991.

Report of the Murray Valley Citrus Marketing Board for the year ended 30 June 1992.

24 December 1992

Report of the Albury-Wodonga (New South Wales) Corporation for the year ended 30 June 1992.

6 January 1993

Report of the Dams Safety Committee for the year ended 30 June 1992.

8 January 1993

Report of the Northern Rivers County Council for the year ended 30 June 1992.

29 January 1993

Report of the Newcastle Showground and Exhibition Centre Trust for the year ended 30 June 1991.

Report of the Wollongong Sportsground Trust for the year ended 30 June 1992.

4 February 1993

Report of the Macarthur Development Corporation for the year ended 30 April 1992.

The Clerk, pursuant to section 29 of the Judicial Officers Act 1986, announced receipt of the following paper—

27 January 1993

Report of Conduct Division, in the Matter of a reference to the Judicial Commission of New South Wales.

9 AUDITOR-GENERAL'S REPORT

The Clerk, pursuant to the Public Finance and Audit Act 1983, announced receipt of the following report—

9 December 1992

Auditor-General's Report for 1992, Volume Three.

10 STATE OWNED CORPORATIONS

The Clerk, pursuant to section 27 of the State Owned Corporations Act 1989, announced receipt of the following papers—

21 December 1992

Statement of Corporate Intent for State Bank of New South Wales Limited for financial years 1992/1993 to 1994/1995.

8 January 1993

Report of the State Bank of New South Wales Limited for the year ended 30 September 1992.

11 PUBLIC ACCOUNTS COMMITTEE

The Clerk, pursuant to the Public Finance and Audit Act 1983, announced receipt of the following papers—

30 November 1992

Report of the Public Accounts Committee for the year ended 30 June 1992.

23 December 1992

Report of the Public Accounts Committee Inquiry into Financing Urban Infrastructure—European Inspection Tour, 30 October - 12 November 1992.

15 January 1993

Report of the Public Accounts Committee Inquiry into School Student Transport Scheme, dated January 1993.

Minutes of Evidence taken before the Public Accounts Committee Inquiry into School Student Transport Scheme.

22 February 1993

Report of the Public Accounts Committee on Proceedings of the 90th Anniversary Seminar on Internal Control and Audit, held 19 November 1992, dated January 1993.

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12 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST CORRUPTION

The Clerk, pursuant to section 68A of the Independent Commission Against Corruption Act 1988, announced receipt of the following report:

14 December 1992

Report of the Collation of Evidence of the Commissioner of the Independent Commission Against Corruption Mr Ian Temby, Q.C., on General Aspects of the Commission's Operations, dated 9 November 1992.

13 SELECT COMMITTEE UPON THE ADMINISTRATION OF STATE OWNED COAL MINES

The Clerk, pursuant to the terms of reference of the Committee, announced receipt of the following report—

23 December 1992

Report of the Select Committee upon the Administration of State Owned Coal Mines together with the Minutes of Proceedings, dated December 1992.

Minutes of Evidence taken before the Committee.

14 JOINT SELECT COMMITTEE UPON POLICE ADMINISTRATION

The Clerk, pursuant to the terms of reference of the Committee, announced receipt of the following report—

2 February 1993

Report of the Joint Select Committee upon Police Administration: Special Report on Disclosure of In Camera Evidence, dated 2 February 1993.

15 STANDING ORDERS AND PROCEDURE COMMITTEE

Mr West (by leave) laid upon the Table—

Report of the Standing Orders and Procedure Committee, dated 16 February 1993.

16 LEAVE OF ABSENCE

Ordered, on motion of Mr Beckroge, That leave of absence for the present session be granted to Pamela Diane Allan, member for Blacktown, on account of absence from the State.

17 MINISTERIAL ARRANGEMENT

Mr Fahey informed the House that the Attorney-General and Minister for Industrial Relations would be represented in the House by the Minister for the Environment.

18 TRUSTEES OF THE PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND

Ordered, on motion of Mr West (by leave), That, in accordance with section 14 (1) (b) of the Parliamentary Contributory Superannuation Act 1971, Christopher John Downy be appointed as trustee of the Parliamentary Contributory Superannuation Fund in place of Wayne Ashley Merton.

19 SELECT COMMITTEE UPON THE PORT MACQUARIE BASE HOSPITAL PROJECT

Ordered, on motion of Mr West (by leave), That the reporting time for the Select Committee upon the Port Macquarie Base Hospital Project be extended until 31 May 1993.

20 PROPOSED NEW STANDING ORDERS

Mr West (by leave) moved, That:

(1) This House agrees to and adopts new and amended Standing Orders and the rescission of certain Standing Orders in accordance with the Report of the Standing Orders and Procedure Committee, as follows:

Days and Hours of Sitting

40A. The House shall meet for the despatch of business on those days and at those hours as determined by order of the House from time to time.

Bell rung before Speaker takes Chair

That Standing Order 41 be amended by leaving out the words "two minutes" wherever occurring and inserting the words "four minutes", instead thereof.

Absence of Quorum

That Standing Order 44 be amended by leaving out the words "two minutes" wherever occurring and inserting the words "four minutes", instead thereof.

Discretion of Chair to proceed with business

46A. When a Quorum has once been formed during a sitting, and attention is again drawn by any member to the fact that a Quorum is not present, it shall be in the discretion of the Speaker or the Chairman of Committees, as the case may be, to proceed with the business or to count the House or Committee.

Adjournment of the House

48. Except as provided in Standing Orders 23, 40A, 42 and 44, when the Speaker adjourns the House without putting a question, or as ordered by the House, the House can only be adjourned by its own resolution on the Motion of a Minister. The question shall be decided without amendment or debate.

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To be given in writing

100. A Member, on giving Notice of a Motion, shall read it aloud, and deliver to one of the Clerks at the Table a copy of such notice, signed by the Member, and showing the day proposed for bringing on such motion. It shall be sufficient for a Minister giving a Notice of Motion for the introduction of a Public Bill to read aloud the short title of that Bill.

Private Members' Statements

- 122B. (1) At 5.15 p.m. on each sitting day the business then before the House shall be interrupted for the noting of Private Members' Statements.
- (2) The business before the House at the time of interruption shall be fixed by the Speaker as an Order of the Day for a later hour of the day, except for the question under Standing Order 175 "That the question be now put" having been agreed to, and, the question under Standing Order 175B "That the question be now put" having been agreed to, which shall have precedence as the next item of business after the conclusion of Private Members' Statements.
- (3) The Speaker shall propose the question "That Private Members' Statements be noted", upon which question any Member may address the House.
- (4) Debate upon the question "That Private Members' Statements be noted" shall not exceed seventy minutes, with ten private Members being permitted to speak to such motion for no more than five minutes each and replies by Ministers being limited to two minutes for each matter.
- (5) If at the time of interruption—
- (a) a division is in progress, the division shall be completed and the result announced.
- (b) the House is in Committee, the Chairman of Committees shall leave the Chair and report progress, without question put, and proceedings shall be fixed by The Speaker as an Order of the Day for a later hour of the day.
- (6) With the leave of the House the Speaker may propose the question "That Private Members' Statements be noted" at any time between items of business for a period notified by the Minister in charge of business at that time.

Precedence of Motions

123. Unless otherwise provided, General Business Notices of Motions and Orders of the Day shall retain their relative places on the Business Paper and be considered or dealt with in the order in which they are given or set down.

Ministerial Statements

- 132A. Ministers may, as determined by the routine of business or at any other time with the leave of the House, make Ministerial Statements of unlimited duration and the Leader of the Opposition or any Member deputed shall be entitled to respond for the same period of time.

Personal Explanation

137. Having obtained leave from the Speaker, a Member may, when no question is before the House, explain matters of a personal nature. Such matters may not be debated.

Debates of same Session not to be alluded to

143. No Member shall allude to any debate of the same session, upon a question or bill not being then under discussion, except as provided for in Standing Order 137.

Alternative form of Amendment

- 194A. The Speaker or Chairman of Committees may put a question "That the amendment be agreed to" in place of the question or questions stated in Standing Orders 192, 193 and 194.

Division bell rung, glass turned, and doors locked

That Standing Order 207 be amended by leaving out the words "two minutes" wherever occurring and inserting the words "four minutes", instead thereof.

That Standing Order 208 be amended by adding after paragraph (d) the following words—

Recording of Pairs

- (e) Members pairing on any Division shall be recorded by the Tellers, and the names of all Members so paired shall be recorded upon the Tellers' lists and printed in the Votes and Proceedings and Hansard.

How Initiated

244. (1) A Public Bill (unless sent from the Legislative Council) shall be initiated by notice of motion for leave to bring in the Bill. The question that leave be given shall be decided without debate or amendment. On the presentation of a Bill it shall be read a first time without any question being put.
- (2) After the first reading the Bill shall be printed. The second reading of the Bill may be moved forthwith or made an Order of the Day for a later time or future day. Immediately following the mover's second reading speech, the debate thereon shall be adjourned until a future day which shall be at least five clear days ahead.

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- (3) A Minister may declare a bill to be an Urgent Bill and when copies have been made available to Members the question "That the bill be considered an Urgent Bill" shall be put forthwith, no debate or amendment being allowed. On such question being agreed to, the second reading debate may be proceeded with forthwith or at any time during that or any future sitting of the House.
- (4) A Minister may, during or after the second reading speech, table for incorporation in Hansard additional detailed or explanatory information to assist Members in their understanding of the Bill.
- (5) Bills for Temporary Supply, Loan or Appropriation may be initiated by motion without notice. The question that leave be given to bring in such Bills shall be decided without amendment or debate. Bills shall be read a first time without question put and the second reading of may be moved forthwith.
- (6) An explanatory note shall be prefixed to all Bills when presented in pursuance of leave granted.

Cognate Bills

- 248A. Whenever a member shall have intimated verbally to the House and handed in writing to the Clerk that Bills specified by the member are Cognate Bills:
- (a) such Bills may be introduced upon one motion for leave and presented and read a first time together;
 - (b) one motion may be moved and one question put in regard to, respectively, the second reading, the Committee's report stage and the third reading of such Bills together;
 - (c) such Bills may be considered in one Committee of the Whole.
- (2) An amendment may be moved to a Question on the second or third reading of Cognate Bills to add the words "except (a specified bill or bills)"
 - (3) Standing Order 179 shall apply to any one motion in respect of the second or third reading of Cognate Bills.
 - (4) Should Cognate Bills be amended in the Legislative Council the consideration of such amendments may be in one Committee of the Whole.
 - (5) Cognate Bills shall not be presented to the Governor for assent until all Bills have been passed or otherwise disposed of.

First reading without question put

250. This Standing Order is hereby rescinded.

Day fixed for second reading

251. This Standing Order is hereby rescinded.

New clauses and schedules

268. New clauses and schedules shall be considered in the numerical order in which they are proposed to be inserted in the Bill.

Bills coming the first time from the Council

298. (1) Upon the reporting of a Message from the Council forwarding a Public Bill for concurrence the Bill shall be read a first time without any question being put.
- (2) The second reading may be moved forthwith or made an Order of the Day for a later time or future day.
- (3) Immediately following the mover's second reading speech, the debate thereon shall be adjourned. The resumption of the debate on the Bill shall be set down as an order of the day for tomorrow.
- (4) The Bill shall thereafter be proceeded with in all respects as any similar Bill presented in the Assembly.

Preparation and certificates required prior to presentation for Assent

306. (1) Every Bill originating in this House—
- (a) which shall finally pass both Houses, or
- (b) which is to be presented to the Governor in accordance with the provisions of section 5A or section 5B of the Constitution Act, 1902,
- shall be fair printed and be presented by the Speaker to the Governor.
- Before being so presented a bill shall be certified in accordance with this Standing Order.
- (2) Where a bill has finally passed both Houses, the Chairman of Committees, or in the Chairman's absence the Acting-Chairman of Committees or a Temporary Chairman of Committees shall certify in writing that the bill has been examined and found to correspond in all respects with the bill as finally passed by both Houses, and at the top of the first page of such fair print the Clerk of the Assembly shall certify that it has finally passed both Houses.
- (3) Where a bill is to be presented in accordance with section 5A of the Constitution Act 1902, the Chairman of Committees, the Acting-Chairman of Committees, or a Temporary Chairman of Committees shall certify in writing that the bill has been examined and found to correspond in all respects with the

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bill as directed by the Legislative Assembly in accordance with section 5A of the Constitution Act 1902, and the Clerk of the Legislative Assembly shall certify at the top of the first page of such fair print that the bill has passed the Legislative Assembly, and that the Assembly has directed, in accordance with the provisions of section 5A of the Constitution Act 1902, that the bill be presented to the Governor.

- (4) Where a bill is to be presented in accordance with section 5B of the Constitution Act 1902, the Chairman of Committees, the Acting-Chairman of Committees, or a Temporary Chairman of Committees shall certify in writing that the bill has been examined and found to correspond in all respects with the bill as approved at a referendum by a majority of the electors voting, and the Clerk of the Assembly shall certify at the top of the first page of such fair print that the bill has passed the Legislative Assembly, and having been approved at a referendum by a majority of the electors voting, is now presented to the Governor, in accordance with the provisions of section 5B of the Constitution Act 1902.

Absence of Quorum

That Standing Order 322 be amended by leaving out the words "two minutes" wherever occurring and inserting the words "four minutes", instead thereof.

(2) Such new, amended and rescinded Standing Orders come into operation immediately as Sessional Orders until approved by His Excellency the Governor.

(3) Such new, amended and rescinded Standing Orders be presented by Mr Speaker to His Excellency the Governor for approval.

Debate ensued.

Question put and passed.

21 SESSIONAL ORDERS

Mr West moved (by leave), That Sessional Orders be now adopted, in relation to the following subjects—

CONSEQUENTIAL DIVISIONS

That during the present session, unless otherwise ordered—

When the House or the Committee has carried the question, "That the question be now put", the Speaker or the Chairman of Committees, as the case may be, may, with the leave of the House or Committee, order the doors to be locked immediately after the division bell has been rung in respect of a division on any question that is consequential on the closure motion.

CONSIDERATION OF PUBLIC BILLS INTRODUCED BY PRIVATE MEMBERS

That during the present session, unless otherwise ordered, on the last sitting day of each week—

(1) From 10.00 a.m. any two private members may move to suspend Standing and Sessional Orders to permit the Order of the Day for the resumption of debate on the member's bill to be granted precedence on that day.

The carrying of one such motion precludes another member moving a subsequent motion to suspend Standing and Sessional Orders for the purpose of this Sessional Order.

(2) On any such suspension motion, the member proposing the legislation shall be permitted to make a statement limited to three minutes and one other member may reply for three minutes.

(3) At 1.00 p.m. any interrupted General Business Order of the Day for Bills shall stand adjourned and be set down as an Order of the Day for tomorrow.

CONSIDERATION OF URGENT MATTERS

That during the present session, unless otherwise ordered—

(1) Prior to calling upon Questions without Notice the Speaker shall call upon Members to give written notice of matters for urgent consideration. No more than three notices shall be accepted at any one sitting of the House.

(2) Such notices shall be set down for consideration immediately after the conclusion of Formal Business with precedence over all other business.

(3) If only one notice is given such Member shall be called at the prescribed time to move the motion forthwith without a five minute statement being required.

(4) If more than one notice is given the Members giving such notices shall be permitted to make a statement limited to five minutes so the House may establish the priority of such matters.

(5) At the conclusion of any five minute statement the Speaker shall put separate questions on each notice in the order in which the notices were given in the form "That the notice for urgent consideration of the Honourable Member for be proceeded with".

(6) If the first or subsequent question put is agreed to the motion shall be moved forthwith without any further questions being put.

(7) When the notice for Urgent Consideration is determined and the motion is moved the following speaking times shall apply

Mover and member 1st speaking thereafter	10 minutes
Other members (limited to three)	5 minutes
Reply	5 minutes

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(8) Where an urgent matter has been considered by the House then any Matter of Public Importance listed for consideration that day shall be limited in duration to the following speaking times

Mover and member 1st speaking thereafter	10 minutes
One other member	5 minutes
Reply	5 minutes

ESTIMATES COMMITTEES

That during the present session, unless otherwise ordered—

During the second reading debate on the Appropriation Bill on motion of the minister, the House shall appoint Estimates Committees for the purpose of examining and reporting upon proposed expenditures from the Consolidated Fund for each organisational unit for each minister listed in the tabled Estimates, and the corresponding clauses and schedules of the Appropriation Bill. Such proposed expenditure shall stand referred to the appropriate Committee.

LEGISLATION COMMITTEES

That during the present session, unless otherwise ordered—

(1) Upon a motion being moved or agreed to for the second reading of a bill the member having carriage of the bill may, with the leave of the House, move forthwith and without notice, "That the (name of the bill) be referred to a Legislation Committee for consideration and report to the House on such amendments as it considers should be proposed to the Committee of the Whole on that bill".

(2) Such Committee shall comprise a maximum of six members, of whom no more than three shall be members representing the Government and no more than three shall be non-Government members.

(3) The Chairman of the Committee shall be elected by the Committee and shall be a Government member.

(4) A quorum shall consist of four members.

(5) The Chairman shall exercise a deliberative vote and, in the event of an equality of votes, a casting vote.

(6) The Committee shall have leave to sit during the sittings or any adjournment of the House and have power to take evidence and call for persons, papers and things and to report from time to time.

(7) In all other respects the Committee shall be conducted in accordance with the Standing Orders relating to Standing and Select Committees.

(8) That the Committee not have leave to travel.

(9) The minister having portfolio responsibility for the bill if enacted shall provide to the Committee such drafting and support services as requested by the Committee.

(10) On or before the date set down for the Committee to table its final report, such date being not longer than six months from the date on which the Committee was established, the Chairman of the Committee shall present to the Speaker in the House the final Report of the Committee and the Speaker shall set down its consideration in the Committee of the Whole on the bill as an Order of the Day for tomorrow.

If the House is not sitting at the time of report the Chairman shall forward such Report to the Speaker for report at the next sitting of the House.

(11) On presentation of the final Report of the Committee the Committee shall cease to exist.

MATTERS OF PUBLIC IMPORTANCE

That during the present session, unless otherwise ordered, Standing Order 49 be amended to read—

49. Any member, may propose in writing to the Speaker that a definite matter of public importance be submitted to the House for discussion provided that—

- (a) such matters are submitted to the Speaker no later than 1.00 p.m. on any sitting day and immediately published.
- (b) the Speaker in the event that more than one proposition is submitted shall determine which matter is of the greatest public importance.
- (c) at least 30 minutes prior to the time for Questions without Notice—
 - (i) the Premier, the Leader of the Government, the Leader of the Opposition, the responsible minister in the House, members submitting notices and the Independent members shall be informed in writing by the Speaker of the matter determined by the Speaker to be discussed.
 - (ii) the Speaker, by placing a notice on notice boards, shall inform members of the matter.
- (d) if the Speaker determines that any matter proposed is in order it shall be announced to the House by the Speaker before the calling of Questions.
- (e) at the conclusion of formal business as provided for in Standing Order 74 the Speaker shall call the member concerned to move the motion as submitted. Such motion shall not be open to amendment.
- (f) the mover of the motion and the member first speaking may speak for up to 15 minutes each, four other members may speak for up to 5 minutes and the mover in reply may speak for up to 10 minutes.

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- (g) Standing Order 175 shall not apply to this Sessional Order.
- (h) there shall be no dissent from the ruling of the Speaker in relation to the operation of this Sessional Order.

PRINTING OF PAPERS

That during the present session, unless otherwise ordered, so much of the Standing Orders be suspended as would preclude the adoption of the following procedure in relation to tabling of papers—

- (a) ministers shall table papers after Question Time on the first sitting day of each week only or at other times by leave of the House.
- (b) the Leader of the House, on the next day of sitting, shall give a Business of the House Notice of Motion regarding the printing of papers previously tabled.
- (c) consideration of such Notice of Motion shall be open to amendment and debate. Any member speaking on such motion shall be limited to three minutes, including the minister in reply.
- (d) the Speaker may call the minister in reply if the debate exceeds 30 minutes.

QUESTIONS ON NOTICE

That during the present session, unless otherwise ordered, Standing Order 80 be amended to read:

Questions on Notice shall not be openly read but shall be delivered to the Clerk or handed to one of the Clerks at the Table before Formal Business is entered upon as prescribed by Standing Order 74 provided that—

- (a) members shall only be permitted to lodge five Questions on Notice during a sitting week, provided that the Leader of the Opposition shall be permitted to lodge twelve Questions on Notice during a sitting week.
- (b) ministers shall lodge Answers to Questions on Notice within fifteen sitting days after the Question is first published and such answer shall be published forthwith.
- (c) should an answer to a Question on Notice not be received within fifteen sitting days the Speaker shall forthwith draw the matter to the attention of the House and such minister shall thereupon inform the House of the reason for non-compliance with this Sessional Order.
- (d) should the minister, having been heard in explanation, not submit an answer within three sitting days the Speaker shall again inform the House and the minister shall again be called with such procedure continuing until a written answer is submitted.

QUESTIONS WITHOUT NOTICE

That during the present session, unless otherwise ordered, Standing Order 79 be amended to read—

79. Questions asked without notice may be read and are subject to the same rules as Questions on Notice, but neither the Question nor reply shall be recorded in the Votes and Proceedings: Provided that no Question shall be asked after the lapse of forty-five minutes from the Speaker calling on Questions or the answering of ten questions whichever is the later: Provided further that one supplementary question may be asked by a member asking the original question. Provided that:

- (a) The Leader of the Opposition is entitled to be called first at the commencement of Questions.
- (b) Ministers seeking to provide additional information to questions already answered do so at the conclusion of Question Time.

REPORTS FROM COMMITTEES

That during the present session, unless otherwise ordered, Standing Order 372 be amended to read—

372. The Report and associated documents of any Committee (not being a Legislation Committee) appointed by the House shall be presented pursuant to Standing Order 74, or at any other time with the leave of the House provided that—

- (a) the member presenting such report may move "That the document be printed" which question shall be put without debate or amendment.
- (b) the member presenting such report may then move "That the House take note of the Report" and may forthwith speak to the motion for 10 minutes. Upon which one other member of that Committee with a dissenting view may, by leave, speak for 5 minutes.
- (c) reports from such Committees shall be set down by the Speaker for consideration in the order in which they are presented as Orders of the Day "That the House take note of the Report".
- (d) such Orders of the Day shall have precedence between 1.00 p.m. and 2.00 p.m. on the last sitting day of each week.
- (e) debate upon such motion shall be limited to 30 minutes. Any member who has not already spoken to the motion may speak for 5 minutes with the question being put after 30 minutes without reply.
- (f) the Chairman may make a statement limited to 10 minutes to any report when announced by the Clerk as being presented during the adjournment of the House.

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ROUTINE OF BUSINESS

That during the present session, unless otherwise ordered, Standing Order 74 be amended to read—

74. The House shall proceed each day with its ordinary business in the following routine:

1. Ministerial Statements. 2. Questions. 3. Notice of Motions. 4. Papers (on the first sitting day of each week). 5. Presentation of Petitions. 6. Placing or Disposal of Business. 7*. Formal Business. 8. Ministerial Statements. 9. Presentation of Committee Reports. 10. Matters of Public Importance. 11. Notice of Motions and Orders of the Day or vice versa, as set down on the Notice Paper or as provided by Sessional Orders, provided that on the last sitting day of each week business shall be proceeded with in the following routine—

- (1) At 9.00 a.m. the Speaker shall go through General Business with a view to the placing or disposal of business.
- (2) Consideration of General Business Notices of Motions for Bills (concluding not later than 10.00 a.m.)
- (3) Suspension of Standing Orders for precedence of Orders of the Day for Public Bills introduced by Private Members.
- (4) Consideration of General Business Orders of the Day for Bills.
- (5) Consideration of General Business Notices of Motions or Orders of the Day (not being for Bills) concluding at 1.00 p.m. Items of business commenced but not concluded shall lapse.
- (6) 1.00 p.m. to 2.00 p.m. consideration of Committee Reports presented (Speaker leaves Chair).
- (7) 2.15 p.m. (Speaker resumes Chair).
- (8) Ministerial Statements.
- (9) Questions.
- (10) Notice of Motions.
- (11) Presentation of Petitions.
- (12) Placing or Disposal of Business.
- (13) Formal Business.
- (14) Ministerial Statements.
- (15) Presentation of Committee Reports.

- (16) Matters of Public Importance.
- (17) Business of the House.
- (18) Government Business, provided that:
- (a) if Government Business is unable to be proceeded with prior to 5.15 p.m. Private Members' Statements shall be noted.
 - (b) if there is no Government Business or Private Members' Statements prior to 5.15 p.m., consideration of General Business Notices of Motions or Orders of the Day (not being for Bills) with items of such General Business not concluded at 5.15 p.m. lapsing.
- (19) At 5.15 p.m. Private Members' Statements.
- (20) At 7.30 p.m. Government Business.

SUCCESSIVE DIVISIONS

That during the present session, unless otherwise ordered—

When successive divisions are taken and—

- (a) there is no intervening debate after the first division, or
- (b) any intervening debate after the first division is of a limited nature and the Speaker or the Chairman of Committees, as the case may be, considers that sufficient time has elapsed after the division bell has been rung,

the Speaker or the Chairman of Committees may, with the leave of the House or Committee, order the doors to be locked and the vote taken.

SUSPENSION OF STANDING ORDERS

That during the present session, unless otherwise ordered, Standing Order 395 be amended to read—

395. Any Standing Orders of the House may be suspended by any member by leave, provided that—

- (i) the mover and one member shall be limited to five minutes each.
- (ii) when the mover is a member not supporting the Government, the reply shall be by a minister and, when the mover is a member supporting the Government the reply shall be by the Leader of the Opposition or a member deputed by him.
- (iii) such motions shall not be entertained during the time set aside for the taking of questions without notice.

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(iv) the provisions of Standing Order 175 shall not apply.

TIME LIMIT OF SPEECHES

That during the present session, unless otherwise ordered, Standing Order 142A be amended to read—

142A. The maximum period for which a member may speak on any subject shall not exceed the period specified opposite to that subject in the following schedule:

Address in Reply

Premier and Leader of the Opposition	- unspecified
Mover	- 20 minutes*
Any other member	- 20 minutes*
Reply	- 20 minutes*

Adjournment - Special

Mover	- 30 minutes
Member 1st speaking thereafter	- 30 minutes
Any other member	- 10 minutes
Reply	- 10 minutes

Censure or want of confidence

Mover	- unspecified
Member 1st speaking thereafter	- unspecified
Any other member	- 20 minutes*
Reply	- 20 minutes*

Substantive Motion

Mover	- 30 minutes*
Member 1st speaking thereafter	- 30 minutes*
Any other member	- 20 minutes*
Reply	- 20 minutes*

* On question put and determined without amendment or debate, a member may be allowed, on request by that member, to continue that speech for a further period not exceeding ten minutes.

Private Members' Motions - Pursuant to S.O. 122A

Mover	- 30 minutes
Member 1st speaking thereafter	- 30 minutes
Any other member	- 15 minutes
Reply	- 15 minutes

Bills

Second Reading:

(i) Introduced by a Minister

Mover	- unspecified
Leader of the Opposition or one member deputed by him, 1st speaking thereafter	- unspecified
Any other member	- 15 minutes+
Reply	- unspecified

(+indicates extension of 5 minutes)

(ii) Appropriation Bill

Mover	- unspecified
Party Leaders	- unspecified
Any other member	- 20 minutes*
Reply	- unspecified

(iii) Introduced by a Private Member

Mover	- unspecified
Premier or one minister deputed by him	- unspecified
Leader of the Opposition or one member deputed by him	- unspecified
Any other member	- 15 minutes+
Reply	- unspecified

(+indicates extension of 5 minutes)

Suspension of Standing Orders

Mover	- 5 minutes
One other member	- 5 minutes

* On question put and determined without amendment or debate, a member may be allowed, on request by that member, to continue that speech for a further period not exceeding ten minutes.

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Suspension of Standing Orders - Public Bill Introduced by Private Member

Mover - Member in charge of the Bill	- 3 minutes
One other member	- 3 minutes

Private Members' Statements

10 members	- 5 minutes
Replies by ministers	- 2 minutes

Printing of Papers

All members, including reply	- 3 minutes
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(The Speaker may call the minister in reply if debate exceeds 30 minutes)

Consideration of Urgent Matters

Mover and member 1st speaking thereafter	- 10 minutes
Other members (limited to three)	- 5 minutes
Reply	- 5 minutes

Matters of Public Importance

Mover and member 1st speaking thereafter	- 15 minutes
4 other members	- 5 minutes
Reply	- 10 minutes

After Consideration of Urgent Matters :

Mover and member 1st speaking thereafter	- 10 minutes
One other members	- 5 minutes
Reply	- 5 minutes

Reports from Committees—take note debate

(i) When presented

Chairman's statement	- 10 minutes
One other member of that committee with a dissenting view (by leave)	- 5 minutes

(ii) Last sitting day of each week:

Any member - 5 minutes
6 members only—(question being put after 30 minutes)

Election of Speaker or Chairman of Committees (S.O.'s 9 & 28)

All members - 10 minutes

Accommodation for representatives of the Press (S.O. 62A)

All members - 10 minutes

(The Speaker shall be entitled to put the question
after 30 minutes of debate)

Disallowance of Statutory Instruments (S.O. 113A)

All members, including reply - 10 minutes

(The Speaker shall be entitled to put the question
after 60 minutes of debate)

Privilege (S.O. 158)

The member may speak for 10 minutes to establish a prima facie case.

Objections to the rulings of the Speaker (S.O. 161)

All members - 10 minutes

(The Speaker shall be entitled to put the question
after 30 minutes of debate)

Objections to decisions of the Chairman of Committees (S.O. 162)

The member may speak for 5 minutes.

Debates not otherwise provided for

All members - 20 minutes*

- * On question put and determined without amendment or debate, a member may be allowed, on request by that member, to continue that speech for a further period not exceeding ten minutes.

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Committee of the Whole

Minister	- Unspecified number of periods limited to 20 minutes each.
Leader of the Opposition or one member deputed by him	- Unspecified number of periods limited to 20 minutes each.
Any other member:	
Three periods each on any one question not exceeding—	
(a) first occasion	- 15 minutes
(b) subsequent occasions	- 10 minutes then - 5 minutes

UNPROCLAIMED LEGISLATION

That during the present session, unless otherwise ordered—

Commencing from the first sitting Tuesday after the adoption of this Sessional Order and henceforth every fifteenth sitting day, the Speaker shall table a list of legislation remaining unproclaimed ninety days after assent.

Upon which Mr Whelan moved, That the question be amended by omitting from the proposed Sessional Order relating to Questions on Notice all words after "provided that", where secondly occurring, with a view to inserting the following words instead—

- (a) members shall be permitted to lodge all questions remaining unanswered as at the prorogation of the previous session of the same Parliament without effecting any limit.
- (b) members shall only be permitted to lodge three question on notice per sitting day accumulative over one sitting week, provided that the Leader of the Opposition shall be permitted to lodge four questions on notice per sitting day accumulative over one sitting week.
- (c) ministers shall lodge answers to questions on notice within fifteen sitting days after the question is first published and such answer shall be published forthwith.
- (d) should an answer to a question on notice not be received within fifteen sitting days the Speaker shall forthwith draw the matter to the attention of the House and such minister shall thereupon inform the House of the reason for non-compliance with this Sessional Order.
- (e) should the minister, having been heard in explanation, not submit an answer within three sitting days the Speaker shall again inform the House and the minister shall again be called with such procedure continuing until a written answer is submitted.

Question proposed—That the amendment be agreed to.

Debate ensued.

Question put and passed.

Question proposed—That the motion as amended be agreed to.

Upon which Mr Beckroge moved, That the question be further amended by the addition of the following proposed Sessional Order—

PRIVATE MEMBERS' BUSINESS

That during the present session all notices of motions and orders of the day of current sitting private members undisposed of at the prorogation of the previous session of the same Parliament be now reinstated to the business paper at the same stage and order of precedence they had reached at the time of such prorogation.

Question proposed—That the amendment be agreed to.

Debate continued.

Question put and passed.

Question proposed—That the motion as amended be agreed to.

Question put and passed.

22 SPECIAL ADJOURNMENT

Mr West moved, That this House at its rising this day do adjourn until Thursday 25 February 1993, at 9.00 a.m.

Debate ensued.

Question put and passed.

23 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 6.07 p.m., until tomorrow, at 9.00 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 2

THURSDAY 25 FEBRUARY 1993

1 THE GOVERNOR'S OPENING SPEECH

Mr Petch moved, That the following Address in Reply to the Speech which His Excellency the Governor has addressed to both Houses of Parliament on opening this session of the Parliament of New South Wales be now adopted by this House:

To His Excellency Rear Admiral PETER ROSS SINCLAIR, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's speech, and to affirm our sincere allegiance to Her Most Gracious Majesty.

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, that we will faithfully carry out the important duties entrusted to us by the people of New South Wales, and that the necessary provision for the Public Services will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of all sections of the community.

Ordered, That the honourable member for Gladesville, Mr Petch, be allowed to continue his speech for a further period of ten minutes.

Mr Turner seconded the motion.

Debate ensued.

Ordered, That the honourable member for Ashfield, Mr Whelan, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Ku-ring-gai, Mr O'Doherty, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Bathurst, Mr Clough, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Smithfield, Mr Scully, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Ballina, Mr D. L. Page, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Fairfield, Mr Irwin, be allowed to continue his speech for a further period of ten minutes.

Mr Humpherson moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for a later hour of the day.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
25 February 1993

2 NOTICE OF MATTER FOR URGENT CONSIDERATION

Mr Carr—Order for papers pursuant to Standing Order 54.

3 QUESTIONS

DISTINGUISHED VISITOR

Mr Speaker drew the attention of the House to the presence in the gallery of The Honourable Graeme Page, Speaker of the House of Assembly in Tasmania.

4 PAPERS

Mr Fahey (by leave) laid upon the Table—

Special Reports to Parliament, under sections 26 and 31 of the Ombudsman Act 1974, on the Administration of the Local Government and Community Housing Program by the Department of Housing.

Implications of Federal Coalition Policies for New South Wales, prepared by Treasury, dated 25 February 1993.

Treasury Advice to Cabinet on the following:

- (a) Federal Coalition's Fightback Package.
- (b) Federal Opposition's Indirect Taxation Package Impact on State Finances.

5 NOTICES OF MOTIONS

6 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Ms Moore—from certain citizens requesting the implementation of stages 2 and 3 of the Eastern Distributor.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Aquilina—from certain citizens requesting an upgrade of the intersection of Richmond Road and Grange Avenue, Schofields.

Mr J. H. Murray—from certain citizens requesting a special school bus from Five Dock via Lyons Road to Holy Cross College, Ryde.

Mr Face, Mr Hartcher and Mr West—from certain citizens requesting the re-introduction of capital punishment in extreme cases of murder.

Mr Newman—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Hatton, Mr Murray and Mr West—from certain citizens praying for the full enforcement of the Disorderly Houses Act.

Mr D. L. Page—from certain citizens praying for the cessation of netting within four kilometres of beaches and rivers during May, June and July for the next three years.

Mr Martin—from certain citizens opposing the privatisation of Port Macquarie hospital and calling for a new public hospital at Port Macquarie.

Mr Nagle—from certain citizens opposing cutbacks in services or staffing at Lidcombe State and Auburn District Hospitals.

Mr Murray—from certain citizens requesting the north-west mobile mammograph unit visit Gunnedah.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

7 MATTER FOR URGENT CONSIDERATION—ORDER FOR PAPERS, PURSUANT TO STANDING ORDER 54

Notice of matter for urgent consideration not proceeded with.

8 PRECEDENCE OF BUSINESS

Mr West moved (by leave), That consideration of General Business (for Bills) take precedence from 9.00 a.m. until 6.15 p.m. of the Order of the Day for the Address-In-Reply and the taking of Private Members' Statements on Thursday 4 March 1993 and Thursday 11 March 1993.

Debate ensued.

Question put and passed.

9 SITTINGS OF THE HOUSE

Mr West moved, That unless otherwise ordered, The House shall meet for the despatch of business during the Autumn sittings as follows:

Tuesday 2 March 1993 at 2.15 p.m.;
Wednesday 3 March 1993 at 2.15 p.m.;
Thursday 4 March 1993 at 9.00 a.m.;

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
25 February 1993

Tuesday 9 March 1993 at 2.15 p.m.;
Wednesday 10 March 1993 at 2.15 p.m.;
Thursday 11 March 1993 at 9.00 a.m.;

Tuesday 30 March 1993 at 2.15 p.m.;
Wednesday 31 March 1993 at 2.15 p.m.;
Thursday 1 April 1993 at 9.00 a.m.;

Tuesday 20 April 1993 at 2.15 p.m.;
Wednesday 21 April 1993 at 2.15 p.m.;
Thursday 22 April 1993 at 9.00 a.m.;

Tuesday 27 April 1993 at 2.15 p.m.;
Wednesday 28 April 1993 at 2.15 p.m.;
Thursday 29 April 1993 at 9.00 a.m.;

Tuesday 11 May 1993 at 2.15 p.m.;
Wednesday 12 May 1993 at 2.15 p.m.;
Thursday 13 May 1993 at 9.00 a.m.;

Tuesday 18 May 1993 at 2.15 p.m.;
Wednesday 19 May 1993 at 2.15 p.m.;
Thursday 20 May 1993 at 9.00 a.m.;

Tuesday 25 May 1993 at 2.15 p.m.;
Wednesday 26 May 1993 at 2.15 p.m.;
Thursday 27 May 1993 at 9.00 a.m.

Debate ensued.

Question put and passed.

10 THE GOVERNOR'S OPENING SPEECH

The Order of the Day having been read for the resumption of the adjourned debate on motion of Mr Petch, That the following Address in Reply to His Excellency's Opening Speech be now adopted by this House—

To His Excellency Rear Admiral PETER ROSS SINCLAIR, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's speech, and to affirm our sincere allegiance to Her Most Gracious Majesty.

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, that we will faithfully carry out the important duties entrusted

to us by the people of New South Wales, and that the necessary provision for the Public Services will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of all sections of the community.

Debate ensued.

Ordered, That the honourable member for Davidson, Mr Humpherson, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Lakemba, Mr Davoren, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Monaro, Mr Cochran, be allowed to continue his speech for a further period of ten minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

11 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

12 THE GOVERNOR'S OPENING SPEECH

The Order of the Day having been read for the resumption of the interrupted debate on motion of Mr Petch, That the following Address in Reply to His Excellency's Opening Speech be now adopted by this House—

To His Excellency Rear Admiral PETER ROSS SINCLAIR, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's speech, and to affirm our sincere allegiance to Her Most Gracious Majesty.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
25 February 1993

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, that we will faithfully carry out the important duties entrusted to us by the people of New South Wales, and that the necessary provision for the Public Services will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of all sections of the community.

Ordered, That the honourable member for Port Jackson, Ms Nori, be allowed to continue her speech for a further period of ten minutes.

Ordered, That the honourable member for Maitland, Mr Blackmore, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Marrickville, Dr Refshauge, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Wakehurst, Mr Hazzard, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Swansea, Mr Bowman, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for The Hills, Mr Packard, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Lake Macquarie, Mr Hunter, be allowed to continue his speech for a further period of ten minutes.

Mr Rixon moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

13 ADJOURNMENT

Mrs Chikarovski moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.55 p.m., until Tuesday 2 March 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 3

TUESDAY 2 MARCH 1993

1 NOTICE OF MATTER FOR URGENT CONSIDERATION

Mr Whelan—Suspension of Standing Orders for the consideration of General Business - Notice of Motion (for Bills) No. 5.

2 QUESTIONS

3 NOTICES OF MOTIONS

4 UNPROCLAIMED LEGISLATION

Mr Speaker laid upon the Table: A list detailing all legislation unproclaimed ninety days after assent as at 2 March 1993.

5 PAPERS

(1) Mr Fahey laid upon the Table—

Report No. 1 of 1992 to the Premier on the Determination of Maximum Prices under section 11(1) of the Government Pricing Tribunal Act 1992 concerning water, sewerage and drainage services supplied by Gosford City Council.

Report No. 2 of 1992 to the Premier on the Determination of Maximum Prices under section 11(1) of the Government Pricing Tribunal Act 1992 concerning water, sewerage and drainage services supplied by Wyong Shire Council.

Freedom of Information Act 1989—Regulation (Relating to reports to Parliament). (Gazette 7, 22 January 1993, page 159.)

(2) Mr Murray laid upon the Table—

Local Government Act 1919—

(a) Ordinance (Relating to controls on street vending). (Gazette 7, 22 January 1993, page 171.)

(b) Ordinance (Relating to parking offences committed in free council car parks). (Gazette 5, 15 January 1993, page 75.)

State Roads Act 1986—Regulation (Relating to tolls and charges and to the Sydney Harbour Bridge). (Gazette 140, 27 November 1992, page 8489.)

Traffic Act 1909—

(a) Regulation (Relating to Australian Design Rules). (Gazette 15, 12 February 1993, page 539.)

(b) Regulation (Relating to buses). (Gazette 15, 12 February 1993, page 541.)

(c) Regulation (Relating to certain parking offences committed in free council car parks and on public streets). (Gazette 5, 15 January 1993, page 72.)

(d) Regulation (Relating to controls on street vending). (Gazette 7, 22 January 1993, page 166.)

(e) Regulation (Relating to the operation of 14.5 metre long buses). (Gazette 135, 13 November 1992, page 8214.)

(f) Regulation (Relating to the riding of certain motor cycles by holders of learner's or provisional licences). (Gazette 146, 18 December 1992, page 8817.)

(3) Mr Baird laid upon the Table—

Navigation Act 1901—Regulation (Relating to lights to be exhibited on certain power-driven vessels). (Gazette 114, 11 September 1992, page 6731.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
2 March 1993

Passenger Transport Act 1990—

(a) Regulation (Relating to quality standards for public passenger buses and taxi-cabs and other matters). (Gazette 137, 20 November 1992, page 8303.)

(b) Regulation (Relating to the accommodation standard for taxi-cabs). (Gazette 9, 29 January 1993, page 273.)

(c) Regulation (Relating to the use of motorcycles in tourist services). (Gazette 7, 22 January 1993, page 160.)

(4) Mr Armstrong laid upon the Table—

Report of the Director of Marketing for the Department of Agriculture for the year ended 30 June 1992.

Report of the Animal Research Review Panel for the year ended 30 June 1992.

Report of the Animal Welfare Advisory Council for the year ended 30 June 1992.

Report of the Grains Board for the period 1 August 1991 to 31 August 1992.

Horticultural Stock and Nurseries Act 1969—Regulation (Relating to the keeping of records). (Gazette 144, 14 October 1991, page 8874.)

Rural Lands Protection Act 1989—

(a) Regulation (Relating to the interest payable on overdue rates and charges). (Gazette 1, 8 January 1993, page 4.)

(b) Regulation (Relating to the minimum area of rateable land in the district of Cooma). (Gazette 150, 31 December 1992, page 9116.)

(5) Mr West laid upon the Table—

Report of the Board of Surveyors for the year ended 30 June 1992.

Report of the Newcastle Showground and Exhibition Centre Trust for the year ended 30 June 1992.

Environmental Impact Statement Strategy Progress Report, dated 31 December 1992.

Bills of Sale Act 1898—Regulation (Bills of Sale Regulation 1992). (Gazette 140, 27 November 1992, page 8446.)

Conveyancing Act 1919—Regulation (Conveyancing (General) Regulation 1992). (Gazette 140, 27 November 1992, page 8451.)

Crown Lands Act 1989—

- (a) Proposed dedication pursuant to section 81. (Gazette 9, 29 January 1993, page 288.)
- (b) Proposed revocation of dedications pursuant to section 84. (2) (Gazette 137, 20 November 1992, page 8314; Gazette 140, 27 November 1992, page 8503.)

Forestry Act 1916—Copy of proposed agreement, pursuant to section 16A, for the exchange of part of Ben Bullen State Forest for Lot 1 in Deposited Plan 818614.

Liens on Crops and Wool and Stock Mortgages Act 1898—Regulation (Liens on Crops and Wool and Stock Mortgages Regulation 1992). (Gazette 140, 27 November 1992, page 8481.)

(6) Mr Causley laid upon the Table—

Fisheries and Oyster Farms Act 1935—

- (a) Regulation (Relating to nets for taking prawns). (Gazette 15, 12 February 1993, page 537.)
- (b) Regulation (Relating to restricted fishery permits). (Gazette 148, 24 December 1992, page 8952.)
- (c) Regulation (Relating to the contribution payable to the New South Wales Commercial Fishing Advisory Council by an applicant for the issue of renewal of a commercial fisherman's licence). (Gazette 7, 22 January 1993, page 158.)

Mine Subsidence Compensation Act 1961—Regulation (Relating to the rates of contribution to the Mine Subsidence Compensation Fund for 1992). (Gazette 148, 24 December 1992, page 8964.)

(7) Mr Griffiths laid upon the Table—

Special Report to Parliament, under section 32 of the Police Regulation (Allegations of Misconduct) Act and under section 31 of the Ombudsman Act, the circumstances surrounding the injuries suffered by Angus Rigg in police custody and into the subsequent police investigations.

(8) Mr Souris laid upon the Table—

Health Insurance Levies Act 1982—Regulation (Relating to monthly levies). (Gazette 9, 29 January 1993, page 271.)

Public Authorities (Financial Arrangements) Act 1987—

- (a) Regulation (Relating to the investment powers of New South Wales Lotteries). (Gazette 150, 31 December 1992, page 9114.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
2 March 1993

(b) Regulation (Relating to the NSW Grain Corporation Limited). (Gazette 142, 4 December 1992, page 8591.)

(9) Mrs Cohen laid upon the Table—

Liquor Act 1982—

(a) Regulation (Relating to prizes payable on, and types of, approved amusement devices in hotels). (Gazette 148, 24 December 1992, page 8958.)

(b) Regulation (Relating to the office hours of the Principal Registry of the Licensing Court and the offices of the Liquor Administration Board). (Gazette 140, 27 November 1992, page 8482.)

Lotto Act 1979—Regulation (Relating to the conduct of games of keno and the display of rules of games of lotto, including keno). (Gazette 148, 24 December 1992, page 8960.)

Registered Clubs Act 1976—Regulation (Relating to duty on poker machines and the types of poker machines that may be used). (Gazette 148, 24 December 1992, page 8969.)

(10) Mr Hartcher laid upon the Table—

Report under section 14 of the Timber Industry (Interim Protection) Act 1992 on the operation of the Endangered Fauna (Interim Protection) Act 1991.

National Parks and Wildlife Act 1974—

(a) Proclamation reserving certain land as part of Glenrock State Recreation Area. (Gazette 11, 5 February 1993, page 441.)

(b) Regulation (Relating to the tagging of kangaroos etc.). (Gazette 148, 24 December 1992, page 8967.)

Royal Botanic Gardens and Domain Trust Act 1980—Regulation (Relating to the fees and charges payable for parking vehicles on the Trust lands). (Gazette 150, 31 December 1992, page 9115.)

Waste Disposal Act 1970—Regulation (Relating to contributions payable for waste disposal). (Gazette 146, 18 December 1992, page 8818.)

(11) Mrs Chikarovski laid upon the Table—

Report of the Youth Advisory Council for 1991.

Commercial Tribunal Act 1984—Regulation (Relating to proceedings for costs under the Commercial Tribunal Act 1984). (Gazette 15, 12 February 1993, page 536.)

Education (Ancillary Staff) Act 1987—Regulation (Relating to temporary employees and to discipline and medical examinations of permanent employees). (Gazette 133, 6 November 1992, page 8103.)

Fair Trading Act 1987—

(a) Order under section 31.(2) (Gazette 142, 4 December 1992, page 8669; Gazette 17, 19 February 1993, page 639.)

(b) Regulation (Relating to children's flotation toys). (Gazette 5, 15 January 1993, page 62.)

(c) Regulation (Relating to projectile toys). (Gazette 17, 19 February 1993, page 637.)

(d) Regulation (Relating to the product safety standard for cellulosic fibre thermal insulation). (Gazette 142, 4 December 1992, page 8590.)

St John's College Incorporation Act 1857—By-laws of St John's College.

Technical Education Trust Funds Act 1967—By-law (Relating to the Dr Purdy Memorial Fund). (Gazette 98, 29 September 1989, page 7863.)

University and University Colleges Act 1900—By-law (Relating to the offices of Chancellor and Deputy Chancellor of the University of Sydney). (Gazette 119, 8 December 1989, page 10543.)

University of Sydney Act 1989—

(a) By-law (Relating to financial matters). (Gazette 5, 15 January 1993, page 76.)

(b) By-law (Relating to the Vice-Chancellor and other officers). (Gazette 7, 22 January 1993, page 173.)

University of Technology, Sydney, Act 1989—By-law (Relating to casual vacancies in the Council of the University). (Gazette 142, 4 December 1992, page 8592.)

University of Western Sydney Act 1988—By-law (University of Western Sydney By-law 1992). (Gazette 148, 24 December 1992, page 8996.)

(12) Mr Merton laid upon the Table—

District Court Act 1973—

(a) Regulation (Relating to fees). (Gazette 140, 27 November 1992, page 8478.)

(b) Rules. (2) (Gazette 123, 9 October 1992, pages 7344 and 7345.)

Justices Act 1902—

(a) Regulation (Relating to penalty notices). (Gazette 146, 18 December 1992, page 8810.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
2 March 1993

(b) Regulation (Relating to the "cut-out" rate for fine defaulters and to fees payable in proceedings before Justices). (Gazette 135, 13 November 1992, page 8213.)

(c) Regulation (Relating to the issue of penalty notices for offences involving capacity plates for vessels). (Gazette 137, 20 November 1992, page 8302.)

Local Courts (Civil Claims) Act 1970—

(a) Regulation (Relating to fees). (Gazette 140, 27 November 1992, page 8483.)

(b) Rules. (2) (Gazette 146, 18 December 1992, pages 8899 and 8905.)

Sheriff Act 1900—Scale of Fees (Relating to fees). (Gazette 140, 27 November 1992, page 8557.)

Supreme Court Act 1970—

(a) Regulation (Relating to fees). (Gazette 140, 27 November 1992, page 8492.)

(b) Supreme Court Rules Amendment No. 267. (Gazette 121, 2 October 1992, page 7183.)

(c) Supreme Court Rules Amendment No. 268. (Gazette 130, 30 October 1992, page 7980.)

(d) Supreme Court Rules Amendment No. 269. (Gazette 140, 27 November 1992, page 8559.)

6 JOINT SELECT COMMITTEE UPON POLICE ADMINISTRATION

The Clerk, pursuant to the terms of reference of the Committee, announced receipt of the following report:

26 February 1993

Interim Report of the Joint Select Committee upon Police Administration, dated 26 February 1993.

7 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr McBride—from certain citizens requesting that the closed section of the Pacific Highway at Mount White be re-opened.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Ms Moore—from certain citizens requesting the implementation of stages 2 and 3 of the Eastern Distributor.

Mr Gaudry—from certain citizens requesting that the railway line between Civic Station and Newcastle Station not be closed.

Mr Gaudry—from certain citizens opposing the non use of vacant heritage buildings at Honeysuckle Goodsyards.

Ms Moore—from certain citizens requesting the extension of the Rose Bay/Circular Quay ferry service to include the Fingerwharf and linking of the service to Manly and Balmain.

Mr Morris—from certain citizens requesting the re-introduction of capital punishment in extreme cases of murder.

Mr Gaudry—from certain citizens opposing the rezoning and proposed development of the Fern Bay coastal fringe until the completion of a full environmental impact study.

Mr Gaudry—from certain citizens opposing the privatisation of Port Macquarie hospital and calling for a new public hospital at Port Macquarie.

Ms Nori—from certain citizens opposing the downgrading of Balmain Hospital.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

Mr Martin—from certain citizens requesting the preservation of the area known as Fame Cove.

8 MATTER FOR URGENT CONSIDERATION—SUSPENSION OF STANDING ORDERS

Mr Whelan moved, pursuant to notice, That so much of the Standing and Sessional Orders be suspended as would preclude:

(1) consideration forthwith of General Business - Notice of Motion (for Bills) No. 5, standing in the name of the honourable member for Heffron, upto and including the member's second reading speech; and

(2) the resumption of proceedings and all remaining stages on the Homefund Mortgage Relief Bill having precedence of all other General Business - Orders of the Day (for Bills).

Debate ensued.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
2 March 1993

The House divided.

Ayes 46

Ms Allan	Mr Irwin	Dr Refshauge
Mr Amery	Mr Knight	Mr Rogan
Mr Anderson	Mr Knowles	Mr Rumble
Mr Aquilina	Mr Langton	Mr Scully
Mr A. S. Aquilina	Mrs Lo Po'	Mr Shedden
Mr Bowman	Mr McBride	Mr Sullivan
Mr Carr	Mr McManus	Mr Thompson
Mr Clough	Mr Markham	Mr Whelan
Mr Crittenden	Mr Martin	Mr Yeadon
Mr Doyle	Mr Mills	Mr Ziolkowski
Mr Face	Mr Moss	
Mr Gaudry	Mr J. H. Murray	
Mr Gibson	Mr Neilly	
Mrs Grusovin	Mr Newman	Tellers
Mr Harrison	Ms Nori	
Mr Hunter	Mr Page	Mr Beckroge
Mr Iemma	Mr Price	Mr Davoren

Noes 50

Mr Armstrong	Mr Jeffery	Mr Schipp
Mr Baird	Dr Kernohan	Mr Schultz
Mr Blackmore	Mr Kerr	Mr Small
Mr Causley	Mr Kinross	Mr Smiles
Mr Chappell	Mr Longley	Mr Smith
Mrs Chikarovski	Dr Macdonald	Mr Souris
Mr Cochran	Ms Machin	Mr Tink
Mrs Cohen	Mr Merton	Mr Turner
Mr Collins	Ms Moore	Mr West
Mr Cruickshank	Mr Morris	Mr Windsor
Mr Fahey	Mr O'Doherty	Mr Yabsley
Mr Fraser	Mr Packard	Mr Zammit
Mr Glachan	Mr D. L. Page	
Mr Griffiths	Mr Peacocke	
Mr Hartcher	Mr Petch	Tellers
Mr Hatton	Mr Phillips	
Mr Hazzard	Mr Photios	Mr Beck
Mr Humpherson	Mr Rixon	Mr Downy

Pair

Mr Nagle

Mr Murray

And so it passed in the negative.

9 DISALLOWANCE OF REGULATION UNDER THE ELECTRICITY ACT 1945

Mr Rogan moved, pursuant to notice, That this House disallows the Electricity (Installation Safety) Regulation 1992 made under the Electricity Act 1945 as set forth in the notice appearing in Government Gazette No. 130 of 30 October 1992, at page 7951 and tabled in this House on 17 November 1992.

Debate ensued.

Question put and negatived.

10 SUSPENSION OF STANDING ORDERS—INTRODUCTION OF BILLS

Mr West moved (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude consideration, during the currency of the Address in Reply, of Government Business - Notices of Motions Nos 1, 2 and 5 up to and including the Minister's second reading speech this day.

Question put and passed.

11 THE GOVERNOR'S OPENING SPEECH

The Order of the Day having been read for the resumption of the adjourned debate on motion of Mr Petch, That the following Address in Reply to His Excellency's Opening Speech be now adopted by this House—

To His Excellency Rear Admiral PETER ROSS SINCLAIR, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's speech, and to affirm our sincere allegiance to Her Most Gracious Majesty.

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, that we will faithfully carry out the important duties entrusted to us by the people of New South Wales, and that the necessary provision for the Public Services will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of all sections of the community.

Ordered, That the honourable member for Lismore, Mr Rixon, be allowed to continue his speech for a further period of ten minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

12 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
2 March 1993

Question put and passed.

13 NOXIOUS WEEDS BILL

Mr Armstrong moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for the identification, classification and control of noxious weeds; to make consequential amendments to other Acts; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Armstrong moved, That this bill be now read a second time.

Debate adjourned (Mr Martin) and the resumption of the adjourned debate made an Order of the Day for a future day.

14 RURAL LANDS PROTECTION (MISCELLANEOUS AMENDMENTS) BILL

Mr Armstrong moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Rural Lands Protection Act 1989 with respect to the functions of rural lands protection boards and the occupiers of lands within the districts of the boards; to make further provision with respect to stock and the movement of stock; to increase certain penalties; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Armstrong moved, That this bill be now read a second time.

Debate adjourned (Mr Martin) and the resumption of the adjourned debate made an Order of the Day for a future day.

15 LIQUOR (AMENDMENT) BILL
REGISTERED CLUBS (AMENDMENT) BILL

Mrs Cohen moved, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to amend the Liquor Act 1982 with respect to investigations, approved amusement devices and penalties; and for other purposes.
- (ii) A bill for an Act to amend the Registered Clubs Act 1976 with respect to investigations, poker machines, membership and penalties; and for other purposes.

Question put and passed.

Bills presented and read a first time.

Mrs Cohen moved, That these bills be now read a second time.

Debate adjourned (Mr Gibson) and the resumption of the adjourned debate made an Order of the Day for a future day.

16 THE GOVERNOR'S OPENING SPEECH

The Order of the Day having been read for the resumption of the interrupted debate on motion of Mr Petch, That the following Address in Reply to His Excellency's Opening Speech be now adopted by this House—

To His Excellency Rear Admiral PETER ROSS SINCLAIR, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's speech, and to affirm our sincere allegiance to Her Most Gracious Majesty.

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, that we will faithfully carry out the important duties entrusted to us by the people of New South Wales, and that the necessary provision for the Public Services will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of all sections of the community.

Ordered, That the honourable member for Londonderry, Mr Gibson, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Eastwood, Mr Tink, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Newcastle, Mr Gaudry, be allowed to continue his speech for a further period of ten minutes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
2 March 1993

Ordered, That the honourable member for Bega, Mr Smith, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Cabramatta, Mr Newman, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Northern Tablelands, Mr Chappell, be allowed to continue his speech for a further period of ten minutes.

Mr Moss moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

17 ADJOURNMENT

Mr Baird moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 11.12 p.m., until tomorrow, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 4

WEDNESDAY 3 MARCH 1993

1 NOTICE OF MATTER FOR URGENT CONSIDERATION

Ms Moore—Eastern Distributor.

2 QUESTIONS

3 NOTICES OF MOTIONS

4 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Martin—from certain citizens requesting the preservation of the area known as Fame Cove.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Dr Refshauge—from certain citizens requesting that the Parliamentary Public Accounts Committee enquire into and report on the financial management of the Central Sydney Area Health Service.

Ms Nori—from certain citizens opposing the downgrading of Balmain Hospital.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

5 PLACING OF BUSINESS—POSTPONEMENT—GENERAL BUSINESS

Order of the Day (for Bills) No. 1 of General Business postponed, by Mr Tink, until 9 March 1993.

6 MATTER FOR URGENT CONSIDERATION—EASTERN DISTRIBUTOR

Ms Moore moved, pursuant to notice, That this House calls upon the Government to begin work immediately on stages 2 and 3 of the Eastern Distributor to alleviate the traffic chaos in the inner eastern suburbs of Sydney caused by the opening of the harbour tunnel, which has serious social and economic implications for the local area and the State.

Debate ensued.

Question put and passed.

7 SUSPENSION OF STANDING ORDERS—GOVERNMENT BUSINESS NOTICE OF MOTION No. 1

Mr West sought leave of the House to move for the suspension of Standing and Sessional Orders.

Leave not granted.

8 SUSPENSION OF STANDING ORDERS—GOVERNMENT BUSINESS NOTICES OF MOTIONS Nos 2 AND 3

Mr West sought leave of the House to move for the suspension of Standing and Sessional Orders.

Leave not granted.

9 THE GOVERNOR'S OPENING SPEECH

The Order of the Day having been read for the resumption of the adjourned debate on motion of Mr Petch, That the following Address in Reply to His Excellency's Opening Speech be now adopted by this House—

To His Excellency Rear Admiral PETER ROSS SINCLAIR, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
3 March 1993

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's speech, and to affirm our sincere allegiance to Her Most Gracious Majesty.

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, that we will faithfully carry out the important duties entrusted to us by the people of New South Wales, and that the necessary provision for the Public Services will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of all sections of the community.

Ordered, That the honourable member for Canterbury, Mr Moss, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Mt Druitt, Mr Amery, be allowed to continue his speech for a further period of ten minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

10 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

11 THE GOVERNOR'S OPENING SPEECH

The Order of the Day having been read for the resumption of the interrupted debate on motion of Mr Petch, That the following Address in Reply to His Excellency's Opening Speech be now adopted by this House—

To His Excellency Rear Admiral PETER ROSS SINCLAIR, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's speech, and to affirm our sincere allegiance to Her Most Gracious Majesty.

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, that we will faithfully carry out the important duties entrusted to us by the people of New South Wales, and that the necessary provision for the Public Services will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of all sections of the community.

Ordered, That the honourable member for Albury, Mr Glachan, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Bankstown, Mr Shedden, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Blue Mountains, Mr Morris, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Keira, Mr Markham, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Port Macquarie, Ms Machin, be allowed to continue her speech for a further period of ten minutes.

Ordered, That the honourable member for Waratah, Mr Price, be allowed to continue his speech for a further period of ten minutes.

Dr Macdonald moved, That this debate be now adjourned.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
3 March 1993

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

12 CRIMES (REGISTRATION OF INTERSTATE RESTRAINT ORDERS) AMENDMENT BILL

Mr Hazzard, Acting Speaker, reported the following message from the Legislative Council:

MR SPEAKER

The Legislative Council requests that a Bill, intituled "An Act to amend the Crimes Act 1900 to make provision for the registration and enforcement in New South Wales of orders in the nature of apprehended violence orders made under the laws of other States or Territories" which was forwarded to the Legislative Assembly during the previous session of the Parliament and not having being finally dealt with because of the prorogation of the Legislature, be proceeded with under the Assembly's Standing Orders.

Legislative Council
3 March 1993

M. F. WILLIS
President

Ordered, on motion of Mr West (pursuant to Standing Order 296), That the second reading of the Crimes (Registration of Interstate Restraint Orders) Amendment Bill be set down as an Order of the Day for tomorrow.

13 PRE-TRIAL DIVERSION OF OFFENDERS (AMENDMENT) BILL

Mr Hazzard, Acting Speaker, reported the following message from the Legislative Council:

MR SPEAKER

The Legislative Council requests that a Bill, intituled "An Act to amend the Pre-Trial Diversion of Offenders Act 1985 in relation to the application of that Act and procedures under that Act; and for other purposes" which was forwarded to the Legislative Assembly during the previous session of the Parliament and not having being finally dealt with because of the prorogation of the Legislature, be proceeded with under the Assembly's Standing Orders.

Legislative Council
3 March 1993

M. F. WILLIS
President

Ordered, on motion of Mr West (pursuant to Standing Order 296), That the second reading of the Pre-Trial Diversion of Offenders (Amendment) Bill be set down as an Order of the Day for tomorrow.

14 LEGISLATIVE COUNCIL STANDING COMMITTEE UPON PARLIAMENTARY PRIVILEGE

Mr Hazzard, Acting Speaker, reported the following message from the Legislative Council:

MR SPEAKER

The Legislative Council desires to inform the Legislative Assembly that it has this day agreed to the following Resolution:

That leave be given to Legislative Council Members of the Joint Select Committee Upon Police Administration to appear before and give evidence to the Legislative Council Standing Committee Upon Parliamentary Privilege in relation to its inquiry into the disclosure of in camera evidence taken by the Joint Select Committee Upon Police Administration.

The Legislative Council requests that the Legislative Assembly pass a similar Resolution.

Legislative Council
3 March 1993

M. F. WILLIS
President

15 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.20 p.m., until tomorrow, at 9.00 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
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PROCEEDINGS**

No. 5

THURSDAY 4 MARCH 1993

1 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS (for Bills)

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 1 of General Business (for Bills) withdrawn, by Mr Downy.

(2) Notice of Motion No. 6 of General Business (for Bills) postponed, by Ms Moore, until tomorrow.

(3) Order of the Day No. 4 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

2 NATIONAL PARKS AND WILDLIFE (NEW AREAS AND MISCELLANEOUS PROVISIONS) AMENDMENT BILL

Dr Macdonald moved, pursuant to notice, That leave be given to bring in a bill for an Act to protect certain lands by reserving or dedicating them as, or as parts of, national parks or nature reserves; to amend the National Parks and Wildlife Act 1974 to provide for nomination of areas for reservation or dedication under that Act; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Dr Macdonald moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

3 OATHS AND CROWN REFERENCES BILL

Mr Carr moved, pursuant to notice, That leave be given to bring in a bill for an Act to revise the form of various oaths; to enable certain proceedings to be taken in the name of the State; to change the titles of certain offices; to make provision as to State land; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Carr moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

4 BANKS AND BANK HOLIDAYS (AMENDMENT) BILL

Mr J. H. Murray moved, pursuant to notice, That the Banks and Bank Holidays (Amendment) Bill forwarded to the Legislative Council during the previous Session of the present Parliament not having been finally dealt with because of the prorogation of the Legislature, the following message be sent to the Council:

Mr PRESIDENT

A bill, intituled "An Act to amend the Banks and Bank Holidays Act 1912 with respect to the observance of public or bank holidays", forwarded to the Legislative Council for concurrence during the previous Session of the present Parliament not having been finally dealt with because of prorogation of the Legislature, the Legislative Assembly requests that the said bill be proceeded with under the Council Standing Order in that behalf.

Debate ensued.

Question put and passed.

5 HOMEFUND MORTGAGE RELIEF BILL

Mrs Grusovin moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide that the powers of the Supreme Court to grant relief under the Contracts Review Act

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
4 March 1993

1980 may be exercised by the Commercial Tribunal in respect of certain mortgages; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mrs Grusovin moved, That this bill be now read a second time.

Debate adjourned (Mrs Chikarovski) and the resumption of the adjourned debate made an Order of the Day for a future day.

6 ANTI-DISCRIMINATION (AMENDMENT) BILL

Mr Amery moved, pursuant to notice, That the Anti-Discrimination (Amendment) Bill forwarded to the Legislative Council during the previous Session of the present Parliament not having been finally dealt with because of the prorogation of the Legislature, the following message be sent to the Council:

Mr PRESIDENT

A bill, intituled "An Act to amend the Anti-Discrimination Act 1977 for the purpose of rendering unlawful, in certain circumstances, discrimination on the ground of a person's age; and for other purposes", forwarded to the Legislative Council for concurrence during the previous Session of the present Parliament not having been finally dealt with because of prorogation of the Legislature, the Legislative Assembly requests that the said bill be proceeded with under the Council Standing Order in that behalf.

Question put and passed.

7 SOIL CONSERVATION SERVICE (SPECIAL PROVISIONS) BILL

Mr Windsor moved, pursuant to notice, That the Soil Conservation Service (Special Provisions) Bill forwarded to the Legislative Council during the previous Session of the present Parliament not having been finally dealt with because of the prorogation of the Legislature, the following message be sent to the Council:

Mr PRESIDENT

A bill, intituled "An Act to re-establish the Soil Conservation Service as an administrative office, and to consequentially amend the Public Sector Management Act 1988", forwarded to the Legislative Council for concurrence during the previous Session of the present Parliament not having been finally dealt with because of prorogation of the Legislature, the Legislative Assembly requests that the said bill be proceeded with under the Council Standing Order in that behalf.

Question put and passed.

It being 10.00 a.m., General Business Orders of the Day (for Bills) proceeded with.

8 KHAPPINGHAT NATURE RESERVE BILL

The Order of the Day having been read, Dr Macdonald moved, "That" this bill be now read a third time.

Mr Whelan moved, That the question be amended by leaving out all the words after the word "That" with a view to inserting the words "the bill be recommitted for the reconsideration of clauses 9 and 10" instead.

Question proposed—That the amendment be agreed to.

Debate ensued.

Question put and passed.

Question proposed—That the bill be recommitted for the reconsideration of clauses 9 and 10—put and passed.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the reconsideration of clauses 9 and 10.

Mr Hazzard, Acting Speaker, resumed the Chair and the Chairman reported the bill a second time with further amendments.

On motion of Dr Macdonald, the Report was adopted.

Ordered, That the third reading stand an Order of the Day for tomorrow.

9 SOUTH EAST FORESTS PROTECTION BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Ms Moore, That this bill be now read a second time—

And the question being again proposed—

Mr Whelan moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
4 March 1993

10 PUBLIC HOSPITAL SERVICES (CONTROL OF PRIVATISATION) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hatton, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Liverpool, Mr Anderson, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Bathurst, Mr Clough, be allowed to continue his speech for a further period of five minutes.

Dr Refshauge moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for a later hour of the day.

11 MINISTERIAL STATEMENT—POLICE ADMINISTRATION REFORM

Mr Fahey made a ministerial statement concerning the administration of the Police Service.

Mr Carr also addressed the House.

12 QUESTIONS

13 LEGISLATIVE COUNCIL STANDING COMMITTEE UPON PARLIAMENTARY PRIVILEGE

Mr Speaker informed the House that the message from the Legislative Council, dated 3 March 1993, reported at the previous sitting informing the Assembly that the Council had agreed to a resolution to give leave to the Council members of the Joint Select Committee upon Police Administration to appear before and give evidence to the Council Standing Committee upon Parliamentary Privilege in relation to the disclosure of in camera evidence and requesting the Assembly to pass a similar resolution had inadvertently not been set down for consideration by the Assembly.

Accordingly he invited the Leader of the House to seek the setting of the consideration of the Council message as an Order of the Day.

Ordered, That consideration of the Legislative Council message, dated 3 March 1993, be set down as an Order of the Day for tomorrow.

14 NOTICES OF MOTIONS

15 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Doyle, Mr Markham and Dr Refshauge—from certain citizens praying for justice for the Aboriginal juveniles held in incarceration.

Mr Martin—from certain citizens requesting the preservation of the area known as Fame Cove.

Ms Moore—from certain citizens requesting the implementation of stages 2 and 3 of the Eastern Distributor.

Ms Moore—from certain citizens requesting the extension of the Rose Bay/Circular Quay ferry service to include the Finger Wharf and linking of the service to Manly and Balmain.

Mr McManus—from certain citizens concerning the Bulli District Hospital and that there be no reductions to services or staff at Coledale Hospital or Garrawarra Hospital.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

16 PAPER

Mr Peacocke (by leave) laid upon the Table:

Report of the Registry Co-operatives Inquiry into the Working and Financial Condition of the Australian Association of Co-operatives Ltd, dated 3 March 1993.

17 PRINTING OF PAPERS

(Formal Business)—Ordered, on motion of Mr West, That the following papers be printed:

Report of the Animal Research Review Panel for the year ended 30 June 1992.

Report of the Animal Welfare Advisory Council for the year ended 30 June 1992.

Report of the Director of Marketing for the Department of Agriculture for the year ended 30 June 1992.

Report of the Grains Board for the period 1 August 1991 to 31 August 1992.

Report of the Board of Surveyors for the year ended 30 June 1992.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
4 March 1993

Report of the Newcastle Showground and Exhibition Centre Trust for the year ended 30 June 1992.

Environmental Impact Statement Strategy Progress Report, dated 31 December 1992.

Special Report to Parliament, under section 32 of the Police Regulation (Allegations of Misconduct) Act and under section 31 of the Ombudsman Act, on the circumstances surrounding the injuries suffered by Angus Rigg in police custody and into the subsequent police investigations.

Report under section 14 of the Timber Industry (Interim Protection) Act 1992 on the operation of the Endangered Fauna (Interim Protection) Act 1991.

Report of the Youth Advisory Council for 1991.

18 SUSPENSION OF STANDING ORDERS—GOVERNMENT BUSINESS - NOTICES OF MOTIONS Nos 2 and 3

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude consideration, of Government Business - Notices of Motions Nos 2 and 3.

19 WHISTLEBLOWERS PROTECTION BILL (No. 2)

Mr West moved, on behalf of Mr Fahey, pursuant to notice, That the Whistleblowers Protection Bill (No.2), which was introduced in the Assembly during the previous Session of the present Parliament, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption.

Question put and passed.

20 STRATA TITLES (STAGED DEVELOPMENT) AMENDMENT
STRATA TITLES (LEASEHOLD STAGED DEVELOPMENT) AMENDMENT

Mr West moved, pursuant to notice, That the Strata Titles (Staged Development) Amendment Bill and the Strata Titles (Leasehold Staged Development) Amendment Bill, which were introduced in the Assembly during the previous Session of the present Parliament as cognate bills, but were interrupted before their completion by the close of the Session, be now reintroduced at the stage they had reached at the time of such interruption.

Question put and passed.

21 PUBLIC HOSPITAL SERVICES (CONTROL OF PRIVATISATION) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hatton, That this bill be now read a second time—

And the question being again proposed—

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
4 March 1993

The House resumed the said adjourned debate.

Ordered, That the honourable member for Kiama, Mr Harrison, be allowed to continue his speech for a further period of five minutes.

Question put.

The House divided.

Ayes 42

Ms Allan	Mr Iemma	Mr Price
Mr Amery	Mr Knight	Dr Refshauge
Mr Anderson	Mr Knowles	Mr Rogan
Mr Aquilina	Mrs Lo Po'	Mr Scully
Mr A. S. Aquilina	Mr McBride	Mr Shedden
Mr Bowman	Mr McManus	Mr Sullivan
Mr Clough	Mr Markham	Mr Thompson
Mr Crittenden	Mr Martin	Mr Whelan
Mr Doyle	Mr Mills	Mr Yeadon
Mr Gaudry	Ms Moore	Mr Ziolkowski
Mr Gibson	Mr Moss	
Mrs Grusovin	Mr Neilly	Tellers
Mr Harrison	Mr Newman	
Mr Hatton	Ms Nori	Mr Davoren
Mr Hunter	Mr Page	Mr Rumble

Noes 42

Mr Armstrong	Dr Kernohan	Mr Small
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Dr Macdonald	Mr Souris
Mr Cochran	Ms Machin	Mr Tink
Mrs Cohen	Mr Merton	Mr Turner
Mr Collins	Mr Morris	Mr West
Mr Cruickshank	Mr Murray	Mr Windsor
Mr Fraser	Mr O'Doherty	Mr Yabsley
Mr Glachan	Mr Packard	Mr Zammit
Mr Griffiths	Mr D. L. Page	
Mr Hartcher	Mr Phillips	Tellers
Mr Hazzard	Mr Photios	
Mr Humpherson	Mr Rixon	Mr Beck
Mr Jeffery	Mr Schultz	Mr Downy

Pairs

Mr Beckroge	Mr Baird
Mr Carr	Mrs Chikarovski
Mr Face	Mr Fahey
Mr Irwin	Mr Kerr
Mr Langton	Mr Peacocke
Mr J. H. Murray	Mr Petch
Mr Nagle	Mr Schipp

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
4 March 1993

And the numbers being equal, Mr Speaker gave his casting vote with the "Noes" and declared the Question to have been resolved in the negative.

It being 6.15 p.m. General Business (for Bills) interrupted pursuant to the resolution of the House of 25 February 1993.

22 THE GOVERNOR'S OPENING SPEECH

The Order of the Day having been read for the resumption of the adjourned debate on motion of Mr Petch, That the following Address in Reply to His Excellency's Opening Speech be now adopted by this House—

To His Excellency Rear Admiral PETER ROSS SINCLAIR, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's speech, and to affirm our sincere allegiance to Her Most Gracious Majesty.

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, that we will faithfully carry out the important duties entrusted to us by the people of New South Wales, and that the necessary provision for the Public Services will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of all sections of the community.

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Manly, Dr Macdonald, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Rockdale, Mr Thompson, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Murray, Mr Small, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Bulli, Mr McManus, be allowed to continue his speech for a further period of ten minutes.

Mr Harrison moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

23 ADJOURNMENT

Mr Souris moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 9.47 p.m., until Tuesday 9 March 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
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No. 6

TUESDAY 9 MARCH 1993

1 COMMONWEALTH DAY 1993 MESSAGE—FROM HER MAJESTY THE QUEEN

Mr Speaker informed the House that yesterday Commonwealth Day 1993 was celebrated.

A message from Her Majesty Queen Elizabeth had been issued through the Chairman of the Joint Commonwealth Societies' Council and received from the Commonwealth Parliamentary Association Headquarters Secretariat.

Mr Speaker ordered that the message be printed in the Votes and Proceedings and Hansard.

"This year on Commonwealth Day, I am asking you all to think about human values. I know from the many letters I receive from young people that their generation cares deeply about the rights of the individual, about the sufferings of others and about making a better world for us all to live in. I believe the youth of the Commonwealth is well placed to give a lead in showing how human values can be improved.

We share the same world but we do not share the same opportunities. Everyone wants to be free from poverty and hunger, disease and discrimination, to have access to education and to live in a safe environment. People everywhere want to be able to play a full part in the democratic government of their countries and to live in freedom, protected by just laws. These aspirations

were endorsed by all the Heads of Government of the Commonwealth when they met in Harare in 1991, and much has been achieved since then in fulfilling them.

In societies where constitutional rights are assured, co-operation between all citizens becomes more natural and more fruitful in tackling the major problems we face. The achievement of one human value can help to achieve others. We should all aspire to raise the standards of life in our countries, to achieve a more prosperous and equitable society and to exercise a powerful influence for peace within and between nations.

None of this is easy to bring about because the establishment of human values implies duties as well as rights. If we want to exercise and enlarge our rights and opportunities, we have to safeguard the rights and opportunities of others. We should look for chances to give service just as eagerly as we look for benefits for ourselves.

The young people of the Commonwealth have the future in their hands. May they keep their vision of human values alive and their determination to achieve them undiminished. And may our fifty nations, sharing our experience and working together to enhance the quality of life, send an example to the rest of the world.

8th March 1993

ELIZABETH R."

2 NOTICE OF MATTER FOR URGENT CONSIDERATION

Ms Nori—Proposed Pymont Heliport.

3 QUESTIONS

4 NOTICES OF MOTIONS

5 PAPERS

(1) Mr Fahey laid upon the Table—

Special Report to Parliament pursuant to section 31 of the Ombudsman Act concerning the enforcement of the Parliamentary Electorates and Elections Act 1912 and Associated Electoral Legislation, dated 4 March 1993.

(2) Mr Armstrong laid upon the Table—

Exhibited Animals Protection Act 1986—

(a) Regulation (Relating to circumstances in which authorisation to keep or display an animal is not required). (Gazette 93, 31 July 1992, page 5315.)

(b) Regulation (Relating to the Exhibited Animals Advisory Committee). (Gazette 167, 29 November 1991, page 9913.)

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9 March 1993

(c) Regulation (Updating references to the Director-General of the Department of Agriculture). (Gazette 40, 27 March 1992, page 1988.)

(3) Mr Collins laid upon the Table—

Report of the Hunter Water Corporation for the half year ended 31 December 1992.

Report of the Tenancy Commissioner for the year ended 30 June 1992.

Environmental Planning and Assessment Act 1979—notifications placing land under care, control and management of councils, for public recreation purposes, as follows—

City of Blue Mountains—Wentworth Falls. (Gazette 142, 4 December 1992, page 8647.)

City of Campbelltown—Macquarie Field. (Gazette 140, 27 November 1992, page 8531.)

(4) Mr Phillips laid upon the Table—

Report of the Dental Board for the year ended 30 September 1992.

Report of the Pharmacy Board for the year ended 30 September 1992.

Chiropractors and Osteopaths Act 1991—Regulation (Relating to fees). (Gazette 140, 27 November 1992, page 8450.)

Dental Technicians Registration Act 1975—Regulation (Relating to fees). (Gazette 140, 27 November 1992, page 8477.)

Nurses Act 1991—Regulation (Relating to fees). (Gazette 140, 27 November 1992, page 8486.)

Nursing Homes Act 1988—Regulation (Relating to fees).(2) (Gazette 146, 18 December 1992, page 8811; Gazette 9, 29 January 1993, page 272.)

Optometrists Act 1930—

(a) Regulation (Relating to courses of instruction in the use of drugs). (Gazette 144, 11 December 1992, page 8700.)

(b) Regulation (Relating to fees). (Gazette 140, 27 November 1992, page 8487.)

Physiotherapists Registration Act 1945—Regulation (Relating to fees). (Gazette 140, 27 November 1992, page 8487.)

Podiatrists Act 1989—Regulation (Relating to fees). (Gazette 140, 27 November 1992, page 8488.)

Poisons Act 1966—Proclamation amending the Poison List. (Gazette 1, 8 January 1993, page 28.)

Private Hospitals and Day Procedure Centres Act 1988—

(a) Regulation (Relating to fees).(3) (Gazette 146, 18 December 1992, page 8813 and 8814 (2); Gazette 9, 29 January 1993, page 274.)

(b) Regulation (Relating to the definition of day procedure centres). (Gazette 146, 18 December 1992, page 8812.)

(5) Mr Hartcher laid upon the Table—

Report of the President of the Industrial Commission for 1991.

Report and Determination of the Legal Fees and Costs Board pursuant to section 178A of the Legal Profession Act 1987 concerning Counsel's Country Loadings in the Supreme Court, District Court and the Compensation Court.

Report and Determination of the Legal Fees and Costs Board pursuant to section 178A of the Legal Profession Act 1987 concerning Solicitors Scale Fees - Contentious Matters - District Court Scale - Schedule Fees to Solicitors.

Report and Determination of the Legal Fees and Costs Board pursuant to section 178A of the Legal Profession Act 1987 concerning Solicitors Scale Fees - Contentious Matters - Supreme Court Scale.

Report and Determination of the Legal Fees and Costs Board pursuant to section 178A of the Legal Profession Act 1987 concerning Solicitors Scale Fees - Contentious Matters - Supreme Court Scale - Table 5 "Probate".

Report by the Attorney General pursuant to section 23 of the Listening Devices Act 1984 for 1991.

Report of the Privacy Committee for 1991.

Dangerous Goods Act 1975—

(a) Regulation (Relating to applications for licences and licence fees). (Gazette 137, 20 November 1992, page 8295.)

(b) Regulation (Relating to the keeping of Class 6 and Class 8 dangerous goods). (Gazette 137, 20 November 1992, page 8298.)

(6) Mr Merton laid upon the Table—

Report of the Community Justice Centres for the year ended 30 June 1992.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 March 1993

6 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Martin—from certain citizens requesting the preservation of the area known as Fame Cove.

Mr Markham—from certain citizens praying for justice for the Aboriginal juveniles held in incarceration.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Ms Moore—from certain citizens requesting the implementation of stages 2 and 3 of the Eastern Distributor.

Ms Moore—from certain citizens requesting the extension of the Rose Bay/Circular Quay ferry service to include the Finger Wharf and linking of the service to Manly and Balmain.

Mr Gaudry—from certain citizens requesting that the railway line between Civic Station and Newcastle Station not be closed.

Mr Gaudry—from certain citizens opposing the non use of vacant heritage buildings at Honeysuckle Goodsyards.

Mr McManus—from certain citizens requesting that rail services to Stanwell Park be restored to the same level which existed prior to 24 January 1993.

Mr Morris—from certain citizens requesting that the government retain local democratically elected control of Prospect County Council.

Mr Newman—from certain citizens requesting the re-evaluation of the laws concerning fatalities or injuries on the roads.

Mr Kerr—from certain citizens praying for the full enforcement of the Disorderly Houses Act.

Mr Gaudry—from certain citizens opposing the rezoning and proposed development of the Fern Bay coastal fringe until the completion of a full environmental impact study.

Mr Gaudry—from certain citizens opposing the privatisation of Port Macquarie hospital and calling for a new public hospital at Port Macquarie.

Mr Whelan—from certain citizens opposing the closure of Western Suburbs Hospital.

Ms Nori—from certain citizens opposing the downgrading of Balmain Hospital.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

7 SUSPENSION OF STANDING ORDERS—MINISTER FOR TRANSPORT

Mr Whelan sought leave of the House to move for the suspension of Standing and Sessional Orders.

Leave not granted.

8 REGULATION REVIEW COMMITTEE

Mr Cruickshank brought up and laid upon the Table Report No. 17 of the Regulation Review Committee.

Ordered to be printed.

Mr Cruickshank moved, That the House take note of the report.

Mr Cruickshank spoke to the motion.

9 MATTER FOR URGENT CONSIDERATION—PROPOSED PYRMONT HELIPORT

Ms Nori moved, pursuant to notice, That this House:

(1) Directs the Minister for Transport to give the directors of the Maritime Services Board a written direction pursuant to section 11(1) of the Maritime Administration Act 1989 to refrain from approving under Part V of the Environmental Planning and Assessment Act 1979 the proposal to construct a heliport on MSB land at Pyrmont;

(2) Directs the Minister for Planning to establish a Commission of Inquiry appointed under section 119 of the Environmental Planning and Assessment Act 1979 with respect to the environmental aspects of the heliport proposal;

(3) Directs the Minister for Planning to nominate the Environment Protection Authority as the determining authority for the proposal under section 110A of the Environmental Planning and Assessment Act 1979 to remove the actual conflict of interest which the MSB suffers as determining authority for this proposal.

Debate ensued.

Question put and passed.

10 THE GOVERNOR'S OPENING SPEECH

The Order of the Day having been read for the resumption of the adjourned debate on motion of Mr Petch, That the following Address in Reply to His Excellency's Opening Speech be now adopted by this House—

To His Excellency Rear Admiral PETER ROSS SINCLAIR, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 March 1993

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's speech, and to affirm our sincere allegiance to Her Most Gracious Majesty.

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, that we will faithfully carry out the important duties entrusted to us by the people of New South Wales, and that the necessary provision for the Public Services will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of all sections of the community.

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Ermington, Mr Photios, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Wollongong, Mr Sullivan, be allowed to continue his speech for a further period of ten minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

11 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

12 THE GOVERNOR'S OPENING SPEECH

The Order of the Day having been read for the resumption of the interrupted debate on motion of Mr Petch, That the following Address in Reply to His Excellency's Opening Speech be now adopted by this House—

To His Excellency Rear Admiral PETER ROSS SINCLAIR, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's speech, and to affirm our sincere allegiance to Her Most Gracious Majesty.

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, that we will faithfully carry out the important duties entrusted to us by the people of New South Wales, and that the necessary provision for the Public Services will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of all sections of the community.

The House resumed the said interrupted debate.

Ordered, That the honourable member for Tamworth, Mr Windsor, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Charlestown, Mr Face, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Cronulla, Mr Kerr, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for The Entrance, Mr McBride, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Oxley, Mr Jeffery, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Liverpool, Mr Anderson, be allowed to continue his speech for a further period of ten minutes.

Dr Kernohan moved, That this debate be now adjourned.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 March 1993

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

13 ADJOURNMENT

Mr Baird moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.46 p.m., until tomorrow, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 7

WEDNESDAY 10 MARCH 1993

1 STANDING ORDERS—NEW, AMENDED AND RESCINDED

Mr Speaker reported that the new and amended Standing Orders and the rescission of certain Standing Orders of the Legislative Assembly which were adopted on Wednesday 24 February 1993 were presented to His Excellency the Governor and that he had been pleased to approve of the same.

2 QUESTIONS

3 NOTICES OF MOTIONS

4 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Martin—from certain citizens requesting the preservation of the area known as Fame Cove.

Mr Markham—from certain citizens praying for justice for the Aboriginal juveniles held in incarceration.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Ms Moore—from certain citizens requesting the implementation of stages 2 and 3 of the Eastern Distributor.

Mr McManus—from certain citizens opposing any reduction in rail services to Austinmer.

Mr Gaudry—from certain citizens requesting that the railway line between Civic Station and Newcastle Station not be closed.

Ms Moore—from certain citizens requesting the extension of the Rose Bay/Circular Quay ferry service to include the Finger Wharf and linking of the service to Manly and Balmain.

Ms Moore—from certain citizens requesting the banning of manufacture, sale and use of steel-jawed leg holding traps in New South Wales.

Mr Smith—from certain citizens requesting certain amendments to the Centennial Park and Moore Park Trust (Macquarie Sydney Common) Amendment Act 1992.

Mr Gibson—from certain citizens opposing the priority of the Australian Taxation Office in an insolvency and further requesting the waivering of crown priority in the case of the insolvency of Dionfield Pty Limited.

Mr Gaudry—from certain citizens opposing the rezoning and proposed development of the Fern Bay coastal fringe until the completion of a full environmental impact study.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

5 SUSPENSION OF STANDING ORDERS—VOTE OF CENSURE—MINISTER FOR HEALTH

Mr West moved (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the consideration forthwith of the following motion, notice of which the Member for South Coast had given this day, namely: That this House censures the Minister for Health for:

(a) Failure to provide the Public Accounts Committee with adequate detail on the Port Macquarie Hospital contract.

(b) The signing of the Port Macquarie Hospital contract before all the necessary steps were taken to satisfy the recommendations of the Public Accounts Committee.

(c) Signing of the contract whilst serious matters relevant to the suitability of the parent company, Mayne Nickless were outstanding.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 March 1993

6 VOTE OF CENSURE—MINISTER FOR HEALTH

Mr Hatton moved, pursuant to notice, That this House censures the Minister for Health for:

(a) Failure to provide the Public Accounts Committee with adequate detail on the Port Macquarie Hospital contract.

(b) The signing of the Port Macquarie Hospital contract before all the necessary steps were taken to satisfy the recommendations of the Public Accounts Committee.

(c) Signing of the contract whilst serious matters relevant to the suitability of the parent company, Mayne Nickless were outstanding.

Debate ensued.

It being 5.15 p.m. debate interrupted for private members' statements.

7 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

8 VOTE OF CENSURE—MINISTER FOR HEALTH

The Order of the Day having been read for the resumption of the interrupted debate on motion of Mr Hatton, That this House censures the Minister for Health for:

(a) Failure to provide the Public Accounts Committee with adequate detail on the Port Macquarie Hospital contract.

(b) The signing of the Port Macquarie Hospital contract before all the necessary steps were taken to satisfy the recommendations of the Public Accounts Committee.

(c) Signing of the contract whilst serious matters relevant to the suitability of the parent company, Mayne Nickless were outstanding.

The House resumed the said interrupted debate.

Ordered, That the honourable member for Eastwood, Mr Tink, be allowed to continue his speech for a further period of ten minutes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 March 1993

Ordered, That the honourable member for Fairfield, Mr Irwin, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Manly, Dr Macdonald, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for South Coast, Mr Hatton, be allowed to continue his reply for a further period of ten minutes.

Question put.

The House divided.

Ayes 47

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Bowman
Mr Clough
Mr Crittenden
Mr Doyle
Mr Face
Mr Gaudry
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter
Mr Iemma

Mr Irwin
Mr Knowles
Mr Langton
Mrs Lo Po'
Mr McBride
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Neilly
Mr Newman
Ms Nori
Mr Page

Mr Price
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Sullivan
Mr Thompson
Mr Whelan
Mr Yeadon
Mr Ziolkowski

Tellers

Mr Beckroge
Mr Davoren

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 March 1993

Noes 47

Mr Armstrong	Mr Kerr	Mr Schultz
Mr Baird	Mr Kinross	Mr Small
Mr Blackmore	Mr Longley	Mr Smiles
Mr Causley	Dr Macdonald	Mr Smith
Mr Chappell	Ms Machin	Mr Souris
Mrs Chikarovski	Mr Merton	Mr Tink
Mr Cochran	Mr Morris	Mr Turner
Mrs Cohen	Mr Murray	Mr West
Mr Collins	Mr O'Doherty	Mr Windsor
Mr Cruickshank	Mr Packard	Mr Yabsley
Mr Fraser	Mr D. L. Page	Mr Zammit
Mr Glachan	Mr Peacocke	
Mr Griffiths	Mr Petch	
Mr Hartcher	Mr Phillips	Tellers
Mr Humpherson	Mr Photios	
Mr Jeffery	Mr Rixon	Mr Beck
Dr Kernohan	Mr Schipp	Mr Downy

Pairs

Mr Carr	Mr Fahey
Mr Knight	Mr Hazzard

And the numbers being equal, Mr Speaker gave his casting vote with the "Noes" and declared the Question to have been passed in the negative.

9 THE GOVERNOR'S OPENING SPEECH

The Order of the Day having been read for the resumption of the adjourned debate on motion of Mr Petch, That the following Address in Reply to His Excellency's Opening Speech be now adopted by this House—

To His Excellency Rear Admiral PETER ROSS SINCLAIR, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's speech, and to affirm our sincere allegiance to Her Most Gracious Majesty.

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, that we will faithfully carry out the important duties entrusted to us by the people of New South Wales, and that the necessary provision for the Public Services will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of all sections of the community.

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Camden, Dr Kernohan, be allowed to continue her speech for a further period of ten minutes.

Ordered, That the honourable member for St Marys, Mr A. S. Aquilina, be allowed to continue his speech for a further period of ten minutes.

Mr Yabsley moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

10 SUPERANNUATION (RETIRED MAGISTRATES) AMENDMENT BILL

Mr Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council has this day passed a Bill intituled "An Act to amend the Superannuation Act 1916 to provide for the superannuation entitlement of Magistrates who cease to hold office because of invalidity or physical or mental incapacity" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
10 March 1993

Duncan Gay
Deputy President

Bill read a first time.

Ordered by Mr Speaker, That the second reading stand an Order of the Day for tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 March 1993

11 ADJOURNMENT

Mr Murray moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 11.59 p.m., until tomorrow, at 9.00 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 8

THURSDAY 11 MARCH 1993

1 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS (for Bills)

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 8 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(2) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

2 REEF BEACH BATHING BILL

(1) Ordered, on motion of Dr Macdonald, That Order of the Day No. 5 of General Business (for Bills) be discharged.

(2) Ordered, on motion of Dr Macdonald, That the Reef Beach Bathing Bill be withdrawn.

3 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS (for Bills) (Continuation of entry No. 1)

(1) Order of the Day No. 6 of General Business (for Bills) postponed, by Ms Moore, until tomorrow.

(2) Order of the Day No. 9 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(3) Order of the Day No. 10 of General Business (for Bills) postponed, by Mr Jeffery, until tomorrow.

(4) Order of the Day No. 11 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

4 ANTI-DISCRIMINATION (HOMOSEXUAL VILIFICATION) AMENDMENT BILL

Ms Moore moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Anti-Discrimination Act 1977 to render vilification on the ground of homosexuality unlawful and to create an offence of serious homosexual vilification; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Ms Moore moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

5 PUBLIC HEALTH (SALE OF TOBACCO TO JUVENILES) AMENDMENT BILL

Dr Refshauge moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Public Health Act 1991 and the Business Franchise Licences (Tobacco) Act 1987 to make further provision in relation to the offence of selling tobacco to juveniles.

Question put and passed.

Bill presented and read a first time.

Dr Refshauge moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 March 1993

6 CASINO CONTROL (AMENDMENT) BILL

Mr Face moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Casino Control Act 1992 to make further provision with respect to the location for a casino and restrictions on slot machines in a casino and to require the Casino Control Authority to observe the rules of natural justice; and for related purposes.

Question put and passed.

Bill presented and read a first time.

Mr Face moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

7 ENVIRONMENTAL EDUCATION BILL

Dr Macdonald moved, pursuant to notice, That the Environmental Education Bill forwarded to the Legislative Council during the previous Session of the present Parliament not having been finally dealt with because of the prorogation of the Legislature, the following message be sent to the Council:

Mr PRESIDENT—

A bill, intituled "An Act to constitute the Environmental Education Council and to establish the Centre for Environmental Education, and to define their functions; and for other purposes", forwarded to the Legislative Council for concurrence during the previous Session of the present Parliament not having been finally dealt with because of prorogation of the Legislature, the Legislative Assembly requests that the said bill be proceeded with under the Council Standing Order in that behalf.

Debate ensued.

Question put and passed.

8 MOONEE BEACH NATURE RESERVE BILL

Dr Macdonald moved, pursuant to notice, That the Moonee Beach Nature Reserve Bill forwarded to the Legislative Council during the previous Session of the present Parliament not having been finally dealt with because of the prorogation of the Legislature, the following message be sent to the Council:

Mr PRESIDENT—

A bill, intituled "An Act to protect certain lands by dedicating them as part of Moonee Beach Nature Reserve", forwarded to the Legislative Council for concurrence during the previous Session of the present Parliament not having been finally dealt with because of prorogation of

the Legislature, the Legislative Assembly requests that the said bill be proceeded with under the Council Standing Order in that behalf.

Debate ensued.

Question put and passed.

It being 10.00 a.m. General Business Orders of the Day (for Bills) proceeded with.

9 SUSPENSION OF STANDING ORDERS—PRECEDENCE OF BUSINESS

Mrs Grusovin moved, That so much of the Standing and Sessional Orders be suspended as would preclude consideration forthwith of Order of the Day No. 13 of General Business (for Bills).

Debate ensued.

Question put and negatived.

10 KHAPPINGHAT NATURE RESERVE BILL

The Order of the Day having been read, Dr Macdonald moved, That this bill be now read a third time.

Question put and passed.

Bill read a third time.

11 CASTLEREAGH LIQUID WASTE DISPOSAL DEPOT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Gibson, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Ermington, Mr Photios, be allowed to continue his speech for a further period of five minutes.

Mr Knowles speaking (by leave) moved, That this debate be now adjourned.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 March 1993

Ordered, That the resumption of the adjourned debate stand an Order of the Day for a later hour of the day.

12 NOTICE OF MATTER FOR URGENT CONSIDERATION

Dr Refshauge—Reference to the Public Accounts Committee.

13 QUESTIONS

14 NOTICES OF MOTIONS

15 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Martin—from certain citizens requesting the preservation of the area known as Fame Cove.

Mr Markham—from certain citizens praying for justice for the Aboriginal juveniles held in incarceration.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Ms Moore—from certain citizens objecting to the Ballina Shire Council proposal to discharge more effluent into the Pacific Ocean.

16 LEGISLATION COMMITTEE UPON THE FORESTRY (AMENDMENT) BILL

Mr Rixon brought up and laid upon the Table the Report of the Legislation Committee upon the Forestry (Amendment) Bill, dated March 1993.

Ordered to be printed.

Mr Rixon also brought up and laid upon the Table the Minutes of Evidence taken before the Committee.

17 MATTER FOR URGENT CONSIDERATION—REFERENCE TO THE PUBLIC ACCOUNTS COMMITTEE

Dr Refshauge moved, pursuant to notice, That this House hereby refers the following terms of reference to the Public Accounts Committee—

To inquire into and report within six months upon hospital financial management with particular reference to:

(a) the accounting and financing methods of public sector teaching hospitals to ensure they comply with accounting standards;

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 March 1993

(b) the reasons for the alleged budget overrun at the Central Sydney Area Health Service;

(c) the adequacy of the existing budget to ensure the viability of Royal Prince Alfred Hospital's continued tertiary referral, teaching and local community roles.

Debate ensued.

Question put.

The House divided.

Ayes 48

Ms Allan	Mr Iemma	Mr Page
Mr Amery	Mr Irwin	Mr Price
Mr Anderson	Mr Knowles	Dr Refshauge
Mr Aquilina	Mr Langton	Mr Rogan
Mr A. S. Aquilina	Mrs Lo Po'	Mr Rumble
Mr Bowman	Mr McBride	Mr Scully
Mr Carr	Mr McManus	Mr Shedden
Mr Clough	Dr Macdonald	Mr Sullivan
Mr Crittenden	Mr Markham	Mr Thompson
Mr Doyle	Mr Martin	Mr Whelan
Mr Face	Mr Mills	Mr Yeadon
Mr Gaudry	Mr Moss	Mr Ziolkowski
Mr Gibson	Mr J. H. Murray	
Mrs Grusovin	Mr Nagle	Tellers
Mr Harrison	Mr Neilly	
Mr Hatton	Mr Newman	Mr Beckroge
Mr Hunter	Ms Nori	Mr Davoren

Noes 48

Mr Armstrong	Dr Kernohan	Mr Schipp
Mr Baird	Mr Kerr	Mr Schultz
Mr Blackmore	Mr Kinross	Mr Small
Mr Causley	Mr Longley	Mr Smiles
Mr Chappell	Ms Machin	Mr Smith
Mrs Chikarovski	Mr Merton	Mr Souris
Mr Cochran	Ms Moore	Mr Tink
Mrs Cohen	Mr Morris	Mr Turner
Mr Collins	Mr Murray	Mr West
Mr Cruickshank	Mr O'Doherty	Mr Windsor
Mr Fraser	Mr Packard	Mr Yabsley
Mr Glachan	Mr D. L. Page	Mr Zammit
Mr Griffiths	Mr Peacocke	
Mr Hartcher	Mr Petch	Tellers
Mr Hazzard	Mr Phillips	
Mr Humpherson	Mr Photios	Mr Beck
Mr Jeffery	Mr Rixon	Mr Downy

Pair

Mr Knight

Mr Fahey

And the numbers being equal, Mr Speaker gave his casting vote with the "Noes" and declared the Question to have been passed in the negative.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 March 1993

18 SUSPENSION OF STANDING ORDERS—GOVERNMENT BUSINESS

Mr West moved (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude:

(1) Government Business - Notices of Motions Nos 1 to 8 being dealt with up to and including the Minister's second reading speech at this sitting;

(2) Government Business - Orders of the Day Nos. 4 and 5 being proceeded with up to and including the Minister's second reading speech at this sitting; and

(3) Government Business - Orders of the Day No. 8 being passed through all stages forthwith.

Debate ensued.

Question put and passed.

19 SUPERANNUATION (RETIRED MAGISTRATES) AMENDMENT BILL

The Order of the Day having been read—

Mr Hartcher moved, That this bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Hartcher, read a third time.

20 CASTLEREAGH LIQUID WASTE DISPOSAL DEPOT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Gibson, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Moorebank, Mr Knowles, be allowed to continue his speech for a further period of five minutes.

Dr Macdonald moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for a later hour of the day.

21 PARLIAMENTARY ELECTORATES AND ELECTIONS (METHOD OF VOTING)
AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Whelan, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

And Mr Packard speaking—

It being 6.15 p.m. General Business (for Bills) interrupted pursuant to the resolution of the House of 25 February 1993.

Ordered, That the resumption of the interrupted debate stand an Order of the Day for tomorrow.

22 TRAFFIC (TOW TRUCK PENALTY NOTICES) AMENDMENT BILL

Mr Murray moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Traffic Act 1909 to provide for penalty notices for certain offences under the Tow Truck Act 1989.

Question put and passed.

Bill presented and read a first time.

Mr Murray moved, That this bill be now read a second time.

Debate adjourned (Mr Langton) and the resumption of the adjourned debate made an Order of the Day for a future day.

23 HOSPITAL DEVELOPMENT PROJECTS REVIEW BILL

Mr Phillips moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for the review by the Public Accounts Committee of proposed private sector hospital development projects.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 March 1993

Bill presented and read a first time.

Mr Phillips moved, That this bill be now read a second time.

Debate adjourned (Mr Langton) and the resumption of the adjourned debate made an Order of the Day for a future day.

24 POULTRY MEAT INDUSTRY (AMENDMENT) BILL

Mr Armstrong moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Poultry Meat Industry Act 1986 to change the composition of the Poultry Meat Industry Committee; to make further provision with respect to the price of poultry meat; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Armstrong moved, That this bill be now read a second time.

Debate adjourned (Mr Langton) and the resumption of the adjourned debate made an Order of the Day for a future day.

25 STOCK MEDICINES (AMENDMENT) BILL
STOCK (CHEMICAL RESIDUES) AMENDMENT BILL

Mr Armstrong moved, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to amend the Stock Medicines Act 1989 in order to further regulate the sale and use of stock medicines; to add to the provisions relating to powers of entry; to enable certain fees to be waived; and for other purposes.
- (ii) A bill for an Act to amend the Stock (Chemical Residues) Act 1975 with respect to stock treated with a stock medicine or certain other substances; to add to the provisions relating to powers of entry; to increase penalties; and for other purposes.

Question put and passed.

Bills presented and read a first time.

Mr Armstrong moved, That these bills be now read a second time.

Debate adjourned (Mr Martin) and the resumption of the adjourned debate made an Order of the Day for a future day.

26 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

Mr Peacocke moved, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to provide for local government in New South Wales.
- (ii) A bill for an Act to provide for the impounding of certain animals, motor vehicles and other things; to provide for their release or disposal; to provide for related matters; and to repeal the Impounding Act 1898 and certain other enactments.
- (iii) A bill for an Act to repeal certain enactments; to amend certain other enactments; and to enact provisions consequential on the enactment of the Local Government Act 1993.
- (iv) A bill for an Act to make provision with respect to the roads of New South Wales; to repeal the State Roads Act 1986, the Crown and Other Roads Act 1990 and certain other enactments; and for other purposes.
- (v) A bill for an Act to amend the Traffic Act 1909 with respect to parking meters, the removal of obstructions and illegally parked vehicles on public streets; and for other purposes.

Question put and passed.

Bills presented and read a first time.

Mr Peacocke moved, That these bills be now read a second time.

Debate adjourned (Mr Langton) and the resumption of the adjourned debate made an Order of the Day for a future day.

27 MINES INSPECTION (AMENDMENT) BILL

Mr Causley moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Mines Inspection Act 1901 to make further provision with respect to hours of work and associated working arrangements in a mine; and for other purposes.

Question put and passed.

Bill presented and read a first time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 March 1993

Mr Causley moved, That this bill be now read a second time.

Debate adjourned (Mr Rogan) and the resumption of the adjourned debate made an Order of the Day for a future day.

28 COMMUNITY SERVICES (COMPLAINTS, APPEALS AND MONITORING) BILL

Mr Longley moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for complaints, appeals and monitoring in relation to the provision of community services; to provide for Community Visitors and their functions; to constitute, and confer and impose functions on, the Community Services Commission and the Community Services Appeals Tribunal; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Longley moved, That this bill be now read a second time.

Debate adjourned (Mrs Grusovin) and the resumption of the adjourned debate made an Order of the Day for a future day.

29 DISABILITY SERVICES BILL

Mr Longley moved, pursuant to notice, That leave be given to bring in a bill for an Act relating to the provision of disability services for persons with disabilities.

Question put and passed.

Bill presented and read a first time.

Mr Longley moved, That this bill be now read a second time.

Debate adjourned (Mrs Grusovin) and the resumption of the adjourned debate made an Order of the Day for a future day.

30 CRIMES (REGISTRATION OF INTERSTATE RESTRAINT ORDERS) AMENDMENT BILL

The Order of the Day having been read—

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Whelan) and the resumption of the adjourned debate made an Order of the Day for tomorrow.

31 PRE-TRIAL DIVERSION OF OFFENDERS (AMENDMENT) BILL

The Order of the Day having been read—

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Whelan) and the resumption of the adjourned debate made an Order of the Day for tomorrow.

32 THE GOVERNOR'S OPENING SPEECH

The Order of the Day having been read for the resumption of the adjourned debate on motion of Mr Petch, That the following Address in Reply to His Excellency's Opening Speech be now adopted by this House—

To His Excellency Rear Admiral PETER ROSS SINCLAIR, Companion of the Order of Australia, Governor of the State of New South Wales in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's speech, and to affirm our sincere allegiance to Her Most Gracious Majesty.

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, that we will faithfully carry out the important duties entrusted to us by the people of New South Wales, and that the necessary provision for the Public Services will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of all sections of the community.

And the question being again proposed—

Question put and passed.

Mr Tink, Acting Speaker, informed the House that he had ascertained it to be the pleasure of His Excellency the Governor to receive the Address in Reply to His Excellency's Opening Speech at 4.15 p.m., Tuesday 30 March 1993, at Government House.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 March 1993

33 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 9.41 p.m., until Tuesday 30 March 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 9

TUESDAY 30 MARCH 1993

1 MESSAGE FROM THE GOVERNOR

Mr Speaker reported a message from His Excellency the Governor dated 18 March 1993, assenting to the Superannuation (Retired Magistrates) Amendment Bill.

2 NOTICE OF MATTERS FOR URGENT CONSIDERATION

Mr Fahey—Structure and Form of Government in Australia.

Mr Carr—Australian Republican Debate.

3 QUESTIONS

4 NOTICES OF MOTIONS

5 INDEPENDENT COMMISSION AGAINST CORRUPTION

Mr Speaker, pursuant to section 78 (1) of the Independent Commission Against Corruption Act 1988, announced receipt of the following paper:

Report of the Independent Commission Against Corruption on Investigation into the State Rail Authority - Northern Region, dated March 1993, made public pursuant to section 78 (2) of the Act on 24 March 1993.

6 PAPERS

(1) Mr Fahey laid upon the Table—

Report to the Premier on the Determination of Maximum Prices under section 11 (1) of the Government Pricing Tribunal Act 1992. (Report No. 1 of 1993 concerning Electricity Charges).

Public Sector Management Act 1988—Regulation (Relating to health assessments before appointment). (Gazette 24, 12 March 1993, page 1019.)

(2) Mr Murray laid upon the Table—

Traffic Act 1909—

(a) Regulation (Relating to overdimension vehicles and loads). (Gazette 24, 12 March 1993, page 1021.)

(b) Regulation (Relating to the use of toy vehicles and of bicycles and similar vehicles on public streets). (Gazette 24, 12 March 1993, page 1020.)

(3) Mr Armstrong laid upon the Table—

Report of the Dairy Industry Conference for the year ended 30 September 1992.

Apiaries Act 1985—Regulation (Relating to base registration fee and bee compensation levy payable by beekeepers). (Gazette 19, 26 February 1993, page 730.)

Meat Industry Act 1978—Regulation (Relating to game meat processing plants and game meat vans). (Gazette 23, 12 March 1993, page 1009.)

Pesticides Act 1978—Regulation (Relating to the power to waive and remit fees under the Pesticides Act 1978). (Gazette 21, 5 March 1993, page 855.)

Poultry Meat Industry Act 1986—Regulation (Relating to notification of ballots and elections of members of the Poultry Meat Industry Committee who represent growers). (Gazette 23, 12 March 1993, page 1017.)

(4) Mr West laid upon the Table—

Report of the Jenolan Caves Reserve Trust for the year ended 30 June 1992.

Crown Lands Act 1989—

(a) Proposed dedication. (Gazette 17, 19 February 1993, page 661.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
30 March 1993

(b) Proposed revocation of dedication (2). (Gazette 21, 5 March 1993, page 869; Gazette 24, 12 March 1993, page 1073.)

Electricity Act 1945—Regulation (Relating to minimum safe working distances for working on live high voltage overhead lines). (Gazette 24, 12 March 1993, page 1005.)

Forestry Act 1916—Copy of proposed agreement, pursuant to section 16A, for the exchange of parts of Red Hill State Forest No. 591 for freehold land near Tumut in the Parish of Wagara, County of Buccleuch, Shire of Gundagai.

(5) Mr Collins laid upon the Table—

Report by Commissioner Peter Dodd into the New South Wales Building Services Corporation, dated 28 February 1993.

Auctioneers and Agents Act 1941—Regulation (Amendments arising out of the Auctioneers and Agents (Amendment) Act 1992). (Gazette 19, 26 February 1993, page 731.)

Building Services Corporation Act 1989—

(a) Regulation (Relating to deposits paid in connection with house-and-land package contracts). (Gazette 19, 26 February 1993, page 736.)

(b) Regulation (Relating to exemptions to the doing of specialist work, the recording of complaints and application fees). (Gazette 19, 26 February, page 734.)

(c) Regulation (Relating to the BSC Comprehensive Insurance Scheme). (Gazette 146, 18 December 1992, page 8808.)

Valuers Registration Act 1975—Regulation (Relating to qualifying courses of study). (Gazette 21, 5 March 1993, page 856.)

(6) Mr Peacocke laid upon the Table—

Local Government Act 1919—

(a) Ordinance (Manufactured Home Estates Ordinance 1992). (Gazette 148, 24 December 1992, page 8976.)

(b) Ordinance (Relating to fees). (Gazette 148, 24 December 1992, page 8975.)

(c) Ordinance (Relating to general rates). (Gazette 140, 27 November 1992, page 8497.)

(d) Ordinance (Updating reference to the Building Code of Australia). (Gazette 148, 24 December 1992, page 8974.)

(7) Mr Causley laid upon the Table—

Fisheries and Oyster Farms Act 1935—

(a) Regulation (Relating to garfish nets (bullringing) and the setting of meshing nets). (Gazette 19, 26 February 1993, page 742.)

(b) Regulation (Relating to the use of hauling nets for prawning—Tweed River and Terranora Inlet). (Gazette 21, 5 March 1993, page 854.)

(8) Mr Griffiths laid upon the Table—

Report of the National Crime Authority for the year ended 30 June 1992.

Report of the Security (Protection) Industry Act for the year ended 30 June 1991.

Report of the Security (Protection) Industry Act for the year ended 30 June 1992.

(9) Mr Hartcher laid upon the Table—

Annual Review of the Public Defenders for 1992.

National Parks and Wildlife Act 1974—Regulation (Relating to licences, fees, royalties and the keeping of reptiles). (Gazette 26, 19 March 1993, page 1214.)

State Authorities Superannuation Act 1987—

(a) Regulation (Relating to the benefits of certain transport officers who transferred to the State Authorities Superannuation Scheme). (Gazette 7, 22 January 1993, page 161.)

(b) Regulation (Relating to benefits payable to or in respect of certain Sydney Electricity Employees). (Gazette 1, 8 January 1993, page 5.)

(c) Regulation (State Authorities Superannuation (First State Computing Employees) Transitional Regulation 1992). (Gazette 5, 15 January 1993, page 64.)

(d) Regulation (State Authorities Superannuation (Joint Coal Board—Coal Industry Tribunal Employees) Transitional Regulation 1993). (Gazette 7, 22 January 1993, page 162.)

(e) Regulation (State Authorities Superannuation (Sydney Ports Pilotage Service Employees) Transitional Regulation 1992). (Gazette 5, 15 January 1993, page 66.)

Superannuation Act 1916—

(a) Regulation (Superannuation (First State Computing Employees) Transitional Regulation 1992). (Gazette 5, 15 January 1993, page 68.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
30 March 1993

(b) Regulation (Superannuation (Sydney Ports Pilotage Service Employees) Transitional Regulation 1992). (Gazette 5, 15 January 1993, page 70.)

(c) Regulation (Superannuation (Joint Coal Board—Coal Industry Tribunal Employees) Transitional Regulation 1993). (Gazette 7, 22 January 1993, page 164.)

Workers Compensation Act 1987—

(a) Regulation (Relating to treatment in public hospitals). (Gazette 1, 8 January 1993, page 7.)

(b) Regulation (Relating to ministers of religion). (Gazette 148, 24 December 1992, page 8970.)

(10) Mrs Chikarovski laid upon the Table—

Report of the Youth Advisory Council for 1992.

Business Names Act 1962—Regulation (Relating to offences dealt with by penalty notices). (Gazette 19, 26 February 1993, page 739.)

Fair Trading Act 1987—Regulation (Fair Trading (Penalty Notices) Regulation 1993). (Gazette 19, 26 February 1993, page 740.)

Motor Dealers Act 1974—Regulation (Relating to offences dealt with by penalty notices). (Gazette 19, 26 February 1993, page 752.)

Trade Measurement Administration Act 1989—Regulation (Relating to offences dealt with by penalty notices). (Gazette 19, 26 February 1993, page 755.)

(11) Mr Merton laid upon the Table—

District Court Act 1973—Rule. (Gazette 19, 26 February 1993, page 821.)

Justices Act 1902—Regulation (Consumer Protection (Short Description of Offences) Regulation 1993). (Gazette 19, 26 February 1993, page 745.)

Local Courts (Civil Claims) Act 1970—Rule. (Gazette 21, 5 March 1993, page 969.)

Supreme Court Act 1970—Supreme Court Rules (Amendment No. 270) 1993. (Gazette 19, 26 February 1993, page 824.)

7 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Petch and Mr Tink—from certain citizens opposing certain parades and processions in the streets of Sydney.

Mr Clough, Mr Mills, Mr Newman and Mr Shedden—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr McManus—from certain citizens objecting to any reduction of State Rail Authority services between Thirroul and Waterfall.

Mr Clough—from certain citizens opposing the privatisation of public hospitals.

Mr Nagle—from certain citizens requesting the relocation of the Methadone Clinic at Auburn Hospital.

Mr Nagle—from certain citizens opposing cutbacks in services or staffing at Lidcombe State and Auburn District Hospitals.

Mr McManus—from certain citizens requesting that the Bulli Hospital remain open.

8 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Order of the Day No. 1 of Business of the House postponed, by Mr West, until 20 April 1993.

9 MATTERS FOR URGENT CONSIDERATION—AUSTRALIAN REPUBLICAN DEBATE

(1) Mr Fahey made a statement in support of his Notice for Urgent Consideration.

(2) Mr Carr made a statement in support of his Notice for Urgent Consideration.

Question put—That the notice for urgent consideration of the Honourable Member for Southern Highlands be proceeded with.

The House divided.

Ayes 44

Mr Armstrong	Dr Kernohan	Mr Schipp
Mr Baird	Mr Kerr	Mr Schultz
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mrs Chikarovski	Ms Machin	Mr Souris
Mr Cochran	Mr Merton	Mr Turner
Mrs Cohen	Mr Morris	Mr West
Mr Collins	Mr Murray	Mr Windsor
Mr Cruickshank	Mr O'Doherty	Mr Yabsley
Mr Fahey	Mr Packard	Mr Zammit
Mr Fraser	Mr D. L. Page	
Mr Griffiths	Mr Peacocke	
Mr Hartcher	Mr Petch	Tellers
Mr Hazzard	Mr Phillips	
Mr Humpherson	Mr Photios	Mr Beck
Mr Jeffery	Mr Rixon	Mr Downy

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
30 March 1993

Noes 46

Ms Allan	Mr Iemma	Mr Page
Mr Amery	Mr Knight	Dr Refshauge
Mr Anderson	Mr Knowles	Mr Rogan
Mr Aquilina	Mr Langton	Mr Scully
Mr A. S. Aquilina	Mrs Lo Po'	Mr Shedden
Mr Bowman	Mr McBride	Mr Sullivan
Mr Carr	Mr McManus	Mr Thompson
Mr Clough	Dr Macdonald	Mr Whelan
Mr Crittenden	Mr Markham	Mr Yeadon
Mr Doyle	Mr Martin	Mr Ziolkowski
Mr Face	Mr Mills	
Mr Gaudry	Ms Moore	
Mr Gibson	Mr Moss	
Mrs Grusovin	Mr J. H. Murray	Tellers
Mr Harrison	Mr Nagle	
Mr Hatton	Mr Neilly	Mr Beckroge
Mr Hunter	Ms Nori	Mr Davoren

Pairs

Mr Chappell	Mr Irwin
Mr Glachan	Mr Newman
Mr Small	Mr Price
Mr Tink	Mr Rumble

And so it passed in the negative.

Question—That the notice for urgent consideration of the Honourable Member for Maroubra be proceeded with—put and passed.

Mr Carr moved, pursuant to notice, That this House:

- (1) endorses the Premier's public statement concerning the inevitability of an Australian republic; and
- (2) calls for a wide-ranging community debate on the necessary constitutional changes.

Debate ensued.

ADDRESS IN REPLY TO THE GOVERNOR'S OPENING SPEECH

It being 4.00 p.m., the Assembly then proceeded to Government House, there to present to the Governor their Address in Reply to the Speech which His Excellency had been pleased to make to both Houses of the Parliament on opening the Session.

And being returned—

Mr Speaker resumed the Chair at 5.13 p.m. for the ringing of one long bell.

Mr Speaker reported that the Assembly had presented to the Governor their Address in Reply to His Excellency's Opening Speech, and that His Excellency had been pleased to give thereto the following answer:

Government House
Sydney 2000
30 March 1993

Mr Speaker and Honourable Members,

Thank you for your Address. It gives me much pleasure to receive your affirmation of sincere allegiance to Her Most Gracious Majesty The Queen of Australia.

I am also glad to have your assurance that earnest consideration will be given to the measures to be submitted to you and that the necessary provision for the Public Services will be made in due course.

I have every confidence that your earnest labours will conduce to the general welfare and happiness of the people of this State.

P. R. SINCLAIR
Governor

The Honourable the Speaker
and Members of the Legislative Assembly
of New South Wales

It being 5.15 p.m. private members' statements proceeded with.

10 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

11 MATTER FOR URGENT CONSIDERATION—AUSTRALIAN REPUBLICAN DEBATE (continuation of entry No. 9)

The Order of the Day having been read for the resumption of the interrupted debate on motion of Mr Carr, That this House:

(1) endorses the Premier's public statement concerning the inevitability of an Australian republic;
"and"

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
30 March 1993

(2) calls for a wide-ranging community debate on the necessary constitutional changes.

Debate ensued.

Upon which Dr Macdonald moved, That the question be amended by deleting all words after "and" with a view to inserting the following:

(2) that this House supports community consultation and the holding of constitutional conventions as proposed by the Premier prior to consideration by the Australian people through a referendum on any change to the form and structure of the Government of Australia.

Question proposed—That the amendment be agreed to.

And Mr Carr having spoken in reply.

Amendment put and passed.

Question—That the motion as amended be agreed to—put and passed.

12 SELECT COMMITTEE UPON PUBLIC SECTOR SUPERANNUATION SCHEMES

Ordered, on motion of Mr West (by leave), That the reporting date for the Select Committee upon Public Sector Superannuation Schemes be extended until 20 May 1993.

13 LEGISLATION COMMITTEE UPON THE GOVERNMENT PUBLICITY CONTROL BILL

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the reporting date for the Legislation Committee upon the Government Publicity Control Bill being extended until 20 May 1993.

14 PRINTING OF PAPERS

Ordered, on motion of Mr West, pursuant to notice, That the following papers be printed:

Special Report to Parliament pursuant to section 31 of the Ombudsman Act concerning the enforcement of the Parliamentary Electorates and Elections Act 1912 and Associated Electoral Legislation, dated 4 March 1993.

Report of the Hunter Water Corporation for the half year ended 31 December 1992.

Report of the Dental Board for the year ended 30 September 1992.

Report of the Pharmacy Board for the year ended 30 September 1992.

Report of the President of the Industrial Commission for 1991.

Report of the Privacy Committee for 1991.

Report of the Community Justice Centres for the year ended 30 June 1992.

15 BUSINESS OF THE HOUSE—NOTICE OF MOTION—POSTPONEMENT

Notice of Motion No. 2 of Business of the House being called upon—postponed, by Mr Whelan, until tomorrow.

16 COMMUNITY SERVICES (COMPLAINTS, APPEALS AND MONITORING) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Longley, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Hazzard, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Hazzard, Acting Speaker, resumed the Chair and the Chairman reported the bill with amendments.

On motion of Mr Longley, the Report was adopted.

And Mr Hazzard, Acting Speaker, having consented to the third reading being taken forthwith.

Bill, on motion of Mr Longley, read a third time.

17 DISABILITY SERVICES BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Longley, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Hazzard, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
30 March 1993

Mr Hazzard, Acting Speaker, resumed the Chair and the Chairman reported the bill with amendments.

On motion of Mr Longley, the Report was adopted.

And Mr Hazzard, Acting Speaker, having consented to the third reading being taken forthwith.

Bill, on motion of Mr Longley, read a third time.

18 RURAL LANDS PROTECTION (MISCELLANEOUS AMENDMENTS) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Armstrong, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Armstrong, read a third time.

19 STOCK MEDICINES (AMENDMENT) BILL
STOCK (CHEMICAL RESIDUES) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Armstrong, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bills read a second time.

Leave granted for the third reading to be moved forthwith.

Bills, on motion of Mr Armstrong, read a third time.

20 ADJOURNMENT

Mr Armstrong moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 11.07 p.m., until tomorrow, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 10

WEDNESDAY 31 MARCH 1993

1 INDEPENDENT COMMISSION AGAINST CORRUPTION

Mr Speaker, pursuant to section 78 (1) of the Independent Commission Against Corruption Act 1988, announced receipt of the following paper—

Report of the Independent Commission Against Corruption on Integrity in Public Sector Recruitment, dated March 1993.

Ordered to be printed.

2 AUDITOR-GENERAL'S OFFICE

Mr Speaker laid upon the Table—

Report of the Auditor-General's Office for the year ended 30 November 1992.

Ordered to be printed.

3 MINISTERIAL ARRANGEMENT

Mr Fahey informed the House that during the absence of the Honourable Anne Margaret Cohen, Chief Secretary and Minister for Administrative Services, he would be answering questions on her behalf.

4 QUESTIONS

5 NOTICES OF MOTIONS

6 PAPERS

Mr Fahey (by leave) laid upon the Table—

Report and Determination of the Statutory and Other Offices Remuneration Tribunal under section 24D of the Statutory and Other Offices Remuneration Act 1975 concerning Chief Executive and Senior Executive Services, dated 22 March 1993.

Report and Determination of the Statutory and Other Offices Remuneration Tribunal under section 14 of the Statutory and Other Offices Remuneration Act 1975 concerning Judges, Magistrates and Related Group, dated 22 March 1993.

Report and Determination of the Statutory and Other Offices Remuneration Tribunal under section 14 of the Statutory and Other Offices Remuneration Act 1975 concerning Tribunals, Court Officers and Related Group, dated 22 March 1993.

7 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Ms Moore—from certain citizens requesting the implementation of stages 2 and 3 of the Eastern Distributor.

Ms Nori—from certain citizens opposing the establishment of a heliport at Pymont.

Ms Nori—from certain citizens requesting the reinstatement of State Transit Authority bus services 441, 442 and 445.

Ms Moore—from certain citizens requesting the extension of the Rose Bay/Circular Quay ferry service to include the Finger Wharf and linking of the service to Manly and Balmain.

Mr Gaudry—from certain citizens opposing the non use of vacant heritage buildings at Honeysuckle Goodsyards.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
31 March 1993

Mr Gaudry—from certain citizens requesting that the railway line between Civic Station and Newcastle Station not be closed.

Mr Gibson—from certain citizens objecting to the proposed primary school at the intersection of Gray's Lane and Vincent Road, Cranebrook.

Mr Gibson—from certain citizens opposing the priority of the Australian Taxation Office in an insolvency and further requesting the waivering of Crown priority in the case of the insolvency of Dionfield Pty Limited.

Mr Gaudry—from certain citizens opposing the rezoning and proposed development of the Fern Bay coastal fringe until the completion of a full environmental impact study.

Ms Nori—from certain citizens opposing the downgrading of Balmain Hospital.

Mr Petch and Mr Tink—from certain citizens requesting community protection from the AIDS epidemic and promote a healthy lifestyle in our education system.

Mr Whelan—from certain citizens opposing the proposed closure of Western Suburbs Hospital.

Ms Machin—from certain citizens requesting that additional dental staff be employed at the Port Macquarie Dental Clinic.

Mr Nagle—from certain citizens opposing cutbacks in services or staffing at Lidcombe State and Auburn District Hospitals.

Mr Rozzoli—from certain citizens requesting the relocation of Residential Unit 3 Rydalmere Developmental Disability Campus into a complex of 5 cottages.

8 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

9 JOINT SELECT COMMITTEE UPON POLICE ADMINISTRATION

Mr Yabsley, on behalf of the Chairman, brought up and laid upon the Table the First Report of the Joint Select Committee upon Police Administration on the circumstances which resulted in the resignation of the Honourable E. P. Pickering, MLC, as Minister for Police and Emergency Services, dated 31 March 1993.

Ordered to be printed.

Mr Yabsley also brought up and laid upon the Table the Minutes of Evidence taken before the Committee.

Mr Yabsley moved, That the House take note of the Report.

Mr Hatton (by leave), gave a dissenting view.

10 POLICE SERVICE (MANAGEMENT) AMENDMENT BILL

Mr Griffiths moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Police Service Act 1990 with respect to the Police Board and the Commissioner of Police; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Griffiths moved, That this bill be now read a second time.

Debate adjourned (Mr Martin) and the resumption of the adjourned debate made an Order of the Day for a future day.

11 LEGISLATION COMMITTEE UPON THE WHISTLEBLOWERS PROTECTION BILL

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the reporting date for the Legislation Committee upon the Whistleblowers Protection Bill being extended until 27 May 1993.

12 NOXIOUS WEEDS BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Armstrong, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Armstrong, read a third time.

It being 5.15 p.m. private members' statements proceeded with.

13 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
31 March 1993

Question put and passed.

14 STRATA TITLES (STAGED DEVELOPMENT) AMENDMENT BILL
STRATA TITLES (LEASEHOLD STAGED DEVELOPMENT) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr West, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bills read a second time.

Mr Chappell, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bills.

Mr Chappell, Acting Speaker, resumed the Chair and Mr Hazzard, Temporary Chairman of Committees, reported the Bills with amendments.

On motion of Mr West, the Report was adopted.

Ordered by Mr Chappell, Acting Speaker, That the third reading stand an Order of the Day for tomorrow.

15 CRIMES (REGISTRATION OF INTERSTATE RESTRAINT ORDERS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Hartcher, read a third time.

16 PRE-TRIAL DIVERSION OF OFFENDERS (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Hartcher, read a third time.

17 HOSPITAL DEVELOPMENT PROJECTS REVIEW BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Phillips, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Ermington, Mr Photios, be allowed to continue his speech for a further period of five minutes.

Ms Machin moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

18 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Tink, Acting Speaker, reported messages from the Legislative Council returning the following bills without amendment:

31 March 1993

Stock Medicines (Amendment) Bill
Stock (Chemical Residues) Amendment Bill.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
31 March 1993

19 ADJOURNMENT

Mr Phillips moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.22 p.m., until tomorrow, at 9.00 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 11

THURSDAY 1 APRIL 1993

1 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

31 March 1993

Community Services (Complaints, Appeals and Monitoring) Bill
Disability Services Bill.

2 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 5 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(2) Notice of Motion No. 6 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(3) Notice of Motion No. 8 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(4) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

(5) Order of the Day No. 3 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(6) Order of the Day No. 4 of General Business (for Bills) postponed, by Ms Moore, until tomorrow.

(7) Order of the Day No. 7 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(8) Order of the Day No. 9 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(9) Order of the Day No. 11 of General Business (for Bills) postponed, by Mrs Grusovin, until tomorrow.

(10) Order of the Day No. 12 of General Business (for Bills) postponed, by Ms Moore, until tomorrow.

(11) Notice of Motion No. 2 of General Business (General Notices) lapsed, Mr Photios not being present.

(12) Notice of Motion No. 15 of General Business (General Notices) lapsed, Mr Bowman not being present.

(13) Notice of Motion No. 26 of General Business (General Notices) lapsed, Mr Photios not being present.

3 CREDIT (MAXIMUM ANNUAL PERCENTAGE RATE) AMENDMENT BILL

Mr Amery moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Credit Act 1984 to set a maximum annual percentage rate for regulated contracts, and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Amery moved, That this bill be now read a second time.

Debate adjourned (Mrs Chikarovski) and the resumption of the adjourned debate made an Order of the Day for a future day.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 April 1993

4 PACIFIC HIGHWAY (CHEERO POINT) RE-OPENING BILL

Mr Doyle moved, pursuant to notice, That leave be given to bring in a bill for an Act to require certain works to be carried out so as to enable the re-opening of the Pacific Highway north of the Hawkesbury River Bridge.

Question put and passed.

Bill presented and read a first time.

Mr Doyle moved, That this bill be now read a second time.

Debate adjourned (Mrs Cohen) and the resumption of the adjourned debate made an Order of the Day for a future day.

5 RURAL LANDS PROTECTION (NOXIOUS ANIMALS) AMENDMENT BILL

Mr Martin moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Rural Lands Protection Act 1989 to make red foxes and feral cats noxious animals for the purposes of that Act; and for related purposes.

Question put and passed.

Bill presented and read a first time.

Mr Martin moved, That this bill be now read a second time.

Debate adjourned (Mrs Cohen) and the resumption of the adjourned debate made an Order of the Day for a future day.

6 WESTERN SYDNEY (TREE PRESERVATION) BILL

Ms Allan moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for the preservation of trees near powerlines in the Western Sydney area.

Question put and passed.

Bill presented and read a first time.

Ms Allan moved, That this bill be now read a second time.

Debate adjourned (Mrs Cohen) and the resumption of the adjourned debate made an Order of the Day for a future day.

7 GLENREAGH TO DORRIGO RAILWAY (CLOSURE) BILL

Mr Fraser moved, pursuant to notice, That leave be given to bring in a bill for an Act to authorise the closure by the State Rail Authority of the Glenreagh to Dorrigo railway line; to provide for the sale, lease or disposal of the land concerned; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Fraser moved, That this bill be now read a second time.

It being 10.00 a.m. debate interrupted pursuant to Sessional Orders.

Ordered, That the resumption of the interrupted second reading speech stand an Order of the Day for tomorrow.

It being after 10.00 a.m., General Business Orders of the Day (for Bills) proceeded with.

8 CASTLEREAGH LIQUID WASTE DISPOSAL DEPOT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Gibson, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Hazzard, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Hazzard, Acting Speaker, resumed the Chair and the Chairman reported the bill with amendments.

On motion of Mr Gibson, the Report was adopted.

Ordered by Mr Hazzard, Acting Speaker, That the third reading stand an Order of the Day for tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 April 1993

9 PARLIAMENTARY ELECTORATES AND ELECTIONS (METHOD OF VOTING)
AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Whelan, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put.

The House divided.

Ayes 48

Ms Allan	Mr Knight	Mr Page
Mr Amery	Mr Knowles	Mr Price
Mr Anderson	Mr Langton	Dr Refshauge
Mr Aquilina	Mrs Lo Po'	Mr Rogan
Mr A. S. Aquilina	Mr McBride	Mr Rumble
Mr Bowman	Mr McManus	Mr Scully
Mr Clough	Dr Macdonald	Mr Shedden
Mr Crittenden	Mr Markham	Mr Sullivan
Mr Doyle	Mr Martin	Mr Thompson
Mr Gaudry	Mr Mills	Mr Whelan
Mr Gibson	Ms Moore	Mr Yeadon
Mrs Grusovin	Mr Moss	Mr Ziolkowski
Mr Harrison	Mr J. H. Murray	
Mr Hatton	Mr Nagle	Tellers
Mr Hunter	Mr Neilly	
Mr Iemma	Mr Newman	Mr Beckroge
Mr Irwin	Ms Nori	Mr Davoren

Noes 46

Mr Armstrong	Mr Kerr	Mr Schultz
Mr Baird	Mr Kinross	Mr Smiles
Mr Blackmore	Mr Longley	Mr Smith
Mr Causley	Ms Machin	Mr Souris
Mr Chappell	Mr Merton	Mr Tink
Mrs Chikarovski	Mr Morris	Mr Turner
Mr Cochran	Mr Murray	Mr West
Mrs Cohen	Mr O'Doherty	Mr Windsor
Mr Collins	Mr Packard	Mr Yabsley
Mr Cruickshank	Mr D. L. Page	Mr Zammit
Mr Fraser	Mr Peacocke	
Mr Glachan	Mr Petch	
Mr Griffiths	Mr Phillips	
Mr Hartcher	Mr Photios	Tellers
Mr Humpherson	Mr Rixon	
Mr Jeffery	Mr Rozzoli	Mr Beck
Dr Kernohan	Mr Schipp	Mr Downy

Pairs

Mr Carr	Mr Fahey
Mr Face	Mr Small

And so it was resolved in the affirmative.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Whelan, read a third time.

10 WILDERNESS (PRIVATE PROPERTY RIGHTS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Jeffery, That this bill be now read a second time—

And the question being again proposed—

Mr Whelan moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

11 OATHS AND CROWN REFERENCES BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Carr, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

And Mr Collins speaking—

—————
It being 1.00 p.m. debate interrupted pursuant to Sessional Orders.

—————
Ordered, that the resumption of the interrupted debate stand an Order of the Day for tomorrow.

—————
It being after 1.00 p.m., General Business Orders of the Day (Committee Reports) proceeded with.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 April 1993

12 SUSPENSION OF STANDING ORDERS—FIRST REPORT OF THE JOINT SELECT COMMITTEE UPON POLICE ADMINISTRATION

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude consideration of the First Report of the Joint Select Committee upon Police Administration forthwith.

13 JOINT SELECT COMMITTEE UPON POLICE ADMINISTRATION—FIRST REPORT

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

14 PUBLIC ACCOUNTS COMMITTEE—ANNUAL REPORT 1992

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

15 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST CORRUPTION—REPORT ON GENERAL ASPECTS OF THE COMMISSION'S OPERATIONS

Question proposed—That the House take note of the Report.

Question put and passed.

16 SELECT COMMITTEE UPON THE ADMINISTRATION OF STATE OWNED COAL MINES

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

17 PUBLIC ACCOUNTS COMMITTEE—EUROPEAN INSPECTION TOUR

Question proposed—That the House take note of the Report.

Question put and passed.

18 PUBLIC ACCOUNTS COMMITTEE—SCHOOL STUDENT TRANSPORT SCHEME

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

19 JOINT SELECT COMMITTEE UPON POLICE ADMINISTRATION—SPECIAL REPORT

Question proposed—That the House take note of the Report.

Question put and passed.

20 PUBLIC ACCOUNTS COMMITTEE—90TH ANNIVERSARY SEMINAR ON INTERNAL CONTROL AND AUDIT

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

21 JOINT SELECT COMMITTEE UPON POLICE ADMINISTRATION—INTERIM REPORT

Question proposed—That the House take note of the Report.

Question put and passed.

22 REGULATION REVIEW COMMITTEE—REPORT No. 17

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

23 NOTICE OF MATTER FOR URGENT CONSIDERATION

Mr Rogan—Select Committee upon the Administration of State Owned Coal Mines.

24 MINISTERIAL STATEMENT—ANSWER TO QUESTION ON NOTICE No. 528

Mr Causley made a statement concerning the answer to a Question on Notice No. 528.

Mr Whelan also addressed the House.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 April 1993

25 QUESTIONS

26 PAPERS

Mr Peacocke (by leave) laid upon the Table—

Report concerning the Financial Position of the Council of the City of Sydney, dated 18 March 1993.

Letter to the Lord Mayor of Sydney from Mr Peacocke, dated 23 March 1993.

Letter to Mr Peacocke from the Lord Mayor of Sydney, dated 30 March 1993.

27 SPEAKER'S RULING—NOTICE OF MOTION RULED OUT OF ORDER

Mr Speaker informed the House of the reasons for ruling out of order the notice of motion given by the honourable member for Newcastle on the 31 March 1993.

The notice of motion was as follows:

"That this House notes the failure of the Minister for Natural Resources to correctly and fully answer Question No. 528 (paper No. 5 of 4 March 1993) standing in the name of the member for Newcastle and calls upon the minister to fully answer all aspects of the question asked by the due date of lodgement 18 May 1993."

Mr Speaker having stated Standing Order No. 78: "An answer shall be relevant to the question and in answering any such question a member shall not debate the matter to which the same refers" ruled that the Chair could direct only to the relevance of an answer. This ruling was supported by rulings of Speaker Kelly that Ministers may give information that has been sought, and may answer as they see fit. (see 6/12/78 P.D. p 1413; 16/8/78 P.D. p 188).

All answers given would be open to subjective assessment as to whether they were right, wrong, complete or an abbreviated answer, and as a consequence, every member could complain about many aspects of answers they receive.

Mr Speaker stated that the device of placing a notice, such as the type of the Honourable Member for Newcastle, could be used by every Member dissatisfied with an answer, be open to abuse and could go on ad infinitum and further that such notices contained argument. Mr Speaker thus ruled out of order the member's notice of motion.

Mr Speaker also noted that there were numerous alternative procedures by which honourable members could express their dissatisfaction with Ministers replies in conformity with the Standing Orders and Rules of this House and as such the rights of honourable members were in no way impaired by the ruling.

28 NOTICES OF MOTIONS

29 REPORT RECEIVED BY THE CLERK

The Clerk, pursuant to the Annual Reports (Statutory Bodies) Act 1984, announced receipt of the following paper—

31 March 1993

Final report of the Yellow Maize Marketing Board for the period 1 December 1987 to 23 January 1991.

30 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the option for capital punishment.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr McManus—from certain citizens objecting to any reduction of State Rail Authority services between Thirroul and Waterfall.

Mr McManus—from certain citizens requesting that privet be classified as a noxious plant.

Mr Gibson—from certain citizens opposing the priority of the Australian Taxation Office in an insolvency and further requesting the waivering of Crown priority in the case of the insolvency of Dionfield Pty Limited.

Mr Nagle—from certain citizens opposing cutbacks in services or staffing at Lidcombe State and Auburn District Hospitals.

Mr Davoren—from certain citizens opposing the privatisation of public hospitals.

Mr McManus—from certain citizens opposing any reduction of services at Coledale, Bulli and Port Kembla Hospitals.

Mr Davoren—from certain citizens opposing the proposed closure of Canterbury or Western Suburbs Hospital.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

Mr McBride—from certain citizens requesting a commission of inquiry under the Environmental Protection Act to consider the environmental and fiscal effects of the proposed Multi Arts Centre at East Gosford.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 April 1993

Mrs Cohen—from certain citizens requesting that a casino be built on the old Pymont Power Station site.

Mr Bowman—from certain citizens requesting land known as the Green Point Estate on the North East foreshore of Lake Macquarie be converted to a lakeside bushland park.

31 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

32 STRATA TITLES (STAGED DEVELOPMENT) AMENDMENT BILL
STRATA TITLES (LEASEHOLD STAGED DEVELOPMENT) AMENDMENT BILL

(Formal Order of the Day)—Bills, on motion of Mr West, read a third time.

33 SUSPENSION OF STANDING ORDERS—CONSIDERATION OF NOTICE OF MOTION
GIVEN BY THE MEMBER FOR MONARO THIS DAY

Mr Whelan sought leave of the House to move for the suspension of Standing and Sessional Orders.

Leave not granted.

34 MATTER FOR URGENT CONSIDERATION—SELECT COMMITTEE UPON THE
ADMINISTRATION OF STATE OWNED COAL MINES

Mr Rogan moved, pursuant to notice,

(1) That this House immediately re-convene the Select Committee upon the Administration of State Owned Coal Mines to examine all documents and report upon the lease proposal of the consortium of former Newvale miners and Mr Ron McCulloch.

(2) That the committee have leave to sit during the sittings or any adjournment of the House; to adjourn from place to place; to have power to take evidence and send for persons and papers; and to report from time to time.

(3) That should the House stand adjourned and the committee agree to any report before the House resumes sitting:

(a) the committee have leave to send any such report, minutes and evidence taken before it to the Clerk of the Legislative Assembly;

(b) the documents shall be printed and published and the Clerk shall forthwith take such action as is necessary to give effect to the order of the House; and

(c) the documents shall be laid upon the Table of the House at its next sitting.

Debate ensued.

Question put and passed.

35 PRINTING OF PAPERS

Ordered, on motion of Mr West, pursuant to notice, That the following papers be printed:

Report of the Jenolan Caves Reserve Trust for the year ended 30 June 1992.

Report by Commissioner Peter Dodd into the New South Wales Building Services Corporation, dated 28 February 1993.

36 CENTENNIAL PARK AND MOORE PARK TRUST (ROYAL EASTER SHOW) AMENDMENT BILL

Mr Hartcher moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Centennial Park and Moore Park Trust (Macquarie Sydney Common) Amendment Act 1992 to defer the vesting of Sydney Showground in the Centennial Park and Moore Park Trust; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Langton) and the resumption of the adjourned debate made an Order of the Day for a future day.

37 TRAFFIC (TOW TRUCK PENALTY NOTICES) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Murray, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Murray, read a third time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 April 1993

38 MINES INSPECTION (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Causley, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

It being 5.15 p.m. debate interrupted for private members' statements.

39 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

40 MINES INSPECTION (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Causley, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put.

The House divided.

Ayes 48

Mr Armstrong	Mr Jeffery	Mr Rixon
Mr Baird	Dr Kernohan	Mr Schipp
Mr Blackmore	Mr Kerr	Mr Schultz
Mr Causley	Mr Longley	Mr Smiles
Mr Chappell	Dr Macdonald	Mr Smith
Mrs Chikarovski	Ms Machin	Mr Souris
Mr Cochran	Mr Merton	Mr Tink
Mr Collins	Ms Moore	Mr Turner
Mr Cruickshank	Mr Morris	Mr West
Mr Fahey	Mr Murray	Mr Windsor
Mr Fraser	Mr O'Doherty	Mr Yabsley
Mr Glachan	Mr Packard	Mr Zammit
Mr Griffiths	Mr D. L. Page	
Mr Hartcher	Mr Peacocke	Tellers
Mr Hatton	Mr Petch	
Mr Hazzard	Mr Phillips	Mr Beck
Mr Humpherson	Mr Photios	Mr Downy

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 April 1993

Noes 44

Ms Allan	Mr Knight	Mr Price
Mr Amery	Mr Knowles	Mr Rogan
Mr Anderson	Mr Langton	Mr Rumble
Mr Aquilina	Mrs Lo Po'	Mr Scully
Mr A. S. Aquilina	Mr McBride	Mr Shedden
Mr Bowman	Mr McManus	Mr Sullivan
Mr Clough	Mr Markham	Mr Thompson
Mr Crittenden	Mr Martin	Mr Whelan
Mr Doyle	Mr Mills	Mr Yeadon
Mr Face	Mr Moss	Mr Ziolkowski
Mr Gaudry	Mr J. H. Murray	
Mr Gibson	Mr Nagle	
Mr Harrison	Mr Neilly	Tellers
Mr Hunter	Mr Newman	
Mr Iemma	Ms Nori	Mr Beckroge
Mr Irwin	Mr Page	Mr Davoren

Pairs

Mrs Cohen	Mr Carr
Mr Kinross	Mrs Grusovin
Mr Small	Dr Refshauge

And so it was resolved in the affirmative.

Bill read a second time.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Chappell, Acting Speaker, resumed the Chair and Mr Hazzard, Temporary Chairman of Committees, reported the bill with an amendment.

On motion of Mr Causley, the Report was adopted.

Ordered by Mr Chappell, Acting Speaker, That the third reading stand an Order of the Day for tomorrow.

- 41 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Peacocke, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 April 1993

Ordered, That the honourable member for North Shore, Mr Smiles, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Kiama, Mr Harrison, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Blue Mountains, Mr Morris, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Canterbury, Mr Moss, be allowed to continue his speech for a further period of five minutes.

Mr Humpherson moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

42 ADJOURNMENT

Mr Peacocke moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.56 p.m., until Tuesday 20 April 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 12

TUESDAY 20 APRIL 1993

1 MESSAGES FROM THE GOVERNOR

Mr Speaker reported messages from His Excellency the Governor assenting to the following bills:

8 April 1993

Community Services (Complaints, Appeals and Monitoring) Bill
Disability Services Bill
Stock Medicines (Amendment) Bill
Stock (Chemicals Residues) Amendment Bill

14 April 1993

Crimes (Registration of Interstate Restraint Orders) Amendment Bill
Pre-Trial Diversion of Offenders (Amendment) Bill.

2 NOTICE OF MATTER FOR URGENT CONSIDERATION

Ms Moore—Select Committee upon HomeFund and FANMAC.

3 QUESTIONS

4 NOTICES OF MOTIONS

5 PAPERS

(1) Mr Collins laid upon the Table—

Environmental Planning and Assessment Act 1979—

(a) Erratum notice concerning Gazette 140, 27 November 1992, page 8531. (Gazette 21, 5 March 1993, page 945.)

(b) Notifications placing land under care, control and management of councils, for public recreational purposes, as follows—

Municipality of Rockdale—Sans Souci. (Gazette 26, 19 March 1993, page 1272.)

Shire of Sutherland—Kurnell. (Gazette 26, 19 March 1993, page 1273.)

Shire of Sutherland—Shackles Estate. (Gazette 30, 26 March 1993, page 1418.)

(2) Mr Baird laid upon the Table—

Passenger Transport Act 1990—Regulation (Relating to penalties). (Gazette 34, 8 April 1993, page 1645.)

(3) Mr West laid upon the Table—

Crown Lands Act 1989—

(a) Proposed dedication. (Gazette 32, 2 April 1993, page 1492.)

(b) Proposed revocation of dedications (2). (Gazette 32, 2 April 1993, page 1475; Gazette 34, 8 April 1993, page 1655.)

(4) Mr Peacocke laid upon the Table—

Report of the New South Wales Grants Commission for the year ended 30 June 1992.

Report of the special investigation under section 212 of the Local Government Act 1919 into Bega Valley Shire Council, dated April 1993.

Local Government Act 1919—

(a) Ordinance (Relating to burials in graves). (Gazette 24, 12 March 1993, page 1062.)

(b) Ordinance (Relating to the investment of money held by a council). (Gazette 32, 2 April 1993, page 1465.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 April 1993

(5) Mr Causley laid upon the Table—

Fisheries and Oyster Farms Act 1935—Regulation (Relating to the use of hauling nets for prawning on the Manning River). (Gazette 24, 12 March 1993, page 1006.)

Mines Rescue Act 1925—Regulation (Relating to contributions to Central Mines Rescue Fund). (Gazette 26, 19 March 1993, page 1212.)

(6) Mrs Cohen laid upon the Table—

Liquor Act 1982—Regulation (Relating to payment of liquor licence fees for the licensing period commencing on 16 January 1993). (Gazette 30, 26 March 1993, page 1376.)

Registered Clubs Act 1976—Regulation (Relating to payment of registration fees for the registration period commencing on 16 January 1993). (Gazette 30, 26 March 1993, page 1379.)

(7) Mr Hartcher laid upon the Table—

Report under the Trade Union Act 1881 for 1990.

Report under the Trade Union Act 1881 for 1991.

Confiscation of Proceeds of Crime Act 1989—Regulation (Relating to the New South Wales Crime Commission). (Gazette 26, 19 March 1993, page 1202.)

Construction Safety Act 1912—Regulation (Relating to penalties). (Gazette 30, 26 March 1993, page 1372.)

Dangerous Goods Act 1975—Regulation (Relating to penalties). (Gazette 26, 19 March 1993, page 1204.)

Health Insurance Levies Act 1982—Regulation (Relating to monthly levies). (Gazette 9, 29 January 1993, page 271.)

Legal Profession Act 1987—Amendments to the Barristers and Solicitors Admission Rules 1989. (Gazette 119, 25 September 1992, page 7007.)

National Parks and Wildlife Act 1974—proclamations reserving certain lands as—

Narrawallee Creek Nature Reserve. (Gazette 19, 26 February 1993, page 819.)

Tarlo River National Park. (Gazette 24, 12 March 1993, page 1168.)

Tinderry Nature Reserve. (Gazette 30, 26 March 1993, page 1433.)

Wilson Nature Reserve. (Gazette 30, 26 March 1993, page 1432.)

Search Warrants Act 1985—Regulation (Relating to the inspection of records). (Gazette 130, 30 October 1992, page 7971.)

Workers Compensation Act 1987—Regulation (Relating to current weekly wage rates for certain incapacitated workers). (Gazette 26, 19 March 1993, page 1229.)

(8) Mr Merton laid upon the Table—

Report of the Offenders Review Board for 1992.

6 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Sullivan—from certain citizens opposing water charges for public tenants.

Mr Nagle—from certain citizens opposing cutbacks in services or staffing at Lidcombe State and Auburn District Hospitals.

Mr Whelan—from certain citizens opposing the closure of Western Suburbs Hospital.

Dr Refshauge—from certain citizens opposing reductions in services at Eversleigh Hospital.

7 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

(1) Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until 27 April 1993.

(2) Order of the Day No. 1 of Business of the House postponed, by Mr West, until 11 May 1993.

8 MINES INSPECTION (AMENDMENT) BILL

(Formal Order of the Day)—Bill, on motion of Mr Causley, read a third time.

9 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST CORRUPTION

Mr Kerr brought up and laid upon the Table—

(1) Report of the Committee on the Independent Commission Against Corruption—Visit to Brisbane, 2 - 3 November 1992, dated April 1993.

(2) Report of the Committee on the Independent Commission Against Corruption—Collation of Evidence of the Commissioner of the ICAC Mr Ian Temby QC on General Aspects of the Commission's Operations, dated 26 March 1993.

Ordered to be printed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 April 1993

Ordered by Mr Speaker, That the House take note of the Reports, stand an Order of the Day for tomorrow.

10 SUSPENSION OF STANDING ORDERS—VOTE OF NO CONFIDENCE—MINISTER FOR SPORT, RECREATION AND RACING

Mr West moved (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude:

(1) The consideration forthwith of the Notice of Motion of no confidence in the Minister for Sport, Recreation and Racing given this day for tomorrow by the Honourable Leader of the Opposition with precedence of all other business except Private Members' Statements at 5.15 p.m.

(2) The Minister for Sport, Recreation and Racing, speaking to the motion for an unspecified time.

Debate ensued.

Question put and passed.

11 VOTE OF NO CONFIDENCE—MINISTER FOR SPORT, RECREATION AND RACING

Mr Carr moved, pursuant to notice, That because of his maladministration of the HomeFund Scheme, while holding the office of Minister for Housing, the Minister for Sport, Recreation and Racing no longer possesses the confidence of this House.

Debate ensued.

Ordered, That the honourable member for Heffron, Mrs Grusovin, be allowed to continue her speech for a further period of ten minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

12 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

13 VOTE OF NO CONFIDENCE—MINISTER FOR SPORT, RECREATION AND RACING

Resumption of the interrupted debate, on motion of Mr Carr, That because of his maladministration of the HomeFund Scheme, while holding the office of Minister for Housing, the Minister for Sport, Recreation and Racing no longer possesses the confidence of this House.

Ordered, That the honourable member for Baulkham Hills, Mr Merton, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for South Coast, Mr Hatton, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Barwon, Mr Murray, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Manly, Dr Macdonald, be allowed to continue his speech for a further period of ten minutes.

Ms Moore moved, That this debate be now adjourned.

Debate ensued.

Question put and negatived.

Original question again proposed.

Mr Carr speaking in reply—

And the House continuing to sit after midnight—

WEDNESDAY 21 APRIL 1993 a.m.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 and 21 April 1993 a.m.

The House divided.

Ayes 45

Ms Allan	Mr Hunter	Mr Page
Mr Amery	Mr Irwin	Mr Price
Mr Anderson	Mr Knight	Dr Refshauge
Mr Aquilina	Mr Knowles	Mr Rogan
Mr A. S. Aquilina	Mr Langton	Mr Rumble
Mr Bowman	Mrs Lo Po'	Mr Scully
Mr Carr	Mr McBride	Mr Shedden
Mr Clough	Mr McManus	Mr Thompson
Mr Crittenden	Mr Markham	Mr Whelan
Mr Doyle	Mr Martin	Mr Yeadon
Mr Face	Mr Mills	Mr Ziolkowski
Mr Gaudry	Mr Moss	
Mr Gibson	Mr Nagle	Tellers
Mrs Grusovin	Mr Neilly	
Mr Harrison	Mr Newman	Mr Beckroge
Mr Hatton	Ms Nori	Mr Davoren

Noes 46

Mr Armstrong	Mr Kerr	Mr Small
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Ms Machin	Mr Souris
Mrs Chikarovski	Mr Merton	Mr Tink
Mr Cochran	Mr Morris	Mr Turner
Mrs Cohen	Mr Murray	Mr West
Mr Collins	Mr O'Doherty	Mr Windsor
Mr Cruickshank	Mr Packard	Mr Yabsley
Mr Fahey	Mr D. L. Page	Mr Zammit
Mr Fraser	Mr Peacocke	
Mr Glachan	Mr Petch	
Mr Hartcher	Mr Phillips	
Mr Hazzard	Mr Photios	Tellers
Mr Humpherson	Mr Rixon	
Mr Jeffery	Mr Schipp	Mr Beck
Dr Kernohan	Mr Schultz	Mr Downy

Pairs

Mr Iemma	Mr Baird
Mr J. H. Murray	Mr Griffiths

And so it passed in the negative.

14 MATTER FOR URGENT CONSIDERATION—SELECT COMMITTEE UPON HOMEFUND AND FANMAC

Ms Moore moved, amended (by leave), pursuant to notice:

(1) "That" a Select Committee be appointed to inquire into and report upon all matters concerning HomeFund and FANMAC.

(2) That the Auditor General and the Ombudsman be requested to make such inquiries and provide advice on such matters as the Committee may determine and that the Government provide the necessary financial resources to undertake such inquiries.

(3) That the Auditor General and the Ombudsman separately and in co-operation inquire into and report upon -

- the rationale for the establishment of HPAF (Home Purchase Assistance Fund)
- the rationale for the growth of HPAF's activities
- the likely exposure of the Government flowing from these activities.

(4) That the Auditor General and the Ombudsman be granted access to the FANMAC and associated Trusts financial papers report and make recommendations to the Committee within three months from the date of any request for information as required by the Committee.

(5) To ensure the effectiveness of paragraphs (2), (3) and (4) the Government sponsor legislation, if necessary, to have in place within two weeks the necessary measures for the Auditor General and the Ombudsman to fulfil their obligations to the Committee.

(6) That the Committee be granted access to FANMAC and associated Trusts' financial papers and that it investigate and report as to whether the FANMAC Trusts involved in HPAF may have breached the Commonwealth State Housing Agreement and determine whether they should be incorporated into the public accounts of the State.

(7) That the Committee consist of—

- (a) three Members supporting the Government nominated in writing to the Clerk of the House by the Leader of the House.
- (b) three Members supporting the Opposition nominated in writing to the Clerk of the House by the Leader of the Opposition.
- (c) one Independent Member nominated in writing to the Clerk of the House by the three non-aligned Independent Members of the House.

(8) That four Members of the Committee shall form a quorum.

(9) That the Chairman of the Committee shall have a deliberative and casting vote.

(10) That the Committee have leave to report from time to time and should the Committee desire to report when the House is not sitting the Report shall be delivered to the Clerk of the House and that Report shall be printed forthwith and subsequently reported to the House by the Clerk at its next sitting.

(11) That the Committee have leave to sit during any sitting or adjournment of the House.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 and 21 April 1993 a.m.

(12) That the Committee have power to call for persons and papers.

(13) That the first meeting of the Committee be held on Thursday, 22 April, 1993.

Upon which Mr Fahey moved, That the question be amended by leaving out all the words after the word "That" with a view to inserting the following:

"a Select Committee based on the Public Accounts Committee be established to inquire into and report upon HomeFund, including FANMAC's involvement in HomeFund and, in particular, to inquire into and report on the likely exposure of the Government flowing from the activities of HomeFund.

(2) That the Committee examine any papers of FANMAC and financial papers of associated Trusts to which the Committee has access and report on whether the accounts of the FANMAC Trusts in relation to their activities in regard to the Home Purchase Assistance Fund should be incorporated into the Public Accounts of the State.

(3) That the Committee consist of five members of the Public Accounts Committee and one Independent Member nominated in writing to the Clerk of the House by the three non-aligned Independent Members of the House.

(4) That the Chairman of the Committee be the Chairman of the Public Accounts Committee.

(5) That at any meeting of the Committee 4 members shall constitute a quorum.

(6) That the Chairman of the Committee have a deliberative and casting vote.

(7) That the first meeting of the Public Accounts Committee shall be held on Thursday, 22 April, 1993.

(8) That the Committee have leave to sit during the sittings or any adjournment of the House, and have power to take evidence, send for persons and papers and request the Auditor-General to provide written and oral advice on any aspect of the inquiry and conduct any audit in connection with the inquiry.

(9) That the Committee report by 15 September 1993."

Question proposed—That the amendment be agreed to.

Debate ensued.

Question put.

The House divided.

Ayes 45

Mr Schipp	Dr Kernohan	Mr Armstrong
Mr Schultz	Mr Kerr	Mr Blackmore
Mr Small	Mr Kinross	Mr Causley
Mr Smiles	Mr Longley	Mr Chappell
Mr Smith	Ms Machin	Mrs Chikarovski
Mr Sounts	Mr Merton	Mr Cochran
Mr Tink	Mr Morris	Mrs Cohen
Mr Turner	Mr Murray	Mr Collins
Mr West	Mr O'Doherty	Mr Cruickshank
Mr Yabsley	Mr Packard	Mr Fahey
Mr Zammitt	Mr D. L. Page	Mr Fraser
	Mr Peacocke	Mr Glaehan
	Mr Peich	Mr Harcher
	Mr Phillips	Mr Hazzard
	Mr Pholios	Mr Humpherson
	Mr Rixon	Mr Jeffery

Dr Refshauge	Mr Knight	Ms Allan
Mr Rogan	Mr Knowles	Mr Amery
Mr Rumble	Mr Langton	Mr Anderson
Mr Scully	Mrs Lo Po'	Mr Aquilina
Mr Shedden	Mr McBride	Mr A. S. Aquilina
Mr Sullivan	Mr McManus	Mr Bowman
Mr Thompson	Dr Macdonald	Mr Carr
Mr Whelan	Mr Markham	Mr Clough
Mr Windsor	Mr Martin	Mr Crittenden
Mr Yeardon	Mr Mills	Mr Doyle
Mr Ziolkowski	Ms Moore	Mr Face
	Mr Moss	Mr Gaudry
	Mr Nagle	Mr Gibson
	Mr Neilly	Mrs Grusovin
	Mr Newman	Mr Harrison
	Ms Nori	Mr Hatton
	Mr Page	Mr Hunter
	Mr Price	Mr Irwin

Pairs

Mr Baird
Mr Griffiths

Mr Lemma
Mr J. H. Murray

Tellers

And so it passed in the negative.
Original question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 and 21 April 1993 a.m.

15 CHARITABLE TRUSTS BILL

Mr Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to make further provision for the protection of charitable trusts; to authorise the Attorney General to establish schemes for administration of charitable trusts; and for other purposes" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
20 April 1993

DUNCAN GAY
Deputy President

Bill read a first time.

Ordered by Mr Speaker, That the second reading stand an Order of the Day for tomorrow.

16 MESSAGE FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported a message from the Legislative Council dated 20 April 1993, returning the Rural Lands Protection (Miscellaneous Amendments) Bill, without amendment.

17 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 1.07 a.m., until this day, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 13

WEDNESDAY 21 APRIL 1993

- 1 QUESTIONS
- 2 NOTICES OF MOTIONS
- 3 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Sullivan—from certain citizens opposing water charges for public tenants.

Mr Newman—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Newman—from certain citizens requesting an increase in police numbers for the Cabramatta Patrol.

Mr Martin—from certain citizens requesting the preservation of the area known as Fame Cove.

Mr Hunter—from certain citizens opposing the privatisation of public hospitals.

Mr Hunter—from certain citizens opposing the amalgamation of the Hunter Area Health Service with any other Health Service.

Mr Hunter—from certain citizens requesting the proposed Westlakes Court House Complex be located at Toronto.

Mr Hunter—from certain citizens praying for the cessation of professional fishing in Lake Macquarie for the next five years.

Mr Beckroge—from certain citizens requesting additional resources for Warren Central school.

4 DOG (AMENDMENT) BILL
CRIMES (DOGS) AMENDMENT BILL

Mr Peacocke moved, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to amend the Dog Act 1966 to make further provision with respect to the control of dogs and for other purposes.
- (ii) A bill for an Act to amend the Crimes Act 1900 to create offences concerned with attacks by dogs on persons and for related purposes.

Question put and passed.

Bills presented and read a first time.

Mr Peacocke moved, That these bills be now read a second time.

Debate adjourned (Mr Page) and the resumption of the adjourned debate made an Order of the Day for a future day.

5 GUARDIANSHIP (AMENDMENT) BILL

Mr Longley moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Guardianship Act 1987 with respect to consents to medical and dental treatment for persons with disabilities and for other purposes; and to amend the Protected Estates Act 1983.

Question put and passed.

Bill presented and read a first time.

Mr Longley moved, That this bill be now read a second time.

Debate adjourned (Mr Bowman) and the resumption of the adjourned debate made an Order of the Day for a future day.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 April 1993

6 JUSTICES (AMENDMENT) BILL

Mr Merton moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Justices Act 1902 to make provision with respect to the issue of court attendance notices and appeals to the District Court.

Question put and passed.

Bill presented and read a first time.

Mr Merton moved, That this bill be now read a second time.

Debate adjourned (Mr Bowman) and the resumption of the adjourned debate made an Order of the Day for a future day.

7 CORONERS (AMENDMENT) BILL

Mr Merton moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Coroners Act 1980 to provide for the appointment of assistant coroners and to make further provision with respect to the jurisdiction and functions of coroners and the practices and procedures to be followed at coroners' inquests and inquiries; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Merton moved, That this bill be now read a second time.

Debate adjourned (Mr Bowman) and the resumption of the adjourned debate made an Order of the Day for a future day.

8 CHARITABLE TRUSTS BILL

The Order of the Day having been read—

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Face) and the resumption of the adjourned debate made an Order of the Day for tomorrow.

9 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Peacocke, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Davidson, Mr Humpherson, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Auburn, Mr Nagle, be allowed to continue his speech for a further period of five minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

10 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

11 LOCAL GOVERNMENT BILL IMPOUNDING BILL LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL ROADS BILL TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mr Peacocke, That these bills be now read a second time—

The House resumed the said interrupted debate.

Ordered, That the honourable member for Swansea, Mr Bowman, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Murray, Mr Small, be allowed to continue his speech for a further period of five minutes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 April 1993

Ordered, That the honourable member for Bathurst, Mr Clough, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Camden, Dr Kernohan, be allowed to continue her speech for a further period of five minutes.

Ordered, That the honourable member for Cabramatta, Mr Newman, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for The Hills, Mr Packard, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Drummoyne, Mr J. H. Murray, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Oxley, Mr Jeffery, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Blacktown, Ms Allan, be allowed to continue her speech for a further period of five minutes.

Ordered, That the honourable member for Maitland, Mr Blackmore, be allowed to continue his speech for a further period of five minutes.

Mr Davoren moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

12 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Hazzard, Acting Speaker, reported messages from the Legislative Council returning the following bills without amendment:

21 April 1993

Noxious Weeds Bill

Strata Titles (Staged Development) Amendment Bill

Strata Titles (Leasehold Staged Development) Amendment Bill

Traffic (Tow Truck Penalty Notices) Amendment Bill.

13 ADJOURNMENT

Mr Peacocke moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.48 p.m., until tomorrow, at 9.00 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 14

THURSDAY 22 APRIL 1993

1 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 1 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(2) Notice of Motion No. 2 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(3) Notice of Motion No. 3 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(4) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

(5) Order of the Day No. 3 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(6) Order of the Day No. 4 of General Business (for Bills) postponed, by Ms Moore, until tomorrow.

(7) Order of the Day No. 6 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(8) Order of the Day No. 8 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(9) Order of the Day No. 11 of General Business (for Bills) postponed, by Ms Moore, until tomorrow.

2 CASINO CONTROL (AMENDMENT) BILL

(1) Ordered, on motion of Mr Face, That Order of the Day No. 13 of General Business (for Bills) be discharged.

(2) Ordered, on motion of Mr Face, That the Casino Control (Amendment) Bill be withdrawn.

3 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS (continuation of entry No. 1)

(1) Order of the Day No. 14 of General Business (for Bills) postponed, by Mr Amery, until tomorrow.

(2) Order of the Day No. 17 of General Business (for Bills) postponed, by Mr Amery, until tomorrow.

(3) Notice of Motion No. 24 of General Business (General Notices) lapsed, Mr Kinross not being present.

(4) Notice of Motion No. 31 of General Business (General Notices) withdrawn, by Mr Rogan.

4 SPEAKER'S RULING—INTERRUPTED SECOND READING SPEECH OF THE MOVER OF A PRIVATE MEMBER'S BILL

Mr Speaker ruled that where a second reading speech of the mover of a private member's bill is interrupted at 10.00 a.m. the resumption of the interrupted speech will appear on the business paper on the next day as having precedence of notices of motions of General Business (for Bills).

Accordingly Mr Speaker directed that the business paper for today be corrected to reflect the ruling.

5 GLENREAGH TO DORRIGO RAILWAY (CLOSURE) BILL

Resumption of the interrupted mover's second reading speech, on motion of Mr Fraser, That this bill be now read a second time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
22 April 1993

Mr Fraser concluded his speech.

Debate adjourned (Mr Langton) and the resumption of the adjourned debate made an Order of the Day for a future day.

6 INDUSTRIAL RELATIONS (PROTECTION FOR EMPLOYEES OF SUBCONTRACTORS)
AMENDMENT BILL

Mr Gibson moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Industrial Relations Act 1991 for the protection of employees of subcontractors; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Gibson moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

7 CRIMES (COMMON NIGHTWALKERS) AMENDMENT BILL

Mr Kerr moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Crimes Act 1900 in order to abolish the common law offence of being a common nightwalker.

Question put and passed.

Bill presented and read a first time.

Mr Kerr moved, That this bill be now read a second time.

Debate adjourned (Mr Whelan) and the resumption of the adjourned debate made an Order of the Day for a future day.

8 LAND ACQUISITION (JUST TERMS COMPENSATION) AMENDMENT BILL

Mr Beck moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Land Acquisition (Just Terms Compensation) Act 1991 relating to the notification to persons entitled to compensation under that Act of the amount of compensation determined by the Valuer-General.

Question put and passed.

Bill presented and read a first time.

Mr Beck moved, That this bill be now read a second time.

Debate adjourned (Mr Davoren) and the resumption of the adjourned debate made an Order of the Day for a future day.

It being before 10.00 a.m., and consideration of General Business Notices of Motions (for Bills) having concluded, General Business Orders of the Day (for Bills) proceeded with.

9 CASTLEREAGH LIQUID WASTE DISPOSAL DEPOT BILL

The Order of the Day having been read, Mr Gibson moved, That this bill be now read a third time.

Question put and passed.

Bill read a third time.

10 WILDERNESS (PRIVATE PROPERTY RIGHTS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Jeffery, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Coffs Harbour, Mr Fraser, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Monaro, Mr Cochran, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Tamworth, Mr Windsor, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Moorebank, Mr Knowles, be allowed to continue his speech for a further period of five minutes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
22 April 1993

Question put.

The House divided.

Ayes 47

Mr Armstrong	Dr Kernohan	Mr Schultz
Mr Baird	Mr Kerr	Mr Small
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Ms Machin	Mr Souris
Mrs Chikarovski	Mr Merton	Mr Tink
Mr Cochran	Mr Morris	Mr Turner
Mrs Cohen	Mr Murray	Mr West
Mr Collins	Mr O'Doherty	Mr Windsor
Mr Cruickshank	Mr Packard	Mr Yabsley
Mr Fahey	Mr D. L. Page	Mr Zammit
Mr Fraser	Mr Peacocke	
Mr Glachan	Mr Petch	Tellers
Mr Griffiths	Mr Phillips	
Mr Hazzard	Mr Photios	Mr Beck
Mr Humpherson	Mr Rixon	Mr Downy
Mr Jeffery	Mr Schipp	

Noes 49

Ms Allan	Mr Knight	Mr Price
Mr Amery	Mr Knowles	Dr Refshauge
Mr Anderson	Mr Langton	Mr Rogan
Mr Aquilina	Mrs Lo Po'	Mr Rumble
Mr A. S. Aquilina	Mr McBride	Mr Scully
Mr Bowman	Mr McManus	Mr Shedden
Mr Clough	Dr Macdonald	Mr Sullivan
Mr Crittenden	Mr Markham	Mr Thompson
Mr Doyle	Mr Martin	Mr Whelan
Mr Face	Mr Mills	Mr Yeadon
Mr Gaudry	Ms Moore	Mr Ziolkowski
Mr Gibson	Mr Moss	
Mrs Grusovin	Mr J. H. Murray	
Mr Harrison	Mr Nagle	Tellers
Mr Hatton	Mr Neilly	
Mr Hunter	Mr Newman	Mr Beckroge
Mr Iemma	Ms Nori	Mr Davoren
Mr Irwin	Mr Page	

Pair

Mr Hartcher

Mr Carr

And so it passed in the negative.

11 OATHS AND CROWN REFERENCES BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Carr, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

And Mr Ziolkowski speaking—

It being 1.00 p.m. debate interrupted pursuant to Sessional Orders.

Ordered, that the resumption of the interrupted debate stand an Order of the Day for tomorrow.

It being after 1.00 p.m., General Business Orders of the Day (Committee Reports) proceeded with.

12 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST CORRUPTION—VISIT TO BRISBANE

Question proposed—That the House take note of the Report.

Question put and passed.

13 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST CORRUPTION—COLLATION OF EVIDENCE OF THE COMMISSIONER

Question proposed—That the House take note of the Report.

Question put and passed.

14 QUESTIONS

PAPER

Mr Fahey (by leave) laid upon the Table—

Letter from the Managing Director of CS First Boston Australia Limited to the Minister for Housing, concerning the HomeFund Home Loan Scheme, dated 22 April 1993.

15 SUSPENSION OF STANDING ORDERS—CONSIDERATION OF PAPER TABLED BY THE PREMIER THIS DAY

Mr Whelan sought leave of the House to move for the suspension of Standing and Sessional Orders.

Leave not granted.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
22 April 1993

16 NOTICES OF MOTIONS

17 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Yeadon—from certain citizens requesting a footbridge across Guildford railway station.

Mr Rixon—from certain citizens requesting a free school bus service for Our Lady Help of Christians School, South Lismore.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Newman—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Tink—from certain citizens praying for the full enforcement of the Disorderly Houses Act.

Mr Sullivan—from certain citizens opposing water charges for public tenants.

Mr Hunter—from certain citizens praying for the cessation of professional fishing in Lake Macquarie for the next five years.

Mr Nagle—from certain citizens opposing cutbacks in services or staffing at Lidcombe State and Auburn District Hospitals.

Mr Davoren—from certain citizens opposing the privatisation of public hospitals.

Mr Davoren—from certain citizens opposing the closure of Canterbury or Western Suburbs Hospitals.

Mr Newman—from certain citizens requesting an increase in police numbers for the Cabramatta Patrol.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

18 PLACING OF BUSINESS—NOTICES OF MOTIONS (under Standing Order No. 113A)—POSTPONEMENT

(1) Notice of Motion No. 1 under Standing Order No. 113A postponed, by Mr Whelan, until tomorrow.

(2) Notice of Motion No. 2 under Standing Order No. 113A postponed, by Mr Whelan, until tomorrow.

19 PRINTING OF PAPERS

(Formal Business)—Ordered, on motion of Mr West, That the following papers be printed:

Report of the New South Wales Grants Commission for the year ended 30 June 1992.

Report of the special investigation under section 212 of the Local Government Act 1919 into Bega Valley Shire Council, dated April 1993.

Report under the Trade Union Act 1881 for 1990.

Report under the Trade Union Act 1881 for 1991.

20 NEW SOUTH WALES-QUEENSLAND BORDER RIVERS (AMENDMENT) BILL

Mr Causley moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the New South Wales-Queensland Border Rivers Act 1947 in order to ratify an agreement about underground water which has been entered into between the Premiers of New South Wales and Queensland and amends an existing agreement affecting certain surface water; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Causley moved, That this bill be now read a second time.

Debate adjourned (Mr Amery) and the resumption of the adjourned debate made an Order of the Day for a future day.

21 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Peacocke, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
22 April 1993

Ordered, That the honourable member for Sutherland, Mr Downy, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Riverstone, Mr Aquilina, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Myall Lakes, Mr Turner, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Waratah, Mr Price, be allowed to continue his speech for a further period of five minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

22 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

23 LOCAL GOVERNMENT BILL IMPOUNDING BILL LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL ROADS BILL TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mr Peacocke, That these bills be now read a second time—

The House resumed the said interrupted debate.

Ordered, That the honourable member for Strathfield, Mr Zammit, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Port Stephens, Mr Martin, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Lismore, Mr Rixon, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Smithfield, Mr Scully, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Ku-ring-gai, Mr O'Doherty, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Northern Tablelands, Mr Chappell, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for St Marys, Mr A. S. Aquilina, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Gordon, Mr Kinross, be allowed to continue his speech for a further period of five minutes.

Mr Sullivan moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
22 April 1993

24 ADJOURNMENT

Mr Peacocke moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.32 p.m., until Tuesday 27 April 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 15

TUESDAY 27 APRIL 1993

- 1 QUESTIONS
- 2 PRIVILEGE—REQUEST BY MALLESONS STEPHEN JAQUES

The honourable member for Heffron, Mrs Grusovin, drew the attention of the House to the fact that she had received a letter from Malleson Stephen Jaques acting for Mr Michael Lynch seeking an undertaking from her "never to refer to Mr Michael Lynch either by name or implication in any statement, discussion or interview in any context whatsoever", and a prima facie case having been established—

Whereupon Mrs Grusovin moved, That this House—

- (1) Views with grave concern attempts by solicitors for Mr Michael Lynch to prevent the member for Heffron raising matters concerning the administration of FANMAC.
- (2) Reaffirms the undoubted right of every member to freedom of speech in the Parliament and its Committees.
- (3) Reaffirms the principle that any action which attempts to impede a member of Parliament in properly carrying out his or her duties constitutes a contempt against the House.

(4) That this resolution be conveyed by Mr Speaker to Mr Ian Angus of Mallesons Stephen Jaques.

Debate ensued.

Question put and passed.

3 NOTICES OF MOTIONS

4 PAPERS

(1) Mr West laid upon the Table—

Report of the Banana Industry Committee for the year ended 30 June 1992.

Report of the Hunter Catchment Management Trust for 1992.

Report to the Minister on the Administration of the Survey Co-ordination Act 1949 for the year ended 30 June 1992.

(2) Mr Phillips laid upon the Table—

Chiropractors and Osteopaths Act 1991—Regulation (Relating to courses of training). (Gazette 21, 5 March 1993, page 853.)

Food Act 1989—Regulation (Relating to possession and sale of kangaroo meat for human consumption). (Gazette 28, 24 March 1993, page 1315.)

Nurses Act 1991—Regulation (Relating to exemptions from registration requirements). (Gazette 30, 26 March 1993, page 1377.)

Poisons Act 1966—Proclamation amending the Poisons List. (Gazette 21, 5 March 1993, page 961.)

Private Hospitals and Day Procedure Centres Act 1988—Regulation (Relating to register of patients, admission and in-patient statistics forms) (2). (Gazette 26, 19 March 1993, pages 1220 and 1225.)

(3) Mr Peacocke laid upon the Table—

Report of the Local Government Boundaries Commission—Dubbo/Narromine Public Inquiry, dated 16 December 1992.

(4) Mr Hartcher laid upon the Table—

Report of the National Companies and Securities Commission for the period 1 July 1991 to 31 July 1992.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 April 1993

Legal Profession Act 1987—Amendments to the Barristers and Solicitors Admission Rules 1989. (Gazette 34, 8 April 1993, page 1706.)

Pre-Trial Diversion of Offenders Act 1985—Regulation (Relating to guidelines for assessments and maximum adjournment periods). (Gazette 30, 26 March 1993, page 1378.)

5 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Newman—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Hunter—from certain citizens praying for the cessation of professional fishing in Lake Macquarie for the next five years.

Mr Nagle—from certain citizens opposing cutbacks in services or staffing at Lidcombe State and Auburn District Hospitals.

Mr Hunter—from certain citizens opposing the privatisation of public hospitals.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

6 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until 11 May 1993.

7 REGULATION REVIEW COMMITTEE

Mr Cruickshank brought up and laid upon the Table the Report No. 18 of the Regulation Review Committee upon Tabling of Regulations, dated 27 April 1993.

Ordered to be printed.

Mr Cruickshank moved, That the House take note of the Report.

Ordered by Mr Speaker, That the House take note of the Report, stand an Order of the Day for tomorrow.

8 SUSPENSION OF STANDING ORDERS—NOTICES OF MOTIONS UNDER STANDING ORDER 113A

Mr West moved (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the honourable member for Ashfield from moving Notices of Motions Nos 1, 2 and 3 under Standing Order 113A together and debating the motions concurrently provided that separate questions be put to the House and pursuant to Standing Order 113A (c) the Speaker shall be entitled to put the question after 60 minutes of debate.

Question put and passed.

9 DISALLOWANCE OF REGULATIONS UNDER STANDING ORDER No. 113A

Mr Whelan moved, pursuant to notice,

(1) That this House disallows the amendment to the Local Courts (Civil Claims) Rules 1988 made pursuant to the Local Courts (Civil Claims) Act 1970 as set forth in the notice appearing in Government Gazette No. 140 of 27 November 1992, at page 8483 and tabled in this House on 2 March 1993.

(2) That this House disallows the amendment to the Supreme Court (Fees and Percentages) Regulations made pursuant to the Supreme Court Act 1970 as set forth in the notice appearing in Government Gazette No. 140 of 27 November 1992, at page 8492 and tabled in this House on 2 March 1993.

(3) That this House disallows the amendment to the District Court (Fees) Regulations made pursuant to the District Court Act 1973 as set forth in the notice appearing in Government Gazette No. 140 of 27 November 1992, at page 8478 and tabled in this House on 2 March 1993.

Debate ensued.

Question—That this House disallows the amendment to the Local Courts (Civil Claims) Rules 1988—put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 April 1993

The House divided.

Ayes 49

Ms Allan	Mr Irwin	Mr Price
Mr Amery	Mr Knight	Dr Refshauge
Mr Anderson	Mr Langton	Mr Rogan
Mr Aquilina	Mrs Lo Po'	Mr Rumble
Mr A. S. Aquilina	Mr McBride	Mr Scully
Mr Bowman	Mr McManus	Mr Shedden
Mr Carr	Dr Macdonald	Mr Sullivan
Mr Clough	Mr Markham	Mr Thompson
Mr Crittenden	Mr Martin	Mr Whelan
Mr Doyle	Mr Mills	Mr Yeadon
Mr Face	Ms Moore	Mr Ziolkowski
Mr Gaudry	Mr Moss	
Mr Gibson	Mr J. H. Murray	
Mrs Grusovin	Mr Nagle	Tellers
Mr Harrison	Mr Neilly	
Mr Hatton	Mr Newman	Mr Beckroge
Mr Hunter	Ms Nori	Mr Davoren
Mr Iemma	Mr Page	

Noes 47

Mr Armstrong	Dr Kernohan	Mr Schultz
Mr Baird	Mr Kerr	Mr Small
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Ms Machin	Mr Souris
Mrs Chikarovski	Mr Merton	Mr Tink
Mr Cochran	Mr Morris	Mr Turner
Mrs Cohen	Mr Murray	Mr West
Mr Collins	Mr O'Doherty	Mr Windsor
Mr Cruickshank	Mr Packard	Mr Yabsley
Mr Fraser	Mr D. L. Page	Mr Zammit
Mr Glachan	Mr Peacocke	
Mr Griffiths	Mr Petch	Tellers
Mr Hartcher	Mr Phillips	
Mr Hazzard	Mr Photios	Mr Beck
Mr Humpherson	Mr Rixon	Mr Downy
Mr Jeffery	Mr Schipp	

Pair

Mr Knowles

Mr Fahey

And so it was resolved in the affirmative.

Question—That this House disallows the amendment to the Supreme Court (Fees and Percentages) Regulations—put and passed.

Question—That this House disallows the amendment to the District Court (Fees) Regulations—put.

The House divided.

Ayes 49

Ms Allan	Mr Irwin	Mr Price
Mr Amery	Mr Knight	Dr Refshauge
Mr Anderson	Mr Langton	Mr Rogan
Mr Aquilina	Mrs Lo Po'	Mr Rumble
Mr A. S. Aquilina	Mr McBride	Mr Scully
Mr Bowman	Mr McManus	Mr Shedden
Mr Carr	Dr Macdonald	Mr Sullivan
Mr Clough	Mr Markham	Mr Thompson
Mr Crittenden	Mr Martin	Mr Whelan
Mr Doyle	Mr Mills	Mr Yeadon
Mr Face	Ms Moore	Mr Ziolkowski
Mr Gaudry	Mr Moss	
Mr Gibson	Mr J. H. Murray	
Mrs Grusovin	Mr Nagle	Tellers
Mr Harrison	Mr Neilly	
Mr Hatton	Mr Newman	Mr Beckroge
Mr Hunter	Ms Nori	Mr Davoren
Mr Iemma	Mr Page	

Noes 47

Mr Armstrong	Dr Kernohan	Mr Schultz
Mr Baird	Mr Kerr	Mr Small
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Ms Machin	Mr Souris
Mrs Chikarovski	Mr Merton	Mr Tink
Mr Cochran	Mr Morris	Mr Turner
Mrs Cohen	Mr Murray	Mr West
Mr Collins	Mr O'Doherty	Mr Windsor
Mr Cruickshank	Mr Packard	Mr Yabsley
Mr Fraser	Mr D. L. Page	Mr Zammit
Mr Glachan	Mr Peacocke	
Mr Griffiths	Mr Petch	Tellers
Mr Hartcher	Mr Phillips	
Mr Hazzard	Mr Photios	Mr Beck
Mr Humpherson	Mr Rixon	Mr Downy
Mr Jeffery	Mr Schipp	

Pair

Mr Knowles

Mr Fahey

And so it was resolved in the affirmative.

10 NEW SOUTH WALES - QUEENSLAND BORDER RIVERS (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Causley, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 April 1993

It being 5.15 p.m. debate interrupted for private members' statements.

11 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

12 NEW SOUTH WALES - QUEENSLAND BORDER RIVERS (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mr Causley, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Causley, read a third time.

13 GUARDIANSHIP (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Longley, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Longley, read a third time.

14 JUSTICES (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Merton, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Merton, read a third time.

15 CHARITABLE TRUSTS BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Hartcher, read a third time.

**16 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL**

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Peacocke, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 April 1993

Ordered, That the honourable member for Bulli, Mr McManus, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Burrinjuck, Mr Schultz, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Lakemba, Mr Davoren, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Cronulla, Mr Kerr, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Wollongong, Mr Sullivan, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Rockdale, Mr Thompson, be allowed to continue his speech for a further period of five minutes.

Mr McBride moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

17 TRUSTEE (AMENDMENT) BILL

Mr Tink, Acting Speaker, reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to amend the Trustee Act 1925 to allow a trustee to invest in securities by means of the Reserve Bank Information

and Transfer System" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
27 April 1993

BERYL A. EVANS
Deputy President

Bill read a first time.

Ordered by Mr Tink, Acting Speaker, That the second reading stand an Order of the Day for tomorrow.

18 MOTOR VEHICLES (THIRD PARTY INSURANCE) AMENDMENT BILL

Mr Tink, Acting Speaker, reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to amend the Motor Vehicles (Third Party Insurance) Act 1942 with respect to work-related motor vehicle accidents affected by the decision in Nikolovsky's case" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
27 April 1993

BERYL A. EVANS
Deputy President

Bill read a first time.

Ordered by Mr Tink, Acting Speaker, That the second reading stand an Order of the Day for tomorrow.

19 ENTERTAINMENT INDUSTRY (INTERIM COUNCIL) AMENDMENT BILL

Mr Tink, Acting Speaker, reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to amend the Entertainment Industry Act 1989 to postpone the date on which the Entertainment Industry Interim Council is dissolved and to allow the Council further time to exercise certain functions under that Act" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
27 April 1993

M. F. WILLIS
President

Bill read a first time.

Ordered by Mr Tink, Acting Speaker, That the second reading stand an Order of the Day for tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 April 1993

20 MESSAGE FROM THE LEGISLATIVE COUNCIL

Mr Tink, Acting Speaker, reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council has this day agreed to the "Mines Inspection (Amendment) Bill" with the amendments indicated by the accompanying schedule, in which amendments the Council requests the concurrence of the Legislative Assembly...

Legislative Council
27 April 1993

M. F. WILLIS
President

MINES INSPECTION (AMENDMENT) BILL

Schedule of the amendments referred to in Message of 27 April 1993.

JOHN EVANS
Clerk of the Parliaments

No. 1 Page 2, Schedule 1 (1), lines 23-34. Omit all words on those lines, insert instead:

(2) Despite subsection (1), the manager of a mine at which persons are employed, or are to be employed, below ground may determine the hours of work so as to require persons to work below ground in the mine for more than 8 consecutive hours or for more than 48 hours in a period of 7 consecutive days and may determine the associated working arrangements. If this requires any alteration to the hours of work or associated working arrangements of persons employed below ground at the mine then no such alteration may be made until the manager has consulted with them and with any representatives nominated by them, and has obtained agreement to the alterations of not less than 65% of the persons employed below ground. The general rules may make provision for or with respect to the manner in which the persons employed below ground and their nominated representatives are to be consulted.

No. 2 Page 3, Schedule 1 (1), line 2. Omit "fixing or altering", insert instead "determining".

Examined
DUNCAN GAY
Chairman of Committees

Ordered, That the amendments made by the Legislative Council in this bill be taken into consideration tomorrow.

21 SUSPENSION OF STANDING ORDERS—LOCAL GOVERNMENT BILL AND COGNATE BILLS

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the consideration of the Local Government Bill and cognate bills at this sitting.

22 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Peacocke, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for The Entrance, Mr McBride, be allowed to continue his speech for a further period of five minutes.

Mr Gaudry moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

23 ADJOURNMENT

Mr Peacocke moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.55 p.m., until tomorrow, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 16

WEDNESDAY 28 APRIL 1993

1 NOTICE OF MATTER FOR URGENT CONSIDERATION

Dr Refshauge—Rural Health Administration.

2 QUESTIONS

3 NOTICES OF MOTIONS

4 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Newman—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Gaudry—from certain citizens opposing the non use of vacant heritage buildings at Honeysuckle Goodsyards.

Mr Gaudry—from certain citizens opposing the privatisation of the Hunter Valley railway line and request the continuation of the rail line to Newcastle Station.

Mr Gaudry—from certain citizens requesting that the railway line between Civic Station and Newcastle Station not be closed.

Mr Sullivan—from certain citizens opposing water charges for public tenants.

Mr Gaudry—from certain citizens requesting additional hospital beds in Newcastle.

Mr Newman—from certain citizens requesting an increase in police numbers for the Cabramatta Patrol.

Mr Face—from certain citizens opposing any slot machines in the proposed Sydney casino.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

5 MATTER FOR URGENT CONSIDERATION—RURAL HEALTH ADMINISTRATION

Dr Refshauge moved, pursuant to notice, That this House condemns the Government's reorganisation of rural health administration.

Debate ensued.

Question put.

The House divided.

Ayes 46

Ms Allan	Mr Irwin	Mr Price
Mr Amery	Mr Knight	Dr Refshauge
Mr Anderson	Mr Knowles	Mr Rogan
Mr Aquilina	Mr Langton	Mr Rumble
Mr A. S. Aquilina	Mrs Lo Po'	Mr Scully
Mr Bowman	Mr McBride	Mr Sullivan
Mr Carr	Mr McManus	Mr Thompson
Mr Clough	Mr Markham	Mr Whelan
Mr Crittenden	Mr Martin	Mr Yeadon
Mr Doyle	Mr Mills	Mr Ziolkowski
Mr Face	Mr Moss	
Mr Gaudry	Mr J. H. Murray	
Mr Gibson	Mr Nagle	
Mrs Grusovin	Mr Neilly	Tellers
Mr Harrison	Mr Newman	
Mr Hunter	Ms Nori	Mr Beckroge
Mr Iemma	Mr Page	Mr Davoren

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 April 1993

Noes 50

Mr Armstrong	Dr Kernohan	Mr Schipp
Mr Baird	Mr Kerr	Mr Schultz
Mr Blackmore	Mr Kinross	Mr Small
Mr Causley	Mr Longley	Mr Smiles
Mr Chappell	Dr Macdonald	Mr Smith
Mrs Chikarovski	Ms Machin	Mr Souris
Mr Cochran	Mr Merton	Mr Tink
Mrs Cohen	Ms Moore	Mr Turner
Mr Collins	Mr Morris	Mr West
Mr Cruickshank	Mr Murray	Mr Windsor
Mr Fahey	Mr O'Doherty	Mr Yabsley
Mr Fraser	Mr Packard	Mr Zammit
Mr Glachan	Mr D. L. Page	
Mr Griffiths	Mr Peacocke	
Mr Hartcher	Mr Petch	Tellers
Mr Hatton	Mr Phillips	
Mr Humpherson	Mr Photios	Mr Beck
Mr Jeffery	Mr Rixon	Mr Downy

Pair

Mr Shedden

Mr Hazzard

And so it passed in the negative.

6 MATTER OF PUBLIC IMPORTANCE—ASIAN CRIME

Mr Speaker having previously informed the House of receipt of a notice of a matter of public importance—

Mr Newman moved, That this House notes, as a matter of public importance:

The necessity to direct further resources to fight the growing incidence of Asian crime in our community.

Debate ensued.

Question put and passed.

7 FAIR TRADING (LAY-BY) AMENDMENT BILL

Mr West moved, on behalf of Mrs Chikarovski, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Fair Trading Act 1987 to make provision with respect to lay-by sales; to repeal the Lay-by Sales Act 1943; and for related purposes.

Question put and passed.

Bill presented and read a first time.

Mr West moved, on behalf of Mrs Chikarovski, That this bill be now read a second time.

Debate adjourned (Mr Amery) and the resumption of the adjourned debate made an Order of the Day for a future day.

8 TRUSTEE (AMENDMENT) BILL

The Order of the Day having been read—

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Neilly) and the resumption of the adjourned debate made an Order of the Day for tomorrow.

9 MOTOR VEHICLES (THIRD PARTY INSURANCE) AMENDMENT BILL

The Order of the Day having been read—

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Neilly) and the resumption of the adjourned debate made an Order of the Day for tomorrow.

10 ENTERTAINMENT INDUSTRY (INTERIM COUNCIL) AMENDMENT BILL

The Order of the Day having been read—

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Neilly) and the resumption of the adjourned debate made an Order of the Day for tomorrow.

11 MINES INSPECTION (AMENDMENT) BILL

The Order of the Day having been read, Mr Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in the Mines Inspection (Amendment) Bill.

Mr Tink, Acting Speaker, resumed the Chair, and the Chairman reported that the Committee had agreed to Council amendment No. 2 and proposed an amendment to Council amendment No. 1.

Report adopted.

Ordered, on motion of Mr Causley, That the following message be sent to the Legislative Council—

Mr PRESIDENT

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 April 1993

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 27 April 1993 requesting the concurrence of the Legislative Assembly with the amendments to the Mines Inspection (Amendment) Bill as set forth in the Schedule to that Message, acquaints the Legislative Council as follows:

Amendment No. 1. The Assembly agrees to the amendment, but proposes to amend it by omitting all words after "arrangements of persons employed" and inserting instead—

"underground at the mine then no such alteration may be made until the manager has consulted with those persons and with representatives of any trade unions representing them and has obtained agreement to the alterations of not less than 65 % of the persons employed underground. The general rules may make provision for or with respect to the manner in which the persons employed underground and the representatives of trade unions are to be consulted."

Amendment No. 2. The Assembly agrees with the proposed amendment.

And the Legislative Assembly requests the concurrence of the Legislative Council in its proposed amendment of the Council amendment No. 1 in the bill.

Legislative Assembly
28 April 1993

K. R. ROZZOLI
Speaker

12 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Peacocke, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

It being 5.15 p.m. debate interrupted for private members' statements.

13 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

- 14 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mr Peacocke, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

Ordered, That the honourable member for Newcastle, Mr Gaudry, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Penrith, Mrs Lo Po', be allowed to continue her speech for a further period of five minutes.

Ordered, That the honourable member for Port Macquarie, Ms Machin, be allowed to continue her speech for a further period of five minutes.

Ordered, That the honourable member for Wyong, Mr Crittenden, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Ballina, Mr D. L. Page, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Bligh, Ms Moore, be allowed to continue her speech for a further period of five minutes.

Question put and passed.

Bill read a second time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 April 1993

Madam Deputy Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Madam Deputy Speaker resumed the Chair, and Mr Yeadon, Temporary Chairman, reported progress and obtained leave to sit again tomorrow.

15 HOMEFUND COMMISSIONER BILL

Madam Deputy Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to provide for the appointment and functions of the HomeFund Commissioner; and for other purposes" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
28 April 1993

M. F. WILLIS
President

Bill read a first time.

Mrs Chikarovski moved, That this Bill be now read a second time.

Debate adjourned (Mrs Grusovin) and the resumption of the debate made an Order of the Day for tomorrow.

16 ADJOURNMENT

Mrs Chikarovski moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.49 p.m., until tomorrow, at 9.00 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 17

THURSDAY 29 APRIL 1993

1 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 2 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(2) Notice of Motion No. 3 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(3) Notice of Motion No. 4 of General Business (for Bills) postponed, by Ms Moore, until tomorrow.

(4) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

(5) Order of the Day No. 3 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(6) Order of the Day No. 4 of General Business (for Bills) postponed, by Ms Moore, until tomorrow.

(7) Order of the Day No. 5 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(8) Order of the Day No. 6 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(9) Order of the Day No. 8 of General Business (for Bills) postponed, by Mrs Grusovin, until tomorrow.

(10) Order of the Day No. 11 of General Business (for Bills) postponed, by Mr Amery, until tomorrow.

(11) Order of the Day No. 14 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

2 OCCUPATIONAL HEALTH AND SAFETY (SMOKE-FREE INDOOR AIR) AMENDMENT BILL

Dr Macdonald moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Occupational Health and Safety Act 1983 so as to prohibit smoking in enclosed places of work.

Question put and passed.

Bill presented and read a first time.

Dr Macdonald moved, That this bill be now read a second time.

Debate adjourned (Mr Phillips) and the resumption of the adjourned debate made an Order of the Day for a future day.

It being before 10.00 a.m., and consideration of General Business Notices of Motions (for Bills) having concluded, General Business Orders of the Day (for Bills) proceeded with.

3 SUSPENSION OF STANDING ORDERS—ANTI-DISCRIMINATION (HOMOSEXUAL VILIFICATION) AMENDMENT BILL

Ms Moore moved, That so much of the Standing and Sessional Orders be suspended as would preclude consideration forthwith of Order of the Day No. 9 of General Business (for Bills).

Debate ensued.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
29 April 1993

The House divided.

Ayes 49

Ms Allan	Mr Irwin	Mr Price
Mr Amery	Mr Knight	Dr Refshauge
Mr Anderson	Mr Knowles	Mr Rogan
Mr Aquilina	Mr Langton	Mr Rumble
Mr A. S. Aquilina	Mrs Lo Po'	Mr Scully
Mr Bowman	Mr McBride	Mr Sullivan
Mr Carr	Mr McManus	Mr Thompson
Mr Clough	Dr Macdonald	Mr Whelan
Mr Crittenden	Mr Markham	Mr Windsor
Mr Doyle	Mr Martin	Mr Yeadon
Mr Face	Mr Mills	Mr Ziolkowski
Mr Gaudry	Ms Moore	
Mr Gibson	Mr Moss	
Mrs Grusovin	Mr J. H. Murray	
Mr Harrison	Mr Neilly	Tellers
Mr Hatton	Mr Newman	
Mr Hunter	Ms Nori	Mr Beckroge
Mr Iemma	Mr Page	Mr Davoren

Noes 45

Mr Armstrong	Dr Kernohan	Mr Schipp
Mr Baird	Mr Kerr	Mr Schultz
Mr Blackmore	Mr Kinross	Mr Small
Mr Causley	Mr Longley	Mr Smiles
Mr Chappell	Ms Machin	Mr Smith
Mrs Chikarovski	Mr Merton	Mr Souris
Mr Cochran	Mr Morris	Mr Tink
Mrs Cohen	Mr Murray	Mr Turner
Mr Collins	Mr O'Doherty	Mr West
Mr Cruickshank	Mr Packard	Mr Yabsley
Mr Fraser	Mr D. L. Page	Mr Zammit
Mr Glachan	Mr Peacocke	
Mr Griffiths	Mr Petch	Tellers
Mr Hartcher	Mr Phillips	
Mr Humpherson	Mr Photios	Mr Beck
Mr Jeffery	Mr Rixon	Mr Downy

Pairs

Mr Nagle	Mr Fahey
Mr Shedden	Mr Hazzard

And so it was resolved in the affirmative.

4 ANTI-DISCRIMINATION (HOMOSEXUAL VILIFICATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Ms Moore, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Ku-ring-gai, Mr O'Doherty, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Port Jackson, Ms Nori, be allowed to continue her speech for a further period of five minutes.

Ordered, That the honourable member for Cronulla, Mr Kerr, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Newcastle, Mr Gaudry, be allowed to continue his speech for a further period of five minutes.

And Dr Refshauge speaking—

It being 1.00 p.m. debate interrupted pursuant to Sessional Orders.

Ordered, that the resumption of the interrupted debate stand an Order of the Day for tomorrow.

It being after 1.00 p.m., General Business Orders of the Day (Committee Reports) proceeded with.

5 REGULATION REVIEW COMMITTEE—REPORT No. 18

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

6 QUESTIONS

7 NOTICES OF MOTIONS

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
29 April 1993

8 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Ms Nori—from certain citizens opposing the establishment of a heliport in Pyrmont.

Mr Gibson—from certain citizens requesting legislation to ensure workers rights when companies go into liquidation.

Ms Allan—from certain citizens requesting the enforcement of industrial regulations for public vehicles and carriers.

Mr Sullivan—from certain citizens opposing water charges for public tenants.

Mr Nagle—from certain citizens opposing cutbacks in services or staffing at Lidcombe State and Auburn District Hospitals.

Mr Face—from certain citizens opposing any slot machines in the proposed Sydney casino.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

Ms Allan—from certain citizens requesting the ban from sale of war toys.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

9 PAPER

Mr Murray (by leave) laid upon the Table—

Local Government Act 1919—Ordinance (Relating to the adoption of the New South Wales Code of Practice Plumbing and Drainage). (Gazette 34, 8 April 1993, page 1646.)

10 PRINTING OF PAPERS

(Formal Business)—Ordered, on motion of Mr West, That the following papers be printed:

Report of the Banana Industry Committee for the year ended 30 June 1992.

Report of the Hunter Catchment Management Trust for 1992.

Report to the Minister on the Administration of the Survey Co-ordination Act 1949 for the year ended 30 June 1992.

Report of the Local Government Boundaries Commission—Dubbo/Narromine Public Inquiry, dated 16 December 1992.

Report of the National Companies and Securities Commission for the period 1 July 1991 to 31 July 1992.

11 LEGISLATION COMMITTEE UPON THE GOVERNMENT PUBLICITY CONTROL BILL

Mr Tink brought up and laid upon the Table the Report of the Legislation Committee upon the Government Publicity Control Bill, dated April 1993.

Ordered to be printed.

Mr Tink also brought up and laid upon the Table the Minutes of Evidence taken before the Committee.

12 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported the following messages from the Legislative Council:

Mr SPEAKER

The Legislative Council desires to inform the Legislative Assembly that it has this day discharged the Order of the Day for the second reading of the Banks and Bank Holidays (Amendment) Bill.

Legislative Council
29 April 1993

DUNCAN GAY
Deputy President

Mr SPEAKER

The Legislative Council desires to inform the Legislative Assembly that it has this day discharged the Order of the Day for the second reading of the Anti-Discrimination (Amendment) Bill.

Legislative Council
29 April 1993

DUNCAN GAY
Deputy President

13 HOMEFUND COMMISSIONER BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mrs Chikarovski, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
29 April 1993

Ordered, That the honourable member for Campbelltown, Mr Knight, be allowed to continue his speech for a further period of five minutes.

Question put and passed.

Bill read a second time.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Speaker resumed the Chair and the Chairman reported the bill with amendments.

On motion of Mrs Chikarovski, the Report was adopted.

And Mr Speaker having consented to the third reading being taken forthwith.

Bill, on motion of Mrs Chikarovski, read a third time.

Ordered, on motion of Mrs Chikarovski, That the following message be sent to the Legislative Council—

Mr PRESIDENT

The Legislative Assembly has this day agreed to the Bill intituled "An Act to provide for the appointment and functions of the HomeFund Commissioner; and for other purposes" with the amendments indicated by the accompanying schedule, in which amendments the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly
29 April 1993

K. R. ROZZOLI
Speaker

HOMEFUND COMMISSIONER BILL

Schedule of the amendments referred to in the Legislative
Assembly's Message of 29 April 1993.

Russell D. Grove
Clerk of the Legislative Assembly

1. Page 5, clause 10 (2), line 8. Omit all words on that line, insert instead:

(2) Complaints must be made within the period of 3 months ending on a day nominated by the Commissioner and notified by advertisement in newspapers circulating in New South Wales. However, the Commissioner may accept a complaint outside that period if of the opinion that special circumstances exist.
2. Page 6, clause 12 (3) (c), line 1. Omit "or was".
3. Page 10, clause 26 (2), line 36. Omit "\$20,000", insert instead "\$30,000".
4. Page 10, clause 26. After line 39, insert:

(3) However, the Commissioner may, if of the opinion that special circumstances exist, include in the determination a recommendation to the Minister that a specified amount in excess of \$30,000 be paid.
5. Page 14, clause 38 (3), lines 13-18. Omit all words on those lines.

Examined
WENDY MACHIN
Chairman of Committees

14 SELECT COMMITTEE UPON THE ADMINISTRATION OF STATE OWNED COAL MINES

Mr Chappell (by leave) brought up and laid upon the Table the Report of the Select Committee upon the Administration of State Owned Coal Mines, dated April 1993.

Ordered to be printed.

Mr Chappell also brought up and laid upon the Table the Minutes of Evidence taken before the Committee.

Mr Chappell (by leave) made a statement concerning the Report.

Ordered by Mr Speaker, that the House take note of the Report, stand an Order of the Day for tomorrow.

15 HOME PURCHASE ASSISTANCE AUTHORITY BILL

Mr Speaker reported the following message from the Legislative Council:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
29 April 1993

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to constitute a Home Purchase Assistance Authority; to specify its functions; and for other purposes" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
28 April 1993

M. F. WILLIS
President

Bill read a first time.

SUSPENSION OF STANDING ORDERS—HOME PURCHASE ASSISTANCE AUTHORITY
BILL

Mr West moved (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the Home Purchase Assistance Authority Bill being passed through all stages at this sitting.

Question put and passed.

Mr Collins moved, That this bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Collins, read a third time.

16 CENTENNIAL PARK AND MOORE PARK TRUST (ROYAL EASTER SHOW)
AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

It being 5.15 p.m. debate interrupted for private members' statements.

17 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

18 MESSAGE FROM THE LEGISLATIVE COUNCIL—HOMEFUND COMMISSIONER BILL

Mr Tink, Acting Speaker, reported the following message from the Legislative Council:

MR SPEAKER

The Legislative Council having had under consideration the Legislative Assembly's Message of 29 April 1993, requesting concurrence of the Legislative Council in its proposed amendments Nos 1 to 5 in the Bill, informs the Legislative Assembly that the Legislative Council agrees to the Assembly's proposed amendments.

Legislative Council
29 April 1993

M. F. WILLIS
President

19 CENTENNIAL PARK AND MOORE PARK TRUST (ROYAL EASTER SHOW)
AMENDMENT BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

Ordered, That the honourable member for Moorebank, Mr Knowles, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Bligh, Ms Moore, be allowed to continue her speech for a further period of five minutes.

Question put and passed.

Bill read a second time.

Madam Deputy Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
29 April 1993

Madam Deputy Speaker resumed the Chair, and Mr Chappell, Temporary Chairman, reported the bill with an amendment.

On motion of Mr Hartcher, the Report was adopted.

And Madam Deputy Speaker having consented to the third reading being taken forthwith.

Bill, on motion of Mr Hartcher, read a third time.

20 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read, Madam Deputy Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the bill.

Mr Speaker resumed the Chair, and the Chairman reported progress and obtained leave to sit again tomorrow.

21 ADJOURNMENT

Mr Peacocke moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 11.07 p.m., until Tuesday 11 May 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 18

TUESDAY 11 MAY 1993

1 MESSAGES FROM THE GOVERNOR

Mr Speaker reported messages from His Excellency the Governor assenting to the following bills:

29 April 1993

Rural Lands Protection (Miscellaneous Amendments) Bill

4 May 1993

Charitable Trusts Bill

HomeFund Commissioner Bill

Noxious Weeds Bill

Strata Titles (Staged Development) Amendment Bill

Strata Titles (Leasehold Staged Development) Amendment Bill

Traffic (Tow Truck Penalty Notices) Amendment Bill.

2 QUESTIONS

3 NOTICES

4 PAPERS

(1) Mr Fahey laid upon the Table—

Report No 2 of 1993 to the Premier on the Determination of Maximum Prices under section 11 (1) of the Government Pricing Tribunal Act 1992, dated 10 May 1993.

(2) Mr Murray laid upon the Table—

Report of the Fish River Water Supply Undertaking for 1992.

Report of the South West Tablelands Water Supply Undertaking for 1992.

(3) Mr Armstrong laid upon the Table—

Report of the Animal Research Review Panel for the year ended 30 June 1992.

Report of the Tobacco Leaf Marketing Board for 1992.

(4) Mr Causley laid upon the Table—

Report of the Broken Hill Water Board for 1992.

Fisheries and Oyster Farms Act 1935—Regulation (Relating to the rock lobster fishery). (Gazette 30, 26 March 1993, page 1374.)

(5) Mr Hartcher laid upon the Table—

Report to Parliament under the Endangered Fauna (Interim Protection) Act, dated 23 April 1993.

Building and Construction Industry Long Service Payments Act 1986—Regulation (Relating to the prescribed rate of long service levy). (Gazette 30, 26 March 1993, page 1370.)

Industrial Relations Act 1991—

(a) Regulation (Relating to amalgamations commenced before 31 March 1992). (Gazette 114, 11 September 1992, page 6729.)

(b) Regulation (Relating to continued organisations). (Gazette 19, 26 February 1993, page 743.)

(c) Regulation (Relating to interest rates for certain orders). (Gazette 24, 12 March 1993, page 1008.)

(6) Mr Merton laid upon the Table—

Compensation Court Act 1984—Amendment of Rules. (Gazette 32, 2 April 1993, page 1534.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 May 1993

Justices Act 1902—

(a) Regulation (Periodic Detention of Prisoners (Short Description of Offences) Regulation 1993). (Gazette 26, 19 March 1993, page 1206.)

(b) Regulation (Relating to apprehended violence orders). (Gazette 24, 12 March 1993, page 1003.)

Supreme Court Act 1970—Rules (Amendment No. 271). (Gazette 32, 2 April 1993, page 1592.)

5 REPORT RECEIVED BY THE CLERK

The Clerk, pursuant to the Annual Reports (Statutory Bodies) Act 1984, announced receipt of the following paper—

11 May 1993

Report of the Parramatta Stadium Trust for 1992.

6 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Newman—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Kerr—from certain citizens requesting certain amendments to the Anti-Discrimination (Homosexual Vilification) Amendment Bill.

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Dr Macdonald—from certain citizens requesting action to clean up Sydney's beaches and waterways.

Mr Sullivan—from certain citizens opposing water charges for public tenants.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

Mr Face—from certain citizens opposing any slot machines in the proposed Sydney casino.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

7 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

(1) Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until 18 May 1993.

(2) Order of the Day No. 1 of Business of the House postponed, by Mr West, until 18 May 1993.

8 JOINT SELECT COMMITTEE UPON WASTE MANAGEMENT

Ordered, on motion of Mr West (by leave), That the reporting date for the Joint Select Committee upon Waste Management be extended until 15 September 1993.

9 SUSPENSION OF STANDING ORDERS—NO CONFIDENCE IN THE GOVERNMENT

Mr West moved (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the notice of motion given this day by the Leader of the Opposition relating to No Confidence in the Government being proceeded with forthwith, provided that:

(a) Debate on such motion unless withdrawn shall not be adjourned or interrupted with the sitting of the House continuing until the question before the Chair is determined;

(b) With the consent of the House the Speaker may leave the Chair for periods considered appropriate by the House;

(c) The provisions of Standing Orders 142, 175 and 181 shall not apply during debate on the motion.

Debate ensued.

Question put and passed.

10 VOTE OF NO CONFIDENCE

Mr Carr moved, pursuant to notice, That due to the gross maladministration of the Water Board, the Government no longer possesses the confidence of this House.

Debate ensued.

Ordered, That the honourable member for Blacktown, Ms Allan, be allowed to continue her speech for a further period of ten minutes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 May 1993

Ordered, That the honourable member for Campbelltown, Mr Knight, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Manly, Dr Macdonald, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Gosford, Mr Hartcher, be allowed to continue his speech for a further period of ten minutes.

Question put.

The House divided.

Ayes 46

Ms Allan
Mr Amery
Mr Anderson
Mr A. S. Aquilina
Mr Bowman
Mr Carr
Mr Clough
Mr Crittenden
Mr Doyle
Mr Face
Mr Gaudry
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hunter
Mr Iemma
Mr Irwin

Mr Knight
Mr Knowles
Mr Langton
Mrs Lo Po'
Mr McBride
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Neilly
Mr Newman
Ms Nori
Mr Page
Mr Price

Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Sullivan
Mr Thompson
Mr Whelan
Mr Yeadon
Mr Ziolkowski

Tellers

Mr Beckroge
Mr Davoren

Noes 50

Mr Armstrong	Dr Kernohan	Mr Schipp
Mr Baird	Mr Kerr	Mr Schultz
Mr Blackmore	Mr Kinross	Mr Small
Mr Causley	Mr Longley	Mr Smiles
Mr Chappell	Dr Macdonald	Mr Smith
Mrs Chikarovski	Ms Machin	Mr Souris
Mr Cochran	Mr Merton	Mr Tink
Mrs Cohen	Ms Moore	Mr Turner
Mr Collins	Mr Morris	Mr West
Mr Cruickshank	Mr Murray	Mr Windsor
Mr Fahey	Mr O'Doherty	Mr Yabsley
Mr Fraser	Mr Packard	Mr Zammit
Mr Griffiths	Mr D. L. Page	
Mr Hartcher	Mr Peacocke	
Mr Hatton	Mr Petch	Tellers
Mr Hazzard	Mr Phillips	
Mr Humpherson	Mr Photios	Mr Beck
Mr Jeffery	Mr Rixon	Mr Downy

Pair

Mr Aquilina

Mr Glachan

And so it passed in the negative.

11 CONSTITUTION (FIXED TERM PARLIAMENTS) AMENDMENT BILL

Mr West moved, pursuant to notice, That the Constitution (Fixed Term Parliaments) Amendment Bill forwarded to the Legislative Council during the previous Session of the present Parliament not having been finally dealt with because of the prorogation of the Legislature, the following message be sent to the Council:

Mr PRESIDENT—

A bill, intituled "An Act to require the Parliament of New South Wales to serve full 4-year terms and to prevent politicians calling early general elections or changing these new constitutional rules without a further referendum", forwarded to the Legislative Council for concurrence during the previous Session of the present Parliament not having been finally dealt with because of prorogation of the Legislature, the Legislative Assembly requests that the said bill be proceeded with under the Council Standing Order in that behalf.

Debate ensued.

Question put and passed.

12 POLICE SERVICE (COMPLAINTS, DISCIPLINE AND APPEALS) AMENDMENT BILL

Mr Griffiths moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Police Service Act 1990 with respect to police complaints, discipline and appeals,

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 May 1993

and in other respects; to repeal the Police Regulation (Allegations of Misconduct) Act 1978 and the Police Regulation (Appeals) Act 1923; and to amend certain other Acts.

Question put and passed.

Bill presented and read a first time.

Mr Griffiths moved, That this bill be now read a second time.

Debate adjourned (Mr Anderson) and the resumption of the adjourned debate made an Order of the Day for a future day.

13 TRUSTEE (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Hartcher, read a third time.

14 MOTOR VEHICLES (THIRD PARTY INSURANCE) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Wakehurst, Mr Hazzard, be allowed to continue his speech for a further period of five minutes.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Hartcher, read a third time.

15 ENTERTAINMENT INDUSTRY (INTERIM COUNCIL) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Hartcher, read a third time.

16 FAIR TRADING (LAY-BY) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mrs Chikarovski, That this bill be now read a second time—

And the question being again proposed, and Mrs Chikarovski having pre-audience under Standing Order 118—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mrs Chikarovski, read a third time.

17 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read, Mr Hazzard, Acting Speaker, left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the bills.

Mr Tink, Acting Speaker, resumed the Chair, and the Chairman, reported progress and obtained leave to sit again tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 May 1993

18 ADJOURNMENT

Mr Peacocke moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 11.29 p.m., until tomorrow, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**
No. 19

WEDNESDAY 12 MAY 1993

1 PRIVILEGE—REPLY FROM MALLESONS STEPHEN JAQUES

Mr Speaker reported the receipt of the following reply from Mallesons Stephen Jaques, dated 10 May 1993:

The Honourable K. R. Rozzoli, M.P.,
Speaker,
Parliament House,

Dear Sir,

Mr Ian Angus has asked me to advise him upon your letter of April 27 and to reply to it as his solicitor acting upon his behalf.

Thank you for your letter. The resolution of the House has been carefully and respectfully considered. Please be assured that Mr Angus understands and respects the privileges of the Parliament.

The dispute between the Honourable Member for Heffron and Mr Michael Lynch is a civil matter flowing from a press release issued by the Honourable Member to which parliamentary

privilege does not apply. In effect, the dispute is a civil dispute between two private citizens. The matter which has attracted the attention of the House flows from a without prejudice conversation between the solicitors for the respective parties which was a bona fide attempt to resolve that dispute.

In the circumstances and context of the conversation, it did not occur to Mr Angus that his words might be perceived as an interference with the privileges of the House. He regrets the occasion which gave rise to the resolution notified in your letter.

Yours faithfully
P. M. STOCKDALE

2 QUESTIONS

3 NOTICES OF MOTIONS

4 UNPROCLAIMED LEGISLATION

Mr Speaker laid upon the Table: A list detailing all legislation unproclaimed ninety days after assent as at 12 May 1993.

5 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Newman—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Crittenden—from certain citizens requesting that the closed section of the Pacific Highway at Mount White be re-opened.

Mr Yeadon—from certain citizens requesting a footbridge across Guildford railway station.

Dr Macdonald—from certain citizens requesting compartments 180, 198 and 200 of Chaelundi State Forest be declared an extension of Guy Fawkes River National Park.

Mr Rogan—from certain citizens praying for the full enforcement of the Disorderly Houses Act.

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Dr Macdonald—from certain citizens requesting action to clean up Sydney's beaches and waterways.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 May 1993

Mr Nagle—from certain citizens opposing cutbacks in services or staffing at Lidcombe State and Auburn District Hospitals.

Mr Newman—from certain citizens requesting an increase in police numbers for the Cabramatta Patrol.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

6 AUDIO AND TELEVISION BROADCASTING OF LEGISLATIVE ASSEMBLY PROCEEDINGS

Mr West moved, pursuant to notice,

(1) That this House agrees in principle in the desirability of audio and television broadcasting of the proceedings of the Legislative Assembly.

(2) That the Standing Orders and Procedure Committee consider the question of broadcasting proceedings with a view to the adoption by the Committee without further report to the House, appropriate guidelines for implementation of such broadcasting "at the commencement of the Budget Sitings."

Upon which Mr Whelan moved, That the question be amended by omitting from paragraph (2) the words "at the commencement of the Budget Sitings." and inserting instead "Tuesday 25 May 1993."

Debate ensued.

Question put—That the words proposed to be left out stand part of the question.

The House divided.

Ayes 48

Mr Armstrong
Mr Baird
Mr Blackmore
Mr Causley
Mr Chappell
Mrs Chikarovski
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Fraser
Mr Griffiths
Mr Hartcher
Mr Hatton
Mr Hazzard
Mr Humpherson
Mr Jeffery

Dr Kernohan
Mr Kerr
Mr Kinross
Mr Longley
Dr Macdonald
Ms Machin
Mr Merton
Ms Moore
Mr Morris
Mr Murray
Mr O'Doherty
Mr Packard
Mr D. L. Page
Mr Peacocke
Mr Petch
Mr Phillips
Mr Photios

Mr Rixon
Mr Schipp
Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr West
Mr Windsor
Mr Yabsley
Mr Zammit

Tellers

Mr Beck
Mr Schultz

Noes 44

Ms Allan	Mr Irwin	Mr Price
Mr Amery	Mr Knight	Mr Rogan
Mr Anderson	Mr Knowles	Mr Rumble
Mr Aquilina	Mr Langton	Mr Scully
Mr A. S. Aquilina	Mrs Lo Po'	Mr Shedden
Mr Bowman	Mr McBride	Mr Sullivan
Mr Clough	Mr McManus	Mr Thompson
Mr Crittenden	Mr Markham	Mr Whelan
Mr Doyle	Mr Martin	Mr Yeadon
Mr Face	Mr Mills	Mr Ziolkowski
Mr Gaudry	Mr Moss	
Mr Gibson	Mr J. H. Murray	
Mrs Grusovin	Mr Neilly	Tellers
Mr Harrison	Mr Newman	
Mr Hunter	Ms Nori	Mr Beckroge
Mr Iemma	Mr Page	Mr Davoren

Pairs

Mr Downy	Mr Carr
Mr Fahey	Mr Nagle
Mr Glachan	Dr Refshauge

And so it was resolved in the affirmative.

Original question put and passed.

7 RAIL SAFETY BILL

Mr Baird moved, pursuant to notice, That leave be given to bring in a bill for an Act to promote the safe construction, operation and maintenance of railways; to make consequential amendments to other Acts; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Baird moved, That this bill be now read a second time.

Debate adjourned (Mr Langton) and the resumption of the adjourned debate made an Order of the Day for a future day.

8 ELECTRICITY (AMENDMENT) BILL

Mr West moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Electricity Act 1945 to constitute electricity distributors as bodies corporate, and to specify their functions; to provide for the dissolution of certain county councils constituted under the Local Government Act 1919 that are suppliers of electricity; to repeal the County Districts Reconstitution Act 1979; to make consequential amendments to certain Acts; and for other purposes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 May 1993

Question put and passed.

Bill presented and read a first time.

Mr West moved, That this bill be now read a second time.

Debate adjourned (Mr Rogan) and the resumption of the adjourned debate made an Order of the Day for a future day.

9 CATTLE COMPENSATION (AMENDMENT) BILL

Mr Armstrong moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Cattle Compensation Act 1951 in relation to the Cattle Compensation Fund; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Armstrong moved, That this bill be now read a second time.

Debate adjourned (Mr Martin) and the resumption of the adjourned debate made an Order of the Day for a future day.

10 DOG (AMENDMENT) BILL
CRIMES (DOGS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Peacocke, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bills read a second time.

Leave granted for the third reading to be moved forthwith.

Bills, on motion of Mr Peacocke, read a third time.

11 LIQUOR (AMENDMENT) BILL
REGISTERED CLUBS (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mrs Cohen, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

It being 5.15 p.m. debate interrupted for private members' statements.

12 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

13 LIQUOR (AMENDMENT) BILL REGISTERED CLUBS (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mrs Cohen, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

Question put and passed.

Bills read a second time.

Mr Chappell, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bills.

Mr Speaker resumed the Chair and Mr Chappell, Temporary Chairman, reported the Bills with amendments.

On motion of Mrs Cohen, the Report was adopted.

Ordered by Mr Speaker That the third reading stand an Order of the Day for tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 May 1993

14 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 11.46 p.m., until tomorrow, at 9.00 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 20

THURSDAY 13 MAY 1993

1 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 1 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(2) Notice of Motion No. 2 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(3) Notice of Motion No. 3 of General Business (for Bills) postponed, by Ms Moore, until tomorrow.

(4) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

(5) Order of the Day No. 2 of General Business (for Bills) postponed, by Mr Carr, until tomorrow.

(6) Order of the Day No. 3 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(7) Order of the Day No. 4 of General Business (for Bills) postponed, by Ms Moore, until tomorrow.

(8) Order of the Day No. 5 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(9) Order of the Day No. 6 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

2 HOMEFUND MORTGAGE RELIEF BILL

(1) Ordered, on motion of Mrs Grusovin, That Order of the Day No. 8 of General Business (for Bills) be discharged.

(2) Ordered, on motion of Mrs Grusovin, That the HomeFund Mortgage Relief Bill be withdrawn.

3 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS (continuation of entry No. 1)

(1) Order of the Day No. 14 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(2) Order of the Day No. 19 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

4 NATIONAL PARKS AND WILDLIFE (EMU LICENCE) AMENDMENT BILL

Mr Small moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the National Parks and Wildlife Act 1974 to provide for the licensing of emu breeding and other related activities; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Small moved, That this bill be now read a second time.

Debate adjourned (Mr Face) and the resumption of the adjourned debate made an Order of the Day for a future day.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 May 1993

5 SOUTH TWEED TAFE COLLEGE LAND BILL

Mr Face moved, pursuant to notice, That leave be given to bring in a bill for an Act to declare as a public reserve certain land that at present forms part of the site of the South Tweed College of Technical and Further Education.

Question put and passed.

Bill presented and read a first time.

Mr Face moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

It being before 10.00 a.m., and consideration of General Business Notices of Motions (for Bills) having concluded, General Business Orders of the Day (for Bills) proceeded with.

6 SUSPENSION OF STANDING ORDERS—ANTI-DISCRIMINATION (HOMOSEXUAL VILIFICATION) AMENDMENT BILL

Ms Moore moved, That so much of the Standing and Sessional Orders be suspended as would preclude consideration forthwith of Order of the Day No. 9 of General Business (for Bills).

Question put.

The House divided.

Ayes 50

Ms Allan	Mr Knight	Mr Price
Mr Amery	Mr Knowles	Dr Refshauge
Mr Anderson	Mr Langton	Mr Rogan
Mr Aquilina	Mrs Lo Po'	Mr Rumble
Mr A. S. Aquilina	Mr McBride	Mr Scully
Mr Bowman	Mr McManus	Mr Shedden
Mr Carr	Dr Macdonald	Mr Sullivan
Mr Clough	Mr Markham	Mr Thompson
Mr Crittenden	Mr Martin	Mr Whelan
Mr Doyle	Mr Mills	Mr Windsor
Mr Face	Ms Moore	Mr Yeadon
Mr Gaudry	Mr Moss	Mr Ziolkowski
Mr Gibson	Mr J. H. Murray	
Mrs Grusovin	Mr Nagle	
Mr Hatton	Mr Neilly	Tellers
Mr Hunter	Mr Newman	
Mr Iemma	Ms Nori	Mr Beckroge
Mr Irwin	Mr Page	Mr Davoren

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 May 1993

Noes 46

Mr Armstrong	Dr Kernohan	Mr Schultz
Mr Baird	Mr Kerr	Mr Small
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Ms Machin	Mr Souris
Mrs Chikarovski	Mr Merton	Mr Tink
Mr Cochran	Mr Morris	Mr Turner
Mrs Cohen	Mr Murray	Mr West
Mr Collins	Mr O'Doherty	Mr Yabsley
Mr Cruickshank	Mr Packard	Mr Zammit
Mr Fahey	Mr D. L. Page	
Mr Fraser	Mr Peacocke	
Mr Griffiths	Mr Petch	Tellers
Mr Hartcher	Mr Phillips	
Mr Hazzard	Mr Photios	
Mr Humpherson	Mr Rixon	Mr Beck
Mr Jeffery	Mr Schipp	Mr Downy

Pair

Mr Harrison

Mr Glachan

And so it was resolved in the affirmative.

7 ANTI-DISCRIMINATION (HOMOSEXUAL VILIFICATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Ms Moore, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Marrickville, Dr Refshauge, be allowed to continue his speech for a further period of five minutes.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 May 1993

The House divided.

Ayes 49

Ms Allan	Mr Knight	Dr Refshauge
Mr Amery	Mr Knowles	Mr Rogan
Mr Anderson	Mr Langton	Mr Rumble
Mr Aquilina	Mrs Lo Po'	Mr Scully
Mr A. S. Aquilina	Mr McBride	Mr Shedden
Mr Bowman	Mr McManus	Mr Smiles
Mr Carr	Dr Macdonald	Mr Sullivan
Mr Clough	Mr Markham	Mr Thompson
Mr Crittenden	Mr Martin	Mr Whelan
Mr Doyle	Mr Mills	Mr Yeadon
Mr Face	Ms Moore	Mr Ziolkowski
Mr Gaudry	Mr Moss	
Mr Gibson	Mr J. H. Murray	
Mrs Grusovin	Mr Nagle	
Mr Hatton	Mr Neilly	Tellers
Mr Hunter	Mr Newman	
Mr Iemma	Ms Nori	Mr Beckroge
Mr Irwin	Mr Price	Mr Davoren

Noes 17

Mr Blackmore	Ms Machin	Mr Windsor
Mr Cochran	Mr O'Doherty	
Mr Cruickshank	Mr D. L. Page	
Mr Fraser	Mr Rixon	Tellers
Mr Jeffery	Mr Small	
Dr Kernohan	Mr Smith	Mr Beck
Mr Kerr	Mr Turner	Mr Schultz

Pairs

Mr Harrison	Mr Glachan
Mr Page	Mr Peacocke

And so it was resolved in the affirmative.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Ms Moore, read a third time.

8 OATHS AND CROWN REFERENCES BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Carr, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Parramatta, Mr Ziolkowski, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Monaro, Mr Cochran, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Auburn, Mr Nagle, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Cronulla, Mr Kerr, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for The Entrance, Mr McBride, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Davidson, Mr Humpherson, be allowed to continue his speech for a further period of five minutes.

Question put.

The House divided.

Ayes 48

Ms Allan	Mr Irwin	Ms Nori
Mr Amery	Mr Knight	Mr Price
Mr Anderson	Mr Knowles	Dr Refshauge
Mr Aquilina	Mr Langton	Mr Rogan
Mr A. S. Aquilina	Mrs Lo Po'	Mr Rumble
Mr Bowman	Mr McBride	Mr Scully
Mr Carr	Mr McManus	Mr Shedden
Mr Clough	Dr Macdonald	Mr Sullivan
Mr Crittenden	Mr Markham	Mr Thompson
Mr Doyle	Mr Martin	Mr Whelan
Mr Face	Mr Mills	Mr Yeadon
Mr Gaudry	Ms Moore	Mr Ziolkowski
Mr Gibson	Mr Moss	
Mrs Grusovin	Mr J. H. Murray	Tellers
Mr Hatton	Mr Nagle	
Mr Hunter	Mr Neilly	Mr Beckroge
Mr Iemma	Mr Newman	Mr Davoren

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 May 1993

Noes 45

Mr Armstrong	Dr Kernohan	Mr Schultz
Mr Blackmore	Mr Kerr	Mr Small
Mr Causley	Mr Kinross	Mr Smiles
Mr Chappell	Mr Longley	Mr Smith
Mrs Chikarovski	Ms Machin	Mr Souris
Mr Cochran	Mr Merton	Mr Tink
Mrs Cohen	Mr Morris	Mr Turner
Mr Collins	Mr Murray	Mr West
Mr Cruickshank	Mr O'Doherty	Mr Windsor
Mr Fahey	Mr Packard	Mr Yabsley
Mr Fraser	Mr D. L. Page	Mr Zammit
Mr Griffiths	Mr Petch	
Mr Hartcher	Mr Phillips	Tellers
Mr Hazzard	Mr Photios	
Mr Humpherson	Mr Rixon	Mr Beck
Mr Jeffery	Mr Schipp	Mr Downy

Pairs

Mr Harrison	Mr Glachan
Mr Page	Mr Peacocke

And so it was resolved in the affirmative.

Bill read a second time.

It being 1.00 p.m. proceedings interrupted pursuant to Sessional Orders.

Ordered, that the Committee stage stand an Order of the Day for tomorrow.

It being after 1.00 p.m., General Business Orders of the Day (Committee Reports) proceeded with.

9 SELECT COMMITTEE UPON THE ADMINISTRATION OF STATE OWNED COAL MINES

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

10 NOTICE OF MATTER FOR URGENT CONSIDERATION

Dr Macdonald—Joint Select Committee upon the Sydney Water Board.

11 QUESTIONS

DISTINGUISHED VISITORS

Mr Speaker informed the House of the presence in the gallery of Mr Souichi Sugwara, Vice President, Mr Kiyosumi Kuroda, Director General, and Mr Mamoru Kosaka, Director-Secretariat Section, Management Division, of the Tokyo Metropolitan Assembly.

12 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Newman—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Gaudry—from certain citizens opposing the non use of vacant heritage buildings at Honeysuckle Goodyards.

Mr Gaudry—from certain citizens requesting that the railway line between Civic Station and Newcastle Station not be closed.

Mr Gaudry—from certain citizens requesting the retention of the Hunter Valley railway line and the continuation of the rail line to Newcastle Station.

Mr Newman—from certain citizens opposing the introduction of ticket vending machines at Canley Vale station.

Mr J. H. Murray—from certain citizens requesting the re-opening of the former Drummoyne Boys High School as a co-education high school.

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Ms Nori—from certain citizens requesting the retention of land at Pyrmont Point in public ownership.

Mr Sullivan—from certain citizens opposing water charges for public tenants.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 May 1993

Mr Davoren and Mr J. H. Murray—from certain citizens opposing the privatisation of public hospitals.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

13 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr West, until 25 May 1993.

14 PRINTING OF PAPERS

(Formal Business)—Ordered, on motion of Mr West, That the following papers be printed:

Report No. 2 of 1993 to the Premier on the determination of Maximum Prices under section 11 (1) of the Government Pricing Tribunal Act 1992, dated 10 May 1993.

Report of the Fish River Water Supply Undertaking for 1992.

Report of the South West Tablelands Water Supply Undertaking for 1992.

Report of the Broken Hill Water Board for 1992.

Report to Parliament under the Endangered Fauna (Interim Protection) Act 1991, dated 23 April 1993.

15 QUESTIONS UPON NOTICE—UNANSWERED

Mr Speaker drew the attention of the House to Questions upon Notice (Nos 433 and 439) not answered within 15 sitting days and called on the responsible Ministers to explain their non-compliance with Sessional Orders.

16 JOINT SELECT COMMITTEE UPON POLICE ADMINISTRATION

Mr Yabsley brought up and laid upon the Table the Second Report of the Joint Select Committee upon Police Administration concerning the Police Service (Management) Amendment Bill 1993, dated 13 May 1993.

Ordered to be printed.

Mr Yabsley moved, That the House take note of the Report.

Ordered by Mr Speaker, That the resumption of the debate stand an Order of the Day for tomorrow.

17 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST CORRUPTION

Mr Kerr brought up and laid upon the Table—

Minutes of Evidence taken before the Committee concerning the review of the Independent Commission Against Corruption Act.

Correspondence on Primary Facts Issue concerning the review of the Independent Commission Against Corruption Act.

Minutes of Evidence and Correspondence concerning a matter raised by Andrew Tink M.P.

Ordered to be printed.

Mr Kerr moved, That the House take note of the Papers.

Ordered by Mr Speaker, That the resumption of the debate stand an Order of the Day for tomorrow.

18 SUSPENSION OF STANDING ORDERS—EARLY RELEASE OF PRISONERS

Mr Whelan sought leave of the House to move for the suspension of Standing and Sessional Orders.

Leave not granted.

19 MATTER FOR URGENT CONSIDERATION—JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

Dr Macdonald moved, pursuant to notice, amended by leave, That, notwithstanding anything contained in the Standing and Sessional Orders of either House, a Joint Select Committee be appointed to inquire into and report on the following terms of reference with regard to the Sydney Water Board:

- (1) (a) the operation and effectiveness of the clean waterways program with regard to its objectives;
- (b) the credible and independent regulation of water quality and quantity with particular regard for environmental factors;
- (c) the recommendations of the Government Pricing Tribunal Inquiry into water pricing;
- (d) improvements to accountability and efficiency to the Water Board through changes to institutional arrangements within the Board;
- (e) the Water Board's longer term strategies for catchment management and demand management and the impact of the proposed water quality treatment plants;

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 May 1993

- (f) the current and projected environmental standards for discharge to receiving waters in terms of whether they reflect community needs and with regard to their affordability;
- (g) long term strategic planning of Sydney's waste water treatment including urban drainage decentralisation and beneficial re-use;
- (h) the existing capital structure and the future capital needs having regard to the impact of the payment of \$200 million in dividend payments to consolidated revenue on the Board's capacity to fund capital works and environmental improvements, including the impact of borrowing by the Board in or outside Loan Council guidelines to fund capital works;
- (i) an account of expenditure upon the special environmental service charge;
- (j) the use of consultants, professional services and contractors by the Board as defined by the Office of Public Management; and
- (k) any matters relating to or arising out of the above terms of reference.

(2) That the committee shall consist of ten members of the joint Houses, being:

- five from the Government, (three Legislative Assembly members and two Legislative Council members);
- three from the Opposition (two Legislative Assembly members and one Legislative Council member);
- one from the Australian Democrats;

who shall be nominated in writing to the Clerk of the Legislative Assembly by relevant Party Leaders; and

- Dr Macdonald.

(3) That the Chairman of the committee be Dr Macdonald who shall have both a deliberative and casting vote.

(4) That at any meeting of the committee, the Chairman and any other five members shall constitute a quorum provided that the committee meets as a joint committee at all times.

(5) That such committee shall have leave to meet during any sittings or adjournment of both Houses, to adjourn from place to place, to make visits of inspection within New South Wales and other states of the Commonwealth of Australia, and have power to take evidence and send for persons and papers and to report from time to time.

(6) That should either or both Houses stand adjourned and the committee agree to any report before the Houses resume sitting:

(a) the committee have leave to send any such report, minutes and evidence taken before it to the Clerks of each House;

(b) the documents shall be printed and published and the Clerks shall forthwith take such action as is necessary to give effect to the order of each House; and

(c) the documents shall be laid upon the Table of each House at its next sitting.

(7) The committee be given adequate resources to conduct the inquiry including the resources for such consulting or advisory services as it may determine to be required.

(8) That the committee report to both Houses by Thursday 14 October 1993.

Debate ensued.

Question put and passed.

20 MINISTERIAL STATEMENT—NEW SOUTH WALES FILM INDUSTRY

Mr Collins (by leave), made a statement concerning the New South Wales film industry.

Mr Knowles also addressed the House.

21 SUBORDINATE LEGISLATION (AMENDMENT) BILL

Mr West moved, on behalf of Mr Fahey, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Subordinate Legislation Act 1989 with respect to the staged repeal of subordinate legislation and the forwarding of certain documents to the Regulation Review Committee; and to amend section 40 of the Interpretation Act 1987 with respect to the tabling of notice of the making of statutory rules.

Question put and passed.

Bill presented and read a first time.

Mr West moved, That this bill be now read a second time.

Debate adjourned (Mr Knowles) and the resumption of the adjourned debate made an Order of the Day for a future day.

22 STATUTE LAW (MISCELLANEOUS PROVISIONS) BILL STATUTE LAW (PENALTIES) BILL

Mr West moved, on behalf of Mr Fahey, pursuant to notice, That leave be given to bring in the following cognate bills:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 May 1993

- (i) A bill for an Act to repeal certain Acts and to amend certain other Acts in various respects and for the purpose of effecting statute law revision; and to make certain savings.
- (ii) A bill for an Act to amend various Acts to express penalties for offences in penalty units in accordance with section 56 of the Interpretation Act 1987.

Question put and passed.

Bills presented and read a first time.

Mr West moved, That these bills be now read a second time.

Debate adjourned (Mr Knowles) and the resumption of the adjourned debate made an Order of the Day for a future day.

23 STAMP DUTIES (AMENDMENT) BILL

Mr Souris moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Stamp Duties Act 1920 to enable the assessment and payment of duty using electronic data information techniques; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Souris moved, That this bill be now read a second time.

Debate adjourned (Mr Knowles) and the resumption of the adjourned debate made an Order of the Day for a future day.

24 LOCAL GOVERNMENT BILL IMPOUNDING BILL LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL ROADS BILL TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read, Mr Hazzard, Acting Speaker, left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the bills.

It being 5.15 p.m. consideration of the bills in Committee interrupted for private members' statements.

Mr Speaker resumed the Chair, and Mr Tink, Temporary Chairman, reported progress.

Ordered, by Mr Speaker, That the interrupted consideration of the bills in the Committee of the Whole stand an Order of the Day for a later hour of the day.

25 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

26 MESSAGES FROM THE GOVERNOR

Mr Speaker reported messages from His Excellency the Governor assenting to the following bills:

12 May 1993

Home Purchase Assistance Authority Bill
Motor Vehicles (Third Party Insurance) Amendment Bill.

27 LOCAL GOVERNMENT BILL

IMPOUNDING BILL

LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL

ROADS BILL

TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read, Mr Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the bills.

Mr Speaker resumed the Chair, and the Chairman, reported progress and obtained leave to sit again tomorrow.

28 MESSAGE TO THE LEGISLATIVE COUNCIL—JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

Ordered, on motion of Mr Peacocke (by leave), That the following message be sent to the Legislative Council:

Mr PRESIDENT

The Legislative Assembly desires to acquaint the Legislative Council that it has this day agreed to the following resolution—

That notwithstanding anything contained in the Standing or Sessional Orders of either House a Joint Select Committee be appointed to inquire into and report on the following terms of reference with regard to the Sydney Water Board:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 May 1993

- (1) (a) the operation and effectiveness of the clean waterways program with regard to its objectives;
- (b) the credible and independent regulation of water quality and quantity with particular regard for environmental factors;
- (c) the recommendations of the Government Pricing Tribunal inquiry into water pricing;
- (d) improvements to accountability and efficiency to the Water Board through changes to institutional arrangements within the Board;
- (e) the Water Board's longer term strategies for catchment management and demand management and the impact of the proposed water quality treatment plants;
- (f) the current and projected environmental standards for discharge to receiving waters in terms of whether they reflect community needs and with regard to their affordability;
- (g) long term strategic planning of Sydney's waste water treatment including urban drainage decentralisation and beneficial re-use;
- (h) the existing capital structure and the future capital needs having regard to the impact of the payment of \$200 million in dividend payments to consolidated revenue on the Board's capacity to fund capital works and environmental improvements, including the impact of borrowing by the Board in or outside Loan Council guidelines to fund capital works;
- (i) an account of expenditure upon the special environmental service charge; and
- (j) the use of consultants, professional services and contractors by the Board as defined by the Office of Public Management; and
- (k) any matters relating to or arising out of the above terms of reference.
- (2) That the committee shall consist of ten members of the joint Houses, being:
- five from the Government, (three Legislative Assembly members and two Legislative Council members);
 - three from the Opposition (two Legislative Assembly members and one Legislative Council member);
 - one from the Australian Democrats;
- who shall be nominated in writing to the Clerk of the Legislative Assembly by relevant Party Leaders; and
- Dr Macdonald.

(3) That the Chairman of the committee be Dr Macdonald who shall have both a deliberative and casting vote.

(4) That at any meeting of the committee, the Chairman and any other five members shall constitute a quorum provided that the committee meets as a joint committee at all times.

(5) That such committee shall have leave to meet during any sittings or adjournment of both Houses, to adjourn from place to place, to make visits of inspection within New South Wales and other states of the Commonwealth of Australia, and have power to take evidence and send for persons and papers and to report from time to time.

(6) That should either or both Houses stand adjourned and the committee agree to any report before the Houses resume sitting:

(a) the committee have leave to send any such report, minutes and evidence taken before it to the Clerks of each House;

(b) the documents shall be printed and published and the Clerks shall forthwith take such action as is necessary to give effect to the order of each House; and

(c) the documents shall be laid upon the Table of each House at its next sitting.

(7) The committee be given adequate resources to conduct the inquiry including the resources for such consulting or advisory services as it may determine to be required.

(8) That the committee report to both Houses by Thursday 14 October 1993.

and requests that the Legislative Council will appoint four of its members to serve with the members of the Legislative Assembly upon such Joint Select Committee and to name the time and place for the first meeting.

Legislative Assembly
13 May 1993

K. R. ROZZOLI
Speaker

29 LIQUOR (AMENDMENT) BILL
REGISTERED CLUBS (AMENDMENT) BILL

The Order of the Day having been read, Mr Peacocke moved, on behalf of Mrs Cohen, That these bills be now read a third time.

Question put and passed.

Bills read a third time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 May 1993

30 ADJOURNMENT

Mr Peacocke moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.59 p.m., until Tuesday 18 May 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 21

TUESDAY 18 MAY 1993

1 NOTICE OF MATTER FOR URGENT CONSIDERATION

Mr Martin—Minister for Agriculture and Rural Affairs

2 QUESTIONS

3 SUSPENSION OF STANDING ORDERS—PUBLIC TRANSPORT FARE INCREASES

Mr Langton sought leave of the House to move for the suspension of Standing and Sessional Orders.

Leave not granted.

4 NOTICES OF MOTIONS

5 PAPERS

(1) Mr West laid upon the Table—

Environmental Impact Statement Strategy Progress Report from the Forestry Commission pursuant to the Timber Industry (Interim Protection) Act 1992, dated 30 March 1993.

(2) Mr Collins laid upon the Table—

Report of the Building Services Corporation for 1992.

(3) Mr Peacocke laid upon the Table—

Local Government Act 1919—

(a) Ordinance (Amendment of Ordinance No. 4). (Gazette 180, 9 December 1988, page 6293.)

(b) Ordinance (Amendment of Ordinance No. 44). (Gazette 93, 8 September 1989, page 6615.)

(c) Ordinance (Relating to depth of burials and interment in vaults). (Gazette 92, 1 September 1989, page 6394.)

(d) Ordinance (Relating to electricity meters and penalties). (Gazette 21, 9 February 1990, page 1066.)

(e) Ordinance (Relating to general rates). (Gazette 114, 24 November 1989, page 10011.)

(f) Ordinance (Variation of adopted specification). (Gazette 72, 9 June 1989, page 3397.)

(4) Mr Causley laid upon the Table—

Fisheries and Oyster Farms Act 1935—Regulation (Relating to restrictions on the catching of certain species of fish). (Gazette 41, 30 April 1993, page 1955.)

(5) Mr Souris laid upon the Table—

Public Authorities (Financial Arrangements) Act 1987—Regulation (Relating to the borrowing powers of the University of New England). (Gazette 43, 7 May 1993, page 2119.)

(6) Mrs Chikarovski laid upon the Table—

Report of the Technical Education Trust Funds (Technical and Further Education Commission) for 1992.

6 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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Mr Whelan—from certain citizens opposing proposed staff cuts at Lewisham railway station.

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Dr Refshauge—from certain citizens requesting action to combat the effects of Hepatitis C.

Mr McManus—from certain citizens concerning the Bulli District Hospital and that there be no reductions to services or staff at Coledale Hospital or Garrawarra Hospital.

Mr Neilly—from certain citizens requesting penalties for drivers, other than permitted drivers, who park in disabled parking spaces of shopping centre parking areas.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

7 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

(1) Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until 25 May 1993.

(2) Order of the Day No. 1 of Business of the House postponed, by Mr West, until 25 May 1993.

8 REGULATION REVIEW COMMITTEE

Mr Cruickshank brought up and laid upon the Table Report No. 19 of the Regulation Review Committee, dated May 1993.

Ordered to be printed.

Mr Cruickshank moved, That the House take note of the Report.

Ordered by Mr Speaker, That the resumption of the debate stand an Order of the Day for tomorrow.

9 UNITED NATIONS WORLD CONFERENCE ON HUMAN RIGHTS

(Formal Business)—Ordered, on motion of Ms Machin,

(1) (a) That this House notes:

(i) The protection of human rights is the responsibility of governments and the international community;

(ii) Human rights are universal and that economic, social, cultural and civil and political rights are indivisible;

- (iii) Violations of human rights remain widespread in many regions of the world;
- (iv) The United Nations World Conference on Human Rights will take place in Vienna in June 1993;
- (v) The United Nations has been provided with inadequate resources to tackle human rights violations; and

(b) Therefore maintains that:

- (i) The United Nations World Conference on Human Rights should reaffirm the universality and interdependence of all human rights;
- (ii) Governments attending the United Nations World Conference on Human Rights should commit themselves to signing and respecting existing international agreements on human rights;
- (iii) The United Nations World Conference on Human Rights should consider Amnesty International's proposals for reform and strengthening of the United Nation's human rights machinery;
- (iv) The Australian Government should support the proposal to create a United Nations Special Commissioner on Human Rights as a practical step towards increasing human rights protection.

(2) That the Speaker convey to the Minister for Foreign Affairs and Trade, Senator the Honourable Gareth Evans, the views expressed above and seeks his support for the creation of a new high level post of United Nations Special Commissioner on Human Rights and for an increase in the Overseas Development Aid Budget devoted to the promotion and protection of human rights.

10 MATTER FOR URGENT CONSIDERATION—MINISTER FOR AGRICULTURE AND RURAL AFFAIRS

Mr Martin moved, pursuant to notice; That this House deplores the mishandling by the Minister for Agriculture and Rural Affairs of the Paddy's Market dispute, his failure to respond to serious allegations made by the member for Murrumbidgee in relation to the Markets and the Minister's failure to properly administer the Sydney Market Authority.

Debate ensued.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 May 1993

11 MATTER OF PUBLIC IMPORTANCE—TAFE FASHION AND TEXTILE STUDIES

Mr Speaker having previously informed the House of receipt of a notice of a matter of public importance—

Mr J. H. Murray moved, That this House notes, as a matter of public importance:

The proposed closure of TAFE fashion and textile studies by the Fahey Government and its deleterious impact on some 400 teachers and 8000 students in the school of fashion and textiles.

Debate ensued.

Question put and passed.

12 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read, Mr Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the bills.

It being 5.15 p.m. consideration of the bills in Committee interrupted for private members' statements.

Mr Speaker resumed the Chair, and the Chairman, reported progress.

Ordered, by Mr Speaker, That the further consideration of the bills in the Committee of the Whole stand an Order of the Day for a later hour of the day.

13 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

14 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Tink, Acting Speaker, reported messages from the Legislative Council returning the following bills without amendment:

18 May 1993

Guardianship (Amendment) Bill
New South Wales-Queensland Border Rivers (Amendment) Bill.

15 NOTICES OF MOTIONS

(1) Mr Hartcher (by leave), withdrew the notice of motion for the Environmental Planning and Assessment (Part 5) Amendment Bill given this day for tomorrow.

(2) Given after time prescribed by Standing Orders—Mr Hartcher.

16 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read, Mr Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the bills.

And the Committee continuing to sit after midnight—

WEDNESDAY 19 MAY 1993 a.m.

Mr Speaker resumed the Chair, and the Chairman, reported progress and obtained leave to sit again at a later hour of the day.

17 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

18 May 1993

Centennial Park and Moore Park Trust (Royal Easter Show) Amendment Bill
Justices (Amendment) Bill
Liquor (Amendment) Bill
Registered Clubs (Amendment) Bill.

Mr Speaker left the Chair at 12.19 a.m. until the ringing of one long bell.

Mr Speaker resumed the Chair upon the ringing of one long bell at 12.48 a.m.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 and 19 May 1993 a.m.

- 18 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read, Mr Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the bills.

Mr Speaker resumed the Chair, and the Chairman, reported progress and obtained leave to sit again tomorrow.

19. ADJOURNMENT

Mr Peacocke moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 1.56 a.m., until 2.15 p.m., this day.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 22

WEDNESDAY 19 MAY 1993

1 NOTICE OF MATTER FOR URGENT CONSIDERATION

Mr Martin—Conversion of Crown Leasehold Lands

2 MESSAGES FROM THE GOVERNOR

Mr Speaker reported messages from His Excellency the Governor assenting to the following bills:

18 May 1993

Entertainment Industry (Interim Council) Amendment Bill
Trustee (Amendment) Bill.

3 QUESTIONS

4 NOTICES OF MOTIONS

5 PAPERS

Mr Murray (by leave) laid upon the Table—

Traffic Act 1909—

(a) Regulation (Relating to penalty notices for unregistered and uninsured vehicle offences). (Gazette 43, 7 May 1993, page 2126.)

(b) Regulation (Relating to vehicle dimensions). (Gazette 43, 7 May 1993, page 2122.)

6 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Gaudry—from certain citizens opposing the non use of vacant heritage buildings at Honeysuckle Goodyards.

Mr Gaudry—from certain citizens requesting that the railway line between Civic Station and Newcastle Station not be closed.

Mr Gaudry—from certain citizens opposing the privatisation of the Hunter Valley railway line and request the continuation of the rail line to Newcastle Station.

Mr Aquilina and Mr Whelan—from certain citizens supporting the public railway system.

Ms Allan—from certain citizens opposing any staff reductions at Toongabbie and other Western Sydney railway stations.

Mr Gibson—from certain citizens requesting legislation to ensure workers rights when companies go into liquidation.

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Baird—from certain citizens praying for the full enforcement of the Disorderly Houses Act.

Mr Sullivan—from certain citizens opposing water charges for public tenants.

Mr Griffiths, Dr Refshauge, Mr Sullivan and Mr Turner—from certain citizens requesting action to combat the effects of Hepatitis C.

Mr Markham—from certain citizens requesting the present levels of service be maintained at Coledale, Bulli and Port Kembla hospitals.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

Mr Face—from certain citizens opposing any slot machines in the proposed Sydney casino.

Mr Gaudry—from certain citizens requesting more hospital beds in Newcastle.

Mr Price—from certain citizens objecting to Stockrington Rail Waste rubbish being dumped at Stockrington, Minmi, Seahampton and Butti.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

Ms Allan—from certain citizens requesting the ban from sale of war toys.

7 QUESTIONS UPON NOTICE—UNANSWERED

Mr Speaker drew the attention of the House to Questions upon Notice (Nos 508, 509, 518, 549, 552, 554 and 561) not answered within 15 sitting days and called on the responsible Ministers to explain their non-compliance with Sessional Orders.

8 LEGISLATION COMMITTEE ON THE WHISTLEBLOWERS PROTECTION BILL

Ordered, on motion of Mr West (by leave), That the reporting date for the Legislation Committee on the Whistleblowers Protection Bill be extended until 30 June 1993.

9 SELECT COMMITTEE UPON PORT MACQUARIE BASE HOSPITAL PROJECT

Ordered, on motion of Mr West (by leave), That the reporting date for the Select Committee upon the Port Macquarie Base Hospital Project be extended until 30 June 1993.

10 SELECT COMMITTEE UPON PUBLIC SECTOR SUPERANNUATION SCHEMES

Ordered, on motion of Mr West (by leave), That the reporting date for the Select Committee upon Public Sector Superannuation Schemes be extended until 7 September 1993.

11 MATTER FOR URGENT CONSIDERATION—CONVERSION OF CROWN LEASEHOLD LANDS

Mr Martin moved, pursuant to notice, That this House, as a matter of urgency, directs the government to immediately reinstate the moratorium on further conversions of Crown Leasehold Lands where any agency has notified an interest in those lands until such time as the Parliament has had time to consider a bill in detail which provides permanent protection from sale of Crown Leasehold Lands with certain values.

Debate ensued.

Question put.

The House divided.

Ayes 48

Ms Allan	Mr Irwin	Ms Nori
Mr Amery	Mr Knight	Mr Page
Mr Anderson	Mr Knowles	Mr Price
Mr Aquilina	Mr Langton	Dr Refshauge
Mr A. S. Aquilina	Mrs Lo Po'	Mr Rogan
Mr Bowman	Mr McBride	Mr Scully
Mr Clough	Mr McManus	Mr Shedden
Mr Crittenden	Dr Macdonald	Mr Sullivan
Mr Doyle	Mr Markham	Mr Thompson
Mr Face	Mr Martin	Mr Whelan
Mr Gaudry	Mr Mills	Mr Yeadon
Mr Gibson	Ms Moore	Mr Ziolkowski
Mrs Grusovin	Mr Moss	
Mr Harrison	Mr J. H. Murray	Tellers
Mr Hatton	Mr Nagle	
Mr Hunter	Mr Neilly	Mr Beckroge
Mr Iemma	Mr Newman	Mr Davoren

Noes 45

Mr Armstrong	Mr Jeffery	Mr Rixon
Mr Baird	Dr Kernohan	Mr Schipp
Mr Blackmore	Mr Kerr	Mr Schultz
Mr Causley	Mr Kinross	Mr Small
Mr Chappell	Mr Longley	Mr Smith
Mrs Chikarovski	Ms Machin	Mr Souris
Mr Cochran	Mr Merton	Mr Tink
Mrs Cohen	Mr Morris	Mr Turner
Mr Collins	Mr Murray	Mr West
Mr Cruickshank	Mr O'Doherty	Mr Windsor
Mr Fahey	Mr Packard	Mr Zammit
Mr Fraser	Mr D. L. Page	
Mr Griffiths	Mr Peacocke	Tellers
Mr Hartcher	Mr Petch	
Mr Hazzard	Mr Phillips	Mr Beck
Mr Humpherson	Mr Photios	Mr Downy

Pairs

Mr Carr	Mr Glachan
Mr Rumble	Mr Smiles

And so it was resolved in the affirmative.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 May 1993

- 12 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bills.

Mr Chappell, Acting Speaker, resumed the Chair, and the Chairman, reported progress and obtained leave to sit again at a later hour of the day.

- 13 ANTIOCHIAN ORTHODOX CHURCH PROPERTY TRUST BILL

Ordered, on motion of Mr Hartcher, pursuant to notice, That the Antiochian Orthodox Church Property Trust Bill forwarded to the Legislative Council during the previous Session of the present Parliament not having been finally dealt with because of the prorogation of the Legislature, the following message be sent to the Council:

Mr PRESIDENT—

A bill, intituled "An Act to constitute as a corporation the Antiochian Orthodox Church Property Trust, to specify the Trust's functions, and to provide for the vesting of certain property in the Trust", forwarded to the Legislative Council for concurrence during the previous Session of the present Parliament not having been finally dealt with because of prorogation of the Legislature, the Legislative Assembly requests that the said bill be proceeded with under the Council Standing Order in that behalf.

It being 5.15 p.m. debate interrupted for private members' statements.

- 14 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

- 15 STATUTE LAW (MISCELLANEOUS PROVISIONS) BILL
STATUTE LAW (PENALTIES) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fahey, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bills read a second time.

Leave granted for the third reading to be moved forthwith.

Bills, on motion of Mr West, on behalf of Mr Fahey, read a third time.

16 SUBORDINATE LEGISLATION (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fahey, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Speaker resumed the Chair and Mr Tink, Temporary Chairman, reported the bill with amendments.

On motion of Mr West, on behalf of Mr Fahey, the Report was adopted.

Ordered by Mr Speaker, That the third reading stand an Order of the Day for a later hour of the day.

17 STAMP DUTIES (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Souris, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Mr Whelan moved, That this debate be now adjourned.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 May 1993

Ordered, That the resumption of the adjourned debate stand an Order of the Day for a later hour of the day.

- 18 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the further consideration of the bills.

Mr Speaker resumed the Chair, and Mr Chappell, Temporary Chairman, reported progress and obtained leave to sit again at a later hour of the day.

- 19 HOMEBUSH BAY MINISTERIAL CORPORATION (DISSOLUTION) BILL

Mr Collins moved, pursuant to notice, That leave be given to bring in a bill for an Act to dissolve the Homebush Bay Ministerial Corporation; to transfer assets, rights and liabilities of that corporation to the Homebush Bay Development Corporation; to repeal the Homebush Abattoir Corporation (Dissolution and Transfer) Act 1991; to consequentially amend certain Acts; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Collins moved, That this bill be now read a second time.

Debate adjourned (Mr Page) and the resumption of the adjourned debate made an Order of the Day for a future day.

- 20 FILM AND VIDEO TAPE CLASSIFICATION (AMENDMENT) BILL

Mr Hartcher moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Film and Video Tape Classification Act 1984 to provide for an "MA" classification for films that are not suitable for viewing by persons under the age of 15 years; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Irwin) and the resumption of the adjourned debate made an Order of the Day for a future day.

21 PROTECTION OF THE ENVIRONMENT ADMINISTRATION (AMENDMENT) BILL

Mr Hartcher moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Protection of the Environment Administration Act 1991 with respect to the environmental assessment of the granting of certain licences, approvals and certificates of registration by the Environmental Protection Authority.

Question put and passed.

Bill presented and read a first time.

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Irwin) and the resumption of the adjourned debate made an Order of the Day for a future day.

22 INDUSTRIAL RELATIONS (AMENDMENT) BILL

Mr Hartcher moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend section 122 of the Industrial Relations Act 1991 so as to disregard penalty rates in determining the minimum rates of wages for enterprise agreements.

Question put and passed.

Bill presented and read a first time.

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Irwin) and the resumption of the adjourned debate made an Order of the Day for a future day.

23 MOTOR ACCIDENTS (AMENDMENT) BILL

Mr Hartcher moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Motor Accidents Act 1988 with respect to the commencement and duration of third-party policies, the form and making of claims, the rights and liabilities of the Nominal Defendant and the assessment of damages; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Whelan) and the resumption of the adjourned debate made an Order of the Day for a future day.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 May 1993

24 SUPERANNUATION LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL

Mr Souris moved, on behalf of Mr Hartcher, pursuant to notice, That leave be given to bring in a bill for an Act to amend various public sector superannuation Acts in relation to the privatisation of certain public sector employers, salary for superannuation purposes and as a consequence of the introduction of the First State Superannuation Scheme; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Souris moved, That this bill be now read a second time.

Debate adjourned (Mr Gaudry) and the resumption of the adjourned debate made an Order of the Day for a future day.

25 PRISONS (AMENDMENT) BILL
SENTENCING (AMENDMENT) BILL

Mr Merton moved, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to amend the Prisons Act 1952 to abolish the Serious Offenders Review Board and to constitute the Serious Offenders Review Council, to make further provision with respect to the segregation of prisoners and drug testing of prisoners, and for other purposes; and to amend the Defamation Act 1974 consequentially.
- (ii) A bill for an Act to amend the Sentencing Act 1989 with respect to the functions of the Offenders Review Board; and for other purposes.

Question put and passed.

Bills presented and read a first time.

Mr Merton moved, That these bills be now read a second time.

Debate adjourned (Mr Gaudry) and the resumption of the adjourned debate made an Order of the Day for a future day.

26 POLICE SERVICE (MANAGEMENT) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Griffiths, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for South Coast, Mr Hatton, be allowed to continue his speech for a further period of five minutes.

Question put and passed.

Bill read a second time.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

And the Committee continuing to sit after midnight—

THURSDAY 20 MAY 1993 a.m.

Mr Speaker resumed the Chair and Mr Tink, Temporary Chairman, reported the bill with amendments.

On motion of Mr Griffiths, the Report was adopted.

And Mr Speaker having consented to the third reading being taken forthwith.

Bill, on motion of Mr Griffiths, read a third time.

27 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

19 May 1993

Antiochian Orthodox Church Property Trust Bill
Dog (Amendment) Bill
Crimes (Dogs) Amendment Bill
Fair Trading (Lay-by) Amendment Bill.

28 JOINT SELECT COMMITTEE UPON SYDNEY WATER BOARD

Mr Speaker reported the following message from the Legislative Council:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 and 20 May 1993 a.m.

Mr SPEAKER

The Legislative Council having had under consideration the Legislative Assembly's Message of 13 May 1993, relating to the appointment of a Joint Select Committee on the Sydney Water Board, informs the Legislative Assembly that it has this day agreed to the following Resolution:

(1) That this House agrees to paragraphs 1 and 3 to 8 of the Resolution in the Legislative Assembly's Message of 13 May 1993, relating to the appointment of a Joint Select Committee on the Sydney Water Board.

(2) That this House insists that the Committee be composed of an equal number of Members of each House.

(3) That paragraph (2) of the Resolution in the Legislative Assembly's Message of 13 May 1993, be substituted as follows:

(2) That the Committee consist of twelve members, as follows:

(a) six shall be Members of the Legislative Assembly, being:

(i) three from the Government;

(ii) two from the Opposition;

who shall be nominated in writing to the Clerk of the Legislative Assembly by the relevant Party Leaders; and

(iii) Dr Macdonald.

(b) six shall be Members of the Legislative Council; and

(c) that the representatives of the Legislative Council on the Committee be Miss Gardiner, Mrs Forsythe, Mr Jones, Mr Manson, Mr Obeid and Mr Ryan.

(4) That Thursday 20 May 1993, at 5.15 p.m. in room 1043 be the time and place for the first meeting of the Committee.

(5) That the Legislative Council expresses the view that on any future occasion on which a Joint Committee may be proposed the same number of Members should be appointed from both Houses.

The Legislative Council requests the concurrence of the Legislative Assembly in the proposed amendment to paragraph (2) of the Legislative Assembly's Resolution.

Legislative Council
19 May 1993

M. F. WILLIS
President

Mr Speaker ordered, That the consideration of the Legislative Council message stand an Order of the Day for tomorrow.

29 WORKERS COMPENSATION LEGISLATION (FURTHER AMENDMENT) BILL

Mr Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council requests that a Bill, intituled " An Act to amend the Workers Compensation Act 1987 relating to benefits for partially incapacitated workers, statutory funds of insurers, self-insurers and the privatisation of GIO; to amend the Workers' Compensation (Dust Diseases) Act 1942 and the Motor Vehicles (Third Party Insurance) Act 1942; and for other purposes" which was forwarded to the Legislative Assembly during the previous Session of the Parliament and not having been finally dealt with because of the prorogation of the Legislature, be proceeded with under the Assembly's Standing Orders.

Legislative Council
19 May 1993

M. F. WILLIS
President

Ordered, on motion of Mr Griffiths, That the consideration of the Legislative Council message stand an Order of the Day for tomorrow.

30 ADJOURNMENT

Mr Griffiths moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 12.04 a.m., until 9.00 a.m., this day.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 23

THURSDAY 20 MAY 1993

1 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 1 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(2) Notice of Motion No. 2 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(3) Notice of Motion No. 5 of General Business (for Bills) lapsed, Mr Hatton not being present.

(4) Notice of Motion No. 10 of General Business (for Bills) postponed, by Mr Hunter, until tomorrow.

(5) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

(6) Order of the Day No. 2 of General Business (for Bills) postponed, by Mr Carr, until tomorrow.

(7) Order of the Day No. 3 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(8) Order of the Day No. 5 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(9) Order of the Day No. 12 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

2 CASINO CONTROL (SLOT MACHINES) AMENDMENT BILL

Ms Moore moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Casino Control Act 1992 to prohibit slot machines in a casino.

Question put and passed.

Bill presented and read a first time.

Ms Moore moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

3 EDUCATION REFORM (SCHOOL VIOLENCE) AMENDMENT BILL

Mr Aquilina moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Education Reform Act 1990 to prevent the possession of weapons in government schools and to provide for the reporting of violence in government schools; and for related purposes.

Question put and passed.

Bill presented and read a first time.

Mr Aquilina moved, That this bill be now read a second time.

Debate adjourned (Mrs Chikarovski) and the resumption of the adjourned debate made an Order of the Day for a future day.

4 AZZOPARDI INQUIRY BILL

Mr Whelan moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for an inquiry regarding payment of compensation to Edgar John Azzopardi in relation to investigation of a fire.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 May 1993

Question put and passed.

Bill presented and read a first time.

Mr Whelan moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

5 POST-CONVICTION INQUIRY (QUASHING OF CONVICTION)(DOUGLAS HARRY RENDELL) BILL

Mr Mills moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for the quashing of the conviction for murder imposed on Douglas Harry Rendell; and to provide for the assessment of compensation in relation to that conviction.

Question put and passed.

Bill presented and read a first time.

Mr Mills moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

6 POST-CONVICTION INQUIRIES (QUASHING OF CONVICTION)(JOHANN ERNST SIEGFRIED POHL) BILL

Mr Thompson moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for the quashing of the conviction for murder imposed on Johann Ernst Siegfried Pohl; to amend the Criminal Appeal Act 1912 to provide for the quashing of convictions in certain circumstances on the grant of unconditional pardons; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Thompson moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

7 INDUSTRIAL RELATIONS (CONTRACTS OF CARRIAGE) AMENDMENT BILL

Mr Nagle moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Industrial Relation Act 1991 to make provision for the payment of compensation in respect of the termination of certain contracts of carriage; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Nagle moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

8 CRIMES (REPUBLICAN DEBATE) AMENDMENT BILL

Mr Scully moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Crimes Act 1900 in relation to offences that might be obstacles to the republican debate.

Question put and passed.

Bill presented and read a first time.

Mr Scully moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

9 WORKERS COMPENSATION (JOURNEY CLAIMS) AMENDMENT BILL

Mr Yeadon moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Workers Compensation Act 1987 with respect to journey claims.

Question put and passed.

Bill presented and read a first time.

Mr Yeadon moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

It being 10.00 a.m., General Business Orders of the Day (for Bills) proceeded with.

10 SOUTH EAST FORESTS PROTECTION BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Ms Moore, That this bill be now read a second time—

And the question being again proposed—

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 May 1993

The House resumed the said adjourned debate.

Ordered, That the honourable member for Monaro, Mr Cochran, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Moorebank, Mr Knowles, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Burrinjuck, Mr Schultz, be allowed to continue his speech for a further period of five minutes.

Mr Whelan moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

11 NATIONAL PARKS AND WILDLIFE (NEW AREAS AND MISCELLANEOUS PROVISIONS) AMENDMENT BILL

The Order of the Day having been read—postponed, by Dr Macdonald, until tomorrow.

12 OATHS AND CROWN REFERENCES BILL

The Order of the Day having been read, Mr Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the bill.

Mr Speaker resumed the Chair, and the Chairman reported the bill with amendments.

Question—That the report be now adopted—put.

The House divided.

Ayes 47

Ms Allan	Mr Knight	Mr Price
Mr Amery	Mr Knowles	Dr Refshauge
Mr Anderson	Mr Langton	Mr Rogan
Mr Aquilina	Mrs Lo Po'	Mr Rumble
Mr A. S. Aquilina	Mr McBride	Mr Scully
Mr Bowman	Mr McManus	Mr Shedden
Mr Carr	Dr Macdonald	Mr Sullivan
Mr Crittenden	Mr Markham	Mr Thompson
Mr Doyle	Mr Martin	Mr Whelan
Mr Face	Mr Mills	Mr Yeadon
Mr Gaudry	Ms Moore	Mr Ziolkowski
Mr Gibson	Mr Moss	
Mrs Grusovin	Mr J. H. Murray	
Mr Harrison	Mr Nagle	Tellers
Mr Hatton	Mr Newman	
Mr Hunter	Ms Nori	Mr Beckroge
Mr Irwin	Mr Page	Mr Davoren

Noes 44

Mr Baird	Dr Kernohan	Mr Schultz
Mr Blackmore	Mr Kerr	Mr Small
Mr Causley	Mr Kinross	Mr Smith
Mr Chappell	Mr Longley	Mr Souris
Mrs Chikarovski	Ms Machin	Mr Tink
Mr Cochran	Mr Morris	Mr Turner
Mrs Cohen	Mr Murray	Mr West
Mr Collins	Mr O'Doherty	Mr Windsor
Mr Cruickshank	Mr Packard	Mr Yabsley
Mr Fahey	Mr D. L. Page	Mr Zammit
Mr Fraser	Mr Peacocke	
Mr Griffiths	Mr Petch	
Mr Hartcher	Mr Phillips	Tellers
Mr Hazzard	Mr Photios	
Mr Humpherson	Mr Rixon	Mr Beck
Mr Jeffery	Mr Schipp	Mr Downy

Pairs

Mr Clough	Mr Armstrong
Mr Iemma	Mr Glachan
Mr Neilly	Mr Smiles

And so it was resolved in the affirmative.

Report adopted.

Mr Speaker, having consented to the third reading being taken forthwith—

Bill, on motion of Mr Carr, read a third time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 May 1993

It being after 1.00 p.m., General Business Orders of the Day (Committee Reports) proceeded with.

13 JOINT SELECT COMMITTEE UPON POLICE ADMINISTRATION—SECOND REPORT

Question proposed—That the House take note of the Report.

Question put and passed.

14 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST
CORRUPTION—MINUTES OF EVIDENCE—REVIEW OF THE ACT

Question proposed—That the House take note of the Report.

Question put and passed.

15 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST
CORRUPTION—CORRESPONDENCE ON PRIMARY FACTS ISSUE—REVIEW OF THE
ACT

Question proposed—That the House take note of the Report.

Question put and passed.

16 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST
CORRUPTION—MATTER RAISED BY ANDREW TINK M.P.

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

17 REGULATION REVIEW COMMITTEE—REPORT No. 19

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

18 NOTICE OF MATTER FOR URGENT CONSIDERATION

Mr Fahey—Commonwealth Grants Commission.

19 QUESTIONS

20 NOTICES OF MOTIONS

21 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Newman—from certain citizens opposing the introduction of automatic ticket vending machines at Canley Vale station.

Ms Allan—from certain citizens opposing any staff reductions at Toongabbie and other Western Sydney railway stations.

Mr Gaudry—from certain citizens opposing the non use of vacant heritage buildings at Honeysuckle Goodsyards.

Mr Gaudry—from certain citizens requesting that the railway line between Civic Station and Newcastle Station not be closed.

Mr Gaudry—from certain citizens opposing the privatisation of the Hunter Valley railway line and request the continuation of the rail line to Newcastle Station.

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Sullivan—from certain citizens opposing water charges for public tenants.

Mr Hunter—from certain citizens praying for the cessation of professional fishing in Lake Macquarie for the next five years.

Mr Nagle—from certain citizens opposing cutbacks in services or staffing at Lidcombe State and Auburn District Hospitals.

Mr Yeadon—from certain citizens requesting action to combat the effects of Hepatitis C.

Mr Hunter—from certain citizens opposing the privatisation of public hospitals.

Mr Gaudry—from certain citizens requesting more hospital beds in Newcastle.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

Mr Face—from certain citizens opposing any slot machines in the proposed Sydney casino.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 May 1993

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

Mr Price—from certain citizens objecting to Stockrington Rail Waste rubbish being dumped at Stockrington, Minmi, Seahampton and Butti.

22 PAPERS

Mr Fahey (by leave) laid upon the Table—

Report No. 3 of 1993 to the Premier on the determination of Maximum Prices under the Government Pricing Tribunal Act 1992 concerning railway passenger services, dated 14 May 1993.

Report No. 4 of 1993 to the Premier on the determination of Maximum Prices under the Government Pricing Tribunal Act 1992 concerning bus and ferry passenger services, dated 14 May 1993.

23 PLACING OF BUSINESS—WITHDRAWAL OF NOTICE OF MOTION UNDER STANDING ORDER No. 113A

Mr Cruickshank withdrew Notice of Motion No. 1 under Standing Order No. 113A

24 PRINTING OF PAPERS

(Formal Business)—Ordered, on motion of Mr West, That the following papers be printed:

Environmental Impact Statement Strategy Progress Report from the Forestry Commission pursuant to the Timber Industry (Interim Protection) Act 1992, dated 30 March 1993.

Report of the Building Services Corporation for 1992.

Report of the Technical Education Trust Funds (Technical and Further Education Commission) for 1992.

25 SUBORDINATE LEGISLATION (AMENDMENT) BILL

(Formal Order of the Day)—Bill, on motion of Mr West, read a third time.

26 MATTER FOR URGENT CONSIDERATION—COMMONWEALTH GRANTS COMMISSION

Mr Fahey moved, pursuant to notice, That this House calls on the Prime Minister to adopt the recommendation of the Commonwealth Grants Commission as a first step towards correcting the unjustified discrimination against New South Wales taxpayers.

Debate ensued.

Question put and passed.

27 SUSPENSION OF STANDING ORDERS—JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the consideration of Order of the Day No. 2 of General Business (General Orders) forthwith.

28 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

(1) Dr Macdonald moved, That the amendment proposed by the Legislative Council to paragraph (2) of the resolution for the terms of reference for the Joint Select Committee upon the Sydney Water Board be agreed to.

Question put and passed.

(2) Ordered, on motion of Mr West, That the following message be sent to the Legislative Council:

Mr PRESIDENT

The Legislative Assembly having had under consideration the Legislative Council message of 19 May 1993 seeking concurrence in the proposed amendment to paragraph (2) of the resolution for the terms of reference for the Joint Select Committee upon the Sydney Water Board acquaints the Legislative Council that it agrees with the proposed amendment.

Legislative Assembly
20 May 1993

K. R. ROZZOLI
Speaker

29 TOTALIZATOR LEGISLATION (AMENDMENT) BILL

Mr Schipp moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Totalizator Act 1916 and the Totalizator (Off-course Betting) Act 1964 to provide for certain commission under those Acts to be paid into the Consolidated Fund and to be appropriated out of that Fund.

Question put and passed.

Bill presented and read a first time.

Mr Schipp moved, That this bill be now read a second time.

Debate adjourned (Mr Face) and the resumption of the adjourned debate made an Order of the Day for a future day.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 May 1993

30 LIQUOR (TAXATION) AMENDMENT BILL
REGISTERED CLUBS (TAXATION) AMENDMENT BILL

Mrs Cohen moved, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to amend the Liquor Act 1982 to make further provision with respect to liquor licence fees, duty in respect of approved amusement devices and cancellation of licences, and for other purposes.
- (ii) A bill for an Act to amend the Registered Clubs Act 1976 to make further provision with respect to registration fees, duty in respect of poker machines and cancellation of registration; to repeal the Gaming and Betting (Poker Machines) Taxation Act 1956; and for other purposes.

Question put and passed.

Bills presented and read a first time.

Mrs Cohen moved, That these bills be now read a second time.

Debate adjourned (Mr Face) and the resumption of the adjourned debate made an Order of the Day for a future day.

31 ENDANGERED AND OTHER THREATENED SPECIES CONSERVATION BILL

Mr Hartcher moved, pursuant to notice, That leave be given to bring in a bill for an Act to conserve endangered and other threatened species of animals and plants; to repeal the Endangered Fauna (Interim Protection) Act 1991; to amend the National Parks and Wildlife Act 1974, the Environmental Planning and Assessment Act 1979 and certain other Acts; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Ms Allan) and the resumption of the adjourned debate made an Order of the Day for a future day.

32 STAMP DUTIES (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Souris, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Souris, read a third time.

33 LOCAL GOVERNMENT BILL
IMPOUNDING BILL
LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL
ROADS BILL
TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read, Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the further consideration of the bills.

Mr Speaker resumed the Chair and the Chairman reported the Local Government Bill, Local Government (Consequential Provisions) Bill, Roads Bill and Traffic (Parking Regulation) Amendment Bill with amendments and the Impounding Bill without amendment.

Mr Peacocke moved, "That" the Report be now adopted.

Upon which Mr Whelan moved, That the motion be amended by leaving out all words after "That" with a view to inserting "The Report concerning the Local Government Bill, Impounding Bill, Roads Bill and Traffic (Parking Regulation) Amendment Bill be now adopted but the Local Government (Consequential Provisions) Bill be recommitted for reconsideration of clause 2 and schedule 3."

Debate ensued.

Question—That the words proposed to be left out stand part of the question—put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 May 1993

The House divided.

Ayes 44

Mr Armstrong	Dr Kernohan	Mr Schipp
Mr Baird	Mr Kerr	Mr Small
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Ms Machin	Mr Souris
Mrs Chikarovski	Mr Merton	Mr Turner
Mr Cochran	Mr Morris	Mr West
Mrs Cohen	Mr Murray	Mr Windsor
Mr Collins	Mr O'Doherty	Mr Yabsley
Mr Cruickshank	Mr Packard	Mr Zammit
Mr Fraser	Mr D. L. Page	
Mr Griffiths	Mr Peacocke	
Mr Hartcher	Mr Petch	Tellers
Mr Hazzard	Mr Phillips	
Mr Humpherson	Mr Photios	Mr Beck
Mr Jeffery	Mr Rixon	Mr Schultz

Noes 46

Ms Allan	Mr Irwin	Mr Price
Mr Amery	Mr Knowles	Dr Refshauge
Mr Anderson	Mr Langton	Mr Rogan
Mr Aquilina	Mrs Lo Po'	Mr Rumble
Mr A. S. Aquilina	Mr McBride	Mr Scully
Mr Bowman	Mr McManus	Mr Shedden
Mr Carr	Dr Macdonald	Mr Sullivan
Mr Clough	Mr Markham	Mr Thompson
Mr Crittenden	Mr Mills	Mr Whelan
Mr Doyle	Ms Moore	Mr Yeadon
Mr Face	Mr Moss	
Mr Gaudry	Mr J. H. Murray	
Mr Gibson	Mr Nagle	
Mr Harrison	Mr Neilly	Tellers
Mr Hatton	Mr Newman	
Mr Hunter	Ms Nori	Mr Beckroge
Mr Iemma	Mr Page	Mr Davoren

Pairs

Mr Downy	Mrs Grusovin
Mr Fahey	Mr Knight
Mr Glachan	Mr Martin
Mr Tink	Mr Ziolkowski

And so it passed in the negative.

Question—That the words proposed to be inserted be so inserted—put and passed.

Question—That the Report concerning the Local Government Bill, Impounding Bill, Roads Bill and Traffic (Parking Regulation) Amendment Bill be now adopted but the Local Government (Consequential Provisions) Bill be recommitted for reconsideration of clause 2 and schedule 3—put and passed.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the reconsideration of clause 2 and schedule 3 of the Local Government (Consequential Provisions) Bill.

Mr Chappell, Acting Speaker resumed the Chair, and Mr Hazzard, Temporary Chairman, reported progress and obtained leave to sit again at a later hour of the day.

34 SUSPENSION OF STANDING ORDERS—PRIVATE MEMBERS' STATEMENTS

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the postponement of Private Members' Statements until conclusion of the recommittal of the Local Government (Consequential Provisions) Bill.

35 LOCAL GOVERNMENT BILL IMPOUNDING BILL LOCAL GOVERNMENT (CONSEQUENTIAL PROVISIONS) BILL ROADS BILL TRAFFIC (PARKING REGULATION) AMENDMENT BILL

The Order of the Day having been read, Mr Chappell, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the further reconsideration of clause 2 and schedule 3 of the Local Government (Consequential Provisions) Bill.

Mr Chappell, Acting Speaker, resumed the Chair and Mr Hazzard, Temporary Chairman, reported the Local Government (Consequential Provisions) Bill a second time with further amendments.

On motion of Mr Peacocke, the Report was adopted.

And Mr Chappell, Acting Speaker, having consented to the third reading being taken forthwith—

Bills, on motion of Mr Peacocke, read a third time.

It being after 5.15 p.m. pursuant to the resolution of the House this day private members' statements proceeded with.

36 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 May 1993

37 CATTLE COMPENSATION (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Armstrong, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Armstrong, read a third time.

38 POLICE SERVICE (COMPLAINTS, DISCIPLINE AND APPEALS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Griffiths, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Hazzard, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Hazzard, Acting Speaker, resumed the Chair and Mr Tink, Temporary Chairman, reported the bill with amendments.

On motion of Mr Griffiths, the Report was adopted.

Ordered by Mr Hazzard, Acting Speaker, That the third reading stand an Order of the Day for a later hour of the day.

39 ELECTRICITY (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr West, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Tink, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Chappell, Acting Speaker, resumed the Chair and the Chairman reported the bill with amendments.

On motion of Mr West, the Report was adopted.

Ordered by Mr Chappell, Acting Speaker, That the third reading stand an Order of the Day for tomorrow.

40 POLICE SERVICE (COMPLAINTS, DISCIPLINE AND APPEALS) AMENDMENT BILL

The Order of the Day having been read, Mr West moved, on behalf of Mr Griffiths, That these bill be now read a third time.

Question put and passed.

Bill read a third time.

41 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

20 May 1993

Police Service (Management) Amendment Bill
Stamp Duties (Amendment) Bill
Statute Law (Miscellaneous Provisions) Bill
Statute Law (Penalties) Bill
Subordinate Legislation (Amendment) Bill.

42 SPECIAL ADJOURNMENT

Mr West moved, That this House at its rising this day do adjourn until Friday 21 May 1993, at 9.00 a.m. with the routine of business pursuant to the Sessional Order for the last sitting day of the week.

Debate ensued.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 May 1993

The House divided.

Ayes 48

Mr Armstrong
Mr Baird
Mr Blackmore
Mr Causley
Mr Chappell
Mrs Chikarovski
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Fraser
Mr Griffiths
Mr Hartcher
Mr Hatton
Mr Hazzard
Mr Humpherson
Mr Jeffery

Dr Kernohan
Mr Kerr
Mr Kinross
Mr Longley
Dr Macdonald
Ms Machin
Mr Merton
Ms Moore
Mr Morris
Mr Murray
Mr O'Doherty
Mr Packard
Mr D. L. Page
Mr Peacocke
Mr Petch
Mr Phillips
Mr Photios

Mr Rixon
Mr Schipp
Mr Schultz
Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr West
Mr Yabsley
Mr Zammit

Tellers

Mr Beck
Mr Downy

Noes 46

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Bowman
Mr Clough
Mr Crittenden
Mr Doyle
Mr Face
Mr Gaudry
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hunter
Mr Iemma
Mr Irwin

Mr Knight
Mr Knowles
Mr Langton
Mrs Lo Po'
Mr McBride
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Neilly
Mr Newman
Ms Nori
Mr Page
Mr Price

Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Thompson
Mr Whelan
Mr Windsor
Mr Yeadon
Mr Ziolkowski

Tellers

Mr Beckroge
Mr Davoren

Pairs

Mr Fahey
Mr Glachan

Mr Carr
Mr Sullivan

And so it was resolved in the affirmative.

43 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 11.51 p.m., until tomorrow, at 9.00 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 24

FRIDAY 21 MAY 1993

1 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 1 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(2) Notice of Motion No. 2 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(3) Notice of Motion No. 3 of General Business (for Bills) postponed, by Mr Hunter, until tomorrow.

(4) Notice of Motion No. 5 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(5) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

(6) Order of the Day No. 2 of General Business (for Bills) postponed, by Mr Carr, until tomorrow.

(7) Order of the Day No. 3 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(8) Order of the Day No. 5 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(9) Order of the Day No. 11 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

2 NOTICE OF MOTION No. 4 OF GENERAL BUSINESS (FOR BILLS)—POSTPONEMENT

Notice of Motion called upon, postponed by Mr Hatton, until a later hour of the day.

3 PUBLIC FINANCE AND AUDIT (SPECIAL DIVIDENDS) AMENDMENT BILL

Mr J. H. Murray moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Public Finance and Audit Act 1983 with respect to the dividends and other amounts payable by certain government authorities.

Question put and passed.

Bill presented and read a first time.

Mr J. H. Murray moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

It being before 10.00 a.m., and consideration of General Business Notices of Motions (for Bills) having concluded, General Business Orders of the Day (for Bills) proceeded with.

4 SOUTH EAST FORESTS PROTECTION BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Ms Moore, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 May 1993

Ordered, That the honourable member for Gosford, Mr Hartcher, be allowed to continue his speech for a further period of five minutes.

Question put.

The House divided.

Ayes 46

Ms Allan	Mr Irwin	Dr Refshauge
Mr Amery	Mr Knight	Mr Rogan
Mr Anderson	Mr Knowles	Mr Rumble
Mr Aquilina	Mr Langton	Mr Scully
Mr A. S. Aquilina	Mrs Lo Po'	Mr Shedden
Mr Bowman	Mr McManus	Mr Sullivan
Mr Carr	Dr Macdonald	Mr Thompson
Mr Crittenden	Mr Markham	Mr Whelan
Mr Doyle	Mr Martin	Mr Yeadon
Mr Face	Mr Mills	Mr Ziolkowski
Mr Gaudry	Ms Moore	
Mr Gibson	Mr Moss	
Mrs Grusovin	Mr Nagle	
Mr Harrison	Mr Newman	Tellers
Mr Hatton	Ms Nori	
Mr Hunter	Mr Page	Mr Beckroge
Mr Iemma	Mr Price	Mr Davoren

Noes 44

Mr Armstrong	Mr Kerr	Mr Small
Mr Baird	Mr Kinross	Mr Smiles
Mr Blackmore	Mr Longley	Mr Smith
Mr Causley	Ms Machin	Mr Souris
Mr Chappell	Mr Merton	Mr Tink
Mrs Chikarovski	Mr Morris	Mr Turner
Mr Cochran	Mr Murray	Mr West
Mr Collins	Mr O'Doherty	Mr Windsor
Mr Cruickshank	Mr D. L. Page	Mr Yabsley
Mr Fraser	Mr Peacocke	Mr Zammit
Mr Griffiths	Mr Petch	
Mr Hartcher	Mr Phillips	Tellers
Mr Hazzard	Mr Photios	
Mr Humpherson	Mr Rixon	Mr Beck
Mr Jeffery	Mr Schipp	Mr Downy
Dr Kernohan	Mr Schultz	

Pairs

Mr Clough	Mrs Cohen
Mr McBride	Mr Fahey
Mr J. H. Murray	Mr Glachan
Mr Neilly	Mr Packard

And so it was resolved in the affirmative.

Bill read a second time.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Madam Deputy Speaker resumed the Chair and Mr Tink, Temporary Chairman, reported the bill with amendments.

Ms Moore moved, That the Report be adopted.

Question put.

The House divided.

Ayes 45

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Bowman
Mr Doyle
Mr Face
Mr Gaudry
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter
Mr Iemma
Mr Irwin

Mr Knight
Mr Knowles
Mr Langton
Mrs Lo Po'
Mr McManus
Dr Macdonald
Mr Markham
Mr Martin
Mr Mills
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page

Mr Price
Dr Refshaug
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Sullivan
Mr Thompson
Mr Whelan
Mr Yeadon
Mr Ziolkowski

Tellers

Mr Beckroge
Mr Davoren

Noes 43

Mr Armstrong
Mr Baird
Mr Blackmore
Mr Causley
Mr Chappell
Mrs Chikarovski
Mr Cochran
Mr Collins
Mr Cruickshank
Mr Fraser
Mr Griffiths
Mr Hartcher
Mr Hazzard
Mr Humpherson
Dr Kernohan
Mr Kerr

Mr Kinross
Mr Longley
Mr Merton
Mr Morris
Mr Murray
Mr O'Doherty
Mr D. L. Page
Mr Peacocke
Mr Petch
Mr Phillips
Mr Photios
Mr Rixon
Mr Rozzoli
Mr Schipp
Mr Schultz
Mr Small

Mr Smiles
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr West
Mr Windsor
Mr Yabsley
Mr Zammit

Tellers

Mr Beck
Mr Downy

Pairs

Mr Carr
Mr Clough
Mr Crittenden
Mr McBride
Mr Neilly

Mrs Cohen
Mr Fahey
Mr Giachan
Mr Jeffery
Mr Packard

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 May 1993

And so it was resolved in the affirmative

And Madam Deputy Speaker having consented to the third reading being taken forthwith—
Bill, on motion of Ms Moore, read a third time.

5 SUSPENSION OF STANDING ORDERS—PRECEDENCE OF BUSINESS

Mr West moved (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the consideration of Orders of the Day Nos 17 and 24 of General Business (for Bills) in place of Private Member's Statements at this sitting.

Debate ensued.

Question put and passed.

6 SPEAKER'S STATEMENT—TABLING OF AUDITOR-GENERAL'S REPORT—PAPERS

Mr Speaker made a statement concerning the events surrounding the tabling of the Auditor-General's Report.

Mr Speaker laid upon the Table—

Auditor-General's report of an Audit into the London Office of the Agent-General under the tenure of the Honourable Neil Pickard, dated 17 May 1993.

Ordered to be printed.

Subsequently Mr Speaker also laid upon the Table—

Correspondence from Lane and Lane, Solicitors, to Mr Speaker, dated 17 May 1993.

Solicitor General's Advice on the audit review of the London Office of the Agent-General and other matters forwarded from the Auditor-General's Office to Mr Speaker, on 17 May 1993.

Letter from Mr Speaker to Lane and Lane, Solicitors, dated 18 May 1993.

Correspondence from Lane and Lane, Solicitors, to Mr Speaker, dated 19 May 1993.

Solicitor General's Advice on the Auditor-General's report on expenditure of the former Agent-General to Mr Speaker, dated 20 May 1993.

Letter from Auditor-General's Office to Mr Speaker, dated 20 May 1993.

Copy of letter from Auditor-General's Office to Mr Fahey, dated 21 May 1993.

7 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

21 May 1993 a.m.

Local Government Bill
Impounding Bill
Local Government (Consequential Provisions) Bill
Roads Bill
Traffic (Parking Regulation) Amendment Bill.

8 NOTICE OF MATTER FOR URGENT CONSIDERATION—AUDITOR-GENERAL'S REPORT INTO THE HONOURABLE NEIL PICKARD

Mr Carr—Auditor-General's Report into the Honourable Neil Pickard.

9 MINISTERIAL STATEMENT—AUDITOR-GENERAL'S AUDIT INTO THE LONDON OFFICE OF THE AGENT-GENERAL

Mr Fahey made a ministerial statement concerning the Auditor-General's Audit into the London Office of the Agent-General, dated 17 May 1993.

Mr Carr also addressed the House.

10 QUESTIONS

11 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Gaudry—from certain citizens opposing the non use of vacant heritage buildings at Honeysuckle Goodsyards.

Mr Gaudry—from certain citizens requesting that the railway line between Civic Station and Newcastle Station not be closed.

Mr Gaudry—from certain citizens opposing the privatisation of the Hunter Valley railway line and request the continuation of the rail line to Newcastle Station.

Mr Sullivan—from certain citizens opposing water charges for public tenants.

Mr McBride, Mr Markham and Mr Smiles—from certain citizens requesting action to combat the effects of Hepatitis C.

Mr Gaudry—from certain citizens requesting more hospital beds in Newcastle.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 May 1993

Dr Refshauge—from certain citizens requesting the establishment of a Multicultural Arts Centre.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

12 ELECTRICITY (AMENDMENT) BILL

(Formal Order of the Day)—Bill, on motion of Mr West, read a third time.

13 SOUTH EAST FORESTS PROTECTION BILL

Mr Speaker laid upon the Table the maps referred to in the South East Forests Protection Bill.

14 MATTER FOR URGENT CONSIDERATION — AUDITOR-GENERAL'S REPORT INTO THE HONOURABLE NEIL PICKARD

Mr Carr moved, That this House deplores the failure of the Premier to table the Auditor-General's report on former Agent General, the Honourable Neil Pickard, or even announce to the House that he had received the report.

Debate ensued.

Mr Collins (by leave) laid upon the Table—

Letter from the Auditor-General's Office to Mr Collins concerning the draft report on the operations of the London Office of the Agent-General, dated 22 April 1993.

Letter from the Auditor-General's Office to Mr Fahey concerning the tabling of the Auditor-General's report on the London Office of the Agent-General, dated 21 May 1993.

Question put.

The House divided.

Ayes 49

Ms Allan	Mr Irwin	Mr Price
Mr Amery	Mr Knight	Dr Refshauge
Mr Anderson	Mr Knowles	Mr Rogan
Mr Aquilina	Mr Langton	Mr Rumble
Mr A. S. Aquilina	Mrs Lo Po'	Mr Scully
Mr Bowman	Mr McBride	Mr Shedden
Mr Carr	Mr McManus	Mr Sullivan
Mr Clough	Dr Macdonald	Mr Thompson
Mr Crittenden	Mr Markham	Mr Whelan
Mr Doyle	Mr Martin	Mr Yeadon
Mr Face	Mr Mills	Mr Ziolkowski
Mr Gaudry	Ms Moore	
Mr Gibson	Mr Moss	
Mrs Grusovin	Mr J. H. Murray	
Mr Harrison	Mr Nagle	Tellers
Mr Hatton	Mr Neilly	
Mr Hunter	Mr Newman	Mr Beckroge
Mr Iemma	Mr Page	Mr Davoren

Noes 47

Mr Armstrong	Dr Kernohan	Mr Schultz
Mr Baird	Mr Kerr	Mr Small
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Ms Machin	Mr Souris
Mrs Chikarovski	Mr Merton	Mr Tink
Mr Cochran	Mr Morris	Mr Turner
Mrs Cohen	Mr Murray	Mr West
Mr Collins	Mr O'Doherty	Mr Windsor
Mr Cruickshank	Mr Packard	Mr Yabsley
Mr Fahey	Mr D. L. Page	Mr Zammit
Mr Fraser	Mr Peacocke	
Mr Griffiths	Mr Petch	Tellers
Mr Hartcher	Mr Phillips	
Mr Hazzard	Mr Photios	Mr Beck
Mr Humpherson	Mr Rixon	Mr Downy
Mr Jeffery	Mr Schipp	

Pair

Ms Nori

Mr Glachan

And so it was resolved in the affirmative.

15 MATTER OF PUBLIC IMPORTANCE—WATER BOARD NORTH HEAD TREATMENT PLANT

Mr Speaker having previously informed the House of receipt of a notice of a matter of public importance—

Mr Carr moved, That this House notes, as a matter of public importance:

Allegations of corruption at the Water Board's North Head Treatment Plant.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 May 1993

Debate ensued.

Question put and passed.

16 WORKERS COMPENSATION LEGISLATION (FURTHER AMENDMENT) BILL

The Order of the Day having been read for the consideration of the Legislative Council message of 19 May 1993 requesting that the Bill be proceeded with under Standing Order No. 296.

Ordered, on motion of Mr West, That the second reading on the Workers Compensation Legislation (Further Amendment) Bill be an Order of the Day for tomorrow.

17 SUSPENSION OF STANDING ORDERS—RESUMPTION OF ADJOURNED SECOND READING DEBATES

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the resumption of the adjourned second reading debate on the following bills—

Film and Video Tape Classification (Amendment) Bill;
Motor Accidents (Amendment) Bill;
Ombudsman (Amendment) Bill;
Protection of the Environment Administration (Amendment) Bill; and
Superannuation Legislation (Miscellaneous Amendments) Bill.

18 OMBUDSMAN (AMENDMENT) BILL

Mr Fahey moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Ombudsman Act 1974 with respect to the Ombudsman's reports to Parliament and access to, and disclosure of, information; to make consequential amendments to certain other Acts; to amend the Public Finance and Audit Act 1983 with respect to access to, and disclosure of, information and the tabling of reports in Parliament; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Fahey moved, That this bill be now read a second time.

Debate adjourned (Mr Nagle) and the resumption of the adjourned debate made an Order of the Day for a later hour of the day.

19 CONSTITUTION (LEGISLATIVE COUNCIL RECONSTITUTION) SAVINGS BILL

Mr Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to make savings in respect of certain entitlements of members of the Legislative Council who ceased to be members by virtue of the Constitution (Legislative Council) Amendment Act 1991 to ensure equality of treatment of those former members" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
21 May 1993

DUNCAN GAY
Deputy President

Bill read a first time.

Mr West moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr West, read a third time.

20 PROTECTION OF THE ENVIRONMENT ADMINISTRATION (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Madam Deputy Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Madam Deputy Speaker resumed the Chair and Mr Chappell, Temporary Chairman, reported the bill with amendments.

On motion of Mr Hartcher, the Report was adopted.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 May 1993

Ordered by Madam Deputy Speaker, That the third reading stand an Order of the Day for a later hour of the day.

21 INDUSTRIAL RELATIONS (CONTRACTS OF CARRIAGE) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Nagle, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put.

The House divided.

Ayes 47

Ms Allan	Mr Knight	Mr Price
Mr Amery	Mr Knowles	Dr Refshauge
Mr Anderson	Mr Langton	Mr Rogan
Mr Aquilina	Mrs Lo Po'	Mr Rumble
Mr A. S. Aquilina	Mr McBride	Mr Scully
Mr Bowman	Mr McManus	Mr Shedden
Mr Carr	Dr Macdonald	Mr Sullivan
Mr Clough	Mr Markham	Mr Thompson
Mr Crittenden	Mr Mills	Mr Whelan
Mr Doyle	Ms Moore	Mr Yeadon
Mr Face	Mr Moss	Mr Ziolkowski
Mr Gaudry	Mr J. H. Murray	
Mrs Grusovin	Mr Nagle	Tellers
Mr Hatton	Mr Neilly	
Mr Hunter	Mr Newman	Mr Beckroge
Mr Iemma	Ms Nori	Mr Davoren
Mr Irwin	Mr Page	

Noes 45

Mr Armstrong	Dr Kernohan	Mr Schultz
Mr Baird	Mr Kerr	Mr Small
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Ms Machin	Mr Souris
Mrs Chikarovski	Mr Merton	Mr Tink
Mr Cochran	Mr Morris	Mr Turner
Mrs Cohen	Mr O'Doherty	Mr West
Mr Collins	Mr Packard	Mr Windsor
Mr Cruickshank	Mr D. L. Page	Mr Yabsley
Mr Fraser	Mr Peacocke	Mr Zammit
Mr Griffiths	Mr Petch	
Mr Hartcher	Mr Phillips	Tellers
Mr Hazzard	Mr Photios	
Mr Humpherson	Mr Rixon	Mr Beck
Mr Jeffery	Mr Schipp	Mr Downy

Pairs

Mr Gibson
Mr Harrison
Mr Martin

Mr Fahey
Mr Glachan
Mr Murray

And so it was resolved in the affirmative.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Nagle, read a third time.

22 NATIONAL PARKS AND WILDLIFE (EMU LICENCE) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Small, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Small, read a third time.

23 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

21 May 1993

Cattle Compensation (Amendment) Bill

Constitution (Fixed Term Parliaments) Amendment Bill

Electricity (Amendment) Bill

Police Service (Complaints, Discipline and Appeals) Amendment Bill.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 May 1993

24 MINES INSPECTION BILL

Mr Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having had under consideration the Legislative Assembly's Message, dated 28 April 1993 requesting concurrence of the Legislative Council in its proposed amendment to the Council amendment No. 1 in the Bill informs the Legislative Assembly that the Legislative Council agrees to the Legislative Assembly's proposed amendment.

Legislative Council
21 May 1993

DUNCAN GAY
Deputy President

25 PROTECTION OF THE ENVIRONMENT ADMINISTRATION (AMENDMENT) BILL

The Order of the Day having been read, Mr Fahey moved, on behalf of Mr Hartcher, That this bill be now read a third time.

Question put and passed.

Bill read a third time.

26 SUSPENSION OF STANDING ORDERS—HOMEFUND SELECT COMMITTEE (SPECIAL PROVISIONS) BILL

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the HomeFund Select Committee (Special Provisions) Bill, (Notice of Motions No. 4 of General Business (for Bills)), being introduced and passed through all stages at this sitting.

27 HOMEFUND SELECT COMMITTEE (SPECIAL PROVISIONS) BILL

Mr Hatton moved, pursuant to notice, That leave be given to bring in a bill for an Act to make provision with respect to the exercise by the Ombudsman and the Auditor-General of their respective functions in connection with a resolution of the Legislative Assembly appointing a Select Committee upon HomeFund and FANMAC.

Question put and passed.

Bill presented and read a first time.

Mr Hatton moved, That this bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

Mr Tink, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Tink, Acting Speaker, resumed the Chair and Mr Hazzard, Temporary Chairman, reported the bill with amendments.

On motion of Mr Hatton, the Report was adopted.

And Mr Tink, Acting Speaker, having consented to the third reading being taken forthwith—

Bill, on motion of Mr Hatton, read a third time.

28 OMBUDSMAN (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fahey, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Fahey, read a third time.

29 SUPERANNUATION LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Souris, on behalf of Mr Hartcher, read a third time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 May 1993

30 FILM AND VIDEO TAPE CLASSIFICATION (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mrs Chikarovski, on behalf of Mr Hartcher, read a third time.

31 SPECIAL ADJOURNMENT

Mr West moved, That this House at its rising this day do adjourn until Tuesday 7 September 1993, at 2.15 p.m.

Debate ensued.

Question put and passed.

32 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

21 May 1993

Film and Video Tape Classification (Amendment) Bill
HomeFund Select Committee (Special Provisions) Bill
Ombudsman (Amendment) Bill
Protection of the Environment Administration (Amendment) Bill
Superannuation Legislation (Miscellaneous Amendments) Bill.

33 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.16 p.m., until Tuesday 7 September 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 25

TUESDAY 7 SEPTEMBER 1993

1 STATEMENT BY SPEAKER—FILMING OF PROCEEDINGS

Pursuant to the resolution of the House of 12 May 1993, Mr Speaker informed the House that a single television camera would operate in the House for the duration of Question Time during the next two weeks on a trial basis.

The camera would be operated by an independent production company under contract to the Legislative Assembly. Access to the film would be available to participating media organisations under a separate agreement.

As far as they are applicable the House of Representative's "Conditions for Broadcasting" and "Guidelines for Camera Operators" would apply. The arrangement would be an interim measure whilst further negotiations took place between media management and the Assembly to establish a more permanent, versatile and compatible filming and distribution facility. If satisfactory during this period the contract would be extended as required.

The Standing Orders and Procedure Committee would meet on Thursday 9 September 1993 to discuss further implementation of the televising of proceedings within the Chamber.

Mr Speaker placed on record his appreciation of the co-operation extended to the House by the television channels in making this trial possible.

2 VACANT SEAT—ELECTORAL DISTRICT OF THE HILLS

Mr Speaker informed the House that on 27 July 1993, he had received a letter from Anthony Charles Packard, resigning his seat as member for the electoral district of The Hills.

Mr Speaker also informed the House that he had issued a writ on 9 August 1993 for the election of a member to serve in the room of Anthony Charles Packard, and such writ had been duly returned, with a certificate endorsed thereon by the returning officer of the election of Michael John Richardson, to serve as member for the electoral district of The Hills.

Mr Richardson was introduced, and having taken and subscribed the oath of allegiance and signed the Roll of the House, took his seat as member for the electoral district of The Hills.

3 NOTICE OF MATTER FOR URGENT CONSIDERATION

Mr Whelan—Suspension of Standing Orders to allow the introduction of the Government Cleaning Service Retention Bill.

4 MESSAGES FROM THE LIEUTENANT-GOVERNOR

Mr Speaker reported messages from the Lieutenant-Governor assenting to the following bills:

2 June 1993

Constitution (Legislative Council Reconstitution) Savings Bill

8 June 1993

Antiochian Orthodox Church Property Trust Bill
Cattle Compensation (Amendment) Bill
Dog (Amendment) Bill
Crimes (Dogs) Amendment Bill
Electricity (Amendment) Bill
Fair Trading (Lay-by) Amendment Bill
Guardianship (Amendment) Bill
HomeFund Select Committee (Special Provisions) Bill
Liquor (Amendment) Bill
Registered Clubs (Amendment) Bill
Local Government Bill
Impounding Bill
Local Government (Consequential Provisions) Bill
Roads Bill
Traffic (Parking Regulation) Amendment Bill
Mines Inspection (Amendment) Bill

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
7 September 1993

New South Wales-Queensland Border Rivers (Amendment) Bill
Ombudsman (Amendment) Bill
Police Service (Complaints, Discipline and Appeals) Amendment Bill
Police Service (Management) Amendment Bill
Protection of the Environment Administration (Amendment) Bill
Stamp Duties (Amendment) Bill
Superannuation Legislation (Miscellaneous Amendments) Bill.

5 MESSAGES FROM THE GOVERNOR

Mr Speaker also reported messages from the His Excellency Governor assenting to the following bills:

15 June 1993

Centennial Park and Moore Park Trust (Royal Easter Show) Amendment Bill
Film and Video Tape Classification (Amendment) Bill
Justices (Amendment) Bill
Statute Law (Miscellaneous Provisions) Bill
Statute Law (Penalties) Bill
Subordinate Legislation (Amendment) Bill.

6 MINISTERIAL ANNOUNCEMENT

Mr Fahey informed the House that on 26 May 1993, he had submitted to the Lieutenant-Governor his resignation as Premier, Treasurer, and as a member of the Executive Council, an action which involved the resignation of all ministers from their offices and as members of the Executive Council.

The Lieutenant-Governor then recommissioned Mr Fahey to form a new Ministry. On 26 May 1993 Mr Fahey was sworn in as Premier and Minister for Economic Development, and as a member of the Executive Council. The following persons were appointed by His Excellency as members of the Executive Council and to the offices indicated:

The Honourable John Joseph Fahey, M.P., Premier and Minister for Economic Development.

The Honourable Ian Morton Armstrong, O.B.E., M.P., Deputy Premier, Minister for Public Works, and Minister for Ports.

The Honourable Bruce George Baird, M.P., Minister for Transport and Minister for Roads.

The Honourable George Souris, M.P., Minister for Land and Water Conservation.

The Honourable John Planta Hannaford, M.L.C., Attorney General and Minister for Justice.

The Honourable Robert James Webster, M.L.C., Minister for Planning and Minister for Housing.

The Honourable Garry Bruce West, M.P., Minister for Energy and Minister for Local Government and Co-operatives.

The Honourable Virginia Anne Chadwick, M.L.C., Minister for Education, Training and Youth Affairs, Minister for Tourism, and Minister assisting the Premier.

The Honourable Peter Edward James Collins, Q.C., M.P., Treasurer and Minister for the Arts.

The Honourable Ronald Anthony Phillips, M.P., Minister for Health.

The Honourable Kerry Anne Chikarovski, M.P., Minister for Industrial Relations and Employment and Minister for the Status of Women.

The Honourable Ian Raymond Causley, M.P., Minister for Agriculture and Fisheries, and Minister for Mines.

The Honourable Terence Allan Griffiths, M.P., Minister for Police and Emergency Services.

The Honourable James Alan Longley, M.P., Minister for Community Services and Minister for Aboriginal Affairs.

The Honourable Christopher Peter Hartcher, M.P., Minister for the Environment.

The Honourable Anne Margaret Cohen, M.P., Chief Secretary and Minister for Administrative Services.

The Honourable Michael Stephen Photios, M.P., Minister for Multicultural and Ethnic Affairs, and Minister assisting the Minister for Justice.

The Honourable Wendy Susan Machin, M.P., Minister for Consumer Affairs and Minister assisting the Minister for Roads.

The Honourable Christopher John Downy, M.P., Minister for Sport, Recreation and Racing.

The Honourable Raymond Francis Chappell, M.P., Minister for Small Business and Minister for Regional Development.

Mr Fahey also informed the House of the appointment of the following persons as Parliamentary Secretaries:

Donald Frederick Charles Beck, M.P., Parliamentary Secretary assisting the Deputy Premier and Minister for Public Works and Ports.

The Honourable Richard Thomas Marshall Bull, M.L.C., Parliamentary Secretary assisting the Minister for Education, Training and Youth Affairs.

Wayne Ashley Merton, M.P., Parliamentary Secretary assisting the Minister for Transport and Roads.

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Donald Loftus Page, M.P., Parliamentary Secretary assisting the Minister for Planning and Housing.

The Honourable Doctor Brian Patrick Victor Pezzutti, M.L.C., Parliamentary Secretary assisting the Minister for Health.

The Honourable James Miltiadis Samios, M.L.C., Parliamentary Secretary assisting the Minister for Multicultural and Ethnic Affairs and Parliamentary Secretary assisting the Minister for the Arts.

The Honourable Michael Robert Yabsley, M.P., Parliamentary Secretary assisting the Premier.

Paul John Zammit, M.P., Parliamentary Secretary assisting the Treasurer and Parliamentary Secretary assisting the Minister for Aboriginal Affairs.

Mr Fahey then informed the House that the Attorney General would be represented by the Minister for the Environment; the Minister for Justice would be represented by the Minister for Multicultural and Ethnic Affairs; the Minister for Planning and Minister for Housing would be represented by the Minister for Land and Water Conservation; the Minister for Education, Training and Youth Affairs would be represented by the Minister for Industrial Relations and Employment, and Minister for the Status of Women; the Minister for Tourism would be represented by the Minister for Transport and Minister for Roads.

7 GOVERNMENT WHIP

Mr Fahey informed the House of the election of Malcolm John Kerr as Government Whip as from 29 June 1993.

8 LEADER OF THE NATIONAL PARTY

Mr Armstrong informed the House of his election as Leader of the National Party, the election of the Honourable George Souris as Deputy Leader of the National Party and the election of Bruce Leslie Jeffery as National Party Whip as from 28 June 1993.

9 RESIGNATION OF CHAIRMAN OF COMMITTEES

Mr Speaker informed the House that he had received the following letter from the Honourable Wendy Susan Machin, resigning from the office of Chairman of Committees:

MR SPEAKER

Owing to my acceptance of office as Minister for Consumer Affairs and Minister assisting the Minister for Roads, it is with regret that I tender my resignation as Chairman of Committees of the Legislative Assembly of New South Wales.

My time as Chairman has been both fruitful and enjoyable and it has been an honour to serve the Parliament in my role of Chairman of Committees and Deputy Speaker.

Thank you for your thoughtfulness during the time in which I held office and I wish you and Officers of the Legislative Assembly success in the future.

Yours faithfully,
WENDY S. MACHIN, M.P.
Chairman of Committees

10 ELECTION OF CHAIRMAN OF COMMITTEES

Ms Machin moved, That John Harcourt Turner be Chairman of Committees of the Whole House—which motion was seconded by Mr Jeffery.

Question put and passed.

Whereupon Mr Turner made his acknowledgments to the House.

11 TEMPORARY CHAIRMAN OF COMMITTEES

Mr Speaker informed the House that he had received the resignation of Raymond Francis Chappell from the position of Temporary Chairman of Committees.

Pursuant to the provisions of Standing Order 28A Mr Speaker nominated Barry William Rixon to act as Temporary Chairman of Committees whenever requested so to do by, or in the absence of, the Chairman of Committees.

12 INDEPENDENT COMMISSION AGAINST CORRUPTION

Mr Speaker, pursuant to section 78 (1) of the Independent Commission Against Corruption Act 1988, announced receipt of the following paper:

Report of the Independent Commission Against Corruption on Investigation into the Office of the Ombudsman, dated June 1993, made public pursuant to section 78 (2) of the Act on 16 June 1993.

13 OFFICE OF THE OMBUDSMAN

Mr Speaker, pursuant to section 31 of the Ombudsman Act 1974, announced receipt of the following paper:

Report of the Office of the Ombudsman on the Department of Community Services and Brougham Residential Unit, dated 12 August 1993, made public pursuant to section 31AA of the Act on 12 August 1993.

14 LEGISLATION COMMITTEE ON THE WHISTLEBLOWERS PROTECTION BILL

Mr Speaker, pursuant to Sessional Orders, announced receipt of the following paper—

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30 June 1993

Report of the Legislation Committee on the Whistleblowers Protection Bill together with the minutes of evidence taken before the Committee, dated June 1993.

15 DEPARTMENT OF THE LEGISLATIVE ASSEMBLY

Mr Speaker laid upon the Table the Report of the Department of the Legislative Assembly for the year ended 30 June 1992.

Ordered to be printed.

16 REPORTS RECEIVED BY THE CLERK

The Clerk, pursuant to the Annual Reports (Departments) Act 1985, announced receipt of the following reports—

28 May 1993

Report of the Department of Conservation and Land Management for the year ended 30 June 1992.

Report of the Department of School Education for 1992.

The Clerk, pursuant to the Annual Reports (Statutory Bodies) Act 1984, announced receipt of the following papers—

28 May 1993

Report of the Trustees of the ANZAC Memorial Building for 1992.

Report of Macquarie University for 1992.

Report of the University of New South Wales for 1992.

Report of the University of Sydney for 1992.

Report of the University of Technology, Sydney for 1992.

Report of the University of Wollongong for 1992.

31 May 1993

Report of the University of Newcastle for 1992.

Report of the University of Western Sydney for 1992.

4 June 1993

Report of the Dried Fruits Board for 1992.

10 June 1993

Report of the Charles Sturt University for 1992.

Report of the New South Wales WorkCover Scheme Statutory Funds for the year ended 30 June 1992.

11 June 1993

Report of the Rural Lands Protection Boards' Association for 1992.

17 June 1993

Report of the Homebush Bay Ministerial Corporation for the period 1 January to 31 October 1992.

29 June 1993

Report of the Wild Dog Destruction Board for 1992.

1 July 1993

Report of the Northern Riverina County Council Water Supply Local Fund for 1992.

Report of the South West Electricity for the year ended 30 June 1992.

4 August 1993

Report of the University of New England for 1992.

6 August 1993

Report of the Real Estate Services Council for the year ended 31 March 1993.

10 August 1993

Report of the Lake Illawarra Authority for the year ended 31 March 1993.

23 August 1993

Report of the New South Wales Public Sector Executives Superannuation Board for the year ended 31 March 1993.

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25 August 1993

Report of the Department of Conservation and Land Management on research for the year ended 30 June 1992.

Report of the Dumaresq-Barwon Border Rivers Commission for the year ended 30 June 1992.

Report of the State Authorities Superannuation Board and State Superannuation Investment and Management Corporation for the year ended 31 March 1993.

Report of the Sydney Cove Redevelopment Authority for the year ended 31 March 1993.

1 September 1993

Report of the Fish Marketing Authority for the year ended 31 March 1993.

Report of the Sydney Market Authority for the year ended 31 March 1993.

6 September 1993

Report of the Totalizator Agency Board on Freedom of Information for the year ended 30 June 1993.

17 AUDITOR-GENERAL

The Clerk, pursuant to the Public Finance and Audit Act 1983, announced receipt of the following—

16 June 1993

Auditor-General's Report for 1993, Volume One.

18 PUBLIC ACCOUNTS COMMITTEE

The Clerk, pursuant to the Public Finance and Audit Act 1983, announced receipt of the following papers—

25 June 1993

Report on Review of Special Auditing Function of New South Wales Auditor-General's Office, dated June 1993.

30 June 1993

Report of the Public Accounts Internal Audit in the New South Wales Public Sector, dated June 1993.

14 July 1993

Report of the Public Accounts Committee concerning Infrastructure Management and Financing in New South Wales: Volume 1: From Concept to Contract—Management of Infrastructure Projects, dated July 1993.

19 SELECT COMMITTEE UPON THE PORT MACQUARIE BASE HOSPITAL PROJECT

The Clerk, pursuant to the resolution of 7 May 1992, announced receipt of the following paper—

29 June 1993

Report of the Select Committee upon the Port Macquarie Base Hospital Project into the Funding of Health Infrastructure and Services in New South Wales, dated June 1993.

20 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST CORRUPTION

The Clerk, pursuant to section 68A of the Independent Commission Against Corruption Act 1988, announced receipt of the following papers:

31 May 1993

Report of the Committee on the Independent Commission Against Corruption: Review of the ICAC Act, dated May 1993.

15 June 1993

Report of the Committee on the Independent Commission Against Corruption: Inquiry into Section 52 of the ICAC Act and Legal Representation before the ICAC, dated June 1993.

21 STATE OWNED CORPORATIONS

The Clerk, pursuant to section 27 of the State Owned Corporations Act 1989, announced receipt of the following paper—

7 June 1993

Report of the State Bank of New South Wales Limited for the period 30 September 1992 to 31 March 1993.

22 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

The Clerk, pursuant to the resolution of 13 May 1993, announced receipt of the following paper—

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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23 June 1993

Report of the Joint Select Committee upon the Sydney Water Board: Issues Paper, dated June 1993.

23 STATUTORY INSTRUMENTS—RECEIVED BY THE CLERK

The Clerk informed the House of the receipt, from Parliamentary Counsel, of the following statutory instruments:

Aboriginal Land Rights Act 1983—

(a) Regulation (Relating to the election of members of Aboriginal Land Councils). (Gazette 113, 14 September 1990, page 8204.)

(b) Regulation (Relating to the New South Wales Aboriginal Land Council). (Gazette 128, 17 October 1990, page 9196.)

Adoption Information Act 1990—Adoption Information Regulation 1991. (Gazette 59, 8 March 1991, page 1906.)

Adoption of Children Act 1965—Regulation (Relating to fees for applicants for adoption of children and for assessment of suitability to adopt). (Gazette 137, 20 November 1992, page 8292.)

Animal Research Act 1985—Regulation (Updating references to the Director-General of the Department of Agriculture). (Gazette 40, 27 March 1992, page 1986.)

Annual Reports (Departments) Act 1985—

(a) Annual Reports (Department) Regulation 1986. (Gazette 52, 28 April 1989, page 2510.)

(b) Regulation (Relating to the reporting of equal employment opportunity information). (Gazette 57, 12 April 1991, page 2766.)

(c) Regulation (Relating to codes of conduct). (Gazette 159, 15 November 1991, page 9523.)

(d) Regulation (Relating to grants to non-government community organisations). (Gazette 45, 10 April 1992, page 2562.)

(e) Regulation (Relating to chief and senior executive officers). (Gazette 55, 1 May 1992, page 2990.)

(f) Regulation (Relating to account payment performance). (Gazette 68, 12 June 1992, page 3888.)

(g) Regulation (Relating to notice of changes to codes of conduct). (Gazette 26, 19 March 1993, page 1200.)

(h) Regulation (Relating to the format of annual reports). (Gazette 47, 14 May 1993, page 2256.)

(i) Regulation (Relating to the reporting by Departments of particulars about guarantee of service). (Gazette 76, 2 July 1993, page 3608.)

(j) Regulation (Relating to additional matters to be reported). (Gazette 76, 2 July 1993, page 3612.)

Annual Reports (Statutory Bodies) Act 1984—

(a) Regulation (Relating to the abolition of the Education Commission of New South Wales). (Gazette 109, 10 November 1989, page 9482.)

(b) Regulation (Relating to reporting of investment and liability portfolio performance). (Gazette 80, 22 June 1990, page 5074.)

(c) Regulation (Relating to the reporting of equal employment opportunity information). (Gazette 57, 12 April 1991, page 2767.)

(d) Regulation (Relating to use of consultants by certain statutory bodies). (Gazette 108, 19 July 1991, page 5816.)

(e) Regulation (Relating to codes of conduct). (Gazette 159, 15 November 1991, page 9524.)

(f) Regulation (Relating to grants to non-government community organisations). (Gazette 45, 10 April 1992, page 2563.)

(g) Regulation (Relating to chief and senior executive officers). (Gazette 55, 1 May 1992, page 2989.)

(h) Regulation (Relating to account payment performance). (Gazette 68, 12 June 1992, page 3887.)

(i) Regulation (Relating to publication of codes of conduct and amendments to them). (Gazette 26, 19 March 1993, page 1201.)

(j) Regulation (Relating to the format of annual reports). (Gazette 47, 14 May 1993, page 2255.)

(k) Regulation (Relating to the reporting by statutory bodies of particulars about guarantee of service). (Gazette 76, 2 July 1993, page 3609.)

(l) Regulation (Relating to additional matters to be reported). (Gazette 76, 2 July 1993, page 3610.)

Anzac Memorial (Building, Act 1923—By-laws (Relating to payments to and by the Trustees by the Anzac Memorial Building). (Gazette 54, 4 June 1993, page 2637.)

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Apiaries Act 1985—Regulation (Relating to base registration fee and bee compensation levy payable by beekeepers). (Gazette 19, 26 February 1993, page 730.)

Architects Act 1921—

- (a) Regulation. (Gazette 2, 13 January 1989, page 199.)
- (b) Regulation (Relating to fee increases). (Gazette 119, 8 December 1989, page 10542.)
- (c) Regulation (Relating to certain fees). (Gazette 161, 7 December 1990, page 10666.)

Auctioneers and Agents Act 1941—

- (a) Regulation (Relating to changes arising as the result of constitution of the Real Estate Services Council). (Gazette 76, 15 June 1990, page 4756.)
- (b) Regulation (Relating to penalties for offences). (Gazette 76, 15 June 1990, page 4761.)
- (c) Regulation (Relating to the terms and service of agency agreements and to inspection of commercial property by licensees). (Gazette 152, 23 November 1990, page 10129.)
- (d) Regulation (Amendments arising out of the Auctioneers and Agents (Amendment) Act 1992). (Gazette 19, 26 February 1993, page 731.)
- (e) Regulation (Arising out of amendments to the Act). (Gazette 38, 21 April 1993, page 1836.)
- (f) Regulation (Updating a definition). (Gazette 41, 30 April 1993, page 1953.)

Australian Museum Trust Act 1975—Australian Museum Trust Regulation 1993. (Gazette 89, 13 August 1993, page 4513.)

Banana Industry Act 1987—Banana Industry Regulation 1993. (Gazette 94, 27 August 1993, page 4871.)

Boxing and Wrestling Control Act 1986—Regulation (Relating to functions of boxing inspectors and members of the Boxing Authority at boxing contests) (2). (Gazette 45, 10 April 1992, page 2564; Gazette 55, 1 May 1992, page 2992.)

Building Services Corporation Act 1989—

- (a) Building Services Corporation Regulation 1990. (Gazette 39, 16 March 1990, page 2214.)
- (b) Regulation (Relating to transitional licences etc). (Gazette 141, 9 November 1990, page 9819.)
- (c) Regulation (Relating mainly to kit homes and to the BSC Insurance Schemes). (Gazette 174, 21 December 1990, page 11209.)

(d) Regulation (Relating to the BSC Comprehensive Insurance Scheme) (4). (Gazette 20, 1 February 1991, page 869; Gazette 142, 4 December 1992, page 8589; Gazette 144, 11 December 1992, page 8701; Gazette 146, 18 December 1992, page 8808.)

(e) Regulation (Relating to air conditioning and refrigeration work) (3). (Gazette 36, 25 February 1991, page 1696; Gazette 37, 1 March 1991, page 1696; Gazette 82, 24 May 1991, page 3857.)

(f) Regulation (Relating to exemptions to the doing of specialist work, the recording of complaints and application fees). (Gazette 19, 26 February 1993, page 734.)

(g) Regulation (Relating to deposits paid in connection with house-and-land package contracts). (Gazette 19, 26 February 1993, page 736.)

Bush Fires Act 1949—Regulation (Relating to safety requirements and fire patrol officers). (Gazette 52, 21 May 1993, page 2357.)

Business Franchise Licences (Petroleum Products) Act 1987—

(a) Regulation (Relating to objections to licence fee assessment under the Act). (Gazette 109, 10 November 1989, page 9488.)

(b) Regulation (Relating to the sale and purchase of diesel fuel for off-road purposes). (Gazette 65, 25 June 1993, page 3081.)

Business Names Act 1962—Regulation (Relating to offences dealt with by penalty notices). (Gazette 19, 26 January 1993, page 739.)

Catchment Management Act 1989—Regulation. (Gazette 73, 1 July 1993, page 3598.)

Charitable Fundraising Act 1991—Charitable Fundraising Regulation 1993. (Gazette 91, 20 August 1993, page 4620.)

Children (Care and Protection) Act 1987—

(a) Regulation (Relating to the making of payments to persons having the care of wards or protected persons). (Gazette 32, 17 March 1989, page 1418.)

(b) Regulation. (Gazette 11, 19 January 1990, page 388.)

(c) Regulation. (Gazette 94, 27 August 1993, page 4881.)

Children (Equality of Status) Act 1976—Children (Equality of Status) General Regulation 1993. (Gazette 82, 23 July 1993, page 4046.)

Children (Interstate Transfer of Offenders) Act 1988—Children (Interstate Transfer of Offenders) Regulation 1989. (Gazette 80, 22 June 1989, page 5076.)

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Children's Court Act 1987—Rule (Relating to transcript fees and guardians ad litem). (Gazette 72, 9 June 1989, page 3396.)

Children Welfare Act 1939—Regulation (Relating to law revision). (Gazette 125, 16 October 1992, page 7530.)

City of Sydney Act 1988—City of Sydney (Elections) Regulation 1993. (Gazette 73, 1 July 1993, page 3549.)

Clean Air Act 1961—

(a) Regulation (Relating to burning of refuse). (Gazette 174, 21 December 1990, page 11225.)

(b) Regulation (Relating to the control of refuse burning). (Gazette 82, 23 July 1993, page 4050.)

Commercial Vessels Act 1979—

(a) Regulation (Relating to fees in connection with certificates of competency) (2). (Gazette 89, 17 July 1992, page 4972; Gazette 91, 20 August 1993, page 4643.)

(b) Regulation (Relating to fees in connection with vessel permits) (2). (Gazette 89, 17 July 1992, page 4979; Gazette 91, 20 August 1993, page 4640.)

(c) Regulation (Relating to fees in connection with load lines) (2). (Gazette 89, 17 July 1992, page 4978; Gazette 91, 20 August 1993, page 4639.)

Community Land Development Act 1986—Regulation (Relating to fees for lodging plans for registration). (Gazette 61, 18 June 1993, page 2902.)

Compensation Court Act 1984—

(a) Regulation. (Gazette 36, 25 February 1991, page 1698.)

(b) Rules. (Gazette 32, 2 April 1993, page 1534.)

Confiscation of Proceeds of Crime Act 1989—Regulation (Relating to reciprocal enforcement of laws concerning the proceeds of crime). (Gazette 55, 1 May 1992, page 2994.)

Constitution Act 1902—Regulation (Relating to the Governor's salary). (Gazette 86, 6 August 1993, page 4407.)

Construction Safety Act 1912—

(a) Regulation (Relating to construction work involving asbestos and asbestos cement). (Gazette 120, 28 September 1990, page 8650.) (2).

(b) Regulation (Relating to certificates of competency). (Gazette 36, 25 February 1991, page 1699.)

(c) Regulation (Relating to fees for applications to erect certain lifts). (Gazette 42, 3 April 1992, page 2394.)

(d) Regulation (Relating to minimum public liability insurance required in respect of amusement devices). (Gazette 55, 1 May 1992, page 2995.)

(e) Regulation (Relating to penalties). (Gazette 24, 12 March 1993, page 1002.)

Conveyancing Act 1919—

(a) Regulation (Relating to fees). (Gazette 61, 18 June 1993, page 2903.)

(b) Regulation (Relating to land under the Real Property Act 1900). (Gazette 94, 27 August 1993, page 5035.)

Co-operation Act 1923—

(a) Regulation (Relating to searches and fees). (Gazette 88, 13 July 1990, page 6488.)

(b) Regulation (Relating to certain payments by certain co-operative societies). (Gazette 60, 15 June 1992, page 3300.)

(c) Regulation (Relating to investments by co-operative societies). (Gazette 24, 12 March 1993, page 1004.)

Co-operatives Act 1923—Regulation (Co-operatives (General) Regulation 1993). (Gazette 52, 28 May 1993, page 2358.)

Credit Act 1984—

(a) Regulation (Relating to the establishment of the financial counselling trust fund). (Gazette 94, 27 August 1993, page 4890.)

(b) Regulation (Relating to the interest threshold for application of the Act). (Gazette 78, 9 July 1993, page 3772.)

Crown Lands Act 1984—Regulation (Relating to appeals to the Land and Environment Court). (Gazette 65, 25 June 1993, page 3086.)

Dairy Industry Act 1979—

(a) Dairy Industry Pricing Regulation 1984. (Gazette 153, 14 October 1988, page 5359.)

(b) Regulation (Relating to milk prices) (3). (Gazette 51, 27 April 1989, page 2500; Gazette 45, 15 March 1991, page 2084; Gazette 61, 18 June 1993, page 2906.)

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(c) Regulation (Relating to retail sales of milk from shops) (2). (Gazette 51, 27 April 1989, page 2500; Gazette 167, 14 December 1990, page 10950.)

(d) Proclamation (Amending Schedule 1 to the Act in relation to liquids under section 5). (Gazette 89, 13 August 1993, page 4512.)

(e) Regulation (Relating to the exclusion of "White Gold" from the pricing formula). (Gazette 89, 13 August 1993, page 4517.)

Dangerous Goods Act 1975—Regulation (Relating to the keeping of Class 6 and Class 8 dangerous goods). (Gazette 137, 20 November 1992, page 8298.)

Darling Harbour Authority Act 1984—

(a) Regulation (Relating to fees for amendments to certain permits). (Gazette 48, 22 March 1991, page 2254.)

(b) Regulation (Relating to the regulation of New Year's Eve activities). (Gazette 157, 8 November 1991, page 9372.)

(c) Regulation (Relating to land formerly under the control of the Darling Harbour Authority). (Gazette 43, 7 May 1993, page 2117.)

Dental Technicians Registration Act 1975—Dental Technicians Registration Regulation 1993. (Gazette 94, 27 August 1993, page 4901.)

Disability Services and Guardianship Act 1987—Regulation. (Gazette 78, 23 June 1989, page 3641.)

District Court Act 1973—

(a) Regulation (Relating to fees) (2). (Gazette 124, 22 December 1989, page 11310; Gazette 174, 21 December 1990, page 11255.)

(b) Rules (9). (Gazette 30, 28 February 1992, page 1262; Gazette 49, 16 April 1992, pages 2692, 2694; Gazette 64, 29 May 1992, page 3610; Gazette 75, 26 June 1992, page 4298; Gazette 105, 28 August 1992, page 6329; Gazette 19, 26 February 1993, page 821; Gazette 34, 8 April 1993, page 1702; Gazette 52, 28 May 1993, page 2614.)

(c) Rule (Amending District Court Rules 1973) (2). (Gazette 82, 23 July 1993, page 4225; Gazette 89, 13 August 1993, page 4570.)

Dog Act 1966—Regulation (Relating to the registration of dogs). (Gazette 94, 27 August 1993, page 4905.)

Dried Fruits Act 1939—

(a) Dried Fruits (Elections) Regulation 1993. (Gazette 94, 27 August 1993, page 4932.)

(b) Dried Fruits (General) Regulation 1993. (Gazette 94, 27 August 1993, page 4907.)

Driving Instructors Act 1992—Driving Instructors Regulation 1993. (Gazette 65, 25 June 1993, page 3087.)

Drug Misuse and Trafficking Act 1985—Regulation (Amending the Schedule of prohibited plants or drugs). (Gazette 82, 23 July 1993, page 4052.)

Drug Trafficking (Civil Proceedings) Act 1990—Regulation. (Gazette 97, 3 August 1990, page 7106.)

Dust Diseases Tribunal Act 1989—Rule (Relating to the extension of limitation period in respect of claims for damages of dust diseases). (Gazette 123, 5 October 1990, page 8861.)

Egg Industry Act—

(a) Regulation. (Gazette 114, 8 July 1988, page 3650.)

(b) Regulation (Repealing the Egg Standards Regulation 1989). (Gazette 59, 19 April 1991, page 2949.)

Election Funding Act 1981—Regulation (Relating to the maximum expenditure allowed on audit). (Gazette 77, 10 May 1991, page 3542.)

Electricity Act 1945—

(a) Electricity (Workers' Safety) Regulation 1992. (Gazette 24, 12 March 1993, page 1005.)

(b) Electricity (Savings, Transitional and Machinery Provisions) Regulation 1993. (Gazette 69, 30 June 1993, page 3330.)

(c) Electricity (Corrosion Protection) Regulation 1993. (Gazette 94, 27 August 1993, page 4946.)

Environmental Planning and Assessment Act 1979—

(a) Regulation (Relating to the declaration of certain mines and extractive industries as designated development). (Gazette 61, 18 June 1993, page 2907.)

(b) Regulation (Relating to the development control plans and application for modification of development consent). (Gazette 61, 18 June 1993, page 2907.)

(c) Regulation (Varying the kind of development for the purpose of cattle feedlots that is designated development). (Gazette 91, 20 August 1993, page 4656.)

Environmentally Hazardous Chemicals Act 1985—Regulation (Relating to applications and fees for the transfer of licences and adjustment of certain cash payments). (Gazette 116, 18 September 1992, page 6840.)

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Evidence by Commission Acts 1859 and 1885 (Imperial)—Evidence for External Tribunal (Commonwealth countries) Rules 1977 (Rescission). (Gazette 62, 19 May 1989, page 3007.)

Exhibited Animals Protection Act 1986—

(a) Regulation (Relating to licences, approvals and permits for animal display establishments, the care of the exhibited animals and the safety of the public). (Gazette 72, 9 June 1989, page 3470.)

(b) Regulation (Relating to fee payable on an application being made by a local council for a licence to use premises for an animal display establishment). (Gazette 82, 29 June 1990, page 5533.)

(c) Regulation (Relating to authority to exhibit animals). (Gazette 90, 20 July 1990, page 6685.)

(d) Regulation (Relating to fees payable for permits to exhibit prescribed species). (Gazette 101, 10 August 1990, page 7307.)

(e) Regulation (Relating to the operation of minor establishments, the exemption of certain establishments and the fees payable for licences to operate minor establishments). (Gazette 183, 28 December 1990, page 11470.)

(f) Regulation (Relating to fees for animal display establishments within state recreation areas). (Gazette 45, 15 March 1991, page 2091.)

(g) Regulation (Relating to certain fees payable for animal display establishments in national parks). (Gazette 65, 25 June 1993, page 3091.)

Exotic Diseases of Animals Act 1991—Exotic Diseases of Animals (General) Regulation 1993. (Gazette 80, 16 July 1993, page 3897.)

Factories, Shops and Industries Act 1962—Regulation (Relating to first-aid). (Gazette 78, 23 August 1989, page 3620.)

Fair Trading Act 1987—

(a) Fair Trading (Penalty Notices) Regulation 1993. (Gazette 19, 26 February 1993, page 740.)

(b) Regulation (Relating to sun tanning apparatus). (Gazette 41, 30 April 1993, page 1954.)

(c) Order under section 31 (Relating to the repeal of orders prohibiting or restricting the supply of certain goods). (Gazette 41, 30 April 1993, page 1960.)

(d) Regulation (Relating to the Caravan and Relocatable Home Park Industry Code of Practice Regulation 1992). (Gazette 91, 20 August 1993, page 4657.)

Film and Video Tape Classification Act 1984—Regulation (Relating to the new "MA" classification of films). (Gazette 78, 9 July 1993, page 3774.)

Fish River Water Supply Administration Act 1945—

- (a) Regulation. (Gazette 124, 22 December 1989, page 11314.)
- (b) Fish River Water Supply Administration (Price of Water) Regulation (No. 2) 1990. (Gazette 174, 21 December 1990, page 11230.)
- (c) Regulation (Relating to the price of water supplied by the Administration of Fish River Water Supply). (Gazette 146, 18 December 1992, page 8809.)

Fisheries and Oyster Farms Act 1935—

- (a) Regulation (Relating to prohibited sizes of Southern Rock Lobster). (Gazette 78, 23 June 1989, page 3641.)
- (b) New South Wales Commercial Fishing Advisory Council Regulation 1990. (Gazette 49, 12 April 1990, page 3054.)
- (c) Fisheries and Oyster Farms Act (Towra Point Aquatic Reserve) Regulation 1990. (Gazette 49, 12 April 1990, page 3068.)
- (d) Regulation (Relating to restricted fishery permits). (Gazette 148, 24 December 1992, page 8952.)
- (e) Regulation (Relating to the contribution payable to the New South Wales Commercial Fishing Advisory Council by an applicant for the issue or renewal of a commercial fisherman's licence). (Gazette 7, 22 January 1993, page 158.)
- (f) Regulation (Relating to nets for taking prawns). (Gazette 15, 12 February 1993, page 537.)
- (g) Regulation (Relating to garfish nets (Bullringing) and the setting of meshing nets). (Gazette 19, 26 February 1993, page 742.)
- (h) Regulation (Relating to the use of hauling nets for prawns-Tweed River and Terranora Inlet). (Gazette 21, 5 March 1993, page 854.)
- (i) Regulation (Relating to the prescribed methods of taking pipis, yabby, squid worms and other types of fish, the taking of octopus and shruking). (Gazette 47, 14 May 1993, page 2257.)
- (j) Regulation (Relating to fees for issue or renewal of fishermen's licences). (Gazette 49, 21 May 1993, page 2415.)
- (k) Regulation (Relating to fees for issue, or renewal of fisherman's licences). (Gazette 52, 28 May 1993, page 2415.)
- (l) Regulation (Relating to bag limits, prohibited size fish and miscellaneous matters). (Gazette 58, 11 June 1993, page 2770.)

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(m) Regulation (Relating to master fishermen's and master fishermen's block licences). (Gazette 80, 16 July 1993, page 3892.)

Forestry Act 1916—

(a) Regulation (Relating to fees). (Gazette 148, 24 December 1992, page 8954.)

(b) Revocation of dedication pursuant to section 19 at Dubbo (Momo State Forest No. 919). (Gazette 13, 6 November 1992, page 8178.)

Freedom of Information Act 1989—

(a) Freedom of Information (General) Regulation 1989. (Gazette 81, 30 June 1989, page 3985.)

(b) Regulation (Relating to principal officers, public authorities and specified agencies). (Gazette 5, 5 January 1990, page 20.)

(c) Regulation (Relating to principal officers, responsible Ministers and public authorities). (Gazette 139, 4 October 1991, page 8509.)

General Traffic Act 1990—Erratum. (Gazette 180, 9 December 1988, page 6301.)

Government Insurance Office (Privatisation) Act 1991—Regulation (Relating to the administration of the Transport Accidents Compensation Fund and certain workers compensation business). (Gazette 75, 26 June 1992, page 4282.)

Greyhound Racing Control Board Act 1985—Rules (Increasing the maximum amount of fines which may be imposed for breaches of the Rules). (Gazette 97, 3 August 1990, page 3650.)

Hay Irrigation Act 1902—Regulation (Relating to the conditional supply of water to land and the rate of interest payable on overdue rates). (Gazette 84, 30 July 1993, page 4262.)

Heritage Act 1977—Heritage Regulation 1993. (Gazette 94, 27 August 1993, page 4952.)

Horticultural Stock and Nurseries Act 1969—

(a) Regulation. (Gazette 114, 8 July 1988, page 3650.)

(b) Regulation (Relating to registration fees). (Gazette 144, 14 October 1991, page 8875.)

(c) Horticultural Stock and Nurseries Regulation 1993. (Gazette 94, 27 August 1993, page 4959.)

Impounding Act 1993—Impounding (Penalty Notice Offences) Regulation 1993. (Gazette 94, 27 August 1993, page 4969.)

Industrial Arbitration Act 1940—

- (a) Regulation (Relating to interest rates for certain orders). (Gazette 103, 5 July 1991, page 5399.)
- (b) Regulation (Relating to employees of the Crown). (Gazette 127, 13 September 1991, page 7911.)
- (c) Regulation (Relating to ballot requirements for certain proposed amalgamations). (Gazette 86, 6 August 1993, page 4408.)
- (d) Regulation (Relating to organisations de-registered under the Industrial Arbitration Act 1940). (Gazette 89, 13 August 1993, page 4518.)

Insurance Act 1902—Insurance Regulation 1993. (Gazette 94, 27 August 1993, page 4971.)

Irrigation Act 1912—Regulation (Relating to interest on overdue payments). (Gazette 84, 30 July 1993, page 4263.)

Justices Act 1902—

- (a) Justices (Short Descriptions of Motor Traffic and other Offences) Regulation 1986. (Gazette 179, 2 December 1988, page 5594.)
- (b) Regulation (Relating to short descriptions of offences under the National Parks and Wildlife (Land Management) Regulation 1987). (Gazette 55, 5 May 1989, page 2636.)
- (c) Regulation (Relating to the use of short descriptions to refer to motor cycle helmet offences). (Gazette 72, 9 June 1989, page 3393.)
- (d) Regulation (Relating to short descriptions of a motor cycle helmet offence). (Gazette 93, 8 September 1989, page 6600.)
- (e) Regulation (Relating to the short description of a motor vehicle insurance offence). (Gazette 98, 29 September 1989, page 7798.)
- (f) Regulation (Relating to the short descriptions of certain traffic offences). (Gazette 102, 20 October 1989, page 8631.)
- (g) Regulation (Relating to enforcement of fines). (Gazette 21, 9 February 1990, page 1061.)
- (h) Regulation (Relating to the short description of certain traffic offences). (Gazette 88, 13 July 1990, page 6495.)
- (i) Justices (General) Regulation 1992. (Gazette 105, 28 August 1992, page 6226)
- (j) Consumer Protection (Short Description of Offences) Regulation 1993. (Gazette 19, 26 February 1993, page 745.)

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(k) Justices (Short Descriptions of Local Government Offences) Regulation 1993. (Gazette 73, 1 July 1993, page 3570.)

(l) Regulation (Relating to the short description of certain offences under the Local Government Act 1993, the Roads Act 1993 and the Traffic Act 1909). (Gazette 73, 1 July 1993, page 3577.)

(m) Justices (Short Descriptions of Miscellaneous Offences) Regulation 1993. (Gazette 84, 30 July 1993, page 4268.)

(n) Regulation (Relating to short descriptions of certain offences under the Local Government Act 1993). (Gazette 84, 30 July 1993, page 4273.)

(o) Regulation (Relating to short descriptions of certain offences under the Traffic Act 1909 and the Roads (General) Transitional Regulation 1993). (Gazette 84, 30 July 1993, page 4274.)

(p) Regulation (Relating to short descriptions of certain offences on NSW waters). (Gazette 84, 30 July 1993, page 4278.)

(q) Regulation (Relating to short description of certain offences under the Forestry Regulation 1983). (Gazette 84, 30 July 1993, page 4281.)

(r) Regulation (Relating to short descriptions of certain offences under the Transport Administration Act 1988). (Gazette 84, 30 July 1993, page 4282.)

(s) Regulation (Relating to short descriptions of certain offences under the Summary Offences Act 1988). (Gazette 84, 30 July 1993, page 4287.)

(t) Justices (General) Rule 1993. (Gazette 94, 27 August 1993, page 5080.)

Land and Environment Court Act 1979—Regulation (Relating to fees). (Gazette 124, 22 December 1989, page 11326.)

Land Tax Management Act 1956—Regulation (Relating to the definition of "public authority"). (Gazette 183, 27 December 1991, page 10747.)

Landlord and Tenant (Amendment) Act 1948—Regulation (Relating to income of protected tenants). (Gazette 69, 2 June 1989, page 3230.)

Landlord and Tenant (Rental Bonds) Act 1977—

(a) Regulation (Relating to investment of money from the Rental Bond Account and Rental Interest Account). (Gazette 114, 24 November 1989, page 9978.)

(b) Regulation (Relating to the payment of interest on rental bonds). (Gazette 84, 30 July 1993, page 4290.)

Legal Profession Act 1987—

- (a) Report and determination of the Legal Fees and Costs Board pursuant to section 180 of the Act. (Gazette 89, 17 July 1992, page 5147.)
- (b) Report and determination of the Legal Fees and Costs Board pursuant to section 179 of the Act. (Gazette 89, 17 July 1992, page 5153.)
- (c) Report and determination of the Legal Fees and Costs Board pursuant to section 180 of the Act. (Gazette 89, 17 July 1992, page 5158.)
- (d) Barristers and Solicitors Admission Rules 1989. (Gazette 34, 8 April 1993, page 1706.)
- (e) Regulation (Relating to the Crown Solicitors Trust Account). (Gazette 47, 14 May 1993, page 2259.)
- (f) Report and determination of the Legal Fees and Costs Board pursuant to section 180 of the Act. (Gazette 49, 21 May 1993, page 2470.)
- (g) Rule (Amending Barristers and Solicitors Admission Rules 1989) (2). (Gazette 76, 2 July 1993, page 3716; Gazette 89, 13 August 1993, page 4572.)
- (h) Report and determination of the Legal Fees and Costs Board pursuant to section 180 of the Act. (Gazette 76, 2 July 1993, page 3719.)
- (i) Report and determination of the Legal Fees and Costs Board pursuant to section 178A of the Act. (Gazette 76, 2 July 1993, page 3725.)
- (j) Regulation (Relating to withdrawal of money by electronic funds transfer). (Gazette 84, 30 July 1993, page 4291.)
- (k) Regulation (Relating to the prescribed rate of interest for claims against the Fidelity Fund). (Gazette 86, 6 August 1993, page 4410.)
- (l) Report and determination of the Legal Fees and Costs Board under section 180 of the Act. (Gazette 91, 20 August 1993, page 4739.)
- (m) Report and determination of the Legal Fees and Costs Board under section 179 of the Act (2). (Gazette 94, 27 August 1993, pages 5199 and 5200.)

Liquor Act 1982—

- (a) Regulation (Relating to approved amusement devices). (Gazette 97, 22 September 1989, page 7428.)
- (b) Regulation (Relating to the definition of "responsible adult and evidence of age). (Gazette 18, 25 February 1991, page 1056.)

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(c) Regulation (Relating to late payment of liquor licence fee instalments). (Gazette 167, 29 November 1991, page 9916.)

(d) Regulation (Relating to the persons who, in relation to a minor, are "responsible adults"). (Gazette 169, 6 December 1991, 10091.)

(e) Regulation (Relating to the office hours of the Principal Registry of the Licensing Court and the offices of the Liquor Administration Board). (Gazette 140, 27 November 1992, page 8482.)

(f) Regulation (Relating to prizes payable on, and types of, approved amusement devices in hotels). (Gazette 148, 24 December 1992, page 8958.)

(g) Regulation (Relating to on-licences that allow the sale of liquor otherwise than to the general public). (Gazette 58, 11 June 1993, page 2776.)

Local Courts Act 1982—Regulation (Relating to seniority of Magistrates). (Gazette 87, 10 July 1992, page 4753.)

Local Courts (Civil Claims) Act 1970—

(a) Local Courts (Civil Claims) Rules 1988 (3). (Gazette 21, 5 March 1993, page 969; Gazette 34, 8 April 1993, page 1704; Gazette 52, 28 May 1993, page 2614.)

(b) Local Courts (Civil Claims) Rules 1988 (Service of documents, interest rates, costs and other matters). (Gazette 72, 9 June 1989, page 3394.)

(c) Regulation (Relating to certificates of readiness, inspection of property and powers of registration). (Gazette 109, 31 August 1990, page 7847.)

(d) Regulation (Relating to fees). (Gazette 124, 22 December 1989, page 11329.)

Local Government Act 1919—Regulation (Amendments consequent on the enactment of the Local Government Act 1993). (Gazette 73, 1 July 1993, page 3563.)

Local Government Act 1993—

(a) Local Government (Approvals) Regulation 1993. (Gazette 73, 1 July 1993, page 3345.)

(b) Local Government (Elections) Regulations 1993. (Gazette 73, 1 July 1993, page 3395.)

(c) Local Government (Financial Management) Regulation 1993. (Gazette 73, 1 July 1993, page 3464.)

(d) Local Government (Meetings) Regulation 1993. (Gazette 73, 1 July 1993, page 3477.)

(e) Local Government (Orders) Regulation 1993. (Gazette 73, 1 July 1993, page 3489.)

(f) Local Government (Penalty Notice Offences) Regulation 1993. (Gazette 73, 1 July 1993, page 3505.)

(g) Local Government (Rates and Charges) Regulation 1993. (Gazette 73, 1 July 1993, page 3509.)

(h) Local Government (Tendering) Regulation 1993. (Gazette 73, 1 July 1993, page 3515.)

(i) Local Government (Water, Sewerage and Drainage) Regulation 1993. (Gazette 73, 1 July 1993, page 3524.)

(j) Local Government (Savings and Transitional) Regulation 1993. (Gazette 73, 1 July 1993, page 3550.)

(k) Regulation (Amendments consequent on the enactment of the Local Government Act 1993). (Gazette 73, 1 July 1993, page 3565.)

Lotteries and Art Unions Act 1901—

(a) Regulation (Relating to the holding of sweeps and calcuttas in connection with horse races). (Gazette 8, 8 March 1991, page 1936.)

(b) Regulation (Relating to repeal of requirements for prescribed forms). (Gazette 54, 5 April 1991, page 2585.)

(c) Regulation (Relating to the running of sweeps and calcuttas in relation to the Armidale Snail Races). (Gazette 123, 9 October 1992, page 7342.)

(d) Regulation (Relating to the conducting of "no-draw" lotteries). (Gazette 61, 18 June 1993, page 2919.)

Lotto Act 1979—

(a) Lotto Regulation 1989 (Relating to the conduct of games of keno and the display of rules of games of lotto, including keno). (Gazette 148, 24 December 1992, page 8960.)

(b) Regulation (Relating to keno key employees, keno prize funds and prescribed contracts). (Gazette 78, 9 July 1993, page 3775.)

Maritime Services Act 1935—

(a) Management of Waters and Waterside Lands Regulations NSW (Relating to fees for occupation licences)(2). (Gazette 167, 14 December 1990, page 10952; Gazette 89, 17 July 1992, page 4990.)

(b) Water Traffic Regulations (Relating to fees)(2). (Gazette 116, 16 August 1991, page 6806; Gazette 89, 17 July 1992, page 4989.)

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(c) Management of Water and Waterside Lands Regulations (Relating to obstructions to navigation enclosed waters). (Gazette 89, 17 July 1992, page 4994.)

(d) Boating (Safety Equipment) Regulation NSW (Relating to buoyancy garments and penalties). (Gazette 89, 17 July 1992, page 4996.)

(e) Water Traffic Regulations NSW (Relating to capacity plates for vessels and associated offences). (Gazette 144, 11 December 1992, page 8698.)

(f) Regulation (Relating to the discharge of waste from certain vessels). (Gazette 69, 30 June 1993, page 3323.)

(g) Regulation (Relating to the control of toilet and galley waste from vessels). (Gazette 76, 2 July 1993, page 3614.)

(h) Regulation (Relating to fees for occupation licences). (Gazette 91, 20 August 1993, page 4647.)

(i) Regulation (Relating to duration of occupation licences). (Gazette 91, 20 August 1993, page 4649.)

(j) Regulation (Relating to fees). (Gazette 91, 20 August 1993, page 4651.)

Meat Industry Act 1978—

(a) Meat Industry (Elections) Regulation 1988 - Erratum. (Gazette 5, 20 January 1989, page 318.)

(b) Regulation (Relating to fees). (Gazette 97, 7 August 1992, page 5537.)

(c) Regulation (Relating to the calculation of meat industry levy). (Gazette 133, 6 November 1992, page 8107.)

(d) Regulation (Relating to game meat processing plants and game meat vans). (Gazette 24, 12 March 1993, page 1009.)

(e) Regulation (Relating to issue, renewal, suspension and cancellation of licences). (Gazette 91, 20 August 1993, page 4658.)

(f) Regulation (Relating to licence fees). (Gazette 94, 27 August 1993, page 4972.)

Medical Practice Act 1992—Medical Practice Regulation 1993. (Gazette 65, 25 June 1993, page 3903.)

Mine Subsidence Compensation Act 1961—Mine Subsidence Compensation Regulation 1992. (Gazette 148, 24 December 1992, page 8964.)

Mining Act 1992—Regulation (Relating to certain fees for mineral claims and opal prospecting licences). (Gazette 52, 21 May 1993, page 2416.)

Motor Accidents Act 1988—Regulation (Relating to claims against interstate registered vehicles). (Gazette 84, 30 July 1993, page 4293.)

Motor Dealers Act 1974—Motor Dealers Regulation 1986. (Gazette 19, 26 February 1993, page 752.)

Mount Panorama Motor Racing Act 1989—Regulation (2). (Gazette 93, 8 September 1989, page 6605; Gazette 46, 6 April 1990, page 2825.)

National Parks and Wildlife Act 1974—

(a) Regulation (Relating to the Chairperson of the Kosciusko National Park Advisory Committee). (Gazette 78, 23 June 1989, page 3640.)

(b) Regulation (Relating to approaching marine mammals). (Gazette 107, 3 November 1989, page 9050.)

(c) Regulation (Relating to licences, fees, royalties and the keeping of reptiles). (Gazette 26, 19 March 1992, page 1214.)

(d) Proclamation reserving land as part of Hill End Historic Site pursuant to section 33 (3) of Act (2). (Gazette 121, 2 October 1992, pages 7171, 7174.)

(e) Proclamation dedicating Crown Land as Snows Gully Nature Reserve pursuant to section 49 (1) of Act. (Gazette 121, 2 October 1992, page 7172.)

(f) Proclamation reserving land as part of Bouddi National Park pursuant to section 33 (3) of Act. (Gazette 121, 2 October 1992, page 7173.)

(g) Proclamation reserving land as part of Mimosa Rocks National Park pursuant to section 33 (3) of Act. (Gazette 121, 2 October 1992, page 7175.)

(h) Proclamation reserving land as part of Garigal National Park pursuant to section 33 (3) of Act. (Gazette 121, 2 October 1992, page 7176.)

(i) Proclamation reserving land as part of Cattai National Park pursuant to section 33 (3) of Act. (Gazette 123, 9 October 1992, page 7340.)

(j) Proclamation permanently reserving land as part of Bungonia State Recreation Area. (Gazette 123, 9 October 1992, page 7384.)

(k) Proclamation (Reserving lands as part of Oxley Wild Rivers National Park). (Gazette 82, 23 July 1993, page 4226.)

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(l) Proclamation (Reserving lands as part of Hill End Historic Site). (Gazette 82, 23 July 1993, page 4226.)

(m) Proclamation dedicating land as Khappinghat Nature Reserve. (Gazette 86, 6 August 1993, page 4473.)

(n) Proclamation dedicating land as Winburndale Nature Reserve. (Gazette 91, 20 August 1993, page 4737.)

New South Wales Lotteries Act 1900—New South Wales Lotteries (Elected Staff Member) Regulation 1991. (Gazette 82, 24 May 1991, page 3861.)

Noise Control Act 1975—Regulation (Relating to fees). (Gazette 174, 21 December 1990, page 11239.)

Noxious Weeds Act 1993—Noxious Weeds Regulation 1993. (Gazette 65, 25 June 1993, page 3097.)

Nurses Act 1991—

(a) Nurses (Last Board Examination) Regulation 1992. (Gazette 36, 13 March 1992, page 1688.)

(b) Nurses (Election) Regulation 1992. (Gazette 36, 13 March 1992, page 1690.)

Nursing Homes Act 1988—Regulation (Relating to fees) (2). (Gazette 146, 18 December 1992, page 8811; Gazette 9, 29 January 1993, page 272.)

Occupational Health and Safety Act 1983—

(a) Regulation (Occupational Health and Safety (Manual Handling) Regulation 1991). (Gazette 108, 19 July 1991, page 5825.)

(b) Occupational Health and Safety (Pest Control) Regulation 1988 (Relating to administrative matters and licence fees). (Gazette 26, 21 February 1992, page 1054.)

(c) Occupational Health and Safety (Synthetic Mineral Fibres) Regulation 1993. (Gazette 39, 23 April 1993, page 1843.)

Parking Space Levy Act 1992—

(a) Parking Space Levy Regulation 1992. (Gazette 75, 26 June 1992, page 4286.)

(b) Regulation (Relating to exemptions and arrangements for payments). (Gazette 91, 20 August 1993, page 4660.)

Parliamentary Contributory Superannuation Act 1971—Parliamentary Contributory Superannuation Regulation 1993. (Gazette 65, 25 June 1993, page 3098.)

Parliamentary Electorates and Elections Act 1912—

(a) Regulation (Relating to miscellaneous matters). (Gazette 52, 28 March 1991, page 2477.)

(b) Parliamentary Electorates and Elections Regulation 1991. (Gazette 116, 16 August 1991, page 6808.)

Parliamentary Remuneration Act 1989—

(a) Regulation (Relating to the salaries and expense allowances of certain office holders). (Gazette 97, 7 August 1992, page 5838.)

(b) Regulation (Relating to the salaries of Government and Opposition Whips in the Legislative Council). (Gazette 78, 9 July 1993, page 3777.)

Parramatta Stadium Trust Act 1988—Regulation (Relating to management of trust land). (Gazette 39, 16 March 1990, page 2227.)

Partnership Act 1892—Partnership Regulation 1992. (Gazette 55, 1 May 1992, page 3009.)

Passenger Transport Act 1990—

(a) Regulation (Relating to driver authority cards). (Gazette 91, 20 August 1993, page 4662.)

(b) Regulation (Relating to the use of certain 4-wheel drive vehicles in tourist services). (Gazette 91, 20 August 1993, page 4664.)

Pay-roll Tax Act 1971—

(a) Regulation. (Gazette 187, 23 December 1988, page 6552.)

(b) Pay-roll Tax Regulation 1993. (Gazette 94, 27 August 1993, page 4973.)

Periodic Detention of Prisoners Act 1981—Regulation (Relating to reporting, discipline, leave of absence, penalty notices, offences against discipline and law revision). (Gazette 26, 19 March 1993, page 1216.)

Permanent Building Societies Act 1967—Regulation (Relating to revolving credit facilities). (Gazette 65, 18 May 1990, page 3904.)

Pesticides Act 1978—

(a) Regulation (Relating to certain forms prescribed for the purposes of the Pesticides Act). (Gazette 48, 22 March 1991, page 2259.)

(b) Regulation (Relating to the power to waive and remit fees under the Pesticides Act 1988). (Gazette 21, 5 March 1993, page 855.)

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Petroleum Products Subsidy Act 1965—Petroleum Products Subsidy Regulation 1993. (Gazette 17, 19 February 1993, page 638.)

Plant Diseases Act 1924—

(a) Plant Diseases (General) Regulation 1991. (Gazette 121, 30 August 1991, page 7379.)

(b) Regulation (Relating to grading and packaging standards for certain fruits and vegetables). (Gazette 41, 8 March 1991, page 1939.)

(c) Order under section 5A. (Gazette 12, 24 January 1992, page 408.)

Poisons Act 1966—

(a) Additions to poisons list pursuant to section 8 (2). (Gazette 88, 7 July 1991, page 4250; Gazette 21, 5 March 1993, page 961.)

(b) Poisons Regulations (Relating to references to the Director-General Department of Health). (Gazette 103, 5 July 1991, page 5401.)

(c) Proclamation (Amending the Poisons List) (3). (Gazette 78, 9 July 1993, pages 3865 and 3866; Gazette 84, 30 July 1993, page 4380.)

(d) Proclamation under section 8 amending the Poisons List. (Gazette 94, 27 August 1993, page 5199.)

Police Service Act 1990—Regulation (Arising out of amendments to the Act). (Gazette 65, 25 June 1993, page 3101.)

Poultry Meat Industry Act 1986—Regulation (Relating to notification of ballots and elections of members of the Poultry Meat Industry Committee who represent growers). (Gazette 24, 12 March 1993, page 1017.)

Poultry Processing Act 1969—Regulation (Relating to registration fees for poultry processing plants). (Gazette 103, 5 July 1991, page 5402.)

Prisoners Act 1982—

Prisoners (Interstate Transfer) Act 1982—Regulation (Relating to the Director-General of the Attorney-General's Department). (Gazette 86, 6 August 1993, page 4411.)

Prisons Act 1952—

(a) Regulation (Relating to the functions of the Serious Offenders Review Board) (2). (Gazette 7, 12 January 1990, page 210; Gazette 33, 22 February 1991, page 1534.)

(b) Regulation (Relating to compulsory HIV testing for prisoners). (Gazette 133, 26 October 1990, page 9433.)

(c) Regulation (Relating to the disclosure of HIV test results and to penalties). (Gazette 133, 26 October 1990, page 9434.)

(d) Regulation (Relating to withdrawal or suspension of licence to supply methadone). (Gazette 16, 18 February 1991, page 9476.)

(e) Regulation (Relating to unauthorised use of cameras and video and audio recorders). (Gazette 82, 23 July 1993, page 4053.)

Private Irrigation Districts Act 1973—Moirra Board of Management (General) By-law 1989. (Gazette 85, 28 July 1989, page 4789.)

Property, Stock and Business Agents Act 1941—Property, Stock and Business Agents (General) Regulation 1993. (Gazette 94, 27 August 1993, page 4977.)

Protection of the Environment Administration Act 1991—Protection of the Environment Administration (Disclosure by Board Members) Regulation 1992. (Gazette 105, 28 August 1992, page 6260.)

Psychologists Act 1989—Regulation (Relating to applications for registration). (Gazette 78, 9 July 1993, page 3778.)

Public Authorities (Financial Arrangements) Act 1987—

(a) Public Authorities (Financial Arrangements) Regulation 1988. (Gazette 145, 16 September 1988, page 4836.)

(b) Public Authorities (Financial Accommodation) Securities Regulation 1982. (Gazette 23, 17 February 1989, page 1061.)

(c) Public Authorities (Financial Arrangements) (Treasury Corporation investment powers) Regulation 1989. (Gazette 81, 30 June 1989, page 3965.)

(d) Public Authorities (Financial Arrangements) (Building and Construction Industry Long Service Payments Corporation) Regulation 1989. (Gazette 81, 30 June 1989, page 3966.)

(e) Regulation. (Gazette 7, 12 January 1990, page 2011.)

(f) Regulation (Relating to Sydney Electricity and the University of New South Wales). (Gazette 45, 15 March 1991, page 2114.)

(g) Regulation (Relating to the investment powers of certain authorities). (Gazette 20, 14 February 1992, page 854.)

(h) Regulation (Relating to the investment powers of the NSW Insurance Ministerial Corporation). (Gazette 61, 18 June 1993, page 2925.)

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(i) Regulation (Relating to the borrowing powers of the Trustee of the Home Purchase Assistance Fund). (Gazette 65, 25 June 1993, page 3106.)

Public Finance and Audit Act 1983

(a) Regulation (Relating to the Conservatorium of Music). (Gazette 30, 10 March, 1989, page 1336.)

(b) Regulation (Relating to the Land Titles Office). (Gazette 34, 23 March 1989, page 1524.)

(c) Regulation (Relating to the audit of the Home Purchase Assistance Fund). (Gazette 48, 21 April 1989, page 2227.)

(d) Regulation (Relating to the Community Welfare Employment Corporation). (Gazette 92, 27 July, 1990, page 6913.)

(e) Regulation (Relating to the audit of County Councils). (Gazette 92, 27 July 1990, page 6912.)

(f) Regulation (Relating to the Bush Fire Council). (Gazette 125, 12 October 1990, page 9024.)

(g) Regulation (Relating to the audit of the NSW Treasury Management Fund). (Gazette 129, 19 October 1990, page 9211.)

(h) Regulation (Relating to the N.S.W. Egg Corporation and the Railway Service Superannuation Board). (Gazette 28, 8 February 1991, page 1058.)

(i) Regulation (Relating to the audit of certain statutory bodies). (Gazette 57, 12 April 1991, page 2769.)

(j) Regulation (Relating to the Valuer-General's Department). (Gazette 57, 12 April 1991, page 2770.)

(k) Regulation (Relating to the audit of University Partnerships Pty. Ltd.) (Gazette 92, 14 June 1991, page 4583.)

(l) Regulation (Updating references to Departments). (Gazette 30, 28 February 1992, page 1257.)

(m) Regulation (Relating to the Sydney Conservatorium of Music Foundation and Sydney Conservatorium of Music Limited). (Gazette 45, 10 April 1992, page 2565.)

(n) Regulation (Relating to the Environmental Protection Authority). (Gazette 64, 29 May 1992, page 3609.)

(o) Regulation (Relating to payment of accounts). (Gazette 68, 12 June 1992, page 3895.)

(p) Regulation (Relating to the audit of NSW Insurance Ministerial Corporation). (Gazette 102, 21 August 1992, page 5971.)

(q) Regulation (Relating to the audit of NSW Ambulance Service of New South Wales). (Gazette 146, 18 December, 1992, page 8815).

(r) Regulation (Relating to the audit of UNILINC Limited). (Gazette 146, 18 December 1992, page 8815.)

(s) Regulation (Relating to the payment of interest by public authorities on overdue accounts). (Gazette 5, 15 January 1993, page 63.)

(t) Regulation (Relating to the audit of the ICAC Superannuation Fund and the Public Sector Executives Superannuation Plan). (Gazette 49, 21 May 1993, page 2417.)

(u) Regulation (Relating to the preparation of financial statements by statutory bodies). (Gazette 76, 2 July 1993, page 3624.)

Public Health Act 1902—Public Health (Funeral Industries) Regulation 1987. (Gazette 187, 23 December 1988, page 6555.)

Public Health Act 1991—

(a) Regulation (Relating to the immunisation of children against certain diseases, the disposal of bodies and other miscellaneous matters). (Gazette 47, 14 May 1993, page 2260.)

(b) Regulation (Relating to mortuaries). (Gazette 73, 1 July 1993, page 3594.)

Public Sector Management Act 1988—

(a) Regulation (Relating to the Chief and Senior Executives Services). (Gazette 98, 29 September 1989, page 7802.)

(b) Regulation (Relating to health assessments before appointment). (Gazette 24, 12 March 1993, page 1019.)

Radiation Control Act 1990—Radiation Control Regulation 1993. (Gazette 94, 27 August 1993, page 5006.)

Real Estate Services Council Act 1990—Real Estate Services Council Regulation 1990. (Gazette 76, 15 June 1990, page 4769.)

Real Property Act 1990—

(a) Regulation (Relating to fees). (Gazette 61, 18 June 1993, page 2926.)

(b) Real Property Regulation 1993. (Gazette 94, 27 August 1993, page 5023.)

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Recreational Vehicles Act 1983—Regulation (Relating to fees). (Gazette 65, 25 June 1993, page 3106.)

Registered Clubs Act 1976—

(a) Regulation (Relating to late payment of registration fee instalments). (Gazette 167, 29 November 1991, page 9917.)

(b) Regulation (Relating to duty on poker machines and the types of poker machines that may be used). (Gazette 148, 24 December 1992, page 8969.)

Registration of Interests in Goods Act 1986—Regulation (Relating to prescribed information and fees). (Gazette 41, 30 April 1993, page 1958.)

Residential Child Care Centres Regulation 1989—(Gazette 33, 22 February 1991, page 1536.)

Residential Tenancies Act 1987—

(a) Regulation (Relating to maximum costs and charges payable to tenants for residential tenancy agreements). (Gazette 109, 10 November 1989, page 9491)

(b) Regulation (Exemption from requirements relating to rent receipts). Gazette 5, 5 January 1990 page 19.)

(c) Regulation (Exemption from residential tenancy agreements under the Act). (Gazette 35, 9 March 1990, page 1996.)

(d) Regulation (Relating to manufactured homes, payment of certain rates, standard forms of residential tenancy agreements and the jurisdiction of the Residential Tenancies Tribunal). (Gazette 94, 27 August 1993, page 5038.)

Residential Tenancies Tribunal Act 1986—

(a) Regulation (Relating to the exemption of certain residential tenancy agreements). (Gazette 89, 18 August 1989, page 5676; Gazette 105, 27 October 1989, page 8879.)

(b) Regulation (Relating to codes of practice applying to residential tenancies). (Gazette 40, 27 March 1992, page 2204.)

(c) Regulation (Relating to exemption of certain strata leases from the Act). (Gazette 32, 2 April 1993, page 1464.)

Roads Act 1993—

(a) Roads (Savings and Transitional) Regulation 1993. (Gazette 73, 1 July 1993, page 3579.)

(b) Regulation (Amendments consequent on the enactment of the Roads Act 1993). (Gazette 73, 1 July 1993, page 3582.)

(c) Regulation (Amendments by way of law revision). (Gazette 91, 20 August 1993, page 4665.)

Rural Assistance Act 1989—Rural Assistance (General) Regulation 1990. (Gazette 76, 15 June 1990, page 4771.)

Rural Lands Protection Act 1989—

(a) Regulation (Relating to ostriches). (Gazette 127, 13 September 1991, page 7914.)

(b) Regulation (Relating to interest charged on overdue rates and charges). (Gazette 49, 16 April 1992, page 2691.)

Search Warrants Act 1985—Regulation (Relating to forms). (Gazette 116, 18 September 1992, page 6846.)

Soccer Football Pools Act 1975—The Pools Rules (2). (Gazette 66, 29 May 1989, page 3211; Gazette 11, 19 January 1990, page 395.)

South-West Tablelands Water Supply Administration Act 1941—

(a) Regulation (Relating to price of water supplied to councils). (Gazette 121, 15 December 1989, page 10797.)

(b) Regulation (Relating to the repeal of a commencement clause). (Gazette 124, 22 December 1989, page 11372.)

(c) Regulation (Relating to the price of water supplied to councils). (Gazette 174, 21 December 1990, page 11231.)

(d) Regulation (Relating to the price of water). (Gazette 146, 18 December, 1992, page 8816.)

Sporting Injuries Insurance Act 1978—Regulation (Relating to funeral expenses). (Gazette 174, 13 December 1991, page 10342.)

Stamp Duties Act 1920—

(a) Regulation (Relating to exemption from financial institutions duty for pension payments). (Gazette 105, 27 October 1989, page 8882.)

(b) Regulation (Exempting certain transactions from duty). (Gazette 90, 20 July 1990, page 6699.)

(c) Regulation (Relating to the duty on share transfers on the New Zealand Stock Exchange). (Gazette 123, 5 October 1990, page 8879.)

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State Authorities Non-Contributory Superannuation Act 1987—

- (a) Regulation (Relating to members of the Public Sector Executives Superannuation Scheme). (Gazette 123, 5 October 1990, page 8880.)
- (b) Regulation (Relating to the reduction of deferred accrued benefits). (Gazette 43, 7 May 1993, page 2121.)

State Authorities Superannuation Act 1987—

- (a) State Authorities Superannuation (Grain Corp Employees) Transitional Regulation 1992. (Gazette 119, 25 September 1992, page 7001.)
- (b) Regulation (State Authorities Superannuation (ABRI Employees) Transitional Regulation 1993). (Gazette 61, 18 June 1993, page 2926.)
- (c) Regulation (Relating to the transfer of superannuation benefits of certain Australian Securities Commission employees). (Gazette 82, 23 July 1993, page 4055.)

State Bank (Corporatisation) Act 1989—State Bank (Corporatisation) Savings and Transitional Provisions Regulation). (Gazette 62, 11 May 1990, page 3751.)

State Lotteries Act 1930—State Lotteries (General) Regulation 1989. (Gazette 98, 29 September 1989, page 7818.)

State Pollution Control Commission Act 1970—Regulation (Relating to the forms of licence under the Clean Air Act 1961, Clean Waters Act 1970 and Noise Control Act 1975). (Gazette 29, 23 February 1990, page 1546.)

Statutory and Other Offices Remuneration Act 1975—Regulation (Relating to remuneration of Chairman Local Land Boards). (Gazette 11, 19 January 1990, page 389.)

Stock Diseases Act 1923—

- (a) Regulation (Relating to the feeding of pigs). (Gazette 51, 20 April 1990, page 3254.)
- (b) Stock Diseases (General) Regulation 1992. (Gazette 105, 28 August 1992, page 6276.)
- (c) Regulation (Repealing the Stock Diseases (Special Quarantine Areas) Regulation 1988). (Gazette 80, 16 July 1993, page 3902.)

Stock Foods Act 1940—Stock Foods Regulation 1992. (Gazette 105, 28 August 1992, page 6293.)

Strata Titles Act 1973—

- (a) Regulation (Relating to fees for lodging plans for registration). (Gazette 61, 18 June 1993, page 2934.)

(b) Regulation (Relating to fees for terminating strata schemes). (Gazette 84, 30 July 1993, page 4294.)

Strata Titles (Leasehold) Act 1973—Regulation (Relating to fees for lodging plans for registration). (Gazette 61, 18 June 1993, page 2935.)

Strata Titles (Leasehold) Act 1986—Regulation (Relating to fees for terminating leasehold strata schemes). (Gazette 84, 30 July 1993, page 4295.)

Subordinate Legislation Act 1989—Regulation (Relating to the exclusion of instruments from the Act). (Gazette 157, 8 November 1991, page 9375.)

Superannuation Act 1916—Regulation (Relating to the transfer of superannuation benefits of certain Australian Securities Commission employees). (Gazette 82, 23 July 1993, page 4054.)

Supreme Court Act 1970—

(a) Rules (Amendment No. 260). (Gazette 26, 21 February 1992, page 1059.)

(b) Rules (Amendment No. 261). (Gazette 33, 6 March 1992, page 1428.)

(c) Rules (Amendment No. 263). (Gazette 40, 27 March 1992, page 2210.)

(d) Rules (Amendment No. 264). (Gazette 62, 22 May 1992, page 3469.)

(e) Rules (Amendment No. 265). (Gazette 91, 24 July 1992, page 5201.)

(f) Rules (Amendment No. 262). (Gazette 97, 7 August 1992, page 5542.)

(g) Rules (Amendment No. 266). (Gazette 102, 21 August 1992, page 5988.)

(h) Rules (Amendment No. 259 - Erratum). (Gazette 125, 16 October 1992, page 7548.)

(i) Regulation (Relating to fees for taxation of costs). (Gazette 9, 29 January 1993, page 275.)

(j) Rules (Amendment No. 270). (Gazette 19, 26 February 1993, page 824.)

(k) Rules (Amendment No. 271). (Gazette 32, 2 April 1993, page 1592.)

(l) Rules (Amendment No. 273). (Gazette 49, 21 May 1993, page 2473.)

(m) Rules (Amendment No. 274). (Gazette 65, 25 June 1993, page 3290.)

(n) Rules (Amendment No. 275). (Gazette 76, 2 July 1993, page 3735.)

(o) Rules (Amendment No. 276). (Gazette 86, 6 August 1993, page 4475.)

(p) Rules (Amendment No. 277). (Gazette 91, 20 August 1993 page 4760.)

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Surveyors Act 1929—Regulation (Relating to the annual roll fee for registration as a surveyor). (Gazette 73, 1 July 1993, page 3600.)

Sydney Electricity Act 1990—

(a) Regulation (Relating to notices to break up roads etc.). (Gazette 94, 27 August 1993, page 5053.)

(b) Sydney Electricity (Electricity Supply Districts - Elected Directors) Regulation 1991. (Gazette 139, 4 October 1991, page 8528.)

Sydney Market Authority Act 1968—

(a) Regulation (Relating to authorised officers). (Gazette 97, 7 August 1992, page 5539.)

(b) Sydney Market Regulation 1993. (Gazette 94, 27 August 1993, page 5054.)

Technical and Further Education Act 1974—Regulation (Relating to membership of the Council of Technical and Further Education). (Gazette 80, 22 June 1990, page 5109.)

Tobacco Advertising Prohibition Act 1991—Tobacco Advertising Prohibition Regulation 1993. (Gazette 68, 30 June 1993, page 3315.)

Totalizator Act 1916—

(a) Regulation (Relating to the description of forecast totalizators) (2). (Gazette 68, 12 June 1992, pages 3896 and 3898.)

(b) Rule (Relating to superfecta races in which there are only 4 or 5 finishers). (Gazette 97, 7 August 1992, page 5540.)

(c) Totalizator Regulation 1993. (Gazette 94, 27 August 1993, page 5071.)

(d) Totalizator Rule 1993. (Gazette 94, 27 August 1993, page 5083.)

Totalizator (Off-Course Betting) Act 1964—

(a) Regulation (Relating to the conduct of sweepstakes under the Act). (Gazette 148, 18 October 1991, page 8903.)

(b) Regulation (Amendments consequent on the commencement of the Totalizator Rule 1993). (Gazette 94, 27 August 1993, page 5070.)

Trade Measurement Administration Act 1989—Regulation (Relating to offences dealt with by penalty notices). (Gazette 19, 26 February 1993, page 755.)

Traffic Act 1909—

- (a) Regulation (Erratum). (Gazette 180, 9 December 1988, page 6300.)
- (b) Regulation. (Gazette 21, 10 February 1989, page 96.)
- (c) Regulation (Relating to the compulsory wearing of protective helmets by riders of bicycles and power-assisted pedal cycles). (Gazette 148, 16 November 1990, page 10006.)
- (d) Regulation (Relating to number plates for Fire Brigade vehicles). (Gazette 167, 14 December 1992, page 10982.)
- (e) Regulation (Relating to the extension of pensioner concessions to war widows). (Gazette 167, 14 December 1990, page 10983.)
- (f) Regulation (Relating to procedures for the collection and analysis of blood samples from drivers and the prohibition and mandatory surrender of radar detectors and jammers). (Gazette 174, 21 December 1990, page 11264.)
- (g) Regulation (Relating to the use of vehicles designed to clean footpaths). (Gazette 151, 25 October 1991, page 9057.)
- (h) Regulation (Relating to fees chargeable for licences and duplicate licences). (Gazette 157, 8 November 1991, page 9376.)
- (i) Regulation (Relating to the wearing of protective helmets by bicycle riders and passengers). (Gazette 180, 20 December 1991, page 10575.)
- (j) Regulation (Relating to Australian Design Rules). (Gazette 15, 12 February 1993, page 539.)
- (k) Regulation (Relating to buses). (Gazette 15, 12 February 1993, page 541.)
- (l) Regulation (Relating to the use of toy vehicles and of bicycles and similar vehicles on public streets). (Gazette 24, 12 March 1993, page 1020.)
- (m) Regulation (Relating to overdimension vehicles and loads). (Gazette 24, 12 March 1993, page 1021.)
- (n) Regulation (Relating to heavy vehicle tyre pressure monitoring systems). (Gazette 36, 13 March 1992, page 1706.)
- (o) Regulation (Relating to fees and charges). (Gazette 72, 19 June 1992, page 4141.)
- (p) Regulation (Relating to fees and charges). (Gazette 65, 25 June 1993, page 3107.)
- (q) Regulation (Relating to penalty notices for certain offences relating to tow trucks and to the amount of penalties imposed by penalty notices for traffic and parking infringements). (Gazette 65, 25 June 1993, page 3112.)

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(r) Traffic (Savings and Transitional) Regulation 1993. (Gazette 73, 1 July 1993, page 3581.)

(s) Regulation (Amendments consequent on the enactment of the Traffic (Parking Regulation) Amendment Act 1993). (Gazette 73, 1 July 1993, page 3591.)

Transferred Officers Extended Leave Act 1961—Transferred Officers Extended Leave Regulation 1993. (Gazette 89, 13 August 1993, page 4519.)

Transport Administration Act 1988—Regulation (Relating to the transport of dangerous goods by rail). (Gazette 61, 18 June 1993, page 2936.)

Treasury Corporation Act 1983—

(a) Treasury Corporation (Investment) Regulation 1988. (Gazette 162, 28 October 1988, page 5579.)

(b) Regulation (Relating to Eraring Power Company of New South Wales Limited). (Gazette 44, 14 April 1989, page 1924.)

University of New England Act 1989—By-law (Relating to staff conduct). (Gazette 24, 12 March 1993, page 1063.)

University of New South Wales Act 1968—By-law (Relating to the offices of Chancellor and Deputy Chancellor of the University of Sydney). (Gazette 119, 23 February 1990, page 1553.)

Valuers Registration Act 1975—

(a) Regulation (Relating to changes arising as the result of constitution of the Real Estate Services Council). (Gazette 76, 15 June 1990, page 4887.)

(b) Regulation (Relating to qualifying courses of study). (Gazette 21, 5 March 1993, page 856.)

(c) Valuers Registration Regulation 1993. (Gazette 94, 27 August 1993, page 5074.)

Waste Disposal Act 1970—Regulation (Relating to fees) (2). (Gazette 183, 28 December 1990, page 11472; Gazette 180, 20 December 1991, page 10576.)

Water Act 1912—

(a) Regulation (Water (Part 7) Regulation 1991). (Gazette 121, 30 August 1991, page 7416.)

(b) Regulation (Relating to fees and water charges). (Gazette 60, 15 May 1992, page 3304.)

(c) Regulation (Relating to fees). (Gazette 60, 15 May 1992, page 3305.)

(d) Regulation (Relating to interest on overdue charges). (Gazette 84, 30 July 1993, page 4267.)

(e) Regulation (Relating to interest on overdue payments). (Gazette 84, 30 July 1993, page 4265.)

Water Supply Authorities Act 1987—

(a) Regulation (Relating to control of water supply by the Broken Hill Water Board in time of drought etc). (Gazette 59, 12 May 1989, page 2934.)

(b) Water Supply Authorities Act 1987 (Broken Hill Catchment Areas) Regulation 1991. (Gazette 12, 24 January 1991, page 400).

Wentworth Irrigation Act 1890—

(a) Regulation (Relating to law revision). (Gazette 81, 30 June 1989, page 3984.)

(b) Regulation (Relating to the conditional supply of water to land and the rate of interest payable on overdue rates and charges). (Gazette 84, 30 July 1993, page 4264.)

Wills, Probate and Administration Act 1898—Wills, Probate and Administration Regulation 1993. (Gazette 94, 27 August 1993, page 5078.)

Workers Compensation Act 1987—

(a) Regulation (Relating to ministers of religion). (Gazette 121, 15 December 1989, page 10798.)

(b) Regulation (Relating to administrative changes and to applications for certificates of accreditation). (Gazette 124, 22 December 1989, page 11385.)

(c) Regulation (Relating to current weekly wage). (Gazette 132, 20 September 1991, page 8174.)

(d) Regulation (Relating to the Insurance Guarantee Fund). (Gazette 113, 14 September 1990, page 8219.)

(e) Regulation (Relating to the indexation of amounts of benefits). (Gazette 120, 28 September, page 8677.)

(f) Regulation (Relating to funeral expenses and car travel associated with treatment). (Gazette 65, 18 May 1990, page 3908.)

(g) Regulation (Relating to rates for treatment of injured workers at private hospitals). (Gazette 85, 6 July 1990, page 6242.)

(h) Regulation (Relating to defaulting insurers). (Gazette 56, 1 May 1990, page 3505.)

(i) Regulation (Relating to rehabilitation programs). (Gazette 54, 27 April 1990, page 3390.)

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(j) Regulation (Relating to contributions by insurers to certain funds). (Gazette 78, 15 June 1990, page 5029.)

(k) Regulation (Relating to procedure before WorkCover Authority in relation to insurance premiums) (2). (Gazette 78, 15 June 1990, page 4888; Gazette 76, 15 June 1990, page 5031.)

(l) Regulation (Relating to occupational rehabilitation services and to guidelines for work assessments). (Gazette 55, 1 May 1992, page 3017.)

(m) Regulation (Relating to contributions to the Insurer's Contribution Fund and information to be provided for the purpose of ascertaining insurance premiums). (Gazette 60, 18 June 1993, page 2890.)

(n) Regulation (Relating to the rates for treatment of injured workers at private hospitals). (Gazette 76, 2 July 1993, page 3625.)

Workers' Compensation (Dust Diseases) Act 1942—Workers' Compensation (Dust Diseases) Regulation 1993. (Gazette 89, 13 August 1993, page 4521.)

24 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

Pursuant to the resolution of the House of 13 May 1993, the Clerk informed the House that Stephen Mark O'Doherty would serve on the Joint Select Committee upon the Sydney Water Board in place of Anthony Charles Packard, resigned.

25 LEAVE OF ABSENCE

Ordered, on motion of Mr Beckroge, That leave of absence for the present session be granted to Robert Joseph Wilson Harrison, member for Kiama, on account of absence from the State.

26 QUESTIONS

27 NOTICE OF MOTIONS

28 PAPERS

(1) Mr Fahey laid upon the Table—

Report and Determination under the Parliamentary Remuneration Act 1989, dated 26 May 1993.

Report and Determination pursuant to section 14 (1) of the Statutory and Other Offices Remuneration Act 1975, concerning Senior Deputy Director of Public Prosecutions and Deputy Director of Public Prosecutions, dated 10 June 1993.

Report and Determination of the Statutory and Other Offices Remuneration Tribunal under section 24C of the Statutory and Other Offices Remuneration Act 1975, concerning Chief Executive and Senior Executive Services, dated 30 August 1993.

Report and Determination of the Statutory and Other Offices Remuneration Tribunal under section 13 of the Statutory and Other Offices Remuneration Act 1975, concerning Judges, Magistrates and Related Group, dated 30 August 1993.

Report and Determination of the Statutory and Other Offices Remuneration Tribunal under section 13 of the Statutory and Other Offices Remuneration Act 1975, concerning Tribunals, Court Officers and Related Group, dated 30 August 1993.

Report No. 5 to the Premier on the Determination of Maximum Prices under section 11 (1) of the Government Pricing Tribunal Act 1992 concerning water, sewerage and drainage service charges, dated 20 July 1993.

Report No. 6 to the Premier on the Determination of Maximum Prices under section 11 (1) of the Government Pricing Tribunal Act 1992 concerning electricity service charges, dated 10 August 1993.

Supplementary Report No. 1A to the Premier on the Determination of Maximum Prices under section 11 (1) of the Government Pricing Tribunal Act 1992 concerning electricity supply charges, dated 31 May 1993.

(2) Mr Souris laid upon the Table—

Crown Lands Act 1989—

(a) Proposed dedications (2). (Gazette 39, 23 April 1993, page 1856; Gazette 86, 6 August 1993, page 4424.)

(b) Proposed revocation of dedications (2). (Gazette 52, 28 May 1993, pages 2562 and 2566.)

(c) Erratum notice. (Gazette 76, 2 July 1993, page 3647.)

(3) Mr Causley laid upon the Table—

Report of the Commercial Fishing Advisory Council for the year ended 30 June 1992.

(4) Mr Griffiths laid upon the Table—

Special Report of the Ombudsman to Parliament under section 32 of the Police Regulation (Allegations of Misconduct) Act 1978 concerning Allegations of Police bias against Asian Students, dated 25 June 1993.

(5) Mr Hartcher laid upon the Table—

Quarterly Report to Parliament under section 14 of the Timber Industry (Interim Protection) Act 1992, dated July 1993.

29 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Longley—from certain citizens requesting certain amendments to the Anti-Discrimination (Amendment) Bill.

Mr Irwin—from certain citizens requesting the maintenance of the Area Assistance Scheme for Western Sydney.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Price—from certain citizens requesting that it be an offence to illegally park in a designated disabled parking area.

Mr Morris—from certain citizens requesting improvements to the railway underpass connecting Macquarie Road and Ferguson Avenue, Springwood.

Mr Murray—from certain citizens requesting the upgrading of Main Road 133.

Mr Hartcher—from certain citizens requesting the upgrading of Main Road 504.

Mr Neilly—from certain citizens requesting the re-introduction of capital punishment for the offence of murder.

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Souris—from certain citizens requesting amendment of section 58 of the Residential Tenancies Act.

Mr Moss—from certain citizens opposing the redevelopment of the Canterbury Civic Centre Site.

Mr J. H. Murray—from certain citizens praying for the re-opening of the former Drummoyne Boys High School as a co-education high school.

Mr Martin—from certain citizens praying for a public physiotherapy unit at Raymond Terrace.

Mr Murray, Mr Turner and Mr West—from certain citizens requesting action to combat the effects of Hepatitis C.

Mr Nagle—from certain citizens opposing cutbacks in services or staffing at Lidcombe State Hospital.

Mr Beckroge—from certain citizens requesting increased services in Day Care and additional beds for Dementia Patients in Broken Hill and Far West New South Wales.

Mr Nagle—from certain citizens opposing the proposed closure of Lidcombe Hospital.

Mr Page—from certain citizens opposing amendments to the Industrial Relations (Amendment) Bill.

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

Mr Newman—from certain citizens requesting an increase in police numbers for the Cabramatta Patrol.

Mr Mills—from certain citizens requesting the retention of a police station at Lambton.

Mr Crittenden—from certain citizens requesting that a beat police unit be stationed at Toukley.

Mr Price—from certain citizens objecting to Stockrington Rail Waste rubbish being dumped at Stockrington, Minmi, Seahampton and Butti.

Mr Beckroge—from certain citizens praying for the retention of the assistant managers office for Juvenile Justice from Bourke to Trangie.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

Mr Hatton—from certain citizens requesting the establishment of a Jervis Bay Marine Reserve and National Park.

Mr Armstrong, Mr Beckroge, Mr Bowman, Mr Martin, Mr Mills, Mr Neilly, Mr Rumble and Mr Whelan—from certain citizens requesting the retention of the Government Cleaning Service.

Mrs Chikarovski and Ms Nori—from certain citizens requesting the establishment of a Multicultural Arts Centre in New South Wales

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

30 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—WITHDRAWAL OF NOTICE OF MOTION

Mr West withdrew Notice of Motion No. 1 of General Business.

31 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

(1) Notice of Motion No. 2 of Business of the House postponed, by Mr Whelan, until 14 September 1993.

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(2) Order of the Day No. 1 of Business of the House postponed, by Mr West, until 18 November 1993.

32 SUSPENSION OF STANDING ORDERS—APPROPRIATION BILL AND COGNATE BILLS

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the—

Appropriation Bill
Parliamentary Appropriation Bill
Business Franchise Licences (Petroleum Products) Amendment Bill
Motor Vehicles Taxation (Amendment) Bill
Road Improvement (Special Funding) Amendment Bill
Credit (Amendment) Bill
Rural Adjustment Scheme Agreement Bill,

notice of which was given this day for tomorrow, being brought in and proceeded with up to and including the Minister's second reading speech.

Provided that any business before the House being interrupted at 4.15 p.m. for the introduction of the Appropriation Bill and cognate Bills.

33 MATTER FOR URGENT CONSIDERATION—SUSPENSION OF STANDING ORDERS—GOVERNMENT CLEANING SERVICE RETENTION BILL

Ordered, on motion of Mr Whelan, pursuant to notice, That so much of the Standing and Sessional Orders be suspended as would permit:

(1) the Honourable Member for Coogee moving forthwith, That leave be given to bring in a bill for an Act to prevent the privatisation of the Government Cleaning Service; and

(2) the bill being proceeded with up to and including the Member's second reading speech.

34 GOVERNMENT CLEANING SERVICE RETENTION BILL

Mr Page moved, pursuant to notice, That leave be given to bring in a bill for an Act to prevent the privatisation of the Government Cleaning Service.

Question put and passed.

Bill presented and read a first time.

Mr Page moved, That this bill be now read a second time.

Debate adjourned (Mrs Cohen) and the resumption of the adjourned debate made an Order of the Day for a future day.

35 APPROPRIATION BILL

PARLIAMENTARY APPROPRIATION BILL

BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL

MOTOR VEHICLES TAXATION (AMENDMENT) BILL

ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

(1) Mr Collins moved, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to appropriate out of the Consolidated Fund sums for the recurrent services and capital works and services of the Government for the year 1993-94 and sums for supplementary charges and payments under section 22 of the Public Finance and Audit Act 1983 from the Consolidated Fund for the year 1992-93; and for certain other purposes.
- (ii) A bill for an Act to appropriate out of the Consolidated Fund sums for the recurrent services and capital works and services of the Legislature for the year 1993-94.
- (iii) A bill for an Act to amend the Business Franchise Licences (Petroleum Products) Act 1987 to increase the fees paid for licences under that Act.
- (iv) A bill for an Act to amend the Motor Vehicles Taxation Act 1988 to increase the rate of motor vehicle tax.
- (v) A bill for an Act to amend the Road Improvement (Special Funding) Act 1989 to increase the rate at which petroleum product licence fees are payable.

Bills presented and read a first time.

(2) Mr Collins moved, That these bills be now read a second time.

Debate adjourned (Mr Whelan) and the resumption of the adjourned debate made an Order of the Day for a future day.

(3) Mr Speaker laid upon the Table a copy of the Budget Estimates 1993-94 (Budget Paper No. 3).

Ordered, That the Paper be printed and referred to the Committee of the Whole on the bills.

36 PAPERS—FINANCIAL STATEMENT

Mr Collins laid upon the Table—

(1) Copy of the Budget Speech delivered by him this day (Budget Paper No. 1).

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- (2) Budget Information 1993-94 (Budget Paper No. 2).
- (3) State Capital Projects 1993-94 (Budget Paper No. 4).
- (4) Appropriation Bills 1993-94 (Budget Paper No. 5).
- (5) Government Finance Statistics Estimates 1993-94 (Budget Paper No. 6).
- (6) Priorities 1993-94: Budget Summary.

Ordered to be printed.

37 RURAL ADJUSTMENT SCHEME AGREEMENT BILL

Mr Causley moved, pursuant to notice, That leave be given to bring in a bill for an Act to approve, ratify and confirm an Agreement between the Commonwealth and the State of New South Wales in relation to rural adjustment; to validate certain matters; and for related purposes.

Question put and passed.

Bill presented and read a first time.

Mr Causley moved, That this bill be now read a second time.

Debate adjourned (Mr Martin) and the resumption of the adjourned debate made an Order of the Day for a future day.

38 CREDIT (AMENDMENT) BILL

Ms Machin moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Credit Act 1984 in relation to the maximum annual percentage rate for regulated contracts.

Question put and passed.

Bill presented and read a first time.

Ms Machin moved, That this bill be now read a second time.

Debate adjourned (Mr Amery) and the resumption of the adjourned debate made an Order of the Day for a future day.

It being 5.15 p.m. private members' statements proceeded with.

39 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

40 STANDING ORDERS AND PROCEDURE COMMITTEE

Ordered, on motion of Mr West (by leave), That Donald Frederick Beck, Christopher John Downy and Wendy Susan Machin be discharged from attendance upon the Standing Orders and Procedure Committee and that Bruce Leslie Jeffery, Malcolm John Kerr and John Harcourt Turner be appointed to serve on such committee.

41 SELECT COMMITTEE UPON PUBLIC SECTOR SUPERANNUATION SCHEMES

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the reporting date for the Select Committee upon Public Sector Superannuation Schemes being extended until 9 November 1993.

Question put and passed.

42 SPECIAL ADJOURNMENT

Mr West moved, That this House at its rising this day do adjourn until Wednesday 8 September 1993, at 2.15 p.m.

Question put and passed.

43 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 6.16 p.m., until tomorrow, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 26

WEDNESDAY 8 SEPTEMBER 1993

1 QUESTIONS

PAPER:

Mr Phillips (by leave) laid upon the Table—

Letter from Director General of the Health Department to the Minister for Health, concerning the Collins/Ryan defamation action, dated 8 September 1993 together with a ministerial briefing note.

2 NOTICES OF MOTIONS

3 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Mills—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr McManus, Mr Markham, Mr Rumble and Mr Sullivan—from certain citizens requesting the retention at Wollongong TAFE of automotive engineering courses.

Mr Rozzoli—from certain citizens requesting the implementation of the 9.14m maximum in the Prawn Trawl Fishery Boat replacement policy.

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

Mr Mills—from certain citizens requesting the retention of a police station at Lambton.

Mr Mills—from certain citizens requesting the retention of the Government Cleaning Service.

Mr Mills—from certain citizens concerning the proposed licencing provisions for the casino.

4 SITTINGS OF THE HOUSE

(Formal Business)—Ordered, on motion of Mr West, That unless otherwise ordered, The House shall meet for the despatch of business during the Budget sittings as follows:

Thursday 9 September 1993 at 9.00 a.m.,

Tuesday 14 September 1993 at 2.15 p.m.,
Wednesday 15 September 1993 at 2.15 p.m.,
Thursday 16 September 1993 at 9.00 a.m.,

Tuesday 12 October 1993 at 2.15 p.m.,
Wednesday 13 October 1993 at 2.15 p.m.,
Thursday 14 October 1993 at 9.00 a.m.,

Tuesday 26 October 1993 at 2.15 p.m.,
Wednesday 27 October 1993 at 2.15 p.m.,
Thursday 28 October 1993 at 9.00 a.m.,

Tuesday 9 November 1993 at 2.15 p.m.,
Wednesday 10 November 1993 at 2.15 p.m.,
Thursday 11 November 1993 at 9.00 a.m.,

Tuesday 16 November 1993 at 2.15 p.m.,
Wednesday 17 November 1993 at 2.15 p.m.,
Thursday 18 November 1993 at 9.00 a.m.,

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
8 September 1993

Tuesday 23 November 1993 at 2.15 p.m.,
Wednesday 24 November 1993 at 2.15 p.m.,
Thursday 25 November 1993 at 9.00 a.m.

5 MATTER OF PUBLIC IMPORTANCE—LETONA CANNERY

Mr Speaker having previously informed the House of receipt of a notice of a matter of public importance—

Mr J. H. Murray moved, That this House notes, as a matter of public importance:

That the Premier begin immediate negotiations with the Letona Cannery receiver with a view to saving the only working cannery in New South Wales.

Debate ensued.

Question put and passed.

6 NOTICES OF MOTIONS

After time prescribed by Standing Orders—Mrs Cohen.

7 SUSPENSION OF STANDING ORDERS—INTRODUCTION OF BILLS

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the:

New South Wales Lotteries (Amendment) Bill and
Supply Bill,

being introduced and passed through all stages in one day.

8 NEW SOUTH WALES LOTTERIES (AMENDMENT) BILL

Mrs Cohen moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the New South Wales Lotteries Act 1990 with respect to the payment of prizes in instant lotteries.

Question put and passed.

Bill presented and read a first time.

Mrs Cohen moved, That this bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

Mr Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Speaker resumed the Chair, and the Chairman reported the bill without amendment.

On motion of Mrs Cohen, the Report was adopted.

And Mr Speaker having consented to the third reading being taken forthwith.

Bill, on motion of Mrs Cohen, read a third time.

9 SUPPLY BILL

Mr Collins moved, That leave be given to bring in a bill for an Act to apply certain sums out of the Consolidated Fund towards the services of the year 1993-1994.

Question put and passed.

Bill presented and read a first time.

Mr Collins moved, That this bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Mr Collins moved, That this bill be now read a third time.

Question put and passed.

Bill read a third time.

10 ENDANGERED AND OTHER THREATENED SPECIES CONSERVATION BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
8 September 1993

It being 5.15 p.m. debate interrupted for private members' statements.

11 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

12 ENDANGERED AND OTHER THREATENED SPECIES CONSERVATION BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Mr O'Doherty moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

13 RAIL SAFETY BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Baird, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Deputy Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Deputy Speaker resumed the Chair and Mr Hazzard, Temporary Chairman of Committees, reported the bill with amendments.

On motion of Mr Baird, the Report was adopted.

Ordered by Mr Deputy Speaker, That the third reading stand an Order of the Day for tomorrow.

14 SUSPENSION OF STANDING ORDERS—APPROPRIATION BILL AND COGNATE BILLS

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the resumption of the adjourned debate on the—

Appropriation Bill

Parliamentary Appropriation Bill

Business Franchise Licences (Petroleum Products) Amendment Bill

Motor Vehicles Taxation (Amendment) Bill

Road Improvement (Special Funding) Amendment Bill.

15 APPROPRIATION BILL

PARLIAMENTARY APPROPRIATION BILL

BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL

MOTOR VEHICLES TAXATION (AMENDMENT) BILL

ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Debate ensued.

Ordered, That the honourable member for Barwon, Mr Murray, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Monaro, Mr Cochran, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Murray, Mr Small, be allowed to continue his speech for a further period of ten minutes.

Mr Scully moved, That this debate be now adjourned.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
8 September 1993

16 ADJOURNMENT

Mr Chappell moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.24 p.m., until tomorrow, at 9.00 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 27

THURSDAY 9 SEPTEMBER 1993

1 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 1 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(2) Notice of Motion No. 2 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(3) Notice of Motion No. 4 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(4) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

(5) Order of the Day No. 2 of General Business (for Bills) postponed, by Mr Carr, until tomorrow.

- (6) Order of the Day No. 3 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.
- (7) Order of the Day No. 4 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.
- (8) Order of the Day No. 5 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.
- (9) Order of the Day No. 6 of General Business (for Bills) postponed, by Dr Refshauge, until tomorrow.
- (10) Order of the Day No. 7 of General Business (for Bills) postponed, by Mr Amery, until tomorrow.
- (11) Order of the Day No. 8 of General Business (for Bills) postponed, by Mr Doyle, until tomorrow.
- (12) Order of the Day No. 10 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.
- (13) Order of the Day No. 12 of General Business (for Bills) postponed, by Mr Gibson, until tomorrow.
- (14) Order of the Day No. 15 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.
- (15) Order of the Day No. 22 of General Business (for Bills) postponed, by Mr Scully, until tomorrow.
- (16) Notice of Motion No. 9 of General Business (General Notices) withdrawn by Mr Knight.
- (17) Notice of Motion No. 22 of General Business (General Notices) lapsed, Ms Machin not being present.
- (18) Notice of Motion No. 30 of General Business (General Notices) lapsed, Mr A. S. Aquilina not being present.

2 LAKE MACQUARIE STATE RECREATION AREA BILL

Mr Hunter moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for the reservation and management of certain land as a state recreation area; and for other purposes.

Question put and passed.

Bill presented and read a first time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 September 1993

Mr Hunter moved, That this bill be now read a second time.

Debate adjourned (Mr Griffiths) and the resumption of the adjourned debate made an Order of the Day for a future day.

It being before 10.00 a.m., and consideration of General Business Notices of Motions (for Bills) having concluded, General Business Orders of the Day (for Bills) proceeded with.

3 RURAL LANDS PROTECTION (NOXIOUS ANIMALS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Martin, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Gosford, Mr Hartcher, be allowed to continue his speech for a further period of five minutes.

Question put.

The House divided.

Ayes 47

Ms Allan	Mr Knight	Mr Price
Mr Amery	Mr Knowles	Dr Refshauge
Mr Anderson	Mr Langton	Mr Rogan
Mr Aquilina	Mrs Lo Po'	Mr Rumble
Mr A. S. Aquilina	Mr McBride	Mr Scully
Mr Bowman	Mr McManus	Mr Shedden
Mr Carr	Dr Macdonald	Mr Sullivan
Mr Clough	Mr Martin	Mr Thompson
Mr Crittenden	Mr Mills	Mr Whelan
Mr Face	Ms Moore	Mr Windsor
Mr Gaudry	Mr Moss	Mr Yeadon
Mr Gibson	Mr J. H. Murray	
Mrs Grusovin	Mr Nagle	
Mr Hatton	Mr Neilly	Tellers
Mr Hunter	Mr Newman	Mr Beckroge
Mr Iemma	Ms Nori	Mr Davoren
Mr Irwin	Mr Page	

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 September 1993

Noes 43

Mr Armstrong	Mr Humpherson	Mr Schipp
Mr Beck	Mr Kinross	Mr Schultz
Mr Blackmore	Mr Longley	Mr Small
Mr Causley	Ms Machin	Mr Smith
Mr Chappell	Mr Merton	Mr Souris
Mrs Chikarovski	Mr Morris	Mr Tink
Mr Cochran	Mr Murray	Mr West
Mrs Cohen	Mr O'Doherty	Mr Yabsley
Mr Collins	Mr D. L. Page	Mr Zammit
Mr Cruickshank	Mr Peacocke	
Mr Downy	Mr Petch	
Mr Fraser	Mr Phillips	
Mr Glachan	Mr Photios	Tellers
Mr Griffiths	Mr Richardson	
Mr Hartcher	Mr Rozzoli	Mr Jeffery
Mr Hazzard	Mr Rixon	Mr Kerr

Pairs

Mr Doyle	Mr Baird
Mr Harrison	Mr Fahey
Mr Markham	Dr Kernohan
Mr Ziolkowski	Mr Smiles

And so it was resolved in the affirmative.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Martin, read a third time.

4 GLENREAGH TO DORRIGO RAILWAY (CLOSURE) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fraser, That this bill be now read a second time—

And the question being again proposed—

Mr Langton moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

5 CRIMES (COMMON NIGHTWALKERS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Kerr, That this bill be now read a second time—

And the question being again proposed—

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 September 1993

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Kerr, read a third time.

6 LAND ACQUISITION (JUST TERMS COMPENSATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Beck, That this bill be now read a second time—

And the question being again proposed—

Mr Page moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

7 SOUTH TWEED TAFE COLLEGE LAND BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Face, That this bill be now read a second time—

And the question being again proposed—

Mr Beck moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

8 CASINO CONTROL (SLOT MACHINES) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Ms Moore, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and voices given—Mr Deputy Speaker stated his opinion that the Noes had it.

Whereupon, Division called for, and Mr Deputy Speaker declared the determination of the House to be in the negative, as there were only three Members (Mr Hatton, Dr Macdonald and Ms Moore) in the minority who had challenged his decision.

9 EDUCATION REFORM (SCHOOL VIOLENCE) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Aquilina, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Auburn, Mr Nagle, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Ku-ring-gai, Mr O'Doherty, be allowed to continue his speech for a further period of five minutes.

Mrs Lo Po' moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

It being 1.00 p.m., General Business Orders of the Day (Committee Reports) proceeded with.

10 PUBLIC ACCOUNTS COMMITTEE—REPORT ON SPECIAL AUDITING FUNCTION OF THE AUDITOR-GENERAL'S OFFICE

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

11 SELECT COMMITTEE UPON THE PORT MACQUARIE BASE HOSPITAL PROJECT—REPORT INTO THE FUNDING OF HEALTH INFRASTRUCTURE

Question proposed—That the House take note of the Report.

Debate ensued.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 September 1993

Question put and passed.

12 PUBLIC ACCOUNTS COMMITTEE—REPORT ON INTERNAL AUDIT IN THE PUBLIC SECTOR

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

13 PUBLIC ACCOUNTS COMMITTEE—REPORT CONCERNING INFRASTRUCTURE MANAGEMENT AND FINANCING

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

14 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST CORRUPTION—REPORT ON THE REVIEW OF THE ACT

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

15 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST CORRUPTION—REPORT ON SECTION 52 OF THE ACT AND LEGAL REPRESENTATION BEFORE THE COMMISSION

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

16 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD—ISSUES PAPER

Question proposed—That the House take note of the Report.

Question put and passed.

17 QUESTIONS

PAPER

Mr Causley (by leave) laid upon the Table—

Letter addressed to the Director of the Rural Assistance Authority from the Director of Rural Adjustment Unit (Commonwealth Department of Primary Industries and Energy), concerning the Rural Adjustment Scheme, dated 23 November 1992.

18 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Mills, Mr Newman and Mr Shedden—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Zammit—from certain citizens opposing the proposed development of the Civic Centre Site at Campsie.

Mr Markham, Mr Rumble and Mr Sullivan—from certain citizens requesting the retention of automotive engineering courses at Wollongong TAFE.

Mr Zammit—from certain citizens requesting the establishment of a Multicultural Arts Centre in New South Wales.

Mr Mills—from certain citizens requesting the retention of a police station at Lambton.

Mr Davoren—from certain citizens praying for the retention and upgrading of Canterbury Hospital.

19 PRINTING OF PAPERS

(Formal Business)—Ordered, on motion of Mr West, That the following papers be printed:

Report of the Commercial Fishing Advisory Council for the year ended 30 June 1992.

Special Report of the Ombudsman to Parliament under section 32 of the Police Regulation (Allegations of Misconduct) Act 1978 concerning Allegations of Police bias against Asian Students, dated 25 June 1993.

Quarterly Report to Parliament under section 14 of the Timber Industry (Interim Protection) Act 1992, dated July 1993.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 September 1993

20 RAIL SAFETY BILL

(Formal Order of the Day)—Bill, on motion of Mr West, on behalf of Mr Baird, read a third time.

21 COMMITTEE ON THE OFFICE OF THE OMBUDSMAN

Mr Turner brought up and laid upon the Table the Report of the Joint Committee on the Office of the Ombudsman concerning an Inquiry into the Adequacy of the Funds and Resources available to the Ombudsman, plus a companion volume, dated September 1993.

Ordered to be printed.

Mr Turner also brought up and laid upon the Table the Minutes of Evidence taken before the Committee.

Mr Turner moved, That the House take note of the Report.

Ordered by Mr Speaker, That the resumption of the debate stand an Order of the Day for tomorrow.

22 TRUSTEES OF THE PARLIAMENTARY CONTRIBUTORY SUPERANNUATION FUND

Ordered, on motion of Mr West (by leave), That, in accordance with section 14 (1) (b) of the Parliamentary Contributory Superannuation Act 1971, Malcolm John Kerr be appointed as a trustee of the Parliamentary Contributory Superannuation Fund in place of Christopher John Downy.

23 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST CORRUPTION

(1) Ordered, on motion of Mr West (by leave), That Paul John Zammit be discharged from attendance upon the Committee on the Independent Commission Against Corruption and that Andrew Arnold Tink be appointed to serve on such committee.

(2) That a message be sent acquainting the Legislative Council of the resolution.

24 COUNCIL OF THE UNIVERSITY OF TECHNOLOGY, SYDNEY

Ordered, on motion of Mr West (by leave), That Adrian John Cruickshank be elected, in place of Bruce Leslie Jeffery as the representative of the Legislative Assembly on the council of the University of Technology, Sydney in pursuance of the provisions of section 9 of the University of Technology, Sydney Act 1989.

25 PUBLIC ACCOUNTS COMMITTEE

Ordered, on motion of Mr West (by leave), That, pursuant to section 54 (5) and (6) of the Public Finance and Audit Act 1983, Peter Lachlan Cochran be appointed to serve on the Public Accounts Committee in place of Raymond Francis Chappell.

26 JOINT SELECT COMMITTEE UPON WASTE MANAGEMENT

Ordered, on motion of Mr West (by leave),

(1) that Christopher John Downy and Wendy Susan Machin be discharged from attendance upon the Joint Select Committee upon Waste Management and that Michael John Richardson and Barry William Rixon be appointed to serve on such committee.

(2) That a message be sent acquainting the Legislative Council of the resolution.

27 COUNCIL OF THE UNIVERSITY OF NEW ENGLAND

Ordered, on motion of Mr West (by leave), That Wallace Telford John Murray be elected, in place of Raymond Francis Chappell, as the representative of the Legislative Assembly on the council of the University of New England in pursuance of the provisions of section 9 of the University of New England Act 1989.

28 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

(1) Ordered, on motion of Mr West (by leave), That Barry John Morris be discharged from attendance upon the Joint Select Committee upon the Sydney Water Board and that Michael John Richardson be appointed to serve on such committee.

(2) That a message be sent acquainting the Legislative Council of the resolution.

29 SELECT COMMITTEE UPON PUBLIC SECTOR SUPERANNUATION SCHEMES

Ordered, on motion of Mr West (by leave), That Raymond Francis Chappell be discharged from attendance upon the Select Committee upon Public Sector Superannuation Schemes and that Peter Lachlan Cochran and Russell Harold Lester Smith be appointed to serve on such committee and that Russell Harold Lester Smith be appointed Chairman of the Committee.

30 LEAVE OF ABSENCE

Ordered, on motion of Mr Kerr, That leave of absence for the present session be granted to Phillip Murray Smiles, member for North Shore, on account of absence from the State.

31 TOTALIZATOR LEGISLATION (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Schipp, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 September 1993

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Downy, read a third time.

32 HOMEBUSH BAY MINISTERIAL CORPORATION (DISSOLUTION) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Souris, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Souris, read a third time.

33 INDUSTRIAL RELATIONS (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mrs Chikarovski, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Debate ensued.

Ordered, That the honourable member for Granville, Mr Yeadon, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Baulkham Hills, Mr Merton, be allowed to continue his speech for a further period of five minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

34 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

35 INDUSTRIAL RELATIONS (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mrs Chikarovski, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

Dr Macdonald moved, That this debate be now adjourned.

Question put.

The House divided.

Ayes 44

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Bowman
Mr Clough
Mr Crittenden
Mr Face
Mr Gaudry
Mr Gibson
Mrs Grusovin
Mr Hatton
Mr Hunter
Mr Irwin
Mr Knight

Mr Knowles
Mr Langton
Mrs Lo Po'
Mr McBride
Mr McManus
Dr Macdonald
Mr Martin
Mr Mills
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Neilly
Mr Newman
Ms Nori
Mr Page

Mr Price
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Sullivan
Mr Thompson
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Davoren

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 September 1993

Noes 42

Mr Armstrong	Mr Kinross	Mr Schultz
Mr Blackmore	Mr Longley	Mr Small
Mr Causley	Ms Machin	Mr Smith
Mr Chappell	Mr Merton	Mr Souris
Mrs Chikarovski	Mr Morris	Mr Tink
Mr Cochran	Mr Murray	Mr Turner
Mrs Cohen	Mr O'Doherty	Mr West
Mr Collins	Mr D. L. Page	Mr Windsor
Mr Cruickshank	Mr Peacocke	Mr Yabsley
Mr Fraser	Mr Petch	Mr Zammit
Mr Glachan	Mr Phillips	
Mr Griffiths	Mr Photios	Tellers
Mr Hartcher	Mr Richardson	
Mr Hazzard	Mr Rixon	Mr Beck
Mr Humpherson	Mr Schipp	Mr Kerr

Pairs

Mr Carr	Mr Baird
Mr Doyle	Mr Downy
Mr Harrison	Mr Fahey
Mr Iemma	Mr Jeffery
Mr Markham	Dr Kernohan
Mr Ziolkowski	Mr Smiles

And so it was resolved in the affirmative.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for a later hour of the day.

36 LIQUOR TAXATION (AMENDMENT) BILL
REGISTERED CLUBS (TAXATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mrs Cohen, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bills read a second time.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bills.

Mr Speaker resumed the Chair and Mr Tink, Temporary Chairman, reported the bills with amendments.

On motion of Mrs Cohen, the Report was adopted.

Ordered by Mr Speaker, That the third reading stand an Order of the Day for tomorrow.

37 PAPER

Mr Phillips (by leave) laid upon the Table—

Documents concerning the settlement of the Collins v. Ryan defamation case.

38 APPROPRIATION BILL

PARLIAMENTARY APPROPRIATION BILL
BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL
MOTOR VEHICLES TAXATION (AMENDMENT) BILL
ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Debate ensued.

Ordered, That the honourable member for Lismore, Mr Rixon, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Burrinjuck, Mr Schultz, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Ballina, Mr D. L. Page, be allowed to continue his speech for a further period of ten minutes.

Mr Nagle moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 September 1993

39 ADJOURNMENT

Mrs Cohen moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.07 p.m., until Tuesday 14 September 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 28

TUESDAY 14 SEPTEMBER 1993

1 NOTICE OF MATTER FOR URGENT CONSIDERATION

Mr Carr—Order for papers concerning the Collins/Ryan defamation case.

2 QUESTIONS

3 NOTICES OF MOTIONS

4 PAPERS

(1) Mr Souris laid upon the Table—

Environmental Impact Statement Strategy Progress Report from the Forestry Commission pursuant to the Timber Industry (Interim Protection) Act 1992, dated 28 June 1993

(2) Mr Collins laid upon the Table—

Report of the New South Wales Treasury Corporation for the year ended 30 June 1993.

(3) Mr Hartcher laid upon the Table—

Report and Determination of the Legal Fees and Costs Board pursuant to section 180 of the Legal Profession Act 1987, concerning Solicitors' Scale Fees - Contentious Matters - Supreme Court Scale - Table 5 "Probate".

Report of Conduct Division, pursuant to the Judicial Officers Act 1986, concerning Barry John Wooldridge, dated 17 December 1992.

Further Report of Conduct Division, pursuant to the Judicial Officers Act 1986, concerning Barry John Wooldridge, dated 10 March 1993.

National Parks and Wildlife Act 1974—proclamations reserving certain lands as part of—

Brunswick Heads Nature Reserve. (Gazette 43, 7 May 1993, page 2222.)

Bungonia State Recreation Area. (Gazette 43, 7 May 1993, page 2222.)

Crowdy Bay National Park. (Gazette 47, 14 May 1993, page 2331.)

Deua National Park. (Gazette 47, 14 May 1993, page 2332.)

Goulburn River National Park (2). (Gazette 47, 14 May 1993, page 2331; Gazette 54, 4 June 1993, page 2706.)

Hortons Creek Nature Reserve. (Gazette 65, 25 June 1993, page 3277.)

Macquarie Nature Reserve. (Gazette 47, 14 May 1993, page 2332.)

Morton National Park. (Gazette 47, 14 May 1993, page 2331.)

Munmorah State Recreation Area. (Gazette 43, 7 May 1993, page 2224.)

Warrumbungle National Park. (Gazette 65, 25 June 1993, page 3277.)

5 STATUTORY INSTRUMENTS—RECEIVED BY THE CLERK

The Clerk informed the House of the receipt, from Parliamentary Counsel, of the following notices of statutory instruments:

District Court Act 1973—District Court (Fees) Regulation 1993. (Gazette 97, 1 September 1993, page 5223.)

Jury Act 1977—Jury Regulation 1993. (Gazette 97, 1 September 1993, page 5288.)

Justices Act 1902—Justices (General) Regulation 1993. (Gazette 97, 1 September 1993, page 5297.)

Land and Environment Court Act 1979—Regulation (Relating to fees). (Gazette 97, 1 September 1993, page 5227.)

Landlord and Tenant (Rental Bonds) Act 1977—Landlord and Tenant (Rental Bonds) Regulation 1993. (Gazette 97, 1 September 1993, page 5230.)

Local Courts (Civil Claims) Act 1970—Regulation (Relating to fees). (Gazette 97, 1 September 1993, page 5233.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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Local Government Act 1993—Regulation (Relating to elections). (Gazette 98, 3 September 1993, page 5343.)

Pharmacy Act 1964—

(a) Pharmacy (Elections) Regulation 1993. (Gazette 97, 1 September 1993, page 5244.)

(b) Pharmacy (General) Regulation 1993. (Gazette 97, 1 September 1993, page 5235.)

Pipelines Act 1967—Pipelines Regulation 1993. (Gazette 97, 1 September 1993, page 5252.)

Supreme Court Act 1970—

(a) Supreme Court (Fees and Percentages) Regulation 1993. (Gazette 97, 1 September 1993, page 5306.)

(b) Rule (Amendment No. 278). (Gazette 98, 3 September 1993, page 5594.)

Survey Co-ordination Act 1949—Survey Co-ordination Regulation 1993. (Gazette 97, 1 September 1993, page 5311.)

Zoological Parks Board Act 1973—Zoological Parks Regulation 1993. (Gazette 97, 1 September 1993, page 5330.)

6 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Mills and Mr Shedden—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Gaudry—from certain citizens requesting that the railway line between Civic Station and Newcastle Station not be closed.

Mr Markham, Mr Rumble and Mr Sullivan—from certain citizens requesting the retention of automotive engineering courses at Wollongong TAFE.

Mr Gaudry—from certain citizens praying for more acute hospital beds in Newcastle.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of the Shellharbour Public Hospital.

Mr Face, Mr Gaudry, Mr Martin and Mr Mills—from certain citizens opposing the proposed police service rotational transfer policy.

Mr Rumble and Mr Sullivan—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

Mr Price—from certain citizens objecting to Stockrington Rail Waste rubbish being dumped at Stockrington, Minmi, Seahampton and Butti.

Mr Beckroge—from certain citizens requesting the retention of the Government Cleaning Service.

Mr Irwin—from certain citizens requesting the maintenance of the Area Assistance Scheme for Western Sydney.

7 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

8 LIQUOR TAXATION (AMENDMENT) BILL REGISTERED CLUBS (TAXATION) AMENDMENT BILL

(Formal Order of the Day)—Bills, on motion of Mr West, on behalf of Mrs Cohen, read a third time.

9 QUESTIONS UPON NOTICE—UNANSWERED

Mr Speaker drew the attention of the House to Questions upon Notice (Nos 827, 836, 840, 844, 862, 875, 885, 897, 899 and 901) not answered within 15 sitting days and called on the responsible Ministers to explain their non-compliance with Sessional Orders.

10 REGULATION REVIEW COMMITTEE

Mr Cruickshank brought up and laid upon the Table Report No. 20 of the Regulation Review Committee concerning the making of the Hawkesbury - Nepean Catchment Management Trust Regulation 1993, dated September 1993.

Ordered to be printed.

Mr Cruickshank moved, That the House take note of the Report.

Ordered by Mr Speaker, That the resumption of the debate stand an Order of the Day for tomorrow.

11 MATTER FOR URGENT CONSIDERATION—ORDER FOR PAPERS

Mr Carr moved, pursuant to notice, That this House orders the "Premier" to lay upon the Table, prior to the adjournment of the House this day, all papers and files held by the Attorney General's Department, the Department of Health and the Department of Community Services in relation to the defamation proceedings, including the proposed appeal, taken by the Hon. P. E. J. Collins, Q.C. against Dr Michael Ryan.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 September 1993

Upon which Mr Phillips moved, That the question be amended by the omission of the word "Premier" with a view to the insertion of the words "Ministers responsible".

Question proposed—That the amendment be agreed to.

Debate ensued.

Amendment put and negatived.

Question—That the original question be agreed to—put and passed.

12 SUSPENSION OF STANDING ORDERS—MATTER OF PUBLIC IMPORTANCE

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude consideration of the Matter of Public Importance this day until after the Leader of the Opposition's speech on the Appropriation Bill and cognate bills.

13 APPROPRIATION BILL

PARLIAMENTARY APPROPRIATION BILL

BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL

MOTOR VEHICLES TAXATION (AMENDMENT) BILL

ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Debate ensued.

Mr Irwin moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for a later hour of the day.

14 MATTER OF PUBLIC IMPORTANCE—ENTERPRISE AGREEMENTS

Mr Speaker having previously informed the House of receipt of a notice of a matter of public importance—

Mrs Chikarovski moved, That this House notes as a matter of public importance:

The Federal Government's proposal to extend access to enterprise agreements to employees who are not represented by unions.

Debate ensued.

Question put and passed.

- 15 APPROPRIATION BILL
PARLIAMENTARY APPROPRIATION BILL
BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL
MOTOR VEHICLES TAXATION (AMENDMENT) BILL
ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

It being 5.15 p.m. debate interrupted for private members' statements.

- 16 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

- 17 APPROPRIATION BILL
PARLIAMENTARY APPROPRIATION BILL
BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL
MOTOR VEHICLES TAXATION (AMENDMENT) BILL
ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

Debate ensued.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 September 1993

Ordered, That the honourable member for Broken Hill, Mr Beckroge, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Ku-ring-gai, Mr O'Doherty, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Lakemba, Mr Davoren, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Wollongong, Mr Sullivan, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Smithfield, Mr Scully, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Gordon, Mr Kinross, be allowed to continue his speech for a further period of ten minutes.

Mr Gibson moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

18 PAPER—RETURN OF ORDER FOR PAPERS

Mr Phillips, on behalf of Mr Fahey, pursuant to the order of the House this day, laid upon the Table—

All papers and files held by the Attorney General's Department, the Department of Health and the Department of Community Services in relation to the defamation proceedings, including the proposed appeal, taken by the Hon. P. E. J. Collins, Q.C. against Dr Michael Ryan.

19 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

14 September 1993

New South Wales Lotteries (Amendment) Bill
Rail Safety Bill
Supply Bill.

20 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 11.07 p.m., until tomorrow, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 29

WEDNESDAY 15 SEPTEMBER 1993

1 SUSPENSION OF STANDING ORDERS—REFERENCE TO THE INDEPENDENT
COMMISSION AGAINST CORRUPTION

Mr Fahey sought leave of the House to move for the suspension of Standing and Sessional Orders.

Leave not granted.

2 MINISTERIAL STATEMENT—REFERENCE TO THE INDEPENDENT COMMISSION
AGAINST CORRUPTION

Mr Fahey made a statement concerning the proposed terms of reference for the Independent Commission Against Corruption to investigate all the documents concerning the Collins/Ryan defamation proceedings.

Mr Carr also addressed the House.

3 NOTICE OF MATTERS FOR URGENT CONSIDERATION

Mr Fahey—Proposed terms of reference for an Independent Commission Against Corruption inquiry.

Mr Carr—Suspension of Standing Orders to allow consideration of a Notice of Motion to be given later this day.

4 QUESTIONS

5 SUSPENSION OF STANDING ORDERS—MATTER FOR URGENT CONSIDERATION
—TIME LIMITS

Mr Whelan sought leave of the House to move for the suspension of Standing and Sessional Orders.

Leave not granted.

6 NOTICES OF MOTIONS

7 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Page, Ms Nori and Dr Refshauge—from certain citizens supporting an Anti-Discrimination Bill 1993 concerning HIV and AIDS sufferers.

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Kerr—from certain citizens requesting certain amendments to the Anti-Discrimination (Homosexual Vilification) Amendment Bill.

Mr McBride—from certain citizens requesting renovations to Gosford railway station.

Mr Mills—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Hartcher—from certain citizens requesting the upgrading of Main Road 504.

Ms Nori—from certain citizens praying to reject the recommendations of the Commissioners of Inquiry for Environment and Planning into the proposed heliport at Pier 8 Pyrmont.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr McBride—from certain citizens requesting the upgrading of the Long Jetty Hospital.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
15 September 1993

Mr J. H. Murray—from certain citizens opposing the proposed closure of Gladesville Hospital.

Mr Face, Mr Martin, Mr Mills and Mr Price—from certain citizens opposing the proposed police service rotational transfer policy.

Mr Sullivan—from certain citizens requesting that the Berkley police station be staffed on a 24 hour basis.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

Mr Price—from certain citizens objecting to Stockrington Rail Waste rubbish being dumped at Stockrington, Minmi, Seahampton and Butti.

8 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

9 JOINT SELECT COMMITTEE UPON WASTE MANAGEMENT

Dr Kernohan brought up and laid upon the Table Report of the Joint Select Committee upon Waste Management, dated September 1993.

Ordered to be printed.

Dr Kernohan also brought up and laid upon the Table the Minutes of Evidence taken before the Committee and other documents.

Dr Kernohan moved, That the House take note of the Report.

Ordered by Mr Speaker, That the resumption of the debate stand an Order of the Day for tomorrow.

10 MATTERS FOR URGENT CONSIDERATION—PRIORITY

(1) Mr Fahey made a statement in support of his notice of a matter for urgent consideration.

(2) Mr Carr made a statement in support of his notice of a matter for urgent consideration.

Question—That the notice for urgent consideration of the Premier be proceeded with—put and passed.

SUSPENSION OF STANDING ORDERS—TIME LIMITS

Ordered, on motion of Mr West (by leave), That so much of the Sessional and Standing Orders be suspended as would preclude the debate on the matter for urgent consideration having the time limits of a substantive motion.

11 MATTER FOR URGENT CONSIDERATION—REFERENCE TO THE ICAC

Mr Fahey moved, pursuant to notice, That this House refer to the Independent Commission Against Corruption for investigation and report to the Parliament whether the procedures "followed in reaching the settlement in the case of Collins v Ryan" were acceptable having regard, amongst other things, to practices and procedures in the public sector and whether any improper influence was exercised by any person or persons in this process.

Debate ensued.

Ordered, That the honourable member for Miranda, Mr Phillips, be allowed to continue his speech for a further period of ten minutes.

Upon which Mr Whelan moved, That the question be amended by leaving out the words "followed in reaching the settlement in the case of Collins v Ryan" with a view to inserting instead "relating to the case of Collins v Ryan and Ors and its settlement".

Question proposed—That the amendment be agreed to.

Ordered, That the honourable member for Ashfield, Mr Whelan, be allowed to continue his speech for a further period of ten minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

12 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
15 September 1993

13 MATTER FOR URGENT CONSIDERATION—REFERENCE TO INDEPENDENT COMMISSION AGAINST CORRUPTION (continuation of entry No. 11)

(1) The Order of the Day having been read for the resumption of the interrupted debate on motion of Mr Fahey, "That this House refer to the Independent Commission Against Corruption for investigation and report to the Parliament whether the procedures followed in reaching the settlement in the case of Collins v Ryan were acceptable having regard, amongst other things, to practices and procedures in the public sector and whether any improper influence was exercised by any person or persons in this process.

Upon which Mr Whelan had moved, That the question be amended by leaving out the words followed in reaching the settlement in the case of Collins v Ryan with a view to inserting instead relating to the case of Collins v Ryan and Ors and its settlement."

Question proposed—That the amendment be agreed to.

Debate continued.

The House divided.

Ayes 44

Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Bowman
Mr Carr
Mr Clough
Mr Crittenden
Mr Face
Mr Gaudry
Mr Gibson
Mrs Grusovin
Mr Hatton
Mr Hunter
Mr Iemma
Mr Irwin

Mr Knowles
Mr Langton
Mrs Lo Po'
Mr McBride
Mr McManus
Dr Macdonald
Mr Markham
Mr Martin
Mr Mills
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Neilly
Ms Nori
Mr Page

Mr Price
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Sullivan
Mr Thompson
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Davoren

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
15 September 1993

Noes 43

Mr Baird	Dr Kernohan	Mr Small
Mr Beck	Mr Kinross	Mr Smith
Mr Blackmore	Mr Longley	Mr Souris
Mr Causley	Ms Machin	Mr Tink
Mr Chappell	Mr Merton	Mr Turner
Mrs Chikarovski	Mr Morris	Mr West
Mr Cochran	Mr Murray	Mr Windsor
Mrs Cohen	Mr O'Doherty	Mr Yabsley
Mr Collins	Mr D. L. Page	Mr Zammit
Mr Cruickshank	Mr Peacocke	
Mr Downy	Mr Petch	
Mr Fahey	Mr Phillips	Tellers
Mr Fraser	Mr Photios	
Mr Glachan	Mr Richardson	Mr Jeffery
Mr Hartcher	Mr Rixon	Mr Kerr
Mr Humpherson	Mr Schipp	

Pairs

Ms Allan	Mr Armstrong
Mr Doyle	Mr Griffiths
Mr Harrison	Mr Hazzard
Mr Knight	Mr Schultz
Mr Ziolkowski	Mr Smiles

And so it was resolved in the affirmative.

Question—That the motion as amended be agreed to—put and passed.

(2) Ordered, on motion of Mr Fahey, That the following message be sent to the Legislative Council:

MR PRESIDENT

The Legislative Assembly desires to acquaint the Legislative Council that it has this day agreed to the following resolution:

That this House refer to the Independent Commission Against Corruption for investigation and report to the Parliament whether the procedures relating to the case of *Collins v Ryan & Ors.* and its settlement were acceptable having regard, amongst other things, to practices and procedures in the public sector and whether any improper influence was exercised by any person or persons in this process.

Legislative Assembly
15 September 1993

K. R. ROZZOLI
Speaker

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
15 September 1993

14 CRIMES (DOMESTIC VIOLENCE) AMENDMENT BILL
BAIL (DOMESTIC VIOLENCE) AMENDMENT BILL

Mr Fahey moved, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to amend the Crimes Act 1900 to protect the victims and potential victims of domestic or other personal violence; and for other purposes.
- (ii) A bill for an Act to amend the Bail Act 1978 in relation to domestic or other personal violence; and other miscellaneous matters.

Question put and passed.

Bills presented and read a first time.

Mr Fahey moved, That these bills be now read a second time.

Debate adjourned (Mr Knowles) and the resumption of the adjourned debate made an Order of the Day for a future day.

15 SUSPENSION OF STANDING ORDERS—BILLS ALL STAGES

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude:

Endangered Fauna (Interim Protection) Amendment Bill; and
Registered Clubs (Management) Amendment Bill,

being brought in and passed through all stages in one day.

16 ENDANGERED AND OTHER THREATENED SPECIES CONSERVATION BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

Mr Hartcher moved (by leave), That

(1) The Endangered and Other Threatened Species Conservation Bill be referred to a Legislation Committee for consideration and report to the House on such amendments as it considers should be proposed to the Committee of the Whole on that bill;

(2) That such Committee consist of:

(a) Three members supporting the Government nominated by the Leader of the House in writing to the Clerk of the Legislative Assembly;

(b) Two members supporting the Opposition nominated by the Leader of the Opposition in writing to the Clerk of the Legislative Assembly; and

(c) The honourable member for Manly.

(3) The Committee report by 1 March 1994.

Debate ensued.

Question put and passed.

17 ENDANGERED FAUNA (INTERIM PROTECTION) AMENDMENT BILL

Mr Hartcher moved, pursuant to notice, That leave be given to bring in a bill for an Act to further extend the operation of certain provisions of the Endangered Fauna (Interim Protection) Act 1991 and to further extend the duration of certain licences under the National Parks and Wildlife Act 1974.

Question put and passed.

Bill presented and read a first time.

Mr Hartcher moved, That this bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Mr Hartcher moved, That this bill be now read a third time.

Question put and passed.

Bill read a third time.

18 REGISTERED CLUBS (MANAGEMENT) AMENDMENT BILL

Mrs Cohen moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Registered Clubs Act 1976 in relation to the powers of the Licensing Court in respect of complaints about registered clubs; and for other purposes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
15 September 1993

Question put and passed.

Bill presented and read a first time.

Mrs Cohen moved, That this bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Mrs Cohen moved, That this bill be now read a third time.

Question put and passed.

Bill read a third time.

19 APPROPRIATION BILL
PARLIAMENTARY APPROPRIATION BILL
BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL
MOTOR VEHICLES TAXATION (AMENDMENT) BILL
ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Londonderry, Mr Gibson, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Auburn, Mr Nagle, be allowed to continue his speech for a further period of ten minutes.

Mr Amery moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

20 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

15 September 1993

Crimes (Common Nightwalkers) Amendment Bill
Homebush Bay Ministerial Corporation (Dissolution) Bill
Liquor (Taxation) Amendment Bill
Registered Clubs (Taxation) Amendment Bill
Totalizator Legislation (Amendment) Bill.

21 ADJOURNMENT

Mr Photios moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 11.00 p.m., until tomorrow, at 9.00 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 30

THURSDAY 16 SEPTEMBER 1993

1 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 1 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(2) Notice of Motion No. 2 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(3) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

(4) Order of the Day No. 2 of General Business (for Bills) postponed, by Mr Carr, until tomorrow.

(5) Order of the Day No. 3 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(6) Order of the Day No. 4 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(7) Order of the Day No. 5 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(8) Order of the Day No. 6 of General Business (for Bills) postponed, by Dr Refshauge, until tomorrow.

(9) Order of the Day No. 7 of General Business (for Bills) postponed, by Mr Amery, until tomorrow.

(10) Order of the Day No. 8 of General Business (for Bills) postponed, by Mr Doyle, until tomorrow.

(11) Order of the Day No. 9 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(12) Order of the Day No. 11 of General Business (for Bills) postponed, by Mr Gibson, until tomorrow.

(13) Order of the Day No. 13 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(14) Order of the Day No. 14 of General Business (for Bills) postponed, by Mr Face, until tomorrow.

(15) Notice of Motion No. 26 of General Business (General Notices) postponed, by Ms Allan, until tomorrow.

(16) Notice of Motion No. 31 of General Business (General Notices) withdrawn, by Mr Carr.

2 THREATENED SPECIES CONSERVATION BILL

Dr Macdonald moved, pursuant to notice, That leave be given to bring in a bill for an Act to establish a legal and administrative structure to enable and promote the conservation of New South Wales' threatened flora and fauna and to provide procedures which can be used for the prevention and management of threatening processes; and for related purposes.

Question put and passed.

Bill presented and read a first time.

Dr Macdonald moved, That this bill be now read a second time.

Debate adjourned (Mr Downy) and the resumption of the adjourned debate made an Order of the Day for a future day.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 September 1993

3 HOMEFUND COMMISSIONER (AMENDMENT) BILL

Mrs Grusovin moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the HomeFund Commissioner Act 1993 by requiring certain complaints to be referred initially to the HomeFund Advisory Panel; to provide for variation of a HomeFund mortgage in certain circumstances; to require notice to be given of intention to commence proceedings under a HomeFund mortgage; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mrs Grusovin moved, That this bill be now read a second time.

Debate adjourned (Ms Machin) and the resumption of the adjourned debate made an Order of the Day for a future day.

It being before 10.00 a.m., and consideration of General Business Notices of Motions (for Bills) having concluded, General Business Orders of the Day (for Bills) proceeded with.

4 SUSPENSION OF STANDING ORDERS—GOVERNMENT CLEANING SERVICE RETENTION BILL

Ordered, on motion of Mr Page, That so much of the Standing and Sessional Orders be suspended as would preclude consideration forthwith of Order of the Day No. 22 of General Business (for Bills).

5 GOVERNMENT CLEANING SERVICE RETENTION BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Page, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

PAPER

Mrs Cohen (by leave) laid upon the Table—

Letter to the Chief Secretary and Minister for Administrative Services from the Property Services Council of Australia concerning the Government Cleaning Service, dated 14 September 1993.

Document entitled Sale of the Government Cleaning Service - Summary of Employee Human Resource Requirements of the Tender.

Ordered, That the honourable member for Manly, Dr Macdonald, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Wagga Wagga, Mr Schipp, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Granville, Mr Yeadon, be allowed to continue his speech for a further period of five minutes.

Question put.

The House divided.

Ayes 42

Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Bowman
Mr Clough
Mr Crittenden
Mr Face
Mr Gaudry
Mr Gibson
Mrs Grusovin
Mr Hatton
Mr Hunter
Mr Iemma
Mr Irwin

Mr Knight
Mr Knowles
Mr Langton
Mrs Lo Po'
Mr McBride
Dr Macdonald
Mr Martin
Mr Mills
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Neilly
Ms Nori
Mr Page

Mr Price
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Sullivan
Mr Thompson
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Davoren

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 September 1993

Noes 40

Mr Armstrong	Dr Kernohan	Mr Schipp
Mr Beck	Mr Kinross	Mr Small
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Ms Machin	Mr Souris
Mrs Chikarovski	Mr Merton	Mr Turner
Mr Cochran	Mr Morris	Mr West
Mrs Cohen	Mr O'Doherty	Mr Windsor
Mr Collins	Mr D. L. Page	Mr Yabsley
Mr Cruickshank	Mr Peacocke	
Mr Downy	Mr Petch	
Mr Fraser	Mr Phillips	Tellers
Mr Glachan	Mr Photios	
Mr Griffiths	Mr Richardson	Mr Jeffery
Mr Hartcher	Mr Rixon	Mr Kerr
Mr Humpherson	Mr Rozzoli	

Pairs

Ms Allan	Mr Baird
Mr Carr	Mr Blackmore
Mr Doyle	Mr Fahey
Mr Harrison	Mr Hazzard
Mr McManus	Mr Murray
Mr Markham	Mr Schultz
Mr Newman	Mr Smiles
Mr Ziolkowski	Mr Zammit

And so it was resolved in the affirmative.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Page, read a third time.

6 GLENREAGH TO DORRIGO RAILWAY (CLOSURE) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fraser, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Tink, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Speaker resumed the Chair and Mr Rixon, Temporary Chairman, reported the bill with amendments.

On motion of Mr Fraser, the Report was adopted.

And Mr Speaker having consented to the third reading being taken forthwith.

Bill, on motion of Mr Fraser, read a third time.

It being 1.00 p.m., General Business Orders of the Day (Committee Reports) proceeded with.

7 COMMITTEE ON THE OFFICE OF THE OMBUDSMAN—ADEQUACY OF THE FUNDS AND RESOURCES AVAILABLE TO THE OMBUDSMAN

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

8 REGULATION REVIEW COMMITTEE—REPORT No. 20

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

9 REPORT OF THE JOINT SELECT COMMITTEE UPON WASTE MANAGEMENT

Question proposed—That the House take note of the Report.

Question put and passed.

10 MESSAGE FROM LEGISLATIVE COUNCIL—REFERENCE TO THE INDEPENDENT COMMISSION AGAINST CORRUPTION

Mr Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council desires to inform the Legislative Assembly that it has this day agreed to the following resolution:

That this House requests the Independent Commission Against Corruption:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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To investigate and report to the Parliament as to whether the procedures relating to the case of *Collins v Ryan & Ors.* and its settlement were acceptable having regard, amongst other things, to practices and procedures in the public sector and whether any improper influence was exercised by any person or persons in this process.

Legislative Council
15 September 1993

BERYL A. EVANS
Deputy President

11 NOTICE OF MATTER FOR URGENT CONSIDERATION—CHILD ABUSE

Mr Carr—Child Abuse.

12 MINISTERIAL STATEMENT—OLYMPIC GAMES BID

Mr Fahey made a ministerial statement concerning the Sydney bid to host the 2000 Olympic Games.

Mr Carr also addressed the House.

13 QUESTIONS

14 PAPERS

Mr Collins (by leave) laid upon the Table—

Public Finance and Audit Act 1983—

(a) Variations of the Receipts and Payments Estimates and Appropriations in relation to the Department of School Education for 1992-93, in terms of section 26 of the Act, to take account of the provision by the Commonwealth of certain specific purpose payments.

(b) Variations of the Receipts and Payments Estimates and Appropriations in relation to the Technical and Further Education Commission for 1992-93, in terms of section 26 of the Act, to take account of the provision by the Commonwealth of certain specific purpose payments.

15 STATUTORY INSTRUMENTS—RECEIVED BY THE CLERK

The Clerk gave notice of the making of, and laid upon the Table, the following statutory instruments:

Conveyancers Licensing Act 1992—Conveyancers Licensing Regulation 1993. (Gazette 100, 10 September 1993, page 5626.)

Local Courts (Civil Claims) Act 1970—Amendment to the Local Courts (Civil Claims) Rules. (Gazette 100, 10 September 1993, page 5766.)

16 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Ms Nori—from certain citizens supporting an Anti-Discrimination Bill 1993 concerning HIV and AIDS sufferers.

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Yeadon—from certain citizens requesting a footbridge across Guildford railway station.

Mr Yeadon—from certain citizens opposing any residential development of the Merrylands Defence Property site.

Mr McManus—from certain citizens requesting the retention of automotive engineering courses at Wollongong TAFE.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr Bowman and Mr Price—from certain citizens opposing the proposed police service rotational transfer policy.

Mr Sullivan—from certain citizens requesting that the Berkley police station be staffed on a 24 hour basis.

Ms Machin—from certain citizens requesting the retention of the Government Cleaning Service.

Mr Aquilina—from certain citizens requesting the establishment of a Multicultural Arts Centre in New South Wales.

17 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 4 of Business of the House postponed, by Mr Whelan, until tomorrow.

18 QUESTIONS UPON NOTICE—UNANSWERED

Mr Speaker drew the attention of the House to Question upon Notice (No. 976) not answered within 15 sitting days and called on the responsible Minister to explain the non-compliance with Sessional Orders.

19 MATTER FOR URGENT CONSIDERATION—CHILD ABUSE

Mr Carr moved, pursuant to notice, That this House notes the dramatic increase in child abuse notifications in New South Wales, the tragic deaths of four children between June and August this year "and condemns the Government for staff, training and funding cutbacks in child welfare and community services."

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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Upon which Mr Longley moved, that the question be amended by leaving out all the words after the words "August this year".

Question proposed—That the amendment be agreed to.

To which Dr Refshauge moved, That the proposed amendment be amended by adding after the word "year" and adding the words "calls upon the Government to provide the House with detailed evidence of increased spending since 1988 in child welfare and community services."

Question—That the amendment to the amendment be agreed to—put and passed.

Question—That the amendment, as amended, be agreed to—put and passed.

Question—That the motion, as amended, be agreed to—put and passed.

20 MATTER OF PUBLIC IMPORTANCE—TOXIC COAL TAR

Mr Speaker having previously informed the House of receipt of a notice of a matter of public importance—

Dr Refshauge moved, That this House notes as a matter of public importance serious public concern in Maitland about the existence of toxic coal tar on the former site of the Aberdare gas works, now the Maitland cinema complex.

Debate ensued.

Question put and passed.

21 PRINTING OF PAPERS

Ordered, on motion of Mr West, pursuant to notice, That the following papers be printed:

Environmental Impact Statement Strategy Progress Report from the Forestry Commission pursuant to the Timber Industry (Interim Protection) Act 1992, dated 28 June 1993.

Report of the New South Wales Treasury Corporation for the year ended 30 June 1993.

22 SESSIONAL ORDERS—AMENDMENTS

Mr West moved, pursuant to notice, That the Sessional Orders in relation to the following subjects be amended as indicated—

CONSIDERATION OF URGENT MATTERS

That the Sessional Order—Consideration of Urgent Matters—be amended as follows:

- (1) Delete paragraph (3).

- (2) Paragraph (4) be amended to read:

"Members giving such notices shall be permitted to make a statement limited to five minutes so the House may establish whether the matter should proceed or if more than one matter, their priority".

- (3) Paragraph (5) be amended to read:

"At the conclusion of any five minute statement the Speaker shall put the question, 'That the notice for urgent consideration of the Honourable Member for be proceeded with'".

- (4) New paragraph (b) to be added:

"If more than one notice has been given, the Speaker shall put the question in the order the notices were given".

- (5) Existing paragraph (7), insert "substantive" before "motion".

QUESTIONS ON NOTICE

That the Sessional Order—Questions on Notice—be amended as follows:

To paragraph (c), add:

"Each calendar day upon which Estimates Committees sit shall be deemed to be sitting days for the purposes of answers under this Sessional Order".

LEGISLATION COMMITTEES

That the Sessional Order—Legislation Committees—be amended in paragraph (1) to read:

"(1) Upon a motion being agreed to for the second reading of a bill any Member may move forthwith and without notice, "That the (name of the bill) be referred to a Legislation Committee for consideration and report to the House on such amendments as it considers should be proposed to the Committee of the Whole on that bill".

ESTIMATES COMMITTEES

That the Sessional Order—Estimates Committees—be amended by inserting after "Appropriation Bill" where secondly occurring "and the Parliamentary Appropriation Bill".

Debate ensued.

Mr Hatton moved, That the motion be amended by omitting from the question the proposed amendment to the Sessional Order relating to Consideration of Urgent Matters.

Question—That the amendment be agreed to—put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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Question proposed—That the motion, as amended, be agreed to.

And Mr West having spoken in reply—

Question put and passed.

23 ESTIMATES COMMITTEES

Mr West moved, pursuant to notice, That, in accordance with the Sessional Order on Estimates Committees:

(1) The following Estimates Committees are appointed:

1. The Legislature Estimates Committee;
2. Premier and Minister for Economic Development Estimates Committee;
3. Treasurer and Arts Estimates Committee;
4. Agriculture and Fisheries and Mines Estimates Committee;
5. Attorney General and Justice Estimates Committee;
6. Chief Secretary and Administrative Services Estimates Committee;
7. Community Services and Aboriginal Affairs Estimates Committee;
8. Consumer Affairs Estimates Committee;
9. Education and Youth Affairs and Tourism Estimates Committee;
10. Environment Estimates Committee;
11. Multicultural and Ethnic Affairs Estimates Committee;
12. Health Estimates Committee;
13. Industrial Relations and Employment and Status of Women Estimates Committee;
14. Police and Emergency Services Estimates Committee;
15. Energy and Local Government and Co-operatives Estimates Committee;
16. Land and Water Conservation Estimates Committee;
17. Planning and Housing Estimates Committee;
18. Public Works and Ports Estimates Committee;

19. Sport, Recreation and Racing Estimates Committee;
20. Transport and Roads Estimates Committee; and
21. Small Business and Regional Development Estimates Committee;
- (2) The clauses and items of the Appropriation Bill and the Parliamentary Appropriation Bill set out in Schedule 1 to this motion be referred to the Estimates Committees as set out in that Schedule.
- (3) The Committees shall have power to send for and examine persons, papers, records and things and to report from time to time.
- (4) The quorum of an Estimates Committee shall be eight members provided that the Committees meet as Joint Committees at all times.
- (5) The Chairman of an Estimates Committee shall exercise a deliberative vote and, in the event of an equality of votes, a casting vote.
- (6) A Chairman may from time to time appoint another member to act as Deputy Chairman and the member so appointed shall act as Chairman when the Chairman is not present at a meeting of the Committee.
- In the event of absence of both the Chairman and the Deputy Chairman, a member of the Committee shall be elected by the members present to act as Chairman for that meeting.
- (7) The proceedings of the Committees shall be open to the public unless otherwise ordered by the Committees.
- (8) The Legislative Assembly membership of the Committees (5 Government members, 3 Opposition members and 1 Independent member) be notified to the Clerk of the Legislative Assembly by the Government and Opposition Whips. The Government Whip shall nominate the Independent member.
- (9) The Clerk of the Legislative Assembly shall arrange the places for meetings of the Committees and to notify, formally, the Members of the Committees of the times and places for said meetings.
- (10) The Chairmen of the Estimates Committees be as follows -

The Legislature Estimates Committee - Mr Jeffery

Premier and Minister for Economic Development Estimates Committee - Mr Yabsley

Treasurer and Arts Estimates Committee - Mr Zammit

Agriculture and Fisheries and Mines Estimates Committee - Mr Small

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Attorney General and Justice Estimates Committee - Mr Kerr
Chief Secretary and Administrative Services Estimates Committee - Mr Kinross
Community Services and Aboriginal Affairs Estimates Committee - Mr Rixon
Consumer Affairs Estimates Committee - Mr Bull
Education and Youth Affairs and Tourism Estimates Committee - Mr O'Doherty
Environment Estimates Committee - Mr Ryan
Multicultural and Ethnic Affairs Estimates Committee - Mr Samios
Health Estimates Committee - Mr Glachan
Industrial Relations and Employment and Status of Women Estimates Committee - Mrs Forsythe
Police and Emergency Services Estimates Committee - Mr Mutch
Energy and Local Government and Co-operatives Estimates Committee - Mr Turner
Land and Water Conservation Estimates Committee - Mr Cochran
Planning and Housing Estimates Committee - Mr D.L. Page
Public Works and Ports Estimates Committee - Mr Beck
Sport, Recreation and Racing Estimates Committee - Mr Petch
Transport and Roads Estimates Committee - Mr Merton
Small Business and Regional Development Estimates Committee - Mr Fraser

(11) In an Estimates Committee—

- (a) the responsible Minister shall be present at all times;
- (b) the Chairman shall call over the estimates for each ministry and declare the proposed expenditure open for examination;
- (c) the question shall be proposed for each organisational unit "That the Vote be recommended";
- (d) the proceedings of a Committee shall be recorded by Hansard.
- (e) the Clerk shall prepare minutes of meetings which shall be signed by the Clerk and the Chairman.

(12) During the conduct of the Estimates Committees questions be limited to a maximum of one minute and replies be limited to a maximum of five minutes.

(13) When each area of Estimates in the first Schedule is commenced the period set aside shall be equally apportioned between Government and non-Government Members. The Chairman of the Committee shall permit non-Government Members to question the Minister for the first twenty minutes: Government Members for the next twenty minutes and so on in rotation until the expiration of the allocated time.

(14) When consideration of the Estimates of each ministry is commenced, the Chairman of the Committee shall permit three questions from Government Members and then three questions from non-Government Members with such questions alternating in groups of three until time for consideration of the area of Estimates is expired.

(15) Advisers who are present at an Estimates Committee to assist Ministers and the Presiding Officers (in the case of the Estimates of The Legislature) may address a Committee or answer questions if referred to them by a Minister or the Presiding Officers as the case may be.

(16) The proceedings of a Committee shall be regarded as proceedings of the Parliament.

(17) The Report of each Estimates Committee shall state whether the Votes of each organisational unit in the Estimates and the corresponding clauses and schedules in the Appropriation Bill are recommended or otherwise.

The failure of an Estimates Committee to report on any part of the votes shall be deemed to be a report recommending the proposed expenditure.

(18) Upon conclusion of its deliberations and after the question on the second reading of the Appropriation Bill and the Parliamentary Appropriation Bill has been agreed to, the Chairman of each Estimates Committee, or a Member deputed by the Chairman, shall present the Committee's Report to the Speaker in the House.

The Reports shall be set down for consideration in Committee of the Whole House on the Appropriation Bill and the Parliamentary Appropriation Bill respectively.

Consideration of a Report in the Committee of the Whole House shall be deemed to be consideration of those clauses and schedules of the Appropriation Bill and the Parliamentary Appropriation Bill referred to that Estimates Committee.

(19) Notwithstanding anything to the contrary contained in the Standing or Sessional Orders, Ministers may indicate to Estimates Committees that information supplementary to a response given to the Estimates Committee in reply to a question asked by a member of that Committee may be lodged with the Clerk of the Legislative Assembly. Such information shall be regarded as part of the proceedings of the Parliament (and published as an annexure to the Questions and Answers Paper of the Legislative Assembly). Answers to questions taken on notice are to be answered by 16 November, 1993.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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Procedure in Committee of the Whole House

(20) In a Committee of the Whole House—

- (a) the Chairman shall put the Question in respect of each Committee Report, "That the Report of the (name of the Committee) be adopted";
- (b) a Member may speak for a maximum of five minutes on each such Question and the Minister in reply may speak for a maximum of fifteen minutes;
- (c) those clauses and schedules of the Appropriation Bill and the Parliamentary Appropriation Bill not referred to an Estimates Committee shall be considered as one question, "That the remaining clauses and schedules of the Bill be agreed to".

(21) At the conclusion of proceedings in Committee of the Whole House, the Chairman shall report to the Speaker that the Committee has or has not adopted the Reports from the Estimates Committees.

(22) The times and dates for consideration of the Estimates by the Estimates Committees and Committee of the Whole be as set out in the Schedule 2 to this motion.

(23) The Committees have the power to sit during the sitting or any adjournment of the House.

(24) A message informing the Legislative Council of the terms of the resolution and requesting its nomination of five of its Members to participate on each Committee (of whom two shall be Government Members, two shall be Opposition Members and one shall be a non-Government Member nominated by the Leader of the Government) and requesting arrangements for the publication in the Questions and Answers Paper of the Legislative Council of supplementary information to Estimates Committees shall forthwith be transmitted to the Legislative Council.

SCHEDULE 1

**BUDGET ESTIMATES COMMITTEES -
MINISTERIAL PORTFOLIO ALLOCATIONS**

APPROPRIATION BILL REFERENCES

Estimate Committee No.	Items	Recurrent	Capital Items
1	<u>Legislature</u>		
	The Legislature - subject to a separate Appropriation Bill		
2	<u>Premier and Economic Development</u>		
	Cabinet Office	6.1.01	6.2.01
	Parliamentary Counsel's Office	6.1.02	6.2.02
	Premier's Department	6.1.03	6.2.03
	Independent Commission Against Corruption	6.1.04	6.2.04

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	Ombudsman's Office	6.1.05	...
	State Electoral Office	6.1.06	...
	Government Pricing Tribunal	6.1.07	...
4	<u>Agriculture and Fisheries</u>		
	Rural Assistance Authority	7.1.01	7.2.01
	Department of Agriculture	7.1.02	7.2.02
	New South Wales Fisheries	7.1.03	7.2.04
4	<u>Mines</u>		
	Department of Minerals Resources	7.1.04	7.2.03
	Coal Compensation Board	7.1.05	7.2.05
5	<u>Attorney General</u>		
	Attorney General's Department	8.1.01	8.2.01
	Judicial Commission	8.1.02	8.2.02
	Legal Aid Commission	8.1.03	...
	Office of the Director of Public Prosecutions	8.1.04	8.2.03
5	<u>Justice</u>		
	Department of Courts Administration	8.1.05	8.2.04
	Department of Corrective Services	8.1.06	8.2.05
	Office of Juvenile Justice	8.1.07	8.2.06
6	<u>Chief Secretary and Administrative Services</u>		
	Chief Secretary's Department	9.1.01	9.2.01
	Casino Control Authority	9.1.02	...
	Office of the Chief Secretary and Minister for Administrative Services	9.1.03	9.2.02
7	<u>Community Services</u>		
	Department of Community Services	10.1.01	10.2.01
	Social Policy Directorate	10.1.02	...
7	<u>Aboriginal Affairs</u>		
	Office of Aboriginal Affairs	10.1.03	...

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8	<u>Consumer Affairs</u>		
	Department of Consumer Affairs	11.1.01	11.2.01
	HomeFund Commissioner's Office	11.1.02	11.2.02
9	<u>Education, Training and Youth Affairs</u>		
	Ministry of Education and Youth Affairs	12.1.01	12.2.01
	Department of School Education	12.1.02	12.2.02
	New South Wales Technical and Further Education Commission	12.1.03	12.2.03
9	<u>Tourism</u>		
	Tourism Commission	12.1.04	...
15	<u>Local Government and Co-operatives</u>		
	Department of Local Government and Co-operatives	13.1.02	13.2.01
15	<u>Energy</u>		
	Office of Energy	13.1.01	...
10	<u>Environment</u>		
	Environment Protection Authority	14.1.01	14.2.01
	National Parks and Wildlife Service	14.1.02	14.2.02
	Royal Botanic Gardens and Domain Trust	14.1.03	14.2.03
	Urban Parks Agency	14.1.04	14.2.04
12	<u>Health</u>		
	Department of Health	15.1.01	15.2.01
13	<u>Industrial Relations and Employment</u>		
	Department of Industrial Relations, Employment, Training and Further Education	16.1.01	16.2.01
13	<u>Status of Women</u>		
	Ministry for the Status and Advancement of Women	16.1.02	16.2.02
16	<u>Land and Water Conservation</u>		
	Department of Conservation and Land Management	17.1.01	17.2.01
	Department of Water Resources	17.1.02	17.2.02

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11	<u>Multicultural and Ethnic Affairs</u>		
	Ethnic Affairs Commission	18.1.01	18.2.01
17	<u>Planning and Housing</u>		
	Department of Planning	19.1.01	19.2.01
	Homebush Bay Development Corporation	19.1.02	19.2.02
	Community Service Obligations to Other Government Bodies under the Control of the Minister	19.1.03	...
14	<u>Police and Emergency Services</u>		
	Ministry for Police and Emergency Services	20.1.01	...
	The Police Service of New South Wales	20.1.02	20.2.01
	New South Wales Crime Commission	20.1.03	20.2.02
	New South Wales Fire Brigades	20.1.04	...
	Department of Bush Fire Services	20.1.05	...
	State Emergency Services	20.1.06	20.2.03
18	<u>Public Works and Ports</u>		
	Office of the Minister for Public Works and Minister for Ports	21.1.01	...
21	<u>Small Business and Regional Development</u>		
	Department of Business and Regional Development	22.1.01	22.2.01
19	<u>Sport, Recreation and Racing</u>		
	Department of Sport, Recreation and Racing	23.1.01	23.2.01
20	<u>Transport</u>		
	Department of Transport	24.1.01	24.2.01
20	<u>Roads</u>		
	Roads and Traffic Authority	24.1.02	24.2.02
3	<u>Treasurer</u>		
	Treasury	25.1.01	25.2.01
	Crown Transactions	25.1.02	25.2.02
	Advance to the Treasurer	25.1.03	...

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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3 Arts

Ministry for the Arts	25.1.04	25.2.03
State Library	25.1.05	25.2.04
Australian Museum	25.1.06	25.2.05
Museum of Applied Arts and Sciences	25.1.07	25.2.06
Historic Houses Trust	25.1.08	25.2.07
Art Gallery of New South Wales	25.1.09	25.2.08
Archives Authority of New South Wales	25.1.10	25.2.09
New South Wales Film and Television Office	25.1.11	...

SCHEDULE 2

--- Monday, 18 October 1993 ---

COMMITTEE NO. 20

9.30 am - 12.30 pm Transport and Roads (Hon Bruce Baird, MP)

COMMITTEE NO. 17

9.30 am - 12.30 pm Planning and Housing (Hon Robert Webster, MLC)

COMMITTEE NO. 18

2.00 pm - 4.30 pm Public Works and Ports (Hon Ian Armstrong, MP)

COMMITTEE NO. 6

2.00 pm - 4.30 pm Chief Secretary and Minister for Administrative Services (Hon Anne Cohen, MP)

COMMITTEE NO. 8

7.00 pm - 9.00 pm Consumer Affairs (Hon Wendy Machin, MP)

COMMITTEE NO. 11

7.00 pm - 9.00 pm Multicultural and Ethnic Affairs (Hon Michael Photios, MP)

--- Tuesday, 19 October 1993 ---

COMMITTEE NO. 4

9.30 am - 12.30 pm Agriculture and Fisheries and Mines (Hon Ian Causley, MP)

COMMITTEE NO. 13

9.30 am - 12.30 pm Industrial Relations and Employment and Minister for Status of Women (Hon Kerry Chikarovski, MP)

COMMITTEE NO. 10

2.00 pm - 4.30 pm Environment (Hon Chris Hartcher, MP)

COMMITTEE NO. 7

2.00 pm - 4.30 pm Community Services and Aboriginal Affairs (Hon James Longley, MP)

COMMITTEE NO. 19

7.00 pm - 9.00 pm Sport, Recreation and Racing (Hon Chris Downy, MP)

COMMITTEE NO. 21

7.00 pm - 9.00 pm Small Business and Regional Development (Hon Raymond Chappell, MP)

--- Wednesday, 20 October 1993 ---**COMMITTEE NO. 9**

9.30 am - 12.30 pm Education, Training and Youth Affairs and Tourism (Hon Virginia Chadwick, MLC)

COMMITTEE NO. 14

9.30 am - 12.30 pm Police and Emergency Services (Hon Terry Griffiths, MP)

COMMITTEE NO. 2

2.00 pm - 4.30 pm Premier and Minister for Economic Development (Hon John Fahey, MP)

COMMITTEE NO. 3

2.00 pm - 4.30 pm Treasurer and Arts (Hon Peter Collins, MP)

COMMITTEE NO. 1

7.00 pm - 9.00 pm Legislature (Hon Kevin Rozzoli, MP and Hon Max Willis, MLC)

--- Thursday, 21 October 1993 ---**COMMITTEE NO. 5**

9.30 am - 12.30 pm Attorney General and Justice (Hon John Hannaford, MLC)

COMMITTEE NO. 12

9.30 am - 12.30 pm Health (Hon Ronald Phillips, MP)

COMMITTEE NO. 15

2.00 pm - 4.30 pm Energy and Local Government and Co-operatives (Hon Garry West, MP)

COMMITTEE NO. 16

2.00 pm - 4.30 pm Land and Water Conservation (Hon George Souris, MP)

Debate ensued.

Question put and passed.

It being 5.15 p.m. debate interrupted for private members' statements.

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24 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

25 MOTOR ACCIDENTS (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Hartcher, read a third time.

26 APPROPRIATION BILL

PARLIAMENTARY APPROPRIATION BILL

BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL

MOTOR VEHICLES TAXATION (AMENDMENT) BILL

ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Mount Druitt, Mr Amery, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Blue Mountains, Mr Morris, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Illawarra, Mr Rumble, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Bega, Mr Smith, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Keira, Mr Markham, be allowed to continue his speech for a further period of ten minutes.

Mr Phillips moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

27 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Rixon, Acting Speaker, reported messages from the Legislative Council returning the following bills without amendment:

16 September 1993

Endangered Fauna (Interim Protection) Amendment Bill
Registered Clubs (Management) Amendment Bill.

28 ADJOURNMENT

Mr Phillips moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.11 p.m., until Tuesday 12 October 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 31

TUESDAY 12 OCTOBER 1993

1 MESSAGES FROM THE GOVERNOR

Mr Speaker reported messages from His Excellency the Governor assenting to the following bills:

21 September 1993

New South Wales Lotteries (Amendment) Bill
Rail Safety Bill
Supply Bill

24 September 1993

Crimes (Common Nightwalkers) Amendment Bill
Endangered Fauna (Interim Protection) Amendment Bill
Homebush Bay Ministerial Corporation (Dissolution) Bill
Liquor (Taxation) Amendment Bill
Registered Clubs (Management) Amendment Bill
Registered Clubs (Taxation) Amendment Bill
Totalizator Legislation (Amendment) Bill.

2 DEATH OF IVAN CARLISLE BLACK, A FORMER MEMBER OF THE LEGISLATIVE ASSEMBLY

Mr Speaker informed the House of the death of Ivan Carlisle Black, a former member of the Legislative Assembly and that, on behalf of the House, he had extended to Mrs Black and family the deep sympathy of the members of the Legislative Assembly in the loss sustained.

Members and Officers of the House stood as a mark of respect.

3 DISCLOSURES BY MEMBERS

Mr Speaker laid upon the Table: Copy of the Register of Disclosures by Members of the Legislative Assembly being—

(a) Primary Returns as at 30 June 1993.

(b) Ordinary Returns as at 30 June 1993.

Ordered to be printed.

4 INDEPENDENT COMMISSION AGAINST CORRUPTION

Mr Speaker laid upon the Table the Report of the Independent Commission Against Corruption for the year ended 30 June 1993.

Ordered to be printed.

5 MINISTERIAL ANNOUNCEMENT

Mr Fahey informed the House that on 6 October 1993, His Excellency the Governor appointed the Honourable James Alan Longley, M.P., as Minister for the Ageing and the Honourable Wendy Susan Machin, M.P., as Minister assisting the Minister for Transport.

6 NOTICE OF MATTER FOR URGENT CONSIDERATION—SYDNEY FISH MARKETS

Mr Martin—Sydney Fish Markets.

7 QUESTIONS

PAPER

Mr Fahey (by leave), laid upon the Table of the House—

Letter to Mr Fahey from the Prime Minister, the Honourable P. Keating, M.P., concerning the South East Forests of New South Wales, dated 30 September 1993.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 October 1993

8 NOTICE OF MOTIONS

9 PAPERS

(1) Mr Fahey laid upon the Table—

Statistical Return for the By-election held in the Electoral District of The Hills on 28 August 1993.

(2) Mr Souris laid upon the Table—

Environmental Impact Statement Strategy Progress Report to Parliament under the Endangered Fauna (Interim Protection) Act, dated 30 September 1993.

(3) Mr West laid upon the Table—

Co-operatives Act 1992—Regulation (Co-operatives (General) Regulation 1993). (Gazette 49, 21 May 1993, page 2358.)

(4) Mrs Chikarovski laid upon the Table—

Report of the Industrial Registrar for 1992.

(5) Mr Hartcher laid upon the Table—

Report of the Law Reform Commission for the year ended 30 June 1992.

(6) Mr Griffiths laid upon the Table—

Report of the Bush Fire Council and the Bush Fire Co-ordinating Committee for the year ended 31 March 1993.

10 AUDITOR-GENERAL

The Clerk, pursuant to the Public Finance and Audit Act 1983, announced receipt of the following papers—

17 September 1993

Report of the Special Audit of the HomeFund Program by the Auditor-General's Office, dated September 1993.

28 September 1993

The Public Accounts for the year ended 30 June 1993.

30 September 1993

Auditor-General's Report for 1993, Volume 2.

11 PUBLIC ACCOUNTS COMMITTEE

The Clerk, pursuant to the Public Finance and Audit Act 1983, announced receipt of the following papers—

7 October 1993

Minutes of Evidence together with volumes 1 and 2 of the submissions taken before the Committee inquiry into School Student Transport Scheme.

Minutes of Evidence taken before the Committee inquiry into the Review of the Special Auditing Function of the Auditor-General's Office.

Minutes of Evidence together with the submissions taken before the Committee inquiry into Internal Audit in the New South Wales Public Sector.

12 REPORT RECEIVED BY THE CLERK

The Clerk, pursuant to the Annual Reports (Statutory Bodies) Act 1984, announced receipt of the following paper—

30 September 1993

Report of the M.I.A. Citrus Fruit Promotion Marketing Committee for the year ended 30 April 1993.

13 JOINT SELECT COMMITTEE UPON POLICE ADMINISTRATION

The Clerk, pursuant to a resolution of the House, announced receipt of the following report:

8 October 1993

Final Report of the Joint Select Committee upon Police Administration, Remaining Issues, dated 8 October 1993.

14 STATUTORY INSTRUMENTS—RECEIVED BY THE CLERK

The Clerk gave notice of the making of, and laid upon the Table, the following statutory instruments:

Fair Trading Act 1987—Regulation (Relating to dust masks and children's nightclothes). (Gazette 104, 24 September 1993, page 5902.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 October 1993

Fisheries and Oyster Farms Act 1935—

(a) Regulation (Relating to bait traps, the taking of salmon and trout and miscellaneous matters). (Gazette 106, 1 October 1993, page 6058.)

(b) Regulation (Relating to qualifications for voting and for members of the NSW Commercial Fishing Advisory Council). (Gazette 102, 17 September 1993, page 5794.)

(c) Regulation (Relating to the use by licensed fishermen of spears, spearguns and similar devices). (Gazette 104, 24 September 1993, page 5905.)

(d) Regulation (Relating to the prescribed methods of taking yabby, squirt worms and other intertidal invertebrates). (Gazette 104, 24 September 1993, page 5906.)

(e) Regulation (Relating to the cleanliness of containers, boats and vehicles). (Gazette 104, 24 September 1993, page 5907.)

Land and Environment Court Act 1979—Land and Environment Court Act Rules (Amendment No. 7) 1993. (Gazette 106, 1 October 1993, page 6106.)

Motor Accidents Act 1988—Regulation (Relating to the application of the Transport Accidents Compensation Fund for the payment of money to the Consolidated Fund) (Gazette 104, 24 September 1993, page 5908.)

Prisons Act 1952—

(a) Regulation (Relating to State-wide bans on visiting prisons). (Gazette 104, 24 September 1993, page 5909.)

(b) Regulation (Relating to the reporting of misconduct by prison officers). (Gazette 104, 24 September 1993, page 5910.)

Public Finance and Audit Act 1983—Regulation (Relating to the audit of the Office of the Minister for Public Works and Minister for Ports). (Gazette 104, 24 September 1993, page 5912.)

Rural Lands Protection Act 1989—Regulation (Relating to the election of directors of rural lands protection boards and the display of combined stock warning signs). (Gazette 106, 1 October 1993, page 6060.)

Supreme Court Act 1970—Rule (Amendment No. 279 of Supreme Court Rules 1970). (Gazette 104, 24 September 1993, page 6025.)

Technical and Further Education Commission Act 1990—Regulation (Technical and Further Education Commission (Savings and Transitional) Regulation 1993). (Gazette 106, 1 October 1993, page 6062.)

Workers Compensation Act 1987—Regulation (Relating to weekly wage rates for certain incapacitated workers). (Gazette 104, 24 September 1993, page 5913.)

15 LEAVE OF ABSENCE

Ordered, on motion of Mr Beckroge, That leave of absence for the present session be granted to Richard Sanderson Amery, member for Mount Druitt, on account of absence from the State.

16 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr McManus—from certain citizens requesting the continuation of the current levels of service at Coledale, Bulli and Port Kembla Hospitals.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr Rumble—from certain citizens requesting that the Berkley police station be staffed on a 24 hour basis.

Mr Bowman, Mr Face, Mr Martin, Mr Mills and Mr Price—from certain citizens opposing the proposed police service rotational transfer policy.

Mr Hartcher—from certain citizens requesting nude bathing at Reef Beach.

Mr Smith—from certain citizens requesting that Deua National Park not be declared a wilderness area.

Mr Bowman—from certain citizens requesting legislation be introduced to ensure the minimisation of waste in New South Wales.

Mr Blackmore—from certain citizens requesting that the Williams River be dammed at the Johnsons Creek site and not the Tillegra Dam site.

17 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 October 1993

18 QUESTIONS UPON NOTICE—UNANSWERED

Mr Speaker drew the attention of the House to Question upon Notice (No. 1012) not answered within 15 sitting days and called on the responsible Minister to explain the non-compliance with Sessional Orders.

19 JOINT STANDING COMMITTEE ON ROAD SAFETY

Mr Hazzard brought up and laid upon the Table the Twentieth Report of the Joint Standing Committee on Road Safety concerning Alcohol and Other Drugs on New South Wales Roads - Part II - Offences, Penalties and the Management and Rehabilitation of Convicted Drivers, dated October 1993.

Ordered to be printed.

Mr Hazzard also brought up and laid upon the Table the Minutes of Evidence taken before the Committee.

Mr Hazzard moved, That the House take note of the Report.

Ordered by Mr Speaker, That the resumption of the debate stand an Order of the Day for tomorrow.

20 MATTER FOR URGENT CONSIDERATION—SYDNEY FISH MARKETS

Mr Martin moved, pursuant to notice, That this "House":

(1) "Condemns the Minister for Agriculture for his comments which have destabilised the fishing industry and" calls upon the Government to immediately cease moves to privatise the Sydney Fish Markets; and

(2) Calls upon the Minister to commence negotiations with all sections of the fishing industry including the fish merchants, the Fish Co-ops and the Regional Fishermen's Advisory Council to ensure the proper and adequate distribution of fish caught in NSW.

Debate ensued.

Upon which Mr Jeffery moved, That the question be amended by omitting all words after the word "House" with a view to inserting instead the words "supports the transfer of the Sydney Fish Markets business to the fishing industry, in full consultation with that industry."

Question proposed—That the amendment be agreed to.

Upon which Mr Hatton (by leave) further moved, That should Mr Jeffery's amendment be negatived the original motion be amended by leaving out the following words "Condemns the Minister for Agriculture for his comments which have destabilised the fishing industry and".

PAPER

Mr Causley (by leave) laid upon the Table—

Summary of Recommendations of the CFAC Marketing Committee, dated 6 May 1991.

Question—That the amendment of Mr Jeffery be agreed to—put and negatived.

Question—That the amendment of Mr Hatton be agreed to—put and passed.

Question —That this House:

(1) Calls upon the Government to immediately cease moves to privatise the Sydney Fish Markets; and

(2) Calls upon the Minister to commence negotiations with all sections of the fishing industry including the fish merchants, the Fish Co-ops and the Regional Fishermen's Advisory Council to ensure the proper and adequate distribution of fish caught in NSW—put and passed.

21 MATTER OF PUBLIC IMPORTANCE—ECONOMIC RELIEF FOR FARMERS

Mr Speaker having previously informed the House of receipt of a notice of a matter of public importance—

Mr Clough moved, That this House notes as a matter of public importance the attitude of banking and lending institutions to the plight of New South Wales farmers struggling under extreme debt provisions and the need for government relief.

Debate ensued.

Question put and passed.

22 MESSAGE TO THE LEGISLATIVE COUNCIL ESTIMATES COMMITTEES

Ordered, on motion of Mr West, That, further to the resolution passed by this House on 16 September 1993 concerning the appointment of the Estimates Committees, the following message be sent to the Legislative Council:

Mr PRESIDENT—

The Legislative Assembly requests that the Legislative Council take this message in consideration together with the Assembly message, dated 16 September 1993, concerning the appointment of the Estimates Committees and concur to the following amendments:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 October 1993

- in paragraph (12) omitting the word "five" and inserting instead "three"; and
- omitting paragraph (14) and consequentially renumbering the remaining paragraphs.

Legislative Assembly
12 October 1993

K. R. ROZZOLI
Speaker

23 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

Ordered, on motion of Mr West (by leave), That the reporting date for the Joint Select Committee upon the Sydney Water Board be extended until 18 November 1993.

24 REGULATION REVIEW COMMITTEE

Ordered, on motion of Mr West (by leave),

(1) That, pursuant to section 6(1) and (2) of the Regulation Review Act 1987, Jeremy Stirton Prevost Kinross be appointed to serve on the Regulation Review Committee.

(2) That a message be sent acquainting the Legislative Council of the resolution.

25 COMMITTEE ON THE OFFICE OF THE OMBUDSMAN

Ordered, on motion of Mr West (by leave),

(1) That John Harcourt Turner be discharged from attendance upon the Committee on the Office of the Ombudsman and that Andrew Raymond Gordon Fraser be appointed to serve on such Committee.

(2) That a message be sent acquainting the Legislative Council of the resolution.

26 LEAVE OF ABSENCE

Ordered, on motion of Mr Kerr, That leave of absence for the present session be granted to Barry John Morris, member for Blue Mountains, and Albert John Schultz, member for Burrinjuck, on account of absence from the State.

27 APPROPRIATION BILL

PARLIAMENTARY APPROPRIATION BILL

BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL

MOTOR VEHICLES TAXATION (AMENDMENT) BILL

ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Murrumbidgee, Mr Cruickshank, be allowed to continue his speech for a further period of ten minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

28 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

29 APPROPRIATION BILL PARLIAMENTARY APPROPRIATION BILL BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL MOTOR VEHICLES TAXATION (AMENDMENT) BILL ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

Debate ensued.

Ordered, That the honourable member for Blacktown, Ms Allan, be allowed to continue her speech for a further period of ten minutes.

Ordered, That the honourable member for The Hills, Mr Richardson, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Waratah, Mr Price, be allowed to continue his speech for a further period of ten minutes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 October 1993

Ordered, That the honourable member for Davidson, Mr Humpherson, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Maitland, Mr Blackmore, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for East Hills, Mr Rogan, be allowed to continue his speech for a further period of ten minutes.

Mr Kerr moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

30 ADJOURNMENT

Mr Hartcher moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.41 p.m., until tomorrow, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 32

WEDNESDAY 13 OCTOBER 1993

1 OMBUDSMAN REPORT

Mr Speaker laid upon the Table the Special Report to Parliament under section 31 of the Ombudsman Act 1974 entitled the Neary/SRA Report, dated 12 October 1993.

Ordered to be printed.

2 NOTICE OF MATTER FOR URGENT CONSIDERATION—OMBUDSMAN'S REPORT

Mr Langton—Ombudsman's Report on Neary/SRA.

3 QUESTIONS

PAPER

Mr Armstrong (by leave), laid upon the Table—

Homebush Bay Information and Update Package from the Property Services Group entitled "A renewed environment comes to life".

PAPER

Mr Fahey (by leave), laid upon the Table—

Report of the IOC Enquiry Commission for the Games of the XXVII Olympiad 2000.

Budget - Olympic Games Year 2000 - Cabinet Submission by Sydney Olympics 2000 Bid Limited.

Sydney Olympic Candidature Financial Plan for the Staging of the 2000 Olympic Games in Sydney, dated February 1993.

PAPER

Mr Collins (by leave), laid upon the Table—

State Budget - Net Impact of Olympics 2000 Bid and Homebush 2000.

4 NOTICES OF MOTIONS**5 PETITIONS**

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Jeffery, Mr Newman, Mr Small and Mr Smith—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr McBride—from certain citizens requesting renovations to Gosford railway station.

Mr Bowman and Mr Gaudry—from certain citizens requesting that the railway line between Civic Station and Newcastle Station not be closed.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Richardson—from certain citizens praying for the full enforcement of the Disorderly Houses Act.

Mr Thompson—from certain citizens opposing any sale or re-zoning of Brighton Memorial playing fields.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 October 1993

Dr Refshauge—from certain citizens opposing the privatisation of Camden District Hospital.

Mr Harrison and Mr McManus—from certain citizens opposing the sale of David Berry Hospital.

Mr Gaudry—from certain citizens concerning the waiting lists in public hospitals.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr Rumble and Mr Sullivan—from certain citizens requesting that the Berkley police station be staffed on a 24 hour basis.

Mr Face, Mr Gaudry and Mr Mills—from certain citizens opposing the proposed Police Service rotational transfer policy.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

6 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

7 PAPER

Mr Hartcher (by leave), laid upon the Table—

Report of the Environment Protection Authority concerning the State of the Environment 1993, dated October 1993.

8 MATTER FOR URGENT CONSIDERATION—OMBUDSMAN'S REPORT

Mr Langton moved, pursuant to notice, That this House:

(1) notes the Ombudsman's Report on Railway Signalling tabled today;

"(2) censures the Minister for Transport for failing to ensure the safe operations of the SRA signalling system;"

"(3) condemns the Minister's continued victimisation of former SRA engineer Mr Vincent Neary;"

(4) calls upon the Minister to immediately hold a public inquiry into all issues raised in the Ombudsman's Report; and

"(5) calls upon the Minister to order the reinstatement of Mr Neary to the SRA with all due entitlements."

Upon which Mr Baird moved, That the question be amended by omitting paragraphs 2, 3 and 5.

Question proposed—That the amendment be agreed to.

Debate ensued.

Mr Hatton moved another amendment, That should Mr Baird's amendment be agreed to the amended question be further amended by the inclusion of the following paragraph:

"(3) Calls upon the Minister to appoint an independent Queen's Counsel, satisfactory to the Director-General of Transport and Mr Neary to Chair the Inquiry; that the terms of reference be such as would allow Mr Neary to properly present his case and that Mr Neary be afforded adequate legal and technical representation."

Question put—That the amendment of Mr Baird be agreed to.

The House divided.

Ayes 47

Mr Armstrong	Mr Hazzard	Mr Rixon
Mr Baird	Mr Humpherson	Mr Schipp
Mr Beck	Dr Kernohan	Mr Small
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Dr Macdonald	Mr Souris
Mrs Chikarovski	Ms Machin	Mr Tink
Mr Cochran	Mr Merton	Mr Turner
Mrs Cohen	Ms Moore	Mr West
Mr Collins	Mr Murray	Mr Windsor
Mr Cruickshank	Mr O'Doherty	Mr Yabsley
Mr Downy	Mr D. L. Page	
Mr Fraser	Mr Peacocke	
Mr Glachan	Mr Petch	Tellers
Mr Griffiths	Mr Phillips	
Mr Hartcher	Mr Photios	Mr Jeffery
Mr Hatton	Mr Richardson	Mr Kerr

Noes 43

Ms Allan	Mr Knowles	Dr Refshauge
Mr Anderson	Mr Langton	Mr Rogan
Mr Aquilina	Mrs Lo Po'	Mr Rumble
Mr A. S. Aquilina	Mr McBride	Mr Scully
Mr Bowman	Mr McManus	Mr Shedden
Mr Clough	Mr Markham	Mr Sullivan
Mr Crittenden	Mr Martin	Mr Thompson
Mr Face	Mr Mills	Mr Whelan
Mr Gaudry	Mr Moss	Mr Yeadon
Mr Gibson	Mr J. H. Murray	
Mrs Grusovin	Mr Nagle	
Mr Harrison	Mr Neilly	Tellers
Mr Hunter	Mr Newman	
Mr Iemma	Ms Nori	
Mr Irwin	Mr Page	Mr Beckroge
Mr Knight	Mr Price	Mr Davoren

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 October 1993

Pairs

Mr Fahey	Mr Amery
Mr Morris	Mr Carr
Mr Schultz	Mr Doyle
Mr Zammit	Mr Ziolkowski

And so it was resolved in the affirmative.

Question put—That the amendment of Mr Hatton be agreed to.

The House divided.

Ayes 45

Ms Allan	Mr Knight	Mr Page
Mr Anderson	Mr Knowles	Mr Price
Mr Aquilina	Mr Langton	Dr Refshauge
Mr A. S. Aquilina	Mrs Lo Po'	Mr Rogan
Mr Bowman	Mr McBride	Mr Rumble
Mr Clough	Mr McManus	Mr Scully
Mr Crittenden	Dr Macdonald	Mr Shedden
Mr Face	Mr Markham	Mr Sullivan
Mr Gaudry	Mr Martin	Mr Thompson
Mr Gibson	Mr Mills	Mr Whelan
Mrs Grusovin	Mr Moss	Mr Yeadon
Mr Harrison	Mr J. H. Murray	
Mr Hatton	Mr Nagle	Tellers
Mr Hunter	Mr Neilly	
Mr Iemma	Mr Newman	Mr Beckroge
Mr Irwin	Ms Nori	Mr Davoren

Noes 45

Mr Armstrong	Mr Hazzard	Mr Rixon
Mr Baird	Mr Humpherson	Mr Schipp
Mr Beck	Dr Kernohan	Mr Small
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Ms Machin	Mr Souris
Mrs Chikarovski	Mr Merton	Mr Tink
Mr Cochran	Ms Moore	Mr Turner
Mrs Cohen	Mr Murray	Mr West
Mr Collins	Mr O'Doherty	Mr Windsor
Mr Cruickshank	Mr D. L. Page	Mr Yabsley
Mr Downy	Mr Peacocke	
Mr Fraser	Mr Petch	Tellers
Mr Glachan	Mr Phillips	
Mr Griffiths	Mr Photios	Mr Jeffery
Mr Hartcher	Mr Richardson	Mr Kerr

Pairs

Mr Amery	Mr Fahey
Mr Carr	Mr Morris
Mr Doyle	Mr Schultz
Mr Ziolkowski	Mr Zammit

And the numbers being equal, Mr Speaker gave his casting vote with the "Noes" and declared the Question to have been passed in the negative.

Question—That this House:

- (1) notes the Ombudsman's Report on Railway Signalling tabled today;
- (2) calls upon the Minister to immediately hold a public inquiry into all issues raised in the Ombudsman's Report—put and passed.

9 COMMITTEE ON THE OFFICE OF THE OMBUDSMAN

Ordered, on motion of Mr West (by leave),

- (1) That Barry John Morris be discharged from attendance upon the Committee on the Office of the Ombudsman and that Andrew Humpherson be appointed to serve on such committee.
- (2) That a message be sent acquainting the Legislative Council of the resolution.

10 APPROPRIATION BILL

PARLIAMENTARY APPROPRIATION BILL
BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL
MOTOR VEHICLES TAXATION (AMENDMENT) BILL
ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Wallsend, Mr Mills, be allowed to continue his speech for a further period of ten minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

11 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 October 1993

12 JOINT STANDING COMMITTEE UPON ROAD SAFETY

Mr Hazzard, Acting Speaker, reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council desires to inform the Legislative Assembly that it has this day agreed to the following resolution:

That Mrs Forsythe be discharged from the Joint Standing Committee Upon Road Safety and that Mr Pickering be appointed as a Member of such Committee.

Legislative Council
13 October 1993

M. F. WILLIS
President

13 APPROPRIATION BILL

PARLIAMENTARY APPROPRIATION BILL

BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL

MOTOR VEHICLES TAXATION (AMENDMENT) BILL

ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

Debate ensued.

Ordered, That the honourable member for South Coast, Mr Hatton, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Tamworth, Mr Windsor, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Cronulla, Mr Kerr, be allowed to continue his speech for a further period of ten minutes.

Mrs Lo Po' moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

14 ADJOURNMENT

Mr Collins moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.44 p.m., until tomorrow, at 9.00 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**
No. 33

THURSDAY 14 OCTOBER 1993

1 ESTIMATES COMMITTEES

Mr Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council desires to inform the Legislative Assembly that, having taken into consideration the Assembly's Messages of 16 September 1993 and 12 October 1993, it has this day agreed to the following resolution:

That:

- (1) The following Estimates Committees be appointed:
 - (a) The Legislature Estimates Committee;
 - (b) Premier and Economic Development Estimates Committee;
 - (c) Treasury and Arts Estimates Committee;
 - (d) Agriculture and Fisheries and Mines Estimates Committee;
 - (e) Attorney General and Justice Estimates Committee;
 - (f) Chief Secretary and Administrative Services Estimates Committee;

- (g) Community Services and Aboriginal Affairs Estimates Committee;
- (h) Consumer Affairs Estimates Committee;
- (i) Education and Youth Affairs and Tourism Estimates Committee;
- (j) Environment Estimates Committee;
- (k) Multicultural and Ethnic Affairs Estimates Committee;
- (l) Health Estimates Committee;
- (m) Industrial Relations and Employment and Status of Women Estimates Committee;
- (n) Police and Emergency Services Estimates Committee;
- (o) Energy and Local Government and Co-Operatives Estimates Committee;
- (p) Land and Water Conservation Estimates Committee;
- (q) Planning and Housing Estimates Committee;
- (r) Public Works and Ports Estimates Committee;
- (s) Sport, Recreation and Racing Estimates Committee;
- (t) Transport and Roads Estimate Committee; and
- (u) Small Business and Regional Development Estimates Committee;

(2) The following Members be appointed to the Estimates Committees:

- (a) The Legislature Estimates Committee;

Government Members - Mrs Evans and Mr Ryan
Opposition Members - Mr Johnson and Mr O'Grady
Non-Government Member - Revd Mr Nile

- (b) Premier and Economic Development Estimates Committee;

Government Members - Mr Jobling and Dr Pezzutti
Opposition Members - Dr Burgmann and Mr Egan
Non-Government Member - Revd Mr Nile

- (c) Treasury and Arts Estimates Committee;

Government Members - Dr Goldsmith and Mr Samios
Opposition Members - Mrs Symonds and Mrs Walker
Non-Government Member - Mr Jones

- (d) Agriculture and Fisheries and Mines Estimates Committee;

Government Members - Mr Bull and Mr Coleman
Opposition Members - Mr Kaldis and Mr Obeid
Non-Government Member - Mr Jones

- (e) Attorney-General and Justice Estimates Committee;

Government Members - Miss Gardiner and Mr Mutch
Opposition Members - Mr Dyer and Mrs Symonds
Non-Government Member - Revd Mr Nile

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- (f) Chief Secretary and Administrative Services Estimates Committee;
Government Members - Mrs Sham-Ho and Mr Smith
Opposition Members - Mr Johnson and Mr Manson
Non-Government Member - Revd Mr Nile
- (g) Community Services and Aboriginal Affairs Estimates Committee;
Government Members - Mr Coleman and Mrs Sham-Ho
Opposition Members - Mr Dyer and Mrs Symonds
Non-Government Member - Ms Kirkby
- (h) Consumer Affairs Estimates Committee;
Government Members - Mr Bull and Miss Gardiner
Opposition Members - Ms Burnswoods and Mr Johnson
Non-Government Member - Mrs Nile
- (i) Education and Youth Affairs and Tourism Estimates Committee;
Government Members - Mr Moppett and Mr Ryan
Opposition Members - Mrs Arena and Mr Vaughan
Non-Government Member - Revd Mr Nile
- (j) Environment Estimates Committee;
Government Members - Mr Ryan and Mr Samios
Opposition Members - Ms Burnswoods and Mrs Kite
Non-Government Member - Mr Jones
- (k) Multicultural and Ethnic Affairs Estimates Committee;
Government Members - Mr Samios and Mrs Sham-Ho
Opposition Members - Mrs Arena and Mr Kaldis
Non-Government Member - Revd Mr Nile
- (l) Health Estimates Committee;
Government Members - Mrs Evans and Dr Pezzutti
Opposition Members - Mrs Arena and Mrs Isaksen
Non-Government Member - Ms Kirkby
- (m) Industrial Relations and Employment and Status of Women Estimates Committee;
Government Members - Mrs Forsythe and Miss Gardiner
Opposition Members - Dr Burgmann and Mr Shaw
Non-Government Member - Ms Kirkby

- (n) Police and Emergency Services Estimates Committee;
- Government Members - Mr Gay and Mr Mutch
Opposition Members - Mr O'Grady and Mrs Walker
Non-Government Member - Ms Kirkby
- (o) Energy and Local Government and Co-operative Estimates Committee;
- Government Members - Mr Bull and Mr Jobling
Opposition Members - Mrs Kite and Mr Shaw
Non-Government Member - Revd Mr Nile
- (p) Land and Water Conservation Estimates Committee;
- Government Members - Dr Goldsmith and Mr Moppett
Opposition Members - Dr Burgmann and Mr Egan
Non-Government Member - Mr Jones
- (q) Planning and Housing Estimates Committee;
- Government Members - Mrs Forsythe and Mr Gay
Opposition Members - Mr Macdonald and Mr Obeid
Non-Government Member - Mr Jones
- (r) Public Works and Ports Estimates Committee;
- Government Members - Mr Moppett and Mr Pickering
Opposition Members - Mr Enderbury and Mr Macdonald
Non-Government Member - Mrs Nile
- (s) Sport, Recreation and Racing Estimates Committee;
- Government Members - Mrs Forsythe and Mr Smith
Opposition Members - Mr Enderbury and Mr Manson
Non-Government Member - Revd Mr Nile
- (t) Transport and Roads Estimates Committee;
- Government Members - Mr Coleman and Dr Goldsmith
Opposition Members - Mrs Isaksen and Mrs Walker
Non-Government Member - Ms Kirkby
- (u) Small Business and Regional Development Estimates Committee;
- Government Members - Mr Mutch and Dr Pezzutti
Opposition Members - Mr Macdonald and Mr Vaughan
Non-Government Member - Mr Jones

The Leader of the Government, the Leader of the Opposition, the Leader of the Australian Democrats and the Leader of the Call to Australia Group may nominate in writing to the

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Committee Chairman prior to a Committee meeting an alternative Member of the Legislative Council to represent an appointed Member, if that Member is unavailable to attend the meeting.

(3) The clauses and items of the Appropriation Bill and the Parliamentary Appropriation Bill set out in Schedule 1 to this motion be referred to the Estimates Committees as set out in that Schedule.

(4) The Committees shall have power to send for and examine persons, papers, records and things and to report from time to time.

(5) The quorum of an Estimates Committee shall be eight Members provided that the Committees meet as Joint Committees at all times.

(6) The Chairman of an Estimates Committee shall exercise a deliberative vote and, in the event of an equality of votes, a casting vote.

(7) A Chairman may from time to time appoint another Member to act as Deputy Chairman and the Member so appointed shall act as Chairman when the Chairman is not present at a meeting of the Committee.

In the event of absence of both the Chairman and the Deputy Chairman, a Member of the Committee shall be elected by the Members present to act as Chairman for that meeting.

(8) The proceedings of the Committees shall be open to the public unless otherwise ordered by the Committees.

(9) The Clerk of the Legislative Assembly shall arrange the places for meetings of the Committees and to notify, formally, the Members of the Committees of the times and places for said meetings.

(10) The Chairmen of the Estimates Committees be as follows:

The Legislature Estimates Committee - Mr Jeffery

Premier and Economic Development Estimates Committee - Mr Yabsley

Treasury and Arts Estimates Committee - Mr Zammit

Agriculture and Fisheries and Mines Estimates Committee - Mr Small

Attorney General and Justice Estimates Committee - Mr Kerr

Chief Secretary and Administrative Services Estimates Committee - Mr Kinross

Community Services and Aboriginal Affairs Estimates Committee - Mr Rixon

Consumer Affairs Estimates Committee - Mr Bull

Education and Youth Affairs and Tourism Estimates Committee - Mr O'Doherty

Environment Estimates Committee - Mr Ryan

Multicultural and Ethnic Affairs Estimates Committee - Mr Samios

Health Estimates Committee - Mr Glachan

Industrial Relations and Employment and Status of Women Estimates Committee - Mrs Forsythe

Police and Emergency Services Estimates Committee - Mr Mutch

Energy and Local Government and Co-Operatives Estimates Committee - Mr Turner

Land and Water Conservation Estimates Committee - Mr Cochran

Planning and Housing Estimates Committee - Mr D L Page

Public Works and Ports Estimates Committee - Mr Beck

Sport, Recreation and Racing Estimates Committee - Mr Petch

Transport and Roads Estimates Committee - Mr Merton

Small Business and Regional Development Estimates Committee - Mr Fraser

(11) In an Estimates Committee

- (a) the responsible Minister shall be present at all times;
- (b) the Chairman shall call over the estimates for each ministry and declare the proposed expenditure open for examination;
- (c) the question shall be proposed for each organisational unit "That the Vote be recommended";
- (d) the proceedings of a Committee shall be recorded by Hansard;
- (e) the Clerk shall prepare minutes of meetings which shall be signed by the Clerk and the Chairman.

(12) During the conduct of the Estimates Committees questions be limited to a maximum of one minute and replies be limited to a maximum of three minutes.

(13) When each area of estimates in the first Schedule is commenced the period set aside shall be equally apportioned between Government and non-Government members. The Chairman of the Committee shall permit non-Government members to question the Minister for the first twenty minutes: Government Members for the next twenty minutes and so on in rotation until the expiration of the allocated time.

(14) Advisers who are present at an Estimates Committee to assist Ministers and the Presiding Officers (in the case of the Estimates of the Legislature) may address a Committee or answer questions if referred to them by a Minister or the Presiding Officers as the case may be.

(15) The proceedings of a Committee shall be regarded as proceedings of the Parliament.

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(16) The Report of each Estimates Committee shall state whether the votes of each organisational unit in the Estimates and the corresponding clauses and schedules in the Appropriation Bill are recommended or otherwise.

The failure of an Estimates Committee to report on any part of the votes shall be deemed to be a report recommending the proposed expenditure.

(17) Upon conclusion of its deliberations and after the question on the second reading of the Appropriation Bill and the Parliamentary Appropriation Bill has been agreed to, a Member deputed by the Chairman of each Estimates Committee, shall present the Committee's Report to the President in the House.

The Reports shall be set down for consideration in Committee of the Whole House on the Appropriation Bill and the Parliamentary Appropriation Bill respectively.

Consideration of a Report in the Committee of the Whole House shall be deemed to be consideration of those clauses and schedules of the Appropriation Bill and the Parliamentary Appropriation Bill referred to that Estimates Committee.

(18) Notwithstanding anything to the contrary contained in the Standing or Sessional Orders, Ministers may indicate to Estimates Committees that information supplementary to a response given to the Estimates Committee in reply to a question asked by a member of that Committee may be lodged with the Clerk of the Parliaments. Such information shall be regarded as part of the proceedings of the Parliament (and published as an annexure to the Questions and Answers Paper of the Legislative Council). Answers to questions taken on notice are to be answered by 16 November, 1993.

Procedure in Committee of the Whole House

(19) In a Committee of the Whole House:

- (a) the Chairman shall put the Question in respect of each Committee Report, "That the Report of the (name of the Committee) be adopted"; and
- (b) those clauses and schedules of the Appropriation Bill and the Parliamentary Appropriation Bill not referred to an Estimates Committee shall be considered as one Question, "That the remaining clauses and schedules of the Bills be agreed to".

(20) At the conclusion of proceedings in Committee of the Whole, the Chairman shall report to the President that the Committee has or has not adopted the Reports from the Estimates Committees.

(21) The times and dates for consideration of the estimates by the Estimates Committees and Committee of the Whole be as set out in the Schedule 2 to this Motion.

(22) The Committees have the power to sit during the sitting or any adjournment of the House.

SCHEDULE 1

**BUDGET ESTIMATES COMMITTEES -
MINISTERIAL PORTFOLIO ALLOCATIONS**

APPROPRIATION BILL REFERENCES

Estimate Committee No.		Recurrent Items	Capital Items
1	<u>Legislature</u>		
	The Legislature - subject to a separate Appropriation Bill		
2	<u>Premier and Economic Development</u>		
	Cabinet Office	6.1.01	6.2.01
	Parliamentary Counsel's Office	6.1.02	6.2.02
	Premier's Department	6.1.03	6.2.03
	Independent Commission Against Corruption	6.1.04	6.2.04
	Ombudsman's Office	6.1.05	...
	State Electoral Office	6.1.06	...
	Government Pricing Tribunal	6.1.07	...
4	<u>Agriculture and Fisheries</u>		
	Rural Assistance Authority	7.1.01	7.2.01
	Department of Agriculture	7.1.02	7.2.02
	New South Wales Fisheries	7.1.03	7.2.04
4	<u>Mines</u>		
	Department of Minerals Resources	7.1.04	7.2.03
	Coal Compensation Board	7.1.05	7.2.05
5	<u>Attorney General</u>		
	Attorney General's Department	8.1.01	8.2.01
	Judicial Commission	8.1.02	8.2.02
	Legal Aid Commission	8.1.03	...
	Office of the Director of Public Prosecutions	8.1.04	8.2.03
5	<u>Justice</u>		
	Department of Courts Administration	8.1.05	8.2.04
	Department of Corrective Services	8.1.06	8.2.05
	Office of Juvenile Justice	8.1.07	8.2.06
6	<u>Chief Secretary and Administrative Services</u>		
	Chief Secretary's Department	9.1.01	9.2.01

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	Casino Control Authority	9.1.02	...
	Office of the Chief Secretary and Minister for Administrative Services	9.1.03	9.2.02
7	<u>Community Services</u>		
	Department of Community Services	10.1.01	10.2.01
	Social Policy Directorate	10.1.02	...
7	<u>Aboriginal Affairs</u>		
	Office of Aboriginal Affairs	10.1.03	...
8	<u>Consumer Affairs</u>		
	Department of Consumer Affairs	11.1.01	11.2.01
	HomeFund Commissioner's Office	11.1.02	11.2.02
9	<u>Education, Training and Youth Affairs</u>		
	Ministry of Education and Youth Affairs	12.1.01	12.2.01
	Department of School Education	12.1.02	12.2.02
	New South Wales Technical and Further Education Commission	12.1.03	12.2.03
9	<u>Tourism</u>		
	Tourism Commission	12.1.04	...
15	<u>Local Government and Co-operatives</u>		
	Department of Local Government and Co-operatives	13.1.02	13.2.01
15	<u>Energy</u>		
	Office of Energy	13.1.01	...
10	<u>Environment</u>		
	Environment Protection Authority	14.1.01	14.2.01
	National Parks and Wildlife Service	14.1.02	14.2.02
	Royal Botanic Gardens and Domain Trust	14.1.03	14.2.03
	Urban Parks Agency	14.1.04	14.2.04
12	<u>Health</u>		
	Department of Health	15.1.01	15.2.01

13	<u>Industrial Relations and Employment</u>		
	Department of Industrial Relations, Employment, Training and Further Education	16.1.01	16.2.01
13	<u>Status of Women</u>		
	Ministry for the Status and Advancement of Women	16.1.02	16.2.02
16	<u>Land and Water Conservation</u>		
	Department of Conservation and Land Management	17.1.01	17.2.01
	Department of Water Resources	17.1.02	17.2.02
11	<u>Multicultural and Ethnic Affairs</u>		
	Ethnic Affairs Commission	18.1.01	18.2.01
17	<u>Planning and Housing</u>		
	Department of Planning	19.1.01	19.2.01
	Homebush Bay Development Corporation	19.1.02	19.2.02
	Community Service Obligations to Other Government Bodies under the Control of the Minister	19.1.03	...
14	<u>Police and Emergency Services</u>		
	Ministry for Police and Emergency Services	20.1.01	...
	The Police Service of New South Wales	20.1.02	20.2.01
	New South Wales Crime Commission	20.1.03	20.2.02
	New South Wales Fire Brigades	20.1.04	...
	Department of Bush Fire Services	20.1.05	...
	State Emergency Services	20.1.06	20.2.03
18	<u>Public Works and Ports</u>		
	Office of the Minister for Public Works and Minister for Ports	21.1.01	...
21	<u>Small Business and Regional Development</u>		
	Department of Business and Regional Development	22.1.01	22.2.01
19	<u>Sport, Recreation and Racing</u>		
	Department of Sport, Recreation and Racing	23.1.01	23.2.01
20	<u>Transport</u>		
	Department of Transport	24.1.01	24.2.01

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20	<u>Roads</u>		
	Roads and Traffic Authority	24.1.02	24.2.02
3	<u>Treasurer</u>		
	Treasury	25.1.01	25.2.01
	Crown Transactions	25.1.02	25.2.02
	Advance to the Treasurer	25.1.03	...
3	<u>Arts</u>		
	Ministry for the Arts	25.1.04	25.2.03
	State Library	25.1.05	25.2.04
	Australian Museum	25.1.06	25.2.05
	Museum of Applied Arts and Sciences	25.1.07	25.2.06
	Historic Houses Trust	25.1.08	25.2.07
	Art Gallery of New South Wales	25.1.09	25.2.08
	Archives Authority of New South Wales	25.1.10	25.2.09
	New South Wales Film and Television Office	25.1.11	...

SCHEDULE 2

— Monday, 18 October 1993 —

COMMITTEE NO. 20

9.30 am - 12.30 pm Transport and Roads (Hon Bruce Baird, MP)

COMMITTEE NO. 17

9.30 am - 12.30 pm Planning and Housing (Hon Robert Webster, MLC)

COMMITTEE NO. 18

2.00 pm - 4.30 pm Public Works and Ports (Hon Ian Armstrong, MP)

COMMITTEE NO. 6

2.00 pm - 4.30 pm Chief Secretary and Administrative Services
(Hon Anne Cohen, MP)

COMMITTEE NO. 8

7.00 pm - 9.00 pm Consumer Affairs (Hon Wendy Machin, MP)

COMMITTEE NO. 11

7.00 pm - 9.00 pm Multicultural and Ethnic Affairs (Hon Michael Photios, MP)

— Tuesday, 19 October 1993 —

COMMITTEE NO. 4

9.30 am - 12.30 pm Agriculture and Fisheries and Mines (Hon Ian Causley, MP)

COMMITTEE NO. 13

9.30 am - 12.30 pm Industrial Relations and Employment and Status of Women (Hon Kerry Chikarovski, MP)

COMMITTEE NO. 10

2.00 pm - 4.30 pm Environment (Hon Chris Hartcher, MP)

COMMITTEE NO. 7

2.00 pm - 4.30 pm Community Services and Aboriginal Affairs (Hon James Longley, MP)

COMMITTEE NO. 19

7.00 pm - 9.00 pm Sport, Recreation and Racing (Hon Chris Downy, MP)

COMMITTEE NO. 21

7.00 pm - 9.00 pm Small Business and Regional Development (Hon Raymond Chappell, MP)

— Wednesday, 20 October 1993 —

COMMITTEE NO. 9

9.30 am - 12.30 pm Education, Training and Youth Affairs and Tourism (Hon Virginia Chadwick, MLC)

COMMITTEE NO. 14

9.30 am - 12.30 pm Police and Emergency Services (Hon Terry Griffiths, MP)

COMMITTEE NO. 2

2.00 pm - 4.30 pm Premier and Economic Development (Hon John Fahey, MP)

COMMITTEE NO. 3

2.00 pm - 4.30 pm Treasury and Arts (Hon Peter Collins, MP)

COMMITTEE NO. 1

7.00 pm - 9.00 pm Legislature (Hon Kevin Rozzoli, MP and Hon Max Willis, MLC)

— Thursday, 21 October 1993 —

COMMITTEE NO. 5

9.30 am - 12.30 pm Attorney General and Justice (Hon John Hannaford, MLC)

COMMITTEE NO. 12

9.30 am - 12.30 pm Health (Hon Ronald Phillips, MP)

COMMITTEE NO. 15

2.00 pm - 4.30 pm Energy and Local Government and Co-operatives (Hon Garry West, MP)

COMMITTEE NO. 16

2.00 pm - 4.30 pm Land and Water Conservation (Hon George Souris, MP)

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2 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 1 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(2) Notice of Motion No. 2 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(3) Notice of Motion No. 3 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(4) Notice of Motion No. 4 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(5) Notice of Motion No. 6 of General Business (for Bills) postponed, by Mr Yeadon, until tomorrow.

(6) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

(7) Order of the Day No. 2 of General Business (for Bills) postponed, by Mr Carr, until tomorrow.

(8) Order of the Day No. 3 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(9) Order of the Day No. 4 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(10) Order of the Day No. 5 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(11) Order of the Day No. 6 of General Business (for Bills) postponed, by Dr Refshauge, until tomorrow.

(12) Order of the Day No. 7 of General Business (for Bills) postponed, by Mr Amery with prior notice given to Mr Speaker, until tomorrow.

(13) Order of the Day No. 8 of General Business (for Bills) postponed, by Mr Doyle with prior notice given to Mr Speaker, until tomorrow.

(14) Order of the Day No. 9 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(15) Order of the Day No. 10 of General Business (for Bills) postponed, by Mr Gibson, until tomorrow.

(16) Order of the Day No. 12 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(17) Order of the Day No. 13 of General Business (for Bills) postponed, by Mr Face, until tomorrow.

(18) Order of the Day No. 14 of General Business (for Bills) postponed, by Mr Aquilina, until tomorrow.

(19) Order of the Day No. 22 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(20) Order of the Day No. 23 of General Business (for Bills) postponed, by Mrs Grusovin, until tomorrow.

(21) Notice of Motion No. 2 of General Business (General Notices) postponed, by Mr Amery with prior notice given to Mr Speaker, until tomorrow.

3 SYDNEY HELIPORT BILL

Ms Nori moved, pursuant to notice, That leave be given to bring in a bill for an Act to prohibit the development of a heliport at, or within 1 kilometre of, Pymont Wharf No. 8; and to make consequential amendments to the Land and Environment Court Act 1979.

Question put and passed.

Bill presented and read a first time.

Ms Nori moved, That this bill be now read a second time.

Debate adjourned (Mr Downy) and the resumption of the adjourned debate made an Order of the Day for a future day.

It being before 10.00 a.m., and consideration of General Business Notices of Motions (for Bills) having concluded, General Business Orders of the Day (for Bills) proceeded with.

4 SUSPENSION OF STANDING ORDERS—AZZOPARDI INQUIRY BILL

Mr Whelan moved, That so much of the Standing and Sessional Orders be suspended as would preclude consideration forthwith of Order of the Day No. 15 of General Business (for Bills).

Question put and passed.

5 AZZOPARDI INQUIRY BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Whelan, That this bill be now read a second time—

And the question being again proposed—

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The House resumed the said adjourned debate.

Question put.

The House divided.

Ayes 48

Ms Allan	Mr Knight	Mr Page
Mr Anderson	Mr Knowles	Mr Price
Mr Aquilina	Mr Langton	Dr Refshauge
Mr A. S. Aquilina	Mrs Lo Po'	Mr Rogan
Mr Bowman	Mr McBride	Mr Rumble
Mr Clough	Mr McManus	Mr Scully
Mr Crittenden	Dr Macdonald	Mr Shedden
Mr Doyle	Mr Markham	Mr Sullivan
Mr Face	Mr Martin	Mr Thompson
Mr Gaudry	Mr Mills	Mr Whelan
Mr Gibson	Ms Moore	Mr Windsor
Mrs Grusovin	Mr Moss	Mr Yeadon
Mr Harrison	Mr J. H. Murray	
Mr Hatton	Mr Nagle	Tellers
Mr Hunter	Mr Neilly	
Mr Iemma	Mr Newman	Mr Beckroge
Mr Irwin	Ms Nori	Mr Davoren

Noes 42

Mr Armstrong	Mr Hartcher	Mr Rixon
Mr Baird	Mr Humpherson	Mr Schipp
Mr Beck	Dr Kernohan	Mr Small
Mr Blackmore	Mr Kinross	Mr Smiles
Mr Causley	Mr Longley	Mr Smith
Mr Chappell	Ms Machin	Mr Souris
Mrs Chikarovski	Mr Merton	Mr Tink
Mr Cochran	Mr Murray	Mr Turner
Mrs Cohen	Mr O'Doherty	Mr West
Mr Collins	Mr D. L. Page	Mr Zammit
Mr Cruickshank	Mr Peacocke	
Mr Downy	Mr Petch	Tellers
Mr Fraser	Mr Phillips	
Mr Glachan	Mr Photios	Mr Jeffery
Mr Griffiths	Mr Richardson	Mr Kerr

Pairs

Mr Amery	Mr Fahey
Mr Carr	Mr Morris
Mr Ziolkowski	Mr Schultz

And so it was resolved in the affirmative.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Whelan, read a third time.

6 LAND ACQUISITION (JUST TERMS COMPENSATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Beck, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Beck, read a third time.

7 POST-CONVICTION INQUIRY (QUASHING OF CONVICTION)(DOUGLAS HARRY RENDELL) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Mills, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put.

The House divided.

Ayes 47

Ms Allan
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Bowman
Mr Clough
Mr Crittenden
Mr Doyle
Mr Face
Mr Gaudry
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter
Mr Iemma
Mr Irwin

Mr Knight
Mr Knowles
Mr Langton
Mrs Lo Po'
Mr McBride
Mr McManus
Dr Macdonald
Mr Markham
Mr Martin
Mr Mills
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Neilly
Mr Newman
Ms Nori

Mr Page
Mr Price
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Sullivan
Mr Thompson
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Davoren

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Noes 45

Mr Armstrong	Mr Hazzard	Mr Schipp
Mr Baird	Mr Humpherson	Mr Small
Mr Beck	Dr Kernohan	Mr Smiles
Mr Blackmore	Mr Kinross	Mr Smith
Mr Causley	Mr Longley	Mr Souris
Mr Chappell	Ms Machin	Mr Tink
Mrs Chikarovski	Mr Merton	Mr Turner
Mr Cochran	Mr Murray	Mr West
Mrs Cohen	Mr O'Doherty	Mr Windsor
Mr Collins	Mr D. L. Page	Mr Yabsley
Mr Cruickshank	Mr Peacocke	Mr Zammit
Mr Downy	Mr Petch	
Mr Fraser	Mr Phillips	Tellers
Mr Glachan	Mr Photios	
Mr Griffiths	Mr Richardson	Mr Jeffery
Mr Hartcher	Mr Rixon	Mr Kerr

Pairs

Mr Amery	Mr Fahey
Mr Carr	Mr Morris
Mr Ziolkowski	Mr Schultz

And so it was resolved in the affirmative.

Bill read a second time.

Leave not granted for the third reading to be moved forthwith.

Ordered, by Mr Speaker, with the consent of the House, That consideration of the Committee stages of the bill stand an Order of the Day for tomorrow.

8 POST-CONVICTION INQUIRIES (QUASHING OF CONVICTION)(JOHANN ERNST SIEGFRIED POHL) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Thompson, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

And Mr Kinross speaking—

It being 1.00 p.m. debate interrupted pursuant to Sessional Orders.

Ordered, that the resumption of the interrupted debate stand an Order of the Day for tomorrow.

It being after 1.00 p.m., General Business Orders of the Day (Committee Reports) proceeded with.

9 JOINT SELECT COMMITTEE UPON POLICE ADMINISTRATION—REMAINING ISSUES

Question proposed—That the House take note of the Report.

Question put and passed.

10 JOINT STANDING COMMITTEE ON ROAD SAFETY—REPORT NO. 20

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

11 NOTICE OF MATTER FOR URGENT CONSIDERATION—SELECT COMMITTEE UPON THE SYDNEY MARKET AUTHORITY

Mr Martin—Select Committee upon the Sydney Market Authority.

12 QUESTIONS

13 MINISTERIAL STATEMENT—AVAILABILITY OF TREASURY COSTINGS OF STAGING THE 2000 OLYMPICS

Mr Fahey made a ministerial statement concerning the availability in the Legislative Assembly Office of documents dealing with the costings of staging the 2000 Olympics.

14 PAPER

Mr Armstrong (by leave) laid upon the Table—

Register of all real property owned by the Maritime Services Board in supplementation to answer to Question upon Notice No. 1564.

15 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr McBride—from certain citizens requesting renovations to Gosford railway station.

Mr Thompson—from certain citizens opposing any sale or re-zoning of Brighton Memorial playing fields.

Mr Newman and Mr Shedden—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 October 1993

Mr Smiles—from certain citizens requesting amendments to the Anti-Discrimination (Homosexual Vilification) Amendment Bill.

Mr Harrison and Mr McManus—from certain citizens opposing the sale of David Berry Hospital.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr Windsor—from certain citizens requesting the Manilla District Hospital remain under its present control.

Mr Face and Mr Mills—from certain citizens opposing the proposed Police Service rotational transfer policy.

Mr Rumble and Mr Sullivan—from certain citizens requesting that the Berkley police station be staffed on a 24 hour basis.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

16 PRINTING OF PAPERS

(Formal Business)—Ordered, on motion of Mr West, That the following papers be printed:

Statistical Return for the By-election held in the Electoral District of The Hills on 28 August 1993.

Environmental Impact Statement Strategy Progress Report to Parliament under the Endangered Fauna (Interim Protection) Act, dated 30 September 1993.

Report of the Industrial Registrar for 1992.

Report of the Law Reform Commission for the year ended 30 June 1992.

Report of the Bush Fire Council and the Bush Fire Co-ordinating Committee for the year ended 31 March 1993.

17 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 2 of Business of the House postponed, by Mr Whelan, until tomorrow.

18 MATTER FOR URGENT CONSIDERATION—SELECT COMMITTEE UPON THE SYDNEY MARKET AUTHORITY

Mr Martin moved, pursuant to notice,

(1) That a Select Committee be appointed with the following terms of reference:

(a) to investigate:

- (i) the financial performance of the Sydney Market Authority, and its contribution to State revenue;
 - (ii) the financial, administrative and management relationship between the Authority and Paddy's Market, and between Paddy's Market and the operation of the Flemington Market;
 - (iii) the situation relating to the current and future sites of Paddy's Market;
 - (iv) claims by the Stallholders Association/Co-operative of intimidation by Sydney Market Authority;
 - (v) claims by the Stallholders Association/Co-operative in relation to rental charges; and
 - (vi) claims made by the Member for Murrumbidgee in relation to the management of the Sydney Market Authority.
- (b) to make recommendations as to any proposed changes to the administration of Paddy's Market, including:
- (i) the impact of such changes on financial returns to the State; and
 - (ii) the impact of such changes to the register of public assets and their value to the people of New South Wales.
- (2) That, notwithstanding anything contained in the Standing Orders, the committee consist of nine members, namely:
- (a) four members supporting the Government nominated by the Premier;
 - (b) three members not supporting the Government nominated by the Leader of the Opposition; and
 - (c) two Independent Members nominated to the Clerk by the Independent Members.
- (3) That the nominations for membership be made by 26 October 1993.
- (4) That at any meeting of the committee five members shall constitute a quorum.
- (5) That the committee have leave to sit during the sittings or any adjournment of the House; to adjourn from place to place; to have power to take evidence and send for persons and papers; and to report from time to time.
- (6) That should the House stand adjourned and the committee agree to any report before the House resumes sitting:
- (a) the committee have leave to send any such report, minutes and evidence taken before it to the Clerk of the Legislative Assembly;

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 October 1993

- (b) the documents shall be printed and published and the Clerk shall forthwith take such action as is necessary to give effect to the order of the House; and
- (c) the documents shall be laid upon the Table of the House at its next sitting.

(7) That the Committee report by Thursday 24 February 1994.

Debate ensued.

Question put and passed.

19 MATTER OF PUBLIC IMPORTANCE—PRIVATISATION OF GOVERNMENT SERVICES

Mr Speaker having previously informed the House of receipt of a notice of a matter of public importance—

Mr Rogan moved, That this House notes as a matter of public importance the serious implications for the New South Wales community and the public sector of plans by the New South Wales Government to privatise Government enterprises and contract out Government services.

Debate ensued.

Question put and passed.

20 SENTENCING (LIFE SENTENCES) AMENDMENT BILL

Mr Fahey moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend section 13A of the Sentencing Act 1989 with respect to prisoners serving sentences of imprisonment for life.

Question put and passed.

Bill presented and read a first time.

Mr Fahey moved, That this bill be now read a second time.

Debate adjourned (Mr Rogan) and the resumption of the adjourned debate made an Order of the Day for a future day.

21 MARINE POLLUTION (PENALTIES) AMENDMENT BILL

Mr Armstrong moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Marine Pollution Act 1987 to increase penalties for offences under that Act.

Question put and passed.

Bill presented and read a first time.

Mr Armstrong moved, That this bill be now read a second time.

Debate adjourned (Mr Langton) and the resumption of the adjourned debate made an Order of the Day for a future day.

22 MOTOR VEHICLES TAXATION (FURTHER AMENDMENT) BILL

Mr Baird moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Motor Vehicles Taxation Act 1988 to make further provision with respect to the motor vehicle tax concession for primary producers' vehicles and for motor vehicles registered to licensed motor dealers.

Question put and passed.

Bill presented and read a first time.

Mr Baird moved, That this bill be now read a second time.

Debate adjourned (Mr Langton) and the resumption of the adjourned debate made an Order of the Day for a future day.

**23 UNIVERSITY OF NEW ENGLAND BILL
SOUTHERN CROSS UNIVERSITY BILL
HIGHER EDUCATION (AMALGAMATION) AMENDMENT BILL**

Mrs Chikarovski moved, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to establish a new University of New England and to provide for its constitution and functions; and for other purposes.
- (ii) A bill for an Act to establish the Southern Cross University and to provide for its constitution and functions; and for other purposes.
- (iii) A bill for an Act to amend the Higher Education (Amalgamation) Act 1989 to transfer the Orange Agricultural College to the University of Sydney; to make consequential amendments to the University of Sydney Act 1989; and for other purposes.

Question put and passed.

Bills presented and read a first time.

Mrs Chikarovski moved, That these bills be now read a second time.

Debate adjourned (Mr Aquilina) and the resumption of the adjourned debate made an Order of the Day for a future day.

24 DAIRY INDUSTRY (AMENDMENT) BILL

Mr Causley moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Dairy Industry Act 1979 with respect to the deregulation of the supply of milk by

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 October 1993

vehicle vendors, the removal of retail and certain other price-fixing powers for milk and the repeal of provisions relating to margarine; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Causley moved, That this bill be now read a second time.

Debate adjourned (Mrs Lo Po') and the resumption of the adjourned debate made an Order of the Day for a future day.

- 25 APPROPRIATION BILL
PARLIAMENTARY APPROPRIATION BILL
BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL
MOTOR VEHICLES TAXATION (AMENDMENT) BILL
ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

It being 5.15 p.m. debate interrupted for private members' statements.

- 26 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

- 27 APPROPRIATION BILL
PARLIAMENTARY APPROPRIATION BILL
BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL
MOTOR VEHICLES TAXATION (AMENDMENT) BILL
ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

Debate ensued.

Ordered, That the honourable member for Port Macquarie, Ms Machin, be allowed to continue her speech for a further period of ten minutes.

Ordered, That the honourable member for Newcastle, Mr Gaudry, be allowed to continue his speech for a further period of ten minutes.

Ordered, That the honourable member for Ermington, Mr Photios, be allowed to continue his speech for a further period of ten minutes.

Question put and passed.

Bill read a second time.

Mr Hazzard, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Hazzard, Acting Speaker, resumed the Chair and Mr Rixon, Temporary Chairman, reported progress and obtained leave to sit again tomorrow.

28 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

Ordered, on motion of Mr West (by leave), That the following message be sent to the Legislative Council:

MR PRESIDENT

The Legislative Assembly desires to acquaint the Legislative Council that on 12 October 1993 it agreed to the following resolution—

That the reporting date for the Joint Select Committee upon the Sydney Water Board be extended until 18 November 1993.

And the Legislative Assembly requests that the Legislative Council pass a similar resolution.

Legislative Assembly
14 October 1993

K. R. ROZZOLI
Speaker

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 October 1993

29 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.00 p.m., until Tuesday 26 October 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 34

TUESDAY 26 OCTOBER 1993

- 1 QUESTIONS
- 2 NOTICES OF MOTIONS
- 3 UNPROCLAIMED LEGISLATION

Mr Speaker laid upon the Table: A list detailing all legislation unproclaimed ninety days after assent as at 26 October 1993.

- 4 PAPERS

(1) Mr West laid upon the Table—

Report of the Central West County Council for the year ended 30 June 1993.

Report of the Tumut River County Council for the year ended 30 June 1993.

Report of the Ulan County Council for the year ended 30 June 1993.

(2) Mr Phillips laid upon the Table—

Report of the Mental Health Review Tribunal for 1992.

(3) Mr Causley laid upon the Table—

Report of the Coal Compensation Board for the year ended 30 June 1993.

Report of the Dairy Industry Conference for the period 1 October 1992 to 30 June 1993.

Report of the Murray Valley Citrus Marketing Board for the year ended 30 June 1993.

(4) Mr Hartcher laid upon the Table—

Report of the Law Foundation for the year ended 30 June 1993.

Report by the Attorney General pursuant to section 23 of the Listening Devices Act 1984 for 1992.

(5) Mr Downy laid upon the Table—

Report of the Totalizator Agency Board for the year ended 30 June 1993.

5 STATUTORY INSTRUMENTS—RECEIVED BY THE CLERK

The Clerk gave notice of the making of, and laid upon the Table, the following statutory instruments:

Fisheries and Oyster Farms Act 1935—Regulation (Relating to the quota fee for permits in respect of the abalone, sea urchin and turban shell restricted fishery). (Gazette 115, 15 October 1993, page 6223.)

Mining Act 1992—Regulation (Relating to fossicking, the aggregation of conditions of mining leases and the imposition of fees). (Gazette 110, 8 October 1993, page 6131.)

National Parks and Wildlife Act 1974—Proclamation reserving certain land as part of Ben Boyd National Park. (Gazette 115, 15 October 1993, page 6282.)

Trustee Act 1925—Regulation (Relating to A.F.G. Insurances Limited). (Gazette 115, 15 October 1993, page 6223.)

Veterinary Surgeons Act 1986—Regulation (Relating to advertising of veterinary services). (Gazette 115, 15 October 1993, page 6224.)

6 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
26 October 1993

Dr Kernohan and Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Yeadon—from certain citizens requesting a footbridge across Guildford railway station.

Dr Refshauge—from certain citizens opposing the privatisation of Camden District Hospital and to re-open children's services at the hospital.

Mr McBride—from certain citizens requesting renovations to Gosford railway station.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Mills and Mr Price—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Schultz—from certain citizens requesting the continuation of current Countrylink services.

Ms Allan—from certain citizens requesting the maintenance of the Area Assistance Scheme for Western Sydney.

Mr Yeadon—from certain citizens opposing any residential development of the Merrylands Defence Property site.

Mr Thompson—from certain citizens opposing any sale or re-zoning of Brighton Memorial playing fields.

Mr Chappell—from certain citizens requesting action to combat the effects of Hepatitis C.

Mr Harrison—from certain citizens opposing the sale of David Berry Hospital.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Ms Allan—from certain citizens requesting more resources to assist victims of sexual assault.

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

Mr Face and Mr Mills—from certain citizens opposing the proposed police service rotational transfer policy.

Mr Chappell—from certain citizens requesting amendments to the Wilderness Act concerning the nomination of wilderness areas.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

Mr McBride—from certain citizens requesting protection of native birds during the nesting season at Long Jetty.

Mr McBride—from certain citizens requesting a review of petrol pricing on the Central Coast.

Mr Windsor—from certain citizens requesting that the power to regulate shop trading hours be given to Local Government.

7 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

8 PRISONS (AMENDMENT) BILL
SENTENCING (AMENDMENT) BILL

(1) Ordered, on motion of Mr Photios, That Order of the Day No. 13 of Government Business be discharged.

(2) Ordered, on motion of Mr Photios, That the Prisons (Amendment) Bill and the Sentencing (Amendment) Bill be withdrawn.

9 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

Mr Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having had under consideration the Legislative Assembly's Message of 14 October 1993 regarding the Joint Select Committee Upon the Sydney Water Board, desires to inform the Legislative Assembly that it has this day agreed that the reporting date for the Committee be extended until 18 November 1993.

Legislative Council
14 October 1993

B. A EVANS
Deputy President

10 SUSPENSION OF STANDING ORDERS—FINAL REPORT OF THE JOINT SELECT COMMITTEE INTO POLICE ADMINISTRATION

Mr West moved (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the Minister for Police and Emergency Services moving the following substantive motion—

That this House take note of the Final Report of the Joint Select Committee upon Police Administration - Remaining Issues.

Debate ensued.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
26 October 1993

11 FINAL REPORT OF THE JOINT SELECT COMMITTEE INTO POLICE ADMINISTRATION

Mr Griffiths moved, pursuant to notice, That this House take note of the Final Report of the Joint Select Committee upon Police Administration - Remaining Issues.

Debate ensued.

Ordered, That the honourable member for Liverpool, Mr Anderson, be allowed to continue his speech for a further period of ten minutes.

SUSPENSION OF STANDING ORDERS—TIME LIMIT OF SPEECH

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would permit the honourable member for South Coast, Mr Hatton, unlimited time to conclude his speech.

It being 5.15 p.m. debate interrupted for private members' statements.

12 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

13 FINAL REPORT OF THE JOINT SELECT COMMITTEE INTO POLICE ADMINISTRATION

The Order of the Day having been read for the resumption of the interrupted debate on the motion of Mr Griffiths, That this House take note of the Final Report of the Joint Select Committee upon Police Administration - Remaining Issues—

And the question being again proposed.

The House resumed the said interrupted debate.

Question put and passed.

14 SELECT COMMITTEE UPON THE SYDNEY MARKET AUTHORITY

Ordered, on motion of Mr Martin (by leave), That the terms of reference of the Select Committee upon the Sydney Market Authority be amended by omitting paragraph (2) and inserting instead the following paragraph:

(2) That, notwithstanding anything contained in the Standing Orders, the committee consist of nine members, namely:

- (a) Mr Cruickshank, as Chairman, and three other members supporting the Government nominated by the Premier;
- (b) four members not supporting the Government nominated by the Leader of the Opposition; and
- (c) Mr Windsor.

15 REPORTS OF THE ESTIMATES COMMITTEES

Mr West, on behalf of the Chairmen, brought up the Reports of the Estimates Committee Nos 1 to 21.

Mr Rixon, Acting Speaker, pursuant to Sessional Orders, set down consideration of Report Nos 1 to 21 of the Estimates Committees in Committee of the Whole House on the Appropriation Bill and Parliamentary Appropriation Bill respectively.

16 APPROPRIATION BILL

PARLIAMENTARY APPROPRIATION BILL
BUSINESS FRANCHISE LICENCES (PETROLEUM PRODUCTS) AMENDMENT BILL
MOTOR VEHICLES TAXATION (AMENDMENT) BILL
ROAD IMPROVEMENT (SPECIAL FUNDING) AMENDMENT BILL

The Order of the Day having been read, Mr Rixon, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the further consideration of the bills.

Mr Rixon, Acting Speaker, resumed the Chair and the Chairman reported the bills without amendment.

On motion of Mr West, on behalf of Mr Collins, the Report was adopted.

Leave granted for the third reading to be moved forthwith.

Bills, on motion of Mr West, read a third time.

17 MARINE POLLUTION (PENALTIES) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Armstrong, That this bill be now read a second time—

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
26 October 1993

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Armstrong, read a third time.

18 MOTOR VEHICLES TAXATION (FURTHER AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Baird, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Baird, read a third time.

19 ADJOURNMENT

Mr Baird moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.11 p.m., until tomorrow, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 35

WEDNESDAY 27 OCTOBER 1993

1 PAPER

Mr Speaker laid upon the Table the Report of the Ombudsman for the year ended 30 June 1993.

Ordered to be printed.

2 NOTICE OF MATTER FOR URGENT CONSIDERATION—BOOROWA LANDCARE GROUP

Mr Martin—Boorowa Landcare Group.

3 QUESTIONS

PAPER

Mr Souris (by leave) laid upon the Table—

Forestry Commission, Southern Region - Harvest Plan, Pericae Section, Bombala District, Nalbaugh Map Sheet.

4 LEAVE OF ABSENCE

(1) Ordered, on motion of Mr Beckroge, That leave of absence for the present session be granted to Douglas James Shedden, member for Bankstown, on account of absence from the State.

(2) Ordered, on motion of Mr Kerr, That leave of absence for the present session be granted to Bradley Ronald Hazzard, member for Wakehurst, on account of absence from the State.

(3) Ordered, on motion of Mr Kerr, That leave of absence for the present session be granted to Phillip Murray Smiles, member for North Shore, on account of absence from the State.

5 NOTICES OF MOTIONS

Disorder in the Speaker's Gallery: Certain persons in the gallery having interrupted the orderly conduct of business, Mr Speaker pursuant to Standing Order 394, directed that those persons be removed.

6 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Schultz—from certain citizens requesting the continuation of current Countrylink services.

Mr Jeffery and Mr Moss—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Thompson—from certain citizens opposing any sale or re-zoning of Brighton Memorial playing fields.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 October 1993

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Dr Refshauge—from certain citizens opposing the privatisation of Camden District Hospital and to re-open children's services at the hospital.

Mr Davoren—from certain citizens requesting that a new 240 bed hospital be built and operational prior to any closure or reduction in services at Canterbury or Western Suburbs Hospitals.

Mr Harrison—from certain citizens opposing the sale of David Berry Hospital.

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

7 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

8 MINISTERIAL STATEMENT—SWEEPS AND CALCUTTAS

Mrs Cohen made a ministerial statement concerning the conduct of sweeps and calcuttas.

Mr Face also addressed the House.

9 MATTER FOR URGENT CONSIDERATION—BOOROWA LANDCARE GROUP

Mr Martin moved, pursuant to notice, That this House notes with concern the mismanagement of the Department of Conservation and Land Management in relation to activities of the Boorowa Landcare Group and the failure of Ministers to properly uphold the laws.

Debate ensued.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 October 1993

The House divided.

Ayes 44

Ms Allan
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Bowman
Mr Carr
Mr Clough
Mr Crittenden
Mr Face
Mr Gaudry
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hunter
Mr Iemma
Mr Irwin

Mr Knight
Mr Knowles
Mr Langton
Mrs Lo Po'
Mr McBride
Mr McManus
Dr Macdonald
Mr Markham
Mr Martin
Mr Mills
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Neilly
Mr Newman
Ms Nori

Mr Page
Mr Price
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Sullivan
Mr Thompson
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Davoren

Noes 46

Mr Armstrong
Mr Baird
Mr Beck
Mr Blackmore
Mr Causley
Mr Chappell
Mrs Chikarovski
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Downy
Mr Fraser
Mr Glachan
Mr Griffiths
Mr Hartcher
Mr Hatton

Mr Humpherson
Dr Kernohan
Mr Kinross
Mr Longley
Ms Machin
Mr Merton
Ms Moore
Mr Murray
Mr O'Doherty
Mr D. L. Page
Mr Peacocke
Mr Petch
Mr Phillips
Mr Photios
Mr Richardson
Mr Rixon
Mr Schipp

Mr Schultz
Mr Small
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr West
Mr Windsor
Mr Yabsley
Mr Zammit

Tellers

Mr Jeffery
Mr Kerr

Pairs

Mr Amery
Mr Doyle
Mr Shedden
Mr Ziolkowski

Mr Fahey
Mr Hazzard
Mr Morris
Mr Smiles

And so it passed in the negative.

10 PUBLIC FINANCE AND AUDIT (BUDGET) AMENDMENT BILL

Mr Collins moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Public Finance and Audit Act 1983 with respect to the form of the annual budget papers.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 October 1993

Bill presented and read a first time.

Mr Collins moved, That this bill be now read a second time.

Debate adjourned (Mr Page) and the resumption of the adjourned debate made an Order of the Day for a future day.

11 BUSH FIRES (AMENDMENT) BILL
FIRE BRIGADES (AMENDMENT) BILL

Mr Griffiths moved, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to amend the Bush Fires Act 1949 with respect to the contributions to the New South Wales Bush Fire Fighting Fund, to reconstitute certain bodies under that Act, and for other purposes; and to amend the Public Sector Management Act 1988.
- (ii) A bill for an Act to amend the Fire Brigades Act 1989 with respect to returns by insurance companies, and for related purposes.

Question put and passed.

Bills presented and read a first time.

Mr Griffiths moved, That these bills be now read a second time.

Debate adjourned (Mr Page) and the resumption of the adjourned debate made an Order of the Day for a future day.

12 WORKERS COMPENSATION LEGISLATION (FURTHER AMENDMENT) BILL

The Order of the Day having been read—

Mrs Chikarovski moved, That this bill be now read a second time.

Debate adjourned (Mr Page) and the resumption of the debate made an Order of the Day for tomorrow.

13 UNIVERSITY OF NEW ENGLAND BILL
SOUTHERN CROSS UNIVERSITY BILL
HIGHER EDUCATION (AMALGAMATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mrs Chikarovski, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

It being 5.15 p.m. debate interrupted for private members' statements.

14 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

15 UNIVERSITY OF NEW ENGLAND BILL SOUTHERN CROSS UNIVERSITY BILL HIGHER EDUCATION (AMALGAMATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mrs Chikarovski, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

Ordered, That the honourable member for Barwon, Mr Murray, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Ballina, Mr D. L. Page, be allowed to continue his speech for a further period of five minutes.

Question put and passed.

Bills read a second time.

Mr Rixon, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bills.

Mr Rixon, Acting Speaker, resumed the Chair and Mr Tink, Temporary Chairman, reported the bills without amendment.

On motion of Mrs Chikarovski, the Report was adopted.

And Mr Rixon, Acting Speaker, having consented to the third reading being taken forthwith.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 October 1993

Bills, on motion of Mrs Chikarovski, read a third time.

16 CREDIT (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Ms Machin, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Ms Machin, read a third time.

17 SUSPENSION OF STANDING ORDERS—INTRODUCTION OF BILLS

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the—

Bookmakers (Taxation) (Bet Back) Amendment Bill
Courts Legislation (Amendment) Bill
Gaming and Betting (Amendment) Bill
Health Administration (Medicare) Amendment Bill
Industrial Relations (Public Vehicles and Carriers) Amendment Bill
Mines Rescue Bill
Statute Law (Miscellaneous Provisions) Bill (No. 2)
Summary Offences (Amendment) Bill
Sydney Organising Committee for the Olympic Games Bill
Traffic (Parking) Amendment Bill
Vocational Education and Training Accreditation (Amendment) Bill,

notice of which was given this day for tomorrow, being brought in and proceeded with up to and including the Minister's second reading speech.

18 SYDNEY ORGANISING COMMITTEE FOR THE OLYMPIC GAMES BILL

Mr Fahey moved, pursuant to notice, That leave be given to bring in a bill for an Act to constitute the Sydney Organising Committee for the Olympic Games in connection with the Olympic Games to be held in Sydney in the year 2000.

Question put and passed.

Bill presented and read a first time.

Mr Fahey moved, That this bill be now read a second time.

Debate adjourned (Mr J. H. Murray) and the resumption of the adjourned debate made an Order of the Day for a future day.

19 TRAFFIC (PARKING) AMENDMENT BILL

Mr Baird moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Traffic Act 1909 with respect to paid parking on public streets and to make further provision with respect to parking meters; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Baird moved, That this bill be now read a second time.

Debate adjourned (Mr Clough) and the resumption of the adjourned debate made an Order of the Day for a future day.

20 HEALTH ADMINISTRATION (MEDICARE) AMENDMENT BILL

Mr Phillips moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Health Administration Act 1982 to adopt the Medicare Principles and Commitments set out in the Health Insurance Act 1973 of the Commonwealth.

Question put and passed.

Bill presented and read a first time.

Mr Phillips moved, That this bill be now read a second time.

Debate adjourned (Mr Clough) and the resumption of the adjourned debate made an Order of the Day for a future day.

21 MINES RESCUE BILL

Mr Causley moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for mines rescue services and facilities; to constitute the Mines Rescue Board; and to repeal the Mines Rescue Act 1925.

Question put and passed.

Bill presented and read a first time.

Mr Causley moved, That this bill be now read a second time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 October 1993

Debate adjourned (Mr Clough) and the resumption of the adjourned debate made an Order of the Day for a future day.

22 SUMMARY OFFENCES (AMENDMENT) BILL

Mr Hartcher moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Summary Offences Act 1988 in relation to the offence of using offensive language.

Question put and passed.

Bill presented and read a first time.

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Whelan) and the resumption of the adjourned debate made an Order of the Day for a future day.

23 GAMING AND BETTING (AMENDMENT) BILL

Mrs Cohen moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Gaming and Betting Act 1912 to make further provision with respect to unlawful booking, betting at race-meetings and penalties and proceedings for offences; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mrs Cohen moved, That this bill be now read a second time.

Debate adjourned (Mr Face) and the resumption of the adjourned debate made an Order of the Day for a future day.

24 COURTS LEGISLATION (AMENDMENT) BILL

Mr Photios moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend certain Acts relating to the jurisdiction of the District Court and Local Courts; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Photios moved, That this bill be now read a second time.

Debate adjourned (Mr Whelan) and the resumption of the adjourned debate made an Order of the Day for a future day.

25 BOOKMAKERS (TAXATION) (BET BACK) AMENDMENT BILL

Mr Downy moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Bookmakers (Taxation) Act 1917 to provide for the rebate, in certain circumstances, of certain taxes payable by bookmakers; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Downy moved, That this bill be now read a second time.

Debate adjourned (Mr Face) and the resumption of the adjourned debate made an Order of the Day for a future day.

26 INDUSTRIAL RELATIONS (PUBLIC VEHICLES AND CARRIERS) AMENDMENT BILL

Mrs Chikarovski moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Industrial Relations Act 1991 to make further provision with respect to public vehicles and carriers; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mrs Chikarovski moved, That this bill be now read a second time.

Debate adjourned (Mr Nagle) and the resumption of the adjourned debate made an Order of the Day for a future day.

27 STATUTE LAW (MISCELLANEOUS PROVISIONS) BILL (No.2)

Mr West moved, on behalf of Mr Fahey, pursuant to notice, That leave be given to bring in a bill for an Act to repeal certain Acts and to amend certain other Acts in various respects and for the purpose of effecting statute law revision; and to make certain savings.

Question put and passed.

Bill presented and read a first time.

Mr West moved, That this bill be now read a second time.

Debate adjourned (Mr Whelan) and the resumption of the adjourned debate made an Order of the Day for a future day.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 October 1993

28 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Rixon, Acting Speaker, reported messages from the Legislative Council returning the following bills without amendment:

27 October 1993

Appropriation Bill
Parliamentary Appropriation Bill
Business Franchise Licences (Petroleum Products) Amendment Bill
Motor Vehicles Taxation (Amendment) Bill
Road Improvement (Special Funding) Amendment Bill
Glenreagh to Dorrigo Railway (Closure) Bill.

29 CRIMES LEGISLATION (REVIEW OF CONVICTIONS) AMENDMENT BILL

Mr Rixon, Acting Speaker, reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to amend the Crimes Act 1900 and the Criminal Appeal Act 1912 in relation to the review of certain convictions" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
27 October 1993

BERYL A. EVANS
Deputy President

Bill read a first time.

Mr Hartcher moved, That this Bill be now read a second time.

Debate adjourned (Mr Whelan) and the resumption of the debate made an Order of the Day for tomorrow.

30 CORONERS (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Photios, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

And the House continuing to sit after midnight—

THURSDAY 28 OCTOBER 1993 a.m.

Mr Kinross moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

31 ADJOURNMENT

Mr Photios moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 12.17 a.m., until this day, at 9.00 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 36

THURSDAY 28 OCTOBER 1993

1 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 1 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(2) Notice of Motion No. 2 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(3) Notice of Motion No. 3 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(4) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

(5) Order of the Day No. 2 of General Business (for Bills) postponed, by Mr Carr, until tomorrow.

(6) Order of the Day No. 3 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(7) Order of the Day No. 4 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(8) Order of the Day No. 5 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(9) Order of the Day No. 6 of General Business (for Bills) postponed, by Dr Refshauge, until tomorrow.

(10) Order of the Day No. 7 of General Business (for Bills) postponed, by Mr Amery with prior notice given to Mr Speaker, until tomorrow.

(11) Order of the Day No. 8 of General Business (for Bills) postponed, by Mr Doyle with prior notice given to Mr Speaker, until tomorrow.

(12) Order of the Day No. 9 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(13) Order of the Day No. 11 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(14) Order of the Day No. 12 of General Business (for Bills) postponed, by Mr Face, until tomorrow.

(15) Order of the Day No. 13 of General Business (for Bills) postponed, by Mr Aquilina, until tomorrow.

(16) Order of the Day No. 17 of General Business (for Bills) postponed, by Mr Yeadon, until tomorrow.

(17) Order of the Day No. 20 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(18) Notice of Motion No. 2 of General Business (General Notices) postponed, by Mr Amery with prior notice given to Mr Speaker, until tomorrow.

(19) Notice of Motion No. 27 of General Business (General Notices) withdrawn, by Mr Martin.

2 CROWN LANDS (PREVENTION OF SALE) BILL

Mr Martin moved, pursuant to notice, That leave be given to bring in a bill for an Act to identify and protect the values of certain Crown land by preventing sales of certain land, preventing the revocation of reservations from sale applying to certain land and facilitating the making of reservations from sale in relation to certain land; and for other purposes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 October 1993

Question put and passed.

Bill presented and read a first time.

Mr Martin moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

3 INDUSTRIAL RELATIONS (SICK LEAVE) AMENDMENT BILL

Mr Yeadon moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend section 99A of the Industrial Relations Act 1991 with respect to cashing-in of accumulated sick leave.

Question put and passed.

Bill presented and read a first time.

Mr Yeadon moved, That this bill be now read a second time.

Debate adjourned (Mr Hartcher) and the resumption of the adjourned debate made an Order of the Day for a future day.

4 LETONA CO-OPERATIVE (ASSISTANCE) BILL

Mr J. H. Murray moved, pursuant to notice, That leave be given to bring in a bill for an Act relating to the provision of financial assistance to the Letona Co-operative Limited; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr J. H. Murray moved, That this bill be now read a second time.

Debate adjourned (Mr Downy) and the resumption of the adjourned debate made an Order of the Day for a future day.

5 WAGGA WAGGA RACECOURSE BILL

Mr Schipp moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for Wagga Wagga Racecourse to be continued as a public reserve for horse racing and for other purposes; to provide for the assets, rights and liabilities of the Murrumbidgee Turf Club to be vested in a body corporate to be formed by members of that Club; and to repeal the Murrumbidgee Turf Club Act 1876.

Question put and passed.

Bill presented and read a first time.

Mr Schipp moved, That this bill be now read a second time.

Debate adjourned (Mr Downy) and the resumption of the adjourned debate made an Order of the Day for a future day.

It being before 10.00 a.m., and consideration of General Business Notices of Motions (for Bills) having concluded, General Business Orders of the Day (for Bills) proceeded with.

6 SUSPENSION OF STANDING ORDERS—HOME FUND COMMISSIONER (AMENDMENT) BILL

Mrs Grusovin moved, That so much of the Standing and Sessional Orders be suspended as would preclude consideration forthwith of Order of the Day No. 21 of General Business (for Bills).

Question put.

The House divided.

Ayes 44

Ms Allan
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Bowman
Mr Clough
Mr Crittenden
Mr Doyle
Mr Face
Mr Gaudry
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter
Mr Iemma

Mr Irwin
Mr Knight
Mr Knowles
Mr Langton
Mrs Lo Po'
Mr McBride
Mr McManus
Dr Macdonald
Mr Markham
Mr Martin
Mr Mills
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Ms Nori

Mr Page
Mr Price
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Sullivan
Mr Thompson
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Davoren

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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Noes 42

Mr Armstrong	Mr Humpherson	Mr Schultz
Mr Baird	Dr Kernohan	Mr Small
Mr Beck	Mr Kinross	Mr Smith
Mr Blackmore	Mr Longley	Mr Souris
Mr Causley	Ms Machin	Mr Tink
Mr Chappell	Mr Merton	Mr Turner
Mr Cochran	Mr Murray	Mr West
Mrs Cohen	Mr O'Doherty	Mr Windsor
Mr Collins	Mr D. L. Page	Mr Yabsley
Mr Cruickshank	Mr Peacocke	Mr Zammit
Mr Downy	Mr Phillips	
Mr Fraser	Mr Photios	Tellers
Mr Glachan	Mr Richardson	
Mr Griffiths	Mr Rixon	Mr Jeffery
Mr Hartcher	Mr Schipp	Mr Kerr

Pairs

Mr Amery	Mrs Chikarovski
Mr Carr	Mr Fahey
Mr Neilly	Mr Hazzard
Mr Newman	Mr Morris
Mr Shedden	Mr Petch
Mr Ziolkowski	Mr Smiles

And so it was resolved in the affirmative.

7 HOMEFUND COMMISSIONER (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mrs Grusovin, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Ku-ring-gai, Mr O'Doherty, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Campbelltown, Mr Knight, be allowed to continue his speech for a further period of five minutes.

Mr Humpherson moved, That this debate be now adjourned.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 October 1993

The House divided.

Ayes 43

Mr Armstrong	Mr Humpherson	Mr Small
Mr Baird	Dr Kernohan	Mr Smith
Mr Beck	Mr Kinross	Mr Souris
Mr Blackmore	Mr Longley	Mr Tink
Mr Causley	Ms Machin	Mr Turner
Mr Chappell	Mr Merton	Mr West
Mrs Chikarovski	Mr Murray	Mr Windsor
Mr Cochran	Mr O'Doherty	Mr Yabsley
Mrs Cohen	Mr D. L. Page	Mr Zammit
Mr Collins	Mr Peacocke	
Mr Cruickshank	Mr Phillips	
Mr Downy	Mr Photios	Tellers
Mr Fraser	Mr Richardson	
Mr Glachan	Mr Rixon	Mr Jeffery
Mr Griffiths	Mr Schipp	Mr Kerr
Mr Hartcher	Mr Schultz	

Noes 45

Ms Allan	Mr Irwin	Ms Nori
Mr Anderson	Mr Knight	Mr Page
Mr Aquilina	Mr Knowles	Mr Price
Mr A. S. Aquilina	Mr Langton	Dr Refshauge
Mr Bowman	Mrs Lo Po'	Mr Rogan
Mr Clough	Mr McBride	Mr Rumble
Mr Crittenden	Mr McManus	Mr Scully
Mr Doyle	Dr Macdonald	Mr Sullivan
Mr Face	Mr Markham	Mr Thompson
Mr Gaudry	Mr Martin	Mr Whelan
Mr Gibson	Mr Mills	Mr Yeadon
Mrs Grusovin	Ms Moore	
Mr Harrison	Mr Moss	Tellers
Mr Hatton	Mr J. H. Murray	
Mr Hunter	Mr Nagle	Mr Beckroge
Mr Iemma	Mr Neilly	Mr Davoren

Pairs

Mr Fahey	Mr Amery
Mr Hazzard	Mr Carr
Mr Morris	Mr Newman
Mr Petch	Mr Shedden
Mr Smiles	Mr Ziolkowski

And so it passed in the negative.

Debate continued.

Ordered, That the honourable member for Coffs Harbour, Mr Fraser, be allowed to continue his speech for a further period of five minutes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 October 1993

Ordered, That the honourable member for Lismore, Mr Rixon, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Monaro, Mr Cochran, be allowed to continue his speech for a further period of five minutes.

And Ms Machin speaking—

It being 1.00 p.m. debate interrupted pursuant to Sessional Orders.

Ordered, that the resumption of the interrupted debate stand an Order of the Day for tomorrow.

8 NOTICE OF MATTER FOR URGENT CONSIDERATION—OMBUDSMAN REPORT ON POLICE COMPLAINTS

Mr Scully—Ombudsman Report on Police Complaints.

9 QUESTIONS

PAPERS:

Mr Griffiths (by leave) laid upon the Table—

Interim Report of the New South Wales Crime Commission on matters arising from Events at Frenchs Forest Patrol in 1992, dated 30 March 1993.

10 NOTICES OF MOTIONS

11 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Mills and Mr Newman—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr McBride—from certain citizens requesting renovations to Gosford railway station.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Gaudry—from certain citizens requesting that the railway line between Civic Station and Newcastle Station not be closed.

Mr Thompson—from certain citizens opposing any sale or re-zoning of Brighton Memorial playing fields.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr Markham—from certain citizens requesting that the Figtree Baby Health Centre remain at its present site.

Mr Harrison and Mr McManus—from certain citizens opposing the sale of David Berry Hospital.

Dr Refshauge—from certain citizens opposing any reduction in services or closure of Canterbury Hospital.

Dr Refshauge—from certain citizens opposing the privatisation of Camden District Hospital and to re-open children's services at the hospital.

Mr Face, Mr Gaudry and Mr Mills—from certain citizens opposing the proposed police service rotational transfer policy.

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

Mrs Grusovin—from certain citizens requesting a multicultural arts centre.

12 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 2 of Business of the House postponed, by Mr Whelan, until tomorrow.

13 PRINTING OF PAPERS

(Formal Business)—Ordered, on motion of Mr West, That the following papers be printed:

Report of the Central West County Council for the year ended 30 June 1993.

Report of the Tumut River County Council for the year ended 30 June 1993.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 October 1993

Report of the Ulan County Council for the year ended 30 June 1993.

Report of the Mental Health Review Tribunal for 1992.

Report of the Coal Compensation Board for the year ended 30 June 1993.

Report of the Dairy Industry Conference for the period 1 October 1992 to 30 June 1993.

Report of the Murray Valley Citrus Marketing Board for the year ended 30 June 1993.

Report of the Law Foundation for the year ended 30 June 1993.

Report by the Attorney General pursuant to section 23 of the Listening Devices Act 1984 for 1992.

Report of the Totalizator Agency Board for the year ended 30 June 1993.

14 QUESTIONS UPON NOTICE—UNANSWERED

Mr Speaker drew the attention of the House to Question upon Notice (No. 1411) not answered within 15 sitting days and called on the responsible Minister to explain the non-compliance with Sessional Orders.

15 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST CORRUPTION

Mr Kerr brought up and laid upon the Table Minutes of Evidence taken before the Committee on the Independent Commission Against Corruption, on 15 October 1993.

Ordered to be printed.

16 MATTER FOR URGENT CONSIDERATION—OMBUDSMAN REPORT ON POLICE COMPLAINTS

Mr Scully moved, pursuant to notice,

(1) That this House views extreme concern the findings and recommendations of a Report of the Ombudsman dated 25 October 1993, under section 156 of the Police Service Act in respect of a report arising out of a complaint made by the member for Smithfield following an alleged assault upon a motorist by police.

(2) That this House calls upon the Minister for Police to direct the Commissioner for Police to forthwith implement the recommendations of the Ombudsman and calls on the Minister to report to the House on this matter by not later than the rising of the House on Tuesday 9 November 1993.

Upon which Mr Griffiths moved, That the question be amended by omitting all words after "That this House" in paragraph (2) with a view to inserting instead "notes that the Minister for Police has requested the Ombudsman to conduct a full inquiry into race relations."

Question proposed—That the amendment be agreed to.

Debate ensued.

Amendment, by leave, withdrawn.

Original question put and passed.

17 SUSPENSION OF STANDING ORDERS—SYDNEY ORGANISING COMMITTEE FOR THE OLYMPIC GAMES BILL

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the resumption of the adjourned debate on the Sydney Organising Committee for the Olympic Games Bill.

18 SYDNEY ORGANISING COMMITTEE FOR THE OLYMPIC GAMES BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fahey, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

It being 5.15 p.m. debate interrupted for private members' statements.

19 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

20 SYDNEY ORGANISING COMMITTEE FOR THE OLYMPIC GAMES BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mr Fahey, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 October 1993

Ordered, That the honourable member for Auburn, Mr Nagle, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Strathfield, Mr Zammit, be allowed to continue his speech for a further period of five minutes.

Question put and passed.

Bill read a second time.

Mr Tink, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Tink, Acting Speaker, resumed the Chair and the Chairman reported the bill with an amendment.

On motion of Mr Fahey, the Report was adopted.

And Mr Tink, Acting Speaker, having consented to the third reading being taken forthwith.

Bill, on motion of Mr Fahey, read a third time.

21 SENTENCING (LIFE SENTENCES) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fahey, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Fahey, read a third time.

22 CRIMES LEGISLATION (REVIEW OF CONVICTIONS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Rockdale, Mr Thompson, be allowed to continue his speech for a further period of five minutes.

Question put and passed.

Bill read a second time.

Mr Deputy Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Deputy Speaker resumed the Chair and Mr Tink, Temporary Chairman, reported the bill without amendment.

On motion of Mr Hartcher, the Report was adopted.

And Mr Deputy Speaker having consented to the third reading being taken forthwith.

Bill, on motion of Mr Hartcher, read a third time.

23 SUSPENSION OF STANDING ORDERS—HEALTH CARE COMPLAINTS BILL

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the Health Care Complaints Bill, notice of which was given this day for tomorrow, being brought in and proceeded with up to and including the Minister's second reading speech.

24 VOCATIONAL EDUCATION AND TRAINING ACCREDITATION (AMENDMENT) BILL

Mrs Chikarovski moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Vocational Education and Training Accreditation Act 1990 to provide for the registration of providers of vocational courses; to provide for the approval of providers of courses to overseas students; to amend the higher Education Act 1988 consequentially; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mrs Chikarovski moved, That this bill be now read a second time.

Debate adjourned (Mr Aquilina) and the resumption of the adjourned debate made an Order of the Day for a future day.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 and 29 October 1993 a.m.

25 HEALTH CARE COMPLAINTS BILL

Mr Phillips moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for the making, conciliation, investigation and prosecution of health care complaints; to constitute a joint committee of members of Parliament, the Health Care Complaints Commission and the Health Conciliation Registry and to specify their functions; to amend certain Acts; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Phillips moved, That this bill be now read a second time.

Debate adjourned (Dr Refshauge) and the resumption of the adjourned debate made an Order of the Day for a future day.

26 SMOKE FREE AREAS AT PARLIAMENT HOUSE

Mr Phillips moved, pursuant to notice, That from 1 January 1994 the enclosed areas of the precincts of the Parliament shall be a smoke-free "environment," other than areas designated by the Presiding Officers, "having regard" to the provisions of the Occupational Health and Safety Act 1983 and any relevant regulations and codes of practice made under that Act.

Debate ensued.

Dr Macdonald moved, That the motion be amended by omitting all words after the word "environment".

Question proposed—That the amendment be agreed to.

And the House continuing to sit after midnight—

FRIDAY 29 OCTOBER 1993 a.m.

Question put and voices given—Mr Speaker stated his opinion that the Noes had it.

Whereupon, Division called for, and Mr Speaker declared the determination of the House to be in the negative, as there were only two Members (Dr Macdonald and Ms Moore) in the minority who had challenged his decision.

Original question again proposed.

Upon which Ms Moore moved, That the motion be amended by inserting after "having regard" the words "to the nature of air conditioning and its recirculation of hazardous substances and".

Question proposed—That the amendment be agreed to.

Debate continued.

Question put and negatived.

Original question again proposed.

And Mr Phillips having spoken in reply.

Question put and passed.

27 MESSAGE FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported a message from the Legislative Council dated 28 October 1993, returning the Sydney Organising Committee for the Olympic Games Bill, without amendment.

28 MOTOR ACCIDENTS (AMENDMENT) BILL

Mr Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council has this day agreed to the "Motor Accidents (Amendment) Bill" with the amendments indicated by the accompanying schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council
28 October 1993

M. F. WILLIS
President

MOTOR ACCIDENTS (AMENDMENT) BILL

Schedule of the amendment referred to in Message of 28 October 1993.

LYNN LOVELOCK
for the Clerk of the Parliaments

No. 1 Page 3, Schedule 1, line 35. After "section 13", insert ", subject to section 13 (7)".

No. 2 Page 4, Schedule 1. After line 19, insert:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 and 29 October 1993 a.m.

(2) Joinder of the Nominal Defendant is required to be effected in accordance with this section.

(3) A person seeking to join the Nominal Defendant in respect of a claim or proceedings must give the Nominal Defendant notice of the person's intention to do so. The notice must include a copy of the notice of claim under section 43 given to the person.

(4) The notice must be given within 3 months after the claim is made against the person under section 43, or within 3 months after the person becomes a party to proceedings in respect of the claim, whichever occurs first.

(5) The court may extend the period for giving notice to the Nominal Defendant if the person seeking to join the Nominal Defendant gives a full and satisfactory explanation for not having given notice within the 3-month period.

(6) Within 2 months after notice is given, the person giving notice must provide the Nominal Defendant with full details of the allegations made against the Nominal Defendant (or against the person to whom the Nominal Defendant is taken to have issued a third-party policy).

(7) An application may not be made to join the Nominal Defendant as a party to proceedings before the court after 3 years from the date on which the claim under section 43 in respect of which contribution or indemnity is sought must be made, except with the leave of the court.

(8) If the Nominal Defendant is sought to be joined because the identity of another motor vehicle is not known, joinder may not be effected unless due inquiry or search to identify the vehicle has been made. The inquiry or search may be proved orally or by affidavit of the person who made the inquiry or search.

(9) Except as provided by this section, nothing in this section affects any rules of court relating to the joinder of parties.

No. 3 Page 4, Schedule 1, lines 24 and 25. Omit "which was lawfully used or operated on a public street", insert instead "which, at the relevant time, was not required to be registered or was exempt from registration or, if required to be registered, was not required to be insured under this Act".

No. 4 Page 5, Schedule 1, line 27. Omit "served", insert instead "received by the insurer".

No. 5 Page 6, Schedule 1, lines 9-14. Omit all matter on those lines, insert instead:

Other approved forms

44A. (1) The Authority may approve forms (other than the form for a notice of claim) for use by insurers for the purposes of this Part.

(2) Approved forms may include, but are not limited to, a certificate of earnings and a rehabilitation plan.

No. 6 Page 6, Schedule 1, lines 21-25. Omit all matter on those lines.

No. 7 Page 6, Schedule 1, line 28. Omit "or section 44A".

No. 8 Page 6, Schedule 1, line 31. Omit "served", insert instead "received by the insurer".

No. 9 Page 6, Schedule 1, lines 32 and 33. Omit all matter on those lines, insert instead:

(4) A court may not strike out proceedings if the relevant non-compliance is technical and of no significance.

No. 10 Page 7, Schedule 1, line 10. After "claim", insert "and, in particular, to assess whether the claim or any part of the claim may be fraudulent".

No. 11 Page 7, Schedule 1, lines 27 and 28. Omit all matter on those lines.

No. 12 Page 9, Schedule 1. Before line 2, insert:

(2) No compensation is to be awarded if the services are provided, or are to be provided:

- (a) for less than 6 hours per week; and
- (b) for less than 6 months.

No. 13 Page 9, Schedule 1, line 20. Omit "award", insert instead "amount".

No. 14 Page 9, Schedule 1, line 31. Omit "subsection (2)", insert instead "subsection (3)".

No. 15 Page 9, Schedule 1, line 35. Omit "subsection (2) or (3)", insert instead "subsection (3) or (4)".

No. 16 Page 12, Schedule 1. After line 18, insert:

Maximum amount of damages for provision of certain home care services
13. Section 72, as substituted by the Motor Accidents (Amendment) Act 1993, does not apply to a motor accident occurring before the commencement of Schedule 1 (13) to that Act.

Respite care

14. Section 72A does not apply to a motor accident occurring before the commencement of that section.

Examined
BERYL A. EVANS
Temporary Chairman of Committees

Ordered, by Mr Speaker, That the amendments made by the Legislative Council in this bill be taken into consideration tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 and 29 October 1993 a.m.

29 REPORT RECEIVED BY THE CLERK

The Clerk, pursuant to the Annual Reports (Statutory Bodies) Act 1984, announced receipt of the following report—

28 October 1993

Report of the Meat Industry Authority for the year ended 30 June 1993.

30 ADJOURNMENT

Mr Phillips moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 12.20 a.m., until Tuesday 9 November 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 37

TUESDAY 9 NOVEMBER 1993

1 SPEAKER'S STATEMENT—FILMING OF PROCEEDINGS

Further to the resolution of the House of 12 May 1993, and his statement to the House on 7 September 1993, Mr Speaker informed the House of a request for the continuation of filming of the proceedings of the Legislative Assembly after Question Time.

The request had been considered by the Standing Orders and Procedure Committee on Thursday 28 October 1993.

As there was to be no extra cost involved the Committee agreed that the current arrangements for filming be allowed to continue after Question Time until the dinner break or 6.15 p.m. in cases where there are no Private Members' Statements or no dinner break.

The arrangements would be trialled over the remaining weeks before the summer recess and reviewed by the Standing Orders and Procedure Committee.

2 INDEPENDENT COMMISSION AGAINST CORRUPTION

Mr Speaker, pursuant to section 78 (1) of the Independent Commission Against Corruption Act 1988, laid upon the Table—

Report of the Independent Commission Against Corruption on Investigation into the Conduct of Brian Zouch, dated November 1993.

Ordered to be printed.

3 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

29 October 1993 a.m.

Marine Pollution (Penalties) Amendment Bill
University of New England Bill
Higher Education (Amalgamation) Amendment Bill
Southern Cross University Bill.

4 NOTICE OF MATTER FOR URGENT CONSIDERATION—AUSTRALIAN MEDICAL ENTERPRISES

Dr Refshauge—Australian Medical Enterprises.

5 QUESTIONS

6 NOTICES OF MOTIONS

7 PAPERS

(1) Mr Fahey laid upon the Table—

Report of the Government Pricing Tribunal Inquiry into Water and Related Services, dated October 1993.

(2) Mr Armstrong laid upon the Table—

Report of the Board of Architects for the year ended 30 June 1993.

Report of the Chipping Norton Lake Authority for the year ended 30 June 1993.

(3) Mr Souris laid upon the Table—

Crown Lands Act 1989—Proposed dedication pursuant to section 81. (Gazette 119, 29 October 1993, page 6465.)

(4) Mr West laid upon the Table—

Report of the Department of Local Government and Co-operatives for the year ended 30 June 1993.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 November 1993

Report of the Financial Institutions Commission for the year ended 30 June 1993.

Report of the Illawarra Electricity for the year ended 30 June 1993.

Report of the Monaro Electricity for the year ended 30 June 1993.

Report of the Murrumbidgee County Council for the year ended 30 June 1993.

Report of the Oxley Electricity and Water for the year ended 30 June 1993.

Report of the Shortland Electricity for the year ended 30 June 1993.

Report of the Southern Mitchell Electricity for the year ended 30 June 1993.

(5) Mrs Chikarovski laid upon the Table—

Report of the Australian College of Physical Education for 1992.

Report of the Avondale College for 1992.

Report of the Chairman of the Board of Delegates to the Council of the Australian College of Theology, dated 21 October 1992.

Report of the President of the Industrial Relations Commission for 1992.

Report of the Moore Theological College for 1992.

Report of the National Institution of Dramatic Arts for 1992.

Report of the Sydney College of Divinity for 1992.

(6) Mr Causley laid upon the Table—

Report of the Dairy Industry Conference for the period 1 October 1992 to 30 June 1993.

(7) Mr Hartcher laid upon the Table—

Report of the Bicentennial Park Trust for the year ended 30 June 1993.

Report of the Centennial Park and Moore Park Trust for the year ended 30 June 1993.

Report of the Judicial Commission for the year ended 30 June 1993.

Report of the Motor Accidents Authority for the year ended 30 June 1993.

Report of the Waste Service for the year ended 30 June 1993.

(8) Mr Photios laid upon the Table—

Report of the Department of Corrective Services for the year ended 30 June 1993.

8 STATUTORY INSTRUMENTS—RECEIVED BY THE CLERK

The Clerk gave notice of the making of, and laid upon the Table, the following statutory instruments:

Compensation Court Act 1984—Amendment of Rules. (Gazette 117, 22 October 1993, page 6410.)

Disability Services Act 1993—Disability Services Regulation 1993. (Gazette 52, 28 May 1993, page 2547.)

District Court Act 1973—Amendment of Rules. (Gazette 117, 22 October 1993, page 6410.)

Exhibited Animals Protection Act 1986—Regulation (Concerning the issue of exemptions relating to acquisition, disposal and removal of animals). (Gazette 119, 29 October 1993, page 6442.)

Fisheries and Oyster Farms Act 1935—Regulation (Relating to applications for boat licences). (Gazette 117, 22 October 1993, page 6356.)

Justices Act 1902—Regulation (Relating to courtesy letters). (Gazette 117, 22 October 1993, page 6358.)

Police Department (Transit Police) Act 1989—Regulation (Relating to duties of members of the transit police service). (Gazette 117, 22 October 1993, page 6359.)

State Authorities Superannuation Act 1987—Regulation (State Authorities Superannuation (Lismore City Council) Transitional Regulation 1993). (Gazette 117, 22 October 1993, page 6361.)

9 PUBLIC ACCOUNTS COMMITTEE

The Clerk, pursuant to the Public Finance and Audit Act 1983, announced receipt of the following paper—

29 October 1993

Report of the Public Accounts Committee Inquiry into Financing of Urban Infrastructure—Report on United States Study Tour of 28 August - 5 September 1993, dated October 1993.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 November 1993

10 REPORTS RECEIVED BY THE CLERK

The Clerk, pursuant to the Annual Reports (Statutory Bodies) Act 1984, announced receipt of the following papers—

4 November 1993

Report of the Namoi Valley County Council for the year ended 30 June 1993.

Report of the New England County Council for the year ended 30 June 1993.

Report of the Northern Rivers County Council for the year ended 30 June 1993.

Report of the North West Electricity for the year ended 30 June 1993.

Report of the Ophir County Council for the year ended 30 June 1993.

Report of the Pacific Power, Volumes 1 and 2, for the year ended 30 June 1993.

Report of the Rural Assistance Authority for the year ended 30 June 1993.

Report of the Southern Riverina County Council for the year ended 30 June 1993.

Report of the Southern Tablelands County Council for the year ended 30 June 1993.

Report of the Sydney Electricity for the year ended 30 June 1993.

Report of the Western Power for the year ended 30 June 1993.

5 November 1993

Report of the Building and Construction Industry Long Service Payments Corporation for the year ended 30 June 1993.

Report of the Coal and Oil Shale Mine Workers' Superannuation Tribunal for the year ended 30 June 1993.

Report of the Entertainment Industry Interim Council for the year ended 30 June 1993.

Report of the Trustees of the Parliamentary Contributory Superannuation Fund for the year ended 30 June 1993.

Report of the Sporting Injuries Committee for the year ended 30 June 1993.

Report of the Vocational Education and Training Accreditation Board for the year ended 30 June 1993.

Report of the WorkCover Authority for the year ended 30 June 1993.

Report of the Workers' Compensation (Dust Diseases) Board for the year ended 30 June 1993.

Report of the Joint Committee administering the Broken Hill Mines (Pneumoconiosis-Tuberculosis) Compensation Scheme for the year ended 30 June 1993.

The Clerk, pursuant to the Annual Reports (Departments) Act 1985, announced receipt of the following report—

5 November 1993

Report of the Department of Industrial Relations, Employment, Training and Further Education for the year ended 30 June 1993.

11 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Dr Kernohan and Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Amery—from certain citizens requesting the completion of Stage 2 of the Phillip Parkway Rooty Hill to link Eastern Road with the Great Western Highway.

Mr Glachan—from certain citizens requesting the continuation of current Countrylink services.

Mr Mills—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Gaudry and Dr Refshauge—from certain citizens supporting legislation to outlaw discrimination against HIV and AIDS sufferers.

Mr Cruickshank—from certain citizens requesting shelter facilities at Temora Public School.

Dr Refshauge—from certain citizens opposing the privatisation of Camden District Hospital and to re-open children's services at the hospital.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

Mr Rumble—from certain citizens requesting more police for Warrilla Police Station.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 November 1993

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

Mr Face, Mr Gaudry, Mr Hunter and Mr Mills—from certain citizens opposing the proposed police service rotational transfer policy.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

12 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

13 SUSPENSION OF STANDING ORDERS—REMEMBRANCE DAY

Ordered, on motion of Mr West (by leave), That, at 10.50 a.m. on Thursday 11 November 1993, so much of the Standing and Sessional Orders be suspended as would preclude the interruption of any business then before the House for the consideration of the following motion with debate being interrupted at 11.00 a.m. and the question being put:

(1) That this House commemorates the 75th anniversary of Armistice Day; and

(2) That members and officers of the House stand in silence for two minutes in remembrance of those who have made the supreme sacrifice.

14 SMOKE FREE AREAS AT PARLIAMENT HOUSE

Ordered, on motion of Mr West, That the following message be sent to the Legislative Council:

MR PRESIDENT

The Legislative Assembly desires to acquaint the Legislative Council that on Friday 29 October 1993 a.m. it agreed to the following resolution—

That from 1 January 1994 the enclosed areas of the precincts of the Parliament shall be a smoke-free environment, other than areas designated by the Presiding Officers, having regard to the provisions of the Occupational Health and Safety Act 1983 and any relevant regulations and codes of practice made under that Act.

And the Legislative Assembly requests that the Legislative Council pass a similar resolution.

Legislative Assembly
9 November 1993

K. R. ROZZOLI
Speaker

15 QUESTIONS UPON NOTICE—UNANSWERED

Mr Speaker drew the attention of the House to Question upon Notice (No. 1492) not answered within 15 sitting days and called on the responsible Minister to explain the non-compliance with Sessional Orders.

16 SELECT COMMITTEE UPON PUBLIC SECTOR SUPERANNUATION SCHEMES

Mr Smith brought up and laid upon the Table the Report of the Select Committee upon Public Sector Superannuation Schemes together with Minutes of Proceedings, dated November 1993.

Ordered to be printed.

Mr Smith also brought up and laid upon the Table the Minutes of Evidence taken before the Committee together with associated documents.

Mr Smith moved, That the House take note of the Report.

Ordered by Mr Speaker, That the resumption of the debate stand an Order of the Day for tomorrow.

17 MATTER FOR URGENT CONSIDERATION—AUSTRALIAN MEDICAL ENTERPRISES

Dr Refshauge moved, pursuant to notice, That this House calls on the Fahey Government to cancel the hospital licence granted to Australian Medical Enterprises to establish a hospital adjacent to St. George Hospital.

Debate ensued.

Question put.

The House divided.

Ayes 41

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Bowman
Mr Clough
Mr Crittenden
Mr Doyle
Mr Face
Mr Gaudry
Mrs Grusovin
Mr Harrison
Mr Hunter
Mr Iemma

Mr Irwin
Mr Knight
Mr Knowles
Mrs Lo Po'
Mr McBride
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Neilly
Ms Nori
Mr Page

Mr Price
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Sullivan
Mr Thompson
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Davoren

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 November 1993

Noes 45

Mr Armstrong	Mr Hartcher	Mr Richardson
Mr Baird	Mr Hatton	Mr Rixon
Mr Beck	Mr Humpherson	Mr Schipp
Mr Blackmore	Dr Kernohan	Mr Schultz
Mr Causley	Mr Kinross	Mr Smith
Mr Chappell	Mr Longley	Mr Souris
Mrs Chikarovski	Dr Macdonald	Mr Tink
Mr Cochran	Ms Machin	Mr Turner
Mrs Cohen	Mr Merton	Mr West
Mr Collins	Ms Moore	Mr Windsor
Mr Cruickshank	Mr Morris	Mr Yabsley
Mr Downy	Mr O'Doherty	
Mr Fahey	Mr D. L. Page	Tellers
Mr Fraser	Mr Peacocke	
Mr Glachan	Mr Phillips	Mr Jeffery
Mr Griffiths	Mr Photios	Mr Kerr

Pairs

Mr Carr	Mr Hazzard
Mr Gibson	Mr Murray
Mr Langton	Mr Petch
Mr Newman	Mr Small
Mr Shedden	Mr Smiles
Mr Ziolkowski	Mr Zammit

And so it passed in the negative.

18 MESSAGE FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported a message from the Legislative Council dated 9 November 1993, returning the Motor Vehicles Taxation (Further Amendment) Bill, without amendment.

19 LEGAL PROFESSION REFORM BILL
MAINTENANCE AND CHAMPERTY ABOLITION BILL

Mr Speaker reported the following messages from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to amend the Legal Profession Act 1987 in relation to the structure, regulation and discipline of the legal profession, the making and handling of complaints about legal practitioners and the regulation of legal fees and other costs; and for other purposes" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
28 October 1993

DUNCAN GAY
Deputy President

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to abolish the common law crimes of maintenance and champerty; to exclude liability in tort for the common law crimes of maintenance and champerty; and for other purposes" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
28 October 1993

DUNCAN GAY
Deputy President

Bills presented and read a first time.

Mr Fahey moved, That these Bills be now read a second time.

Debate adjourned (Mr Whelan) and the resumption of the debate made an Order of the Day for tomorrow.

20 CORONERS (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Merton, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Gordon, Mr Kinross, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Auburn, Mr Nagle, be allowed to continue his speech for a further period of five minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

21 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 November 1993

22 CORONERS (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mr Merton, That this bill be now read a second time—

And the question being again proposed—

And Mr Photios having spoken in reply—

Question put and passed.

Bill read a second time.

Mr Rixon, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Rixon, Acting Speaker, resumed the Chair and Mr Tink, Temporary Chairman, reported progress and obtained leave to sit again at a later hour of the day.

23 MOTOR ACCIDENTS (AMENDMENT) BILL

The Order of the Day having been read, Mr Tink, Acting Speaker, left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in the Motor Accidents (Amendment) Bill.

Mr Tink, Acting Speaker, resumed the Chair, and Mr Rixon, Temporary Chairman, reported that the Committee had agreed to the Council amendments.

Report adopted.

24 INDUSTRIAL RELATIONS (PUBLIC VEHICLES AND CARRIERS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mrs Chikarovski, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Tink, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Tink, Acting Speaker, resumed the Chair and Mr Rixon, Temporary Chairman, reported the bill with amendments.

On motion of Mrs Chikarovski, the Report was adopted.

Ordered by Mr Tink, Acting Speaker, That the third reading stand an Order of the Day for tomorrow.

25 VOCATIONAL EDUCATION AND TRAINING ACCREDITATION (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mrs Chikarovski, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Riverstone, Mr Aquilina, be allowed to continue his speech for a further period of five minutes.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mrs Chikarovski, read a third time.

26 SUSPENSION OF STANDING ORDERS—INDUSTRIAL RELATIONS (PUBLIC VEHICLES AND CARRIERS) AMENDMENT BILL

Ordered, on motion of Mrs Chikarovski (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the third reading of the Industrial Relations (Public Vehicles and Carriers) Amendment Bill being moved forthwith.

27 INDUSTRIAL RELATIONS (PUBLIC VEHICLES AND CARRIERS) AMENDMENT BILL

Mrs Chikarovski moved, That this bill be now read a third time.

Question put and passed.

Bill read a third time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 November 1993

28 SUSPENSION OF STANDING ORDERS—HOMEFUND COMMISSIONER
(MISCELLANEOUS AMENDMENTS) BILL

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the HomeFund Commissioner (Miscellaneous Amendments) Bill, notice of which was given this day for tomorrow, being brought in and proceeded with up to and including the Minister's second reading speech.

29 HOMEFUND COMMISSIONER (MISCELLANEOUS AMENDMENTS) BILL

Ms Machin moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the HomeFund Commissioner Act 1993 to make further provision with respect to determinations that may be made by the HomeFund Commissioner under that Act; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Ms Machin moved, That this bill be now read a second time.

Debate adjourned (Mrs Grusovin) and the resumption of the adjourned debate made an Order of the Day for a future day.

30 CORONERS (AMENDMENT) BILL

The Order of the Day having been read, Mr Rixon, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the further consideration of the bill.

Mr Rixon, Acting Speaker, resumed the Chair and the Chairman reported the bill with amendments.

On motion of Mr Photios, the Report was adopted.

Ordered by Mr Rixon, Acting Speaker, That the third reading stand an Order of the Day for tomorrow.

31 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Rixon, Acting Speaker, reported messages from the Legislative Council returning the following bills without amendment:

9 November 1993

Credit (Amendment) Bill
Sentencing (Life Sentences) Amendment Bill.

32 SMOKE FREE AREAS AT PARLIAMENT HOUSE

Mr Rixon, Acting Speaker, reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council desires to acquaint the Legislative Assembly that on Tuesday 9 November 1993 it agreed to the following resolution—

That from 1 January 1994 the enclosed areas of the precincts of the Parliament shall be a smoke-free environment, other than areas designated by the Presiding Officers, having regard to the provisions of the Occupational Health and Safety Act 1983 and any relevant regulations and codes of practice made under that Act.

Legislative Council
9 November 1993

BERYL A. EVANS
Acting President

33 JUSTICES (COURTESY LETTERS) AMENDMENT BILL

Mr Rixon, Acting Speaker, reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to amend the Justices Act 1902 to make further provision with respect to courtesy letters; and to validate courtesy letters and subsequent action taken concerning them" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
9 November 1993

BERYL A. EVANS
Acting President

Bill read a first time.

Mr Photios moved, That this Bill be now read a second time.

SUSPENSION OF STANDING ORDERS

Ordered, on motion of Mr Whelan (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the Justices (Courtesy Letters) Amendment Bill being passed through all remaining stages at this sitting.

Debate ensued.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 November 1993

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Photios read a third time.

34 ADJOURNMENT

Mr Photios moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 11.25 p.m., until tomorrow, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 38

WEDNESDAY 10 NOVEMBER 1993

1 MESSAGES FROM THE GOVERNOR

Mr Speaker reported messages from His Excellency the Governor assenting to the following bills:

9 November 1993

Appropriation Bill
Parliamentary Appropriation Bill
Business Franchise Licences (Petroleum Products) Amendment Bill
Motor Vehicles Taxation (Amendment) Bill
Road Improvement (Special Funding) Amendment Bill
Crimes Legislation (Review of Convictions) Amendment Bill
Glenreagh to Dorrigo Railway (Closure) Bill
Marine Pollution (Penalties) Amendment Bill
Sydney Organising Committee for the Olympic Games Bill
University of New England Bill
Southern Cross University Bill
Higher Education (Amalgamation) Amendment Bill.

2 NOTICE OF MATTER FOR URGENT CONSIDERATION—NATIONAL FOREST POLICY

Ms Moore—National Forest Policy.

3 QUESTIONS

4 NOTICES OF MOTIONS

5 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Dr Kernohan and Mr Windsor—from certain citizens requesting a referendum on the re-introduction of the option for capital punishment.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Ms Allan, Mr Markham, Mr Page and Mr Sullivan—from certain citizens supporting legislation to outlaw discrimination against HIV and AIDS sufferers.

Mr Crittenden—from certain citizens opposing any increase in service charges by Sydney Electricity.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr Crittenden—from certain citizens requesting a Beat Police Unit at Toukley.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

Mr Rumble—from certain citizens requesting an increase in staff at Warilla Police Station.

Mr Crittenden—from certain citizens requesting the establishment of a "Drop in" Community Centre at Wyong.

Mr Markham—from certain citizens requesting the continuation of the Access Project for the Deaf in the Illawarra region.

6 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 November 1993

7 CORONERS (AMENDMENT) BILL

(Formal Order of the Day)—Bill, on motion of Mr Photios, read a third time.

8 MATTER FOR URGENT CONSIDERATION—NATIONAL FOREST POLICY

Ms Moore moved, pursuant to notice, That this House:

(1) Condemns the Minister for Land and Water Conservation and the Minister for the Environment for their failure to implement, especially in the south east forests, the conservation principles and mechanisms of the National Forest Policy Statement; and

(2) Calls upon the Minister for Land and Water Conservation and the Minister for the Environment to reach agreement with the Commonwealth Government by no later than the end of February 1994 on implementation of the National Forest Policy in New South Wales particularly the undertaking of regional assessments and the establishment of satisfactory moratorium on logging activities in areas regarded as having high conservation value in accordance with the principles contained in the National Forest Policy Statement.

Debate ensued.

The House divided.

Ayes 44

Ms Allan	Mr Knight	Mr Page
Mr Amery	Mr Knowles	Mr Price
Mr Anderson	Mr Langton	Dr Refshauge
Mr Aquilina	Mrs Lo Po'	Mr Rogan
Mr A. S. Aquilina	Mr McBride	Mr Rumble
Mr Bowman	Mr McManus	Mr Scully
Mr Carr	Dr Macdonald	Mr Sullivan
Mr Clough	Mr Markham	Mr Thompson
Mr Crittenden	Mr Martin	Mr Whelan
Mr Face	Mr Mills	Mr Yeadon
Mr Gaudry	Ms Moore	
Mrs Grusovin	Mr Moss	
Mr Harrison	Mr J. H. Murray	Tellers
Mr Hunter	Mr Nagle	Mr Beckroge
Mr Iemma	Mr Neilly	Mr Davoren
Mr Irwin	Ms Nori	

Noes 44

Mr Armstrong	Mr Hartcher	Mr Schipp
Mr Baird	Mr Hatton	Mr Schultz
Mr Beck	Dr Kernohan	Mr Smith
Mr Blackmore	Mr Kinross	Mr Souris
Mr Causley	Mr Longley	Mr Tink
Mr Chappell	Ms Machin	Mr Turner
Mrs Chikarovski	Mr Merton	Mr West
Mr Cochran	Mr Morris	Mr Windsor
Mrs Cohen	Mr Murray	Mr Yabsley
Mr Collins	Mr O'Doherty	Mr Zammit
Mr Cruickshank	Mr D. L. Page	
Mr Downy	Mr Peacocke	Tellers
Mr Fahey	Mr Phillips	
Mr Fraser	Mr Photios	Mr Jeffery
Mr Glachan	Mr Richardson	Mr Kerr
Mr Griffiths	Mr Rixon	

Pairs

Mr Doyle	Mr Hazzard
Mr Gibson	Mr Humpherson
Mr Newman	Mr Petch
Mr Shedden	Mr Small
Mr Ziolkowski	Mr Smiles

And the numbers being equal, Mr Speaker gave his casting vote with the "Noes" and declared the Question to have been passed in the negative.

9 LEGAL PROFESSION REFORM BILL
MAINTENANCE AND CHAMPERTY ABOLITION BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fahey, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

It being 5.15 p.m. debate interrupted for private members' statements.

10 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 November 1993

11 LEGAL PROFESSION REFORM BILL
MAINTENANCE AND CHAMPERTY ABOLITION BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Mr Fahey, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

Ordered, That the honourable member for Gordon, Mr Kinross, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Dubbo, Mr Peacocke, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Canterbury, Mr Moss, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Newcastle, Mr Gaudry, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Smithfield, Mr Scully, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Auburn, Mr Nagle, be allowed to continue his speech for a further period of five minutes.

Mr Iemma moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

12 SUSPENSION OF STANDING ORDERS—INTRODUCTION OF BILLS

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the:

Election Funding (Amendment) Bill
Occupational Health and Safety Legislation (Amendment) Bill
Workers Compensation Legislation (Miscellaneous Amendments) Bill
Superannuation Legislation (Further Amendment) Bill,

notice of which was given this day for tomorrow, being brought in and proceeded with up to and including the Minister's second reading speech.

13 ELECTION FUNDING (AMENDMENT) BILL

Mr Hartcher moved, on behalf of Mr Fahey, pursuant to notice, That leave be given to bring in a bill for an Act to make miscellaneous amendments to the Election Funding Act 1981.

Question put and passed.

Bill presented and read a first time.

Mr Hartcher moved, That this bill be now read a second time.

Debate adjourned (Mr Face) and the resumption of the adjourned debate made an Order of the Day for a future day.

14 OCCUPATIONAL HEALTH AND SAFETY LEGISLATION (AMENDMENT) BILL
WORKERS COMPENSATION LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL

Mrs Chikarovski moved, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to amend the Occupational Health and Safety Act 1983 and certain other associated occupational health and safety legislation with respect to the appointment and powers of inspectors; to transfer to the WorkCover Authority certain functions exercised by Chief Inspectors; and for other purposes.
- (ii) A bill for an Act to amend the Workers Compensation Act 1987 to make further provision with respect to workers' entitlements to damages, and employers' wage records; to amend the Workers' Compensation (Dust Diseases) Act 1942; and for other purposes.

Question put and passed.

Bills presented and read a first time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 and 11 November 1993 a.m.

Mrs Chikarovski moved, That these bills be now read a second time.

Debate adjourned (Mr Face) and the resumption of the adjourned debate made an Order of the Day for a future day.

15 SUPERANNUATION LEGISLATION (FURTHER AMENDMENT) BILL

Mrs Chikarovski moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend various public sector superannuation Acts in relation to contributions by employers, payments where beneficiaries are missing, payments of benefits to spouses and children; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mrs Chikarovski moved, That this bill be now read a second time.

And the House continuing to sit after midnight—

THURSDAY 11 NOVEMBER 1993 a.m.

Debate adjourned (Mr Face) and the resumption of the adjourned debate made an Order of the Day for a future day.

16 COMMONWEALTH POWERS (POULTRY PROCESSING) BILL

Mr Causley moved, pursuant to notice, That leave be given to bring in a bill for an Act to refer to the Parliament of the Commonwealth certain legislative power relating to the slaughter of poultry and the processing of poultry meat; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Causley moved, That this bill be now read a second time.

Debate adjourned (Mr Martin) and the resumption of the adjourned debate made an Order of the Day for a future day.

17 FIRE BRIGADES (HAZARDOUS MATERIALS) AMENDMENT BILL

Mr Griffiths moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Fire Brigades Act 1989 so as to confer on New South Wales Fire Brigades certain powers and duties in respect of hazardous material incidents; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Griffiths moved, That this bill be now read a second time.

Debate adjourned (Mr Face) and the resumption of the adjourned debate made an Order of the Day for a future day.

18 **BOOKMAKERS (TAXATION) (BET BACK) AMENDMENT BILL**

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Downy, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Downy, read a third time.

19 **MESSAGE FROM THE LEGISLATIVE COUNCIL**

Mr Speaker reported a message from the Legislative Council dated 10 November 1993, returning the Vocational Education and Training Accreditation (Amendment) Bill, without amendment.

20 **MESSAGE FROM THE LEGISLATIVE COUNCIL**

Mr Speaker also reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council has this day agreed to the "Industrial Relations (Public Vehicles and Carriers) Amendment Bill" with the amendments indicated by the accompanying schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council
10 November 1993

BERYL A. EVANS
Acting President

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 and 11 November 1993 a.m.

INDUSTRIAL RELATIONS (PUBLIC VEHICLES AND CARRIERS) AMENDMENT BILL

Schedule of the amendments referred to in Message of 10 November 1993.

LYNN LOVELOCK
for Clerk of the Parliaments

No. 1 Page 2, Schedule 1 (2) (a), line 19. Omit "or bicycle".

No. 2 Page 8, Schedule 1 (4), line 3. Omit "or bicycle".

Examined
M. H. GOLDSMITH
Temporary Chairman of Committees

Ordered, by Mr Speaker, That the amendments made by the Legislative Council in this bill be taken into consideration tomorrow.

21 PRISONS (AMENDMENT) BILL (No. 2)
SENTENCING (AMENDMENT) BILL (No. 2)

Mr Speaker reported the following messages from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to amend the Prisons Act 1952 to abolish the Serious Offenders Review Board and to constitute the Serious Offenders Review Council, to make further provision with respect to the segregation of prisoners and drug testing of prisoners; and for other purposes; and to amend the Defamation Act 1974 consequentially" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
10 November 1993

M. H. GOLDSMITH
Acting President

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to amend the Sentencing Act 1989 with respect to the functions of the Offenders Review Board; and for other purposes"

transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
10 November 1993

M. H. GOLDSMITH
Acting President

Bills presented and read a first time.

Ordered by Mr Speaker, That the second reading stand an Order of the Day for tomorrow.

22 ADJOURNMENT

Mr Downy moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 12.39 a.m., until 9.00 a.m., this day.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 39

THURSDAY 11 NOVEMBER 1993

1 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 1 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(2) Notice of Motion No. 2 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(3) Notice of Motion No. 3 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(4) Notice of Motion No. 4 of General Business (for Bills) lapsed, by Ms Moore not being present.

(5) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

(6) Order of the Day No. 2 of General Business (for Bills) postponed, by Mr Carr, until tomorrow.

(7) Order of the Day No. 3 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(8) Order of the Day No. 4 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(9) Order of the Day No. 5 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(10) Order of the Day No. 6 of General Business (for Bills) postponed, by Dr Refshauge, until tomorrow.

2 CREDIT (MAXIMUM ANNUAL PERCENTAGE RATE) AMENDMENT BILL

(1) Ordered, on motion of Mr Amery, That Order of the Day No. 7 of General Business (for Bills) be discharged.

(2) Ordered, on motion of Mr Amery, That the Credit (Maximum Annual Percentage Rate) Amendment Bill be withdrawn.

3 PACIFIC HIGHWAY (CHEERO POINT) RE-OPENING BILL

(1) Ordered, on motion of Mr Doyle, That Order of the Day No. 8 of General Business (for Bills) be discharged.

(2) Ordered, on motion of Mr Doyle, That the Pacific Highway (Cheero Point) Re-opening Bill be withdrawn.

4 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS (continuation of entry No. 1)

(1) Order of the Day No. 9 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(2) Order of the Day No. 10 of General Business (for Bills) postponed, by Mr Gibson with prior notice given to Mr Speaker, until tomorrow.

(3) Order of the Day No. 11 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(4) Order of the Day No. 12 of General Business (for Bills) postponed, by Mr Face, until tomorrow.

(5) Order of the Day No. 13 of General Business (for Bills) postponed, by Mr Aquilina, until tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 November 1993

(6) Order of the Day No. 20 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(7) Order of the Day No. 26 of General Business (for Bills) lapsed, Mr Schipp not being present.

(8) Notice of Motion No. 1 of General Business (General Notices) postponed, by Mr Cochran with prior notice given to Mr Speaker, until tomorrow.

(9) Notice of Motion No. 27 of General Business (General Notices) postponed, by Mr Cochran with prior notice given to Mr Speaker, until tomorrow.

5 CONSUMER CLAIMS TRIBUNALS (FEES) AMENDMENT BILL

Mr Amery moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Consumer Claims Tribunals Act 1987 to set a new scale of fees for lodging consumer claims; and for related purposes.

Question put and passed.

Bill presented and read a first time.

Mr Amery moved, That this bill be now read a second time.

Debate adjourned (Mr Jeffery) and the resumption of the adjourned debate made an Order of the Day for a future day.

It being before 10.00 a.m., and consideration of General Business Notices of Motions (for Bills) having concluded, General Business Orders of the Day (for Bills) proceeded with.

6 SUSPENSION OF STANDING ORDERS—HOME FUND COMMISSIONER (AMENDMENT) BILL

Mrs Grusovin moved, That so much of the Standing and Sessional Orders be suspended as would preclude consideration forthwith of Order of the Day No. 21 of General Business (for Bills).

Debate ensued.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 November 1993

The House divided.

Ayes 43

Ms Allan	Mr Irwin	Mr Page
Mr Amery	Mr Knight	Mr Price
Mr Anderson	Mr Knowles	Dr Refshauge
Mr Aquilina	Mr Langton	Mr Rogan
Mr A. S. Aquilina	Mrs Lo Po'	Mr Scully
Mr Bowman	Mr McBride	Mr Sullivan
Mr Clough	Dr Macdonald	Mr Thompson
Mr Crittenden	Mr Markham	Mr Whelan
Mr Doyle	Mr Martin	Mr Yeadon
Mr Face	Mr Mills	
Mr Gaudry	Ms Moore	
Mrs Grusovin	Mr Moss	
Mr Harrison	Mr J. H. Murray	Tellers
Mr Hatton	Mr Nagle	
Mr Hunter	Mr Neilly	Mr Beckroge
Mr Iemma	Ms Nori	Mr Davoren

Noes 41

Mr Armstrong	Dr Kernohan	Mr Schultz
Mr Baird	Mr Kinross	Mr Smith
Mr Beck	Mr Longley	Mr Souris
Mr Blackmore	Ms Machin	Mr Tink
Mr Causley	Mr Merton	Mr Turner
Mr Chappell	Mr Morris	Mr West
Mrs Chikarovski	Mr Murray	Mr Windsor
Mrs Cohen	Mr O'Doherty	Mr Yabsley
Mr Collins	Mr D. L. Page	Mr Zammit
Mr Cruickshank	Mr Peacocke	
Mr Downy	Mr Phillips	
Mr Fraser	Mr Photios	Tellers
Mr Glachan	Mr Richardson	
Mr Griffiths	Mr Rixon	Mr Jeffery
Mr Humpherson	Mr Schipp	Mr Kerr

Pairs

Mr Carr	Mr Cochran
Mr Gibson	Mr Fahey
Mr McManus	Mr Hartcher
Mr Newman	Mr Hazzard
Mr Rumble	Mr Petch
Mr Shedden	Mr Small
Mr Ziolkowski	Mr Smiles

And so it was resolved in the affirmative.

7 HOMEFUND COMMISSIONER (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mrs Grusovin, That this bill be now read a second time—

And the question being again proposed—

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 November 1993

The House resumed the said adjourned debate.

Question put.

The House divided.

Ayes 43

Ms Allan	Mr Irwin	Mr Page
Mr Amery	Mr Knight	Mr Price
Mr Anderson	Mr Knowles	Dr Refshauge
Mr Aquilina	Mr Langton	Mr Rogan
Mr A. S. Aquilina	Mrs Lo Po'	Mr Scully
Mr Bowman	Mr McBride	Mr Sullivan
Mr Clough	Dr Macdonald	Mr Thompson
Mr Crittenden	Mr Markham	Mr Whelan
Mr Doyle	Mr Martin	Mr Yeadon
Mr Face	Mr Mills	
Mr Gaudry	Ms Moore	
Mrs Grusovin	Mr Moss	
Mr Harrison	Mr J. H. Murray	Tellers
Mr Hatton	Mr Nagle	
Mr Hunter	Mr Neilly	Mr Beckroge
Mr Iemma	Ms Nori	Mr Davoren

Noes 41

Mr Armstrong	Dr Kernohan	Mr Schultz
Mr Baird	Mr Kinross	Mr Smith
Mr Beck	Mr Longley	Mr Souris
Mr Blackmore	Ms Machin	Mr Tink
Mr Causley	Mr Merton	Mr Turner
Mr Chappell	Mr Morris	Mr West
Mrs Chikarovski	Mr Murray	Mr Windsor
Mrs Cohen	Mr O'Doherty	Mr Yabsley
Mr Collins	Mr D. L. Page	Mr Zammit
Mr Cruickshank	Mr Peacocke	
Mr Downy	Mr Phillips	Tellers
Mr Fraser	Mr Photios	
Mr Glachan	Mr Richardson	
Mr Griffiths	Mr Rixon	Mr Jeffery
Mr Humpherson	Mr Schipp	Mr Kerr

Pairs

Mr Carr	Mr Cochran
Mr Gibson	Mr Fahey
Mr McManus	Mr Hartcher
Mr Newman	Mr Hazzard
Mr Rumble	Mr Petch
Mr Shedden	Mr Small
Mr Ziolkowski	Mr Smiles

And so it was resolved in the affirmative.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mrs Grusovin, read a third time.

8 POST-CONVICTION INQUIRY (QUASHING OF CONVICTION) (DOUGLAS HARRY RENDELL) BILL—POSTPONEMENT

The Order of the Day having been read for the committee stage on the bill—

And Mr Mills having preaudience under Standing Order 118—

Ordered, on motion of Mr Mills, That the Order of the Day be postponed until a later hour of the day.

9 POST-CONVICTION INQUIRIES (QUASHING OF CONVICTION) (JOHANN ERNST SIEGFRIED POHL) BILL—POSTPONEMENT

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Thompson, That this bill be now read a second time—

And the question being again proposed—

And Mr Thompson having preaudience under Standing Order 118—

Ordered, on motion of Mr Thompson, That the Order of the Day be postponed until a later hour of the day.

10 CRIMES (REPUBLICAN DEBATE) AMENDMENT BILL—POSTPONEMENT

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Scully, That this bill be now read a second time—

And the question being again proposed—

And Mr Scully having preaudience under Standing Order 118—

Ordered, on motion of Mr Scully, That the Order of the Day be postponed until a later hour of the day.

11 WORKERS COMPENSATION (JOURNEY CLAIMS) AMENDMENT BILL—POSTPONEMENT

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Yeadon, That this bill be now read a second time—

And the question being again proposed—

And Mr Yeadon having preaudience under Standing Order 118—

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 November 1993

Ordered, on motion of Mr Yeadon, That the Order of the Day be postponed until a later hour of the day.

12 PUBLIC FINANCE AND AUDIT (SPECIAL DIVIDENDS) AMENDMENT
BILL—POSTPONEMENT

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr J. H. Murray, That this bill be now read a second time—

And the question being again proposed—

And Mr J. H. Murray having preaudience under Standing Order 118—

Ordered, on motion of Mr J. H. Murray, That the Order of the Day be postponed until a later hour of the day.

13 LAKE MACQUARIE STATE RECREATION AREA BILL—POSTPONEMENT

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hunter, That this bill be now read a second time—

And the question being again proposed—

And Mr Hunter having preaudience under Standing Order 118—

Ordered, on motion of Mr Hunter, That the Order of the Day be postponed until a later hour of the day.

14 SYDNEY HELIPORT BILL—POSTPONEMENT

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Ms Nori, That this bill be now read a second time—

And the question being again proposed—

And Ms Nori having preaudience under Standing Order 118—

Ordered, on motion of Ms Nori, That the Order of the Day be postponed until a later hour of the day.

15 CROWN LANDS (PREVENTION OF SALE) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Martin, That this bill be now read a second time—

And the question being again proposed—

Mr Whelan moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

16 INDUSTRIAL RELATIONS (SICK LEAVE) AMENDMENT BILL—POSTPONEMENT

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Yeadon, That this bill be now read a second time—

And the question being again proposed—

And Mr Yeadon having preaudience under Standing Order 118—

Ordered, on motion of Mr Yeadon, That the Order of the Day be postponed until a later hour of the day.

17 LETONA CO-OPERATIVE (ASSISTANCE) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr J. H. Murray, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

At 10.50 a.m., pursuant to the resolution of the House of 9 November 1993, business interrupted.

18 COMMEMORATION OF THE 75th ANNIVERSARY OF ARMISTICE DAY

Mr Griffiths moved, pursuant to the resolution of the House of 9 November 1993—

(1) That this House commemorates the 75th anniversary of Armistice Day; and

(2) That members and officers of the House stand in silence for two minutes in remembrance of those who have made the supreme sacrifice.

Debate ensued.

Question put and passed.

Honourable Members and Officers stood in silence for two minutes in memory of those who had made the supreme sacrifice.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 November 1993

DISTINGUISHED VISITORS

Mr Speaker drew the attention of the House to the presence in the Speaker's Gallery of Mr N. Steyn, South African Ambassador, and Mr J. A. Rabie, Minister for Population Development for South Africa.

19 LETONA CO-OPERATIVE (ASSISTANCE) BILL

Resumption of the interrupted debate, on motion of Mr J. H. Murray, That this bill be now read a second time—

Ordered, That the honourable member for Tamworth, Mr Windsor, be allowed to continue his speech for a further period of five minutes.

Question put.

The House divided.

Ayes 42

Ms Allan	Mr Lemma	Mr Neilly
Mr Amery	Mr Irwin	Ms Nori
Mr Anderson	Mr Knight	Mr Price
Mr Aquilina	Mr Knowles	Dr Refshauge
Mr A. S. Aquilina	Mr Langton	Mr Rogan
Mr Bowman	Mrs Lo Po'	Mr Scully
Mr Clough	Mr McBride	Mr Sullivan
Mr Crittenden	Dr Macdonald	Mr Thompson
Mr Doyle	Mr Markham	Mr Whelan
Mr Face	Mr Martin	Mr Yeadon
Mr Gaudry	Mr Mills	
Mrs Grusovin	Ms Moore	Tellers
Mr Harrison	Mr Moss	Mr Beckroge
Mr Hatton	Mr J. H. Murray	Mr Davoren
Mr Hunter	Mr Nagle	

Noes 39

Mr Armstrong	Mr Humpherson	Mr Schultz
Mr Baird	Dr Kernohan	Mr Smith
Mr Beck	Mr Kinross	Mr Souris
Mr Blackmore	Mr Longley	Mr Tink
Mr Causley	Mr Merton	Mr Turner
Mr Chappell	Mr Morris	Mr West
Mrs Chikarovski	Mr Murray	Mr Windsor
Mrs Cohen	Mr O'Doherty	Mr Yabsley
Mr Collins	Mr D. L. Page	Mr Zammit
Mr Cruickshank	Mr Peacocke	
Mr Downy	Mr Phillips	Tellers
Mr Fraser	Mr Photios	Mr Jeffery
Mr Glachan	Mr Richardson	Mr Kerr
Mr Griffiths	Mr Rixon	

Pairs

Mr Carr	Mr Cochran
Mr Gibson	Mr Fahey
Mr McManus	Mr Hartcher
Mr Newman	Mr Hazzard
Mr Page	Ms Machin
Mr Rumble	Mr Petch
Mr Shedden	Mr Small
Mr Ziolkowski	Mr Smiles

And so it was resolved in the affirmative.

Bill read a second time.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

It being 1.00 p.m. consideration of the bill in Committee interrupted.

Mr Deputy Speaker resumed the Chair and Mr Rixon, Temporary Chairman, reported progress and obtained leave to sit again tomorrow.

It being after 1.00 p.m., General Business Orders of the Day (Committee Reports) proceeded with.

20 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST
CORRUPTION—MINUTES OF EVIDENCE

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

21 PUBLIC ACCOUNTS COMMITTEE—REPORT ON THE UNITED STATES STUDY TOUR

Question proposed—That the House take note of the Report.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 November 1993

22 SELECT COMMITTEE UPON PUBLIC SECTOR SUPERANNUATION
SCHEMES—REPORT

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

23 NOTICE OF MATTER FOR URGENT CONSIDERATION—VICTIMS COMPENSATION
TRIBUNAL

Mr Knight—Victims Compensation Tribunal.

24 QUESTIONS

25 NOTICES OF MOTIONS

26 STATUTORY INSTRUMENTS—RECEIVED BY THE CLERK

The Clerk gave notice of the making of, and laid upon the Table, the following statutory instruments:

Electricity Act 1945—Regulation (Relating to electrical articles and fees). (Gazette 121, 5 November 1993, page 6579.)

Fisheries and Oyster Farms Act 1935—

(a) Regulation (Relating to submersible lift nets). (Gazette 121, 5 November 1993, page 6581.)

(b) Regulation (Relating to the rock lobster fishery). (Gazette 121, 5 November 1993, page 6583.)

Local Courts (Civil Claims) Act 1970—Rule (Amending Local Courts (Civil Claims)). (Gazette 121, 5 November 1993, page 6693.)

27 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Mills—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Schultz—from certain citizens requesting the continuation of current Countrylink services.

Mr Yeadon—from certain citizens opposed to proposals to abolish penalty rates for nurses.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr Harrison—from certain citizens opposing the sale of David Berry Hospital.

Mr Face, Mr Gaudry and Mr Mills—from certain citizens opposing the proposed police service rotational transfer policy.

Mr Rumble—from certain citizens requesting more police for Warrilla Police Station.

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

Mr J. H. Murray—from certain citizens requesting the establishment of a police station to service the Concord, Rhodes, Cabarita and Mortlake areas.

Mr Markham—from certain citizens requesting the continuation of the Access Project for the Deaf in the Illawarra region.

Mr Knight—from certain citizens requesting more resources to assist victims of sexual assault.

28 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 2 of Business of the House postponed, by Mr Whelan, until tomorrow.

29 PRINTING OF PAPERS

(Formal Business)—Ordered, on motion of Mr West, That the following papers be printed:

Report of the Bicentennial Park Trust for the year ended 30 June 1993.

Report of the Board of Architects for the year ended 30 June 1993.

Report of the Centennial Park and Moore Park Trust for the year ended 30 June 1993.

Report of the Chipping Norton Lake Authority for the year ended 30 June 1993.

Report of the Dairy Industry Conference for the period 1 October 1992 to 30 June 1993.

Report of the Department of Corrective Services for the year ended 30 June 1993.

Report of the Department of Local Government and Co-operatives for the year ended 30 June 1993.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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Report of the Financial Institutions Commission for the year ended 30 June 1993.

Report of the Illawarra Electricity for the year ended 30 June 1993.

Report of the President of the Industrial Relations Commission for 1992.

Report of the Judicial Commission for the year ended 30 June 1993.

Report of the Monaro Electricity for the year ended 30 June 1993.

Report of the Motor Accidents Authority for the year ended 30 June 1993.

Report of the Murrumbidgee County Council for the year ended 30 June 1993.

Report of the Oxley Electricity and Water for the year ended 30 June 1993.

Report of the Shortland Electricity for the year ended 30 June 1993.

Report of the Southern Mitchell Electricity for the year ended 30 June 1993.

Report of the Waste Service for the year ended 30 June 1993.

30 MINISTERIAL STATEMENT—NEW SOUTH WALES POLICE SERVICE

Mr Griffiths made a ministerial statement concerning the New South Wales Police Service.

PAPERS

Mr Griffiths (by leave) laid upon the Table—

Discussion Paper of the Independent Commission Against Corruption into Police Informants, dated May 1993.

Discussion Paper of the Independent Commission Against Corruption entitled "A High Risk Area"—the Management of Criminal Investigations, dated October 1993.

Letter to Mr C. Cole, Assistant Commissioner from the Police Commissioner, dated 26 November 1991.

New South Wales Police Service Corruption Prevention Plan Summary, dated September 1993.

Letter to Mr Griffiths from the National Crime Authority, dated 1 November 1993.

Letter to Mr Griffiths from Mr Cusack, Q.C., dated 1 November 1993.

Letter to the Commissioner of New South Wales Police Service from Assistant Commissioner, Eastern Region Australian Federal Police, dated 1 November 1993.

Letter to Mr Griffiths from the Chairman of the New South Wales Crime Commission, dated 3 November 1993.

Schedule of Responses to Crime Commission Recommendation, dated 5 November 1993.

Letter to Mr Hatton from Mr Griffiths, dated 8 November 1993.

Letter to Mr Griffiths from the National Crime Authority, dated 9 November 1993.

Letter to the Chairman of the Joint Select Committee upon Police Administration from the Police Commissioner, dated 11 November 1993.

Letter to the Attorney General and Minister for Industrial Relation from Mr Griffiths, dated 24 November 1993.

Comment by Mr C. Cole concerning matters arising from the shooting of Constable Bourke.

Schedule of Allegation and Response, undated.

Mr Anderson also addressed the House.

31 REGULATION REVIEW COMMITTEE

Mr Cruickshank laid upon the Table Report No. 22 of the Regulation Review Committee drawing the Special Attention of Parliament to the Radiation Control Regulation 1993, dated November 1993.

Ordered to be printed.

32 SUSPENSION OF STANDING ORDERS—PRIVATE MEMBERS' STATEMENTS

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the taking of private members' statements at the conclusion of the matter for urgent consideration this day.

33 MATTER FOR URGENT CONSIDERATION—VICTIMS COMPENSATION TRIBUNAL

Mr Knight moved, pursuant to notice, That this House deplores the waste and mismanagement of taxpayers funds by the Victims Compensation Tribunal and the failure of the Attorney General to properly scrutinise its operations.

Debate ensued.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 November 1993

The House divided.

Ayes 41

Ms Allan	Mr Iemma	Mr Page
Mr Amery	Mr Irwin	Mr Price
Mr Anderson	Mr Knight	Dr Refshauge
Mr Aquilina	Mr Knowles	Mr Rogan
Mr A. S. Aquilina	Mr Langton	Mr Scully
Mr Bowman	Mrs Lo Po'	Mr Sullivan
Mr Clough	Mr McBride	Mr Thompson
Mr Crittenden	Mr Markham	Mr Whelan
Mr Doyle	Mr Martin	Mr Yeadon
Mr Face	Mr Mills	
Mr Gaudry	Mr Moss	
Mrs Grusovin	Mr J. H. Murray	Tellers
Mr Harrison	Mr Nagle	Mr Beckroge
Mr Hatton	Mr Neilly	Mr Davoren
Mr Hunter	Ms Nori	

Noes 43

Mr Armstrong	Mr Kinross	Mr Schultz
Mr Beck	Mr Longley	Mr Smith
Mr Blackmore	Dr Macdonald	Mr Souris
Mr Causley	Ms Machin	Mr Tink
Mr Chappell	Mr Merton	Mr Turner
Mrs Chikarovski	Ms Moore	Mr West
Mrs Cohen	Mr Morris	Mr Windsor
Mr Collins	Mr Murray	Mr Yabsley
Mr Cruickshank	Mr O'Doherty	Mr Zammit
Mr Downy	Mr D. L. Page	
Mr Fraser	Mr Peacocke	
Mr Glachan	Mr Phillips	
Mr Griffiths	Mr Photios	Tellers
Mr Hartcher	Mr Richardson	Mr Jeffery
Mr Humpherson	Mr Rixon	Mr Kerr
Dr Kernohan	Mr Schipp	

Pairs

Mr Carr	Mr Baird
Mr Gibson	Mr Cochran
Mr McManus	Mr Fahey
Mr Newman	Mr Hazzard
Mr Rumble	Mr Petch
Mr Shedden	Mr Small
Mr Ziolkowski	Mr Smiles

And so it passed in the negative.

34 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

35 PUBLIC ACCOUNTS COMMITTEE

Mr Tink (by leave) brought up and laid upon the Table the Report of the Public Accounts Committee for the year ended 30 June 1993.

Ordered to be printed.

36 PUBLIC FINANCE AND AUDIT (BUDGET) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Collins, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Rixon, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Rixon, Acting Speaker, resumed the Chair and the Chairman reported the bill with an amendment.

On motion of Mr Collins, the Report was adopted.

Ordered by Mr Rixon, Acting Speaker, That the third reading stand an Order of the Day for tomorrow.

37 STATUTE LAW (MISCELLANEOUS PROVISIONS) BILL (No. 2)

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fahey, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Rixon, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 November 1993

Mr Rixon, Acting Speaker, resumed the Chair and the Chairman reported the bill with an amendment.

On motion of Mr West, on behalf of Mr Fahey, the Report was adopted.

And Mr Rixon, Acting Speaker, having consented to the third reading being taken forthwith.

Bill, on motion of Mr West, read a third time.

38 COURTS LEGISLATION (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Photios, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Photios, read a third time.

39 SUMMARY OFFENCES (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hartcher, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Hartcher, read a third time.

40 GAMING AND BETTING (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mrs Cohen, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mrs Cohen, read a third time.

41 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Tink, Acting Speaker, reported messages from the Legislative Council returning the following bills without amendment:

11 November 1993

Bookmakers (Taxation) (Bet Back) Amendment Bill
Land Acquisition (Just Terms Compensation) Amendment Bill
National Parks and Wildlife (Emu Licence) Amendment Bill.

Mr Tink, Acting Speaker, also reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council acquaints the Legislative Assembly that it has this day discharged the Order of the Day for the second reading of the Government Cleaning Service Retention Bill.

Legislative Council
11 November 1993

BERYL A. EVANS
Acting President

Mr Tink, Acting Speaker, further reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council has this day agreed to the "Coroners (Amendment) Bill" with the amendments indicated by the accompanying schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council
11 November 1993

BERYL A. EVANS
Acting President

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 November 1993

CORONERS (AMENDMENT) BILL

Schedule of the amendments referred to in Message of 11 November 1993.

LYNN LOVELOCK
for Clerk of the Parliaments

No. 1 Page 7, Schedule 1 (17) (f), line 26. Omit "as soon as practicable", insert instead "within 21 days".

No. 2 Page 7, Schedule 1 (17) (f). After line 27, insert:

(7) If a House of Parliament is not sitting when the Attorney General seeks to comply with subsection (6), the Attorney General is required to present a copy of the report to the Clerk of the House.

(8) Material presented to the Clerk under this section:

- (a) on presentation and for all purposes, is taken to have been laid before the House of Parliament; and
- (b) is required to be printed by authority of the Clerk; and
- (c) if printed by authority of the Clerk, is for all purposes taken to be a document published by order or under the authority of the House; and
- (d) is to be recorded in the Minutes, or Votes and Proceedings, of the House on the first sitting day of the House after receipt of the material by the Clerk.

No. 3 Page 17, Schedule 1 (33). After line 18, insert:

(3) When an inquest or inquiry is held before a coroner with a jury:

- (a) a person appearing, and a barrister or solicitor representing a person, at the inquest or inquiry is entitled to make an opening and a closing address to the jury; and
- (b) the person assisting the coroner may make an opening and a closing address to the jury and in addition has a right of reply in respect of any closing address made pursuant to paragraph (a).

No. 4 Page 18, Schedule 1 (34) (d). After line 16, insert:

(7) A direction by a coroner under subsection (6) must include a statement of the coroner's reasons for the direction. A copy of that statement is to be made available to any person who applies to be supplied with a copy of the coroner's file or any part of it.

Examined
M. H. GOLDSMITH
Temporary Chairman of Committees

Ordered, by Mr Tink, Acting Speaker, That the amendments made by the Legislative Council in this bill be taken into consideration at a later hour of the day.

42 LEGAL PROFESSION REFORM BILL
MAINTENANCE AND CHAMPERTY ABOLITION BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fahey, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for South Coast, Mr Hatton, be allowed to continue his speech for a further period of five minutes.

Question put and passed.

Bills read a second time.

Mr Tink, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bills.

Mr Rixon, Acting Speaker, resumed the Chair and the Chairman reported progress and obtained leave to sit again tomorrow.

43 CORONERS (AMENDMENT) BILL

The Order of the Day having been read, Mr Rixon, Acting Speaker, left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in the Coroners (Amendment) Bill.

Mr Rixon, Acting Speaker, resumed the Chair, and the Chairman reported that the Committee had agreed to the Council amendments.

Report adopted.

44 ENVIRONMENTAL PLANNING AND ASSESSMENT (PART 5) AMENDMENT BILL

Mr Rixon, Acting Speaker, reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to amend the Environmental Planning and Assessment Act 1979 with respect to proposed activities of

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 November 1993

government agencies that are subject to environmental impact statements under Part 5 of that Act; and to consequentially amend certain other Acts" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
11 November 1993

R. T. M BULL
Acting President

Bill read a first time.

Ordered by Mr Rixon, Acting Speaker, That the second reading stand an Order of the Day for tomorrow.

45 LETONA CO-OPERATIVE (FINANCIAL ASSISTANCE) BILL

Mr Rixon, Acting Speaker, reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to recommend the provision of Government financial assistance to the Letona Co-operative Limited; and for other purposes" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
11 November 1993

BERYL A. EVANS
Acting President

Bill read a first time.

Mr J. H. Murray moved, That this Bill be now read a second time.

Debate adjourned (Mr Kerr) and the resumption of the adjourned debate made an Order of the Day for tomorrow.

46 PRIVILEGE—POLICE INTIMIDATION OF MEMBER

The honourable member for Smithfield, Mr Scully, drew the attention of the House to remarks, which had been conveyed to him, allegedly made by a senior police officer concerning possible police intimidation in response to his allegations concerning racism, collusion, fabrication and incompetent investigations within the Police Service. Mr Scully stated that the threats against him constituted a breach of his privileges as a Member of Parliament.

Mr Speaker stated that the member for Smithfield had established to his satisfaction a prima facie case of breach of privilege—

And as there was no substantive motion in relation to the matter of privilege and due to the lateness of the hour, Mr Speaker invited the member to his chamber to discuss whether or not the member wished to subsequently move a substantive motion.

47 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 12.00 midnight, until Tuesday 16 November 1993, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 40

TUESDAY 16 NOVEMBER 1993

1 NOTICES OF MATTERS FOR URGENT CONSIDERATION

Mrs Chikarovski—Censure of the Member for Auburn.

Mr J. H. Murray—Letona Co-operative (Financial Assistance) Bill.

2 QUESTIONS

PAPER

Mr Griffiths (by leave) laid upon the Table—

Police Service Media Release entitled "Police Defend Search for Man", dated 12 November 1993.

3 NOTICES OF MOTIONS

4 PAPERS

(1) Mr Fahey laid upon the Table—

Report of the Science and Technology Council for the year ended 30 June 1993.

Report of the Department of State Development for the year ended 30 June 1993.

(2) Mr Armstrong laid upon the Table—

Report of the Department of Public Works for the year ended 30 June 1993.

(3) Mr Baird laid upon the Table—

Final Report by the 3 X 3 Committee, dated 8 November 1993.

(4) Mr Souris laid upon the Table—

Report of the Dams Safety Committee for the year ended 30 June 1993.

Report of the Darling Harbour Authority for the year ended 30 June 1993.

Report of the Department of Housing for the year ended 30 June 1993.

Statement of Corporate Intent of the Hunter Water Corporation, dated September 1993.

Report of the Rental Bond Board for the year ended 30 June 1993.

Report of the Upper Parramatta River Catchment Trust for the year ended 30 June 1993.

(5) Mr West laid upon the Table—

Report of the Office of Energy for the year ended 30 June 1993.

Report of the Peel Cunningham County Council for the year ended 30 June 1993.

(6) Mr Collins laid upon the Table—

Report of the Archives Authority for the year ended 30 June 1993.

Report of the Art Gallery of New South Wales for the year ended 30 June 1993.

Report of the Ministry for the Arts for the year ended 30 June 1993.

Report of the Australian Museum for the year ended 30 June 1993.

Report of the Film and Television Office for the year ended 30 June 1993.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 November 1993

Report of the Historic Houses Trust for the year ended 30 June 1993.

Report of the Library Council for the year ended 30 June 1993.

Report of the Museum of Applied Arts and Sciences for the year 30 June 1993.

Report of the Sydney Opera House Trust for the year ended 30 June 1993.

(7) Mr Phillips laid upon the Table—

Report of the Institute of Psychiatry for the year ended 30 June 1993.

(8) Mr Causley laid upon the Table—

Report of the Department of Agriculture for the year ended 30 June 1993.

Report of the Dairy Corporation for the year ended 30 June 1993.

Report of The Earth Exchange: Geological and Mining Museum Trust for the year ended 30 June 1993.

Report Mine Subsidence Board for the year ended 30 June 1993.

Report of the Department of Mineral Resources for the year ended 30 June 1993.

(9) Mr Hartcher laid upon the Table—

Report of the Anti-Discrimination Board for the year ended 30 June 1993.

Report of the Lord Howe Island Board for the year ended 30 June 1993.

Report of the Protective Commissioner for the year ended 30 June 1993.

Report of the Office of the Director of Public Prosecutions for the year ended 30 June 1993.

Report of the Royal Botanic Gardens Sydney for the year ended 30 June 1993.

Report of the Victims Compensation Tribunal for the year ended 30 June 1993.

Report of the Zoological Parks Board for the year ended 30 June 1993.

(10) Mr Photios laid upon the Table—

Report of the Ethnic Affairs Commission for the year ended 30 June 1993.

(11) Ms Machin laid upon the Table—

Report of the Consumer Affairs for the year ended 30 June 1993.

(12) Mr Downy laid upon the Table—

Report of the Greyhound Racing Control Board for the year ended 30 June 1993.

Report of the Harness Racing Authority for the year ended 30 June 1993.

Report of the State Sports Centre for the year ended 30 June 1993.

5 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Amery—from certain citizens requesting the completion of Stage 2 of the Phillip Parkway Rooty Hill to link Eastern Road with the Great Western Highway.

Mr McBride—from certain citizens requesting renovations to Gosford railway station.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Thompson—from certain citizens opposing any sale or re-zoning of Brighton Memorial playing fields.

Mr Mills—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Dr Refshauge—from certain citizens opposing all residential rezoning and development at Cawdor.

Mr Rumble—from certain citizens opposing water charges for public tenants.

Dr Refshauge—from certain citizens requesting an environmentally sensitive sewerage system for population centres in the Wollondilly area.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Dr Refshauge—from certain citizens opposing any reduction in services or closure of Canterbury Hospital.

Dr Refshauge—from certain citizens opposing the privatisation of Camden District Hospital and to re-open children's services at the hospital.

Mr Face, Mr Hunter and Mr Mills—from certain citizens opposing the proposed police service rotational transfer policy.

Mr Rumble—from certain citizens requesting more police for Warrilla Police Station.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 November 1993

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

6 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

7 PUBLIC FINANCE AND AUDIT (BUDGET) AMENDMENT BILL

(Formal Order of the Day)—Bill, on motion of Mr Collins, read a third time.

8 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST CORRUPTION

Mr Kerr brought up and laid upon the Table the Report of the Committee on the Independent Committee Against Corruption—Collation of Evidence of the Commissioner of the Independent Commission Against Corruption, Mr Ian Temby, Q.C., on General Aspects of the Commission's Operations, dated 15 October 1993.

Ordered to be printed.

Mr Kerr moved, That the House take note of the Report.

Ordered by Mr Speaker, That the resumption of the debate stand an Order of the Day for tomorrow.

9 MATTERS FOR URGENT CONSIDERATION

(1) Mrs Chikarovski made a statement in support of her Notice for Urgent Consideration.

(2) Mr J. H. Murray made a statement in support of his Notice for Urgent Consideration.

Question put—That the notice for urgent consideration of the Honourable Member for Lane Cove be proceeded with.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 November 1993

The House divided.

Ayes 43

Mr Armstrong	Mr Kinross	Mr Smiles
Mr Beck	Mr Longley	Mr Smith
Mr Blackmore	Ms Machin	Mr Souris
Mr Causley	Mr Merton	Mr Tink
Mr Chappell	Mr Morris	Mr Turner
Mrs Chikarovski	Mr Murray	Mr West
Mr Cochran	Mr O'Doherty	Mr Windsor
Mrs Cohen	Mr D. L. Page	Mr Yabsley
Mr Collins	Mr Peacocke	Mr Zammit
Mr Cruickshank	Mr Petch	
Mr Downy	Mr Phillips	
Mr Fraser	Mr Photios	
Mr Glachan	Mr Richardson	Tellers
Mr Hartcher	Mr Rixon	
Mr Humpherson	Mr Schultz	Mr Jeffery
Dr Kernohan	Mr Small	Mr Kerr

Noes 46

Ms Allan	Mr Irwin	Mr Page
Mr Amery	Mr Knight	Mr Price
Mr Anderson	Mr Knowles	Dr Refshauge
Mr Aquilina	Mr Langton	Mr Rogan
Mr A. S. Aquilina	Mrs Lo Po'	Mr Rumble
Mr Bowman	Mr McBride	Mr Scully
Mr Carr	Mr McManus	Mr Sullivan
Mr Clough	Dr Macdonald	Mr Thompson
Mr Crittenden	Mr Markham	Mr Whelan
Mr Doyle	Mr Martin	Mr Yeadon
Mr Face	Mr Mills	
Mr Gaudry	Ms Moore	
Mr Gibson	Mr Moss	
Mrs Grusovin	Mr J. H. Murray	Tellers
Mr Hatton	Mr Nagle	
Mr Hunter	Mr Neilly	Mr Beckroge
Mr Iemma	Mr Newman	Mr Davoren

Pairs

Mr Baird	Mr Harrison
Mr Fahey	Ms Nori
Mr Griffiths	Mr Shedden
Mr Hazzard	Mr Ziolkowski

And so it passed in the negative.

Question put—That the notice for urgent consideration of the Honourable Member for Drummoyne be proceeded with.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 November 1993

The House divided.

Ayes 46

Ms Allan	Mr Irwin	Mr Page
Mr Amery	Mr Knight	Mr Price
Mr Anderson	Mr Knowles	Dr Refshauge
Mr Aquilina	Mr Langton	Mr Rogan
Mr A. S. Aquilina	Mrs Lo Po'	Mr Rumble
Mr Bowman	Mr McBride	Mr Scully
Mr Carr	Mr McManus	Mr Sullivan
Mr Clough	Dr Macdonald	Mr Thompson
Mr Crittenden	Mr Markham	Mr Whelan
Mr Doyle	Mr Martin	Mr Yeadon
Mr Face	Mr Mills	
Mr Gaudry	Ms Moore	
Mr Gibson	Mr Moss	
Mrs Grusovin	Mr J. H. Murray	Tellers
Mr Hatton	Mr Nagle	
Mr Hunter	Mr Neilly	Mr Beckroge
Mr Lemma	Mr Newman	Mr Davoren

Noes 43

Mr Armstrong	Mr Kinross	Mr Smiles
Mr Beck	Mr Longley	Mr Smith
Mr Blackmore	Ms Machin	Mr Souris
Mr Causley	Mr Merton	Mr Tink
Mr Chappell	Mr Morris	Mr Turner
Mrs Chikarovski	Mr Murray	Mr West
Mr Cochran	Mr O'Doherty	Mr Windsor
Mrs Cohen	Mr D. L. Page	Mr Yabsley
Mr Collins	Mr Peacocke	Mr Zammit
Mr Cruickshank	Mr Petch	
Mr Downy	Mr Phillips	
Mr Fraser	Mr Photios	
Mr Glachan	Mr Richardson	Tellers
Mr Hartcher	Mr Rixon	
Mr Humpherson	Mr Schultz	Mr Jeffery
Dr Kernohan	Mr Small	Mr Kerr

Pairs

Mr Harrison	Mr Baird
Ms Nori	Mr Fahey
Mr Shedden	Mr Griffiths
Mr Ziolkowski	Mr Hazzard

And so it was resolved in the affirmative.

Ordered, on motion of Mr J. H. Murray, pursuant to notice, That so much of the Standing and Sessional Orders be suspended as would permit consideration forthwith of General Business Order of the Day (for Bills) No. 24 for the completion of all remaining stages with precedence of all other business at this sitting.

10 LETONA CO-OPERATIVE (FINANCIAL ASSISTANCE) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr J. H. Murray, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put.

The House divided.

Ayes 46

Ms Allan	Mr Knight	Mr Page
Mr Amery	Mr Knowles	Mr Price
Mr Anderson	Mr Langton	Dr Refshauge
Mr Aquilina	Mrs Lo Po'	Mr Rogan
Mr A. S. Aquilina	Mr McBride	Mr Rumble
Mr Bowman	Mr McManus	Mr Scully
Mr Clough	Dr Macdonald	Mr Sullivan
Mr Crittenden	Mr Markham	Mr Thompson
Mr Doyle	Mr Martin	Mr Whelan
Mr Face	Mr Mills	Mr Yeadon
Mr Gaudry	Ms Moore	
Mr Gibson	Mr Moss	
Mrs Grusovin	Mr J. H. Murray	
Mr Hatton	Mr Nagle	Tellers
Mr Hunter	Mr Neilly	
Mr Iemma	Mr Newman	Mr Beckroge
Mr Irwin	Ms Nori	Mr Davoren

Noes 44

Mr Armstrong	Mr Kinross	Mr Small
Mr Baird	Mr Longley	Mr Smiles
Mr Beck	Ms Machin	Mr Smith
Mr Blackmore	Mr Merton	Mr Souris
Mr Causley	Mr Morris	Mr Tink
Mr Chappell	Mr Murray	Mr Turner
Mrs Chikarovski	Mr O'Doherty	Mr West
Mr Cochran	Mr D. L. Page	Mr Windsor
Mrs Cohen	Mr Peacocke	Mr Yabsley
Mr Collins	Mr Petch	Mr Zammit
Mr Cruickshank	Mr Phillips	
Mr Downy	Mr Photios	Tellers
Mr Fraser	Mr Richardson	
Mr Glachan	Mr Rixon	Mr Jeffery
Mr Humpherson	Mr Schipp	Mr Kerr
Dr Kernohan	Mr Schultz	

Pairs

Mr Carr	Mr Fahey
Mr Harrison	Mr Griffiths
Mr Shedden	Mr Hartcher
Mr Ziolkowski	Mr Hazzard

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 November 1993

And so it was resolved in the affirmative.

Bill read a second time.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Speaker resumed the Chair and the Chairman reported the bill without amendment.

On motion of Mr J. H. Murray, the Report was adopted.

Mr J. H. Murray moved, That this bill be now read a third time.

Question put.

The House divided.

Ayes 45

Ms Allan	Mr Knight	Ms Nori
Mr Amery	Mr Knowles	Mr Page
Mr Anderson	Mr Langton	Mr Price
Mr Aquilina	Mrs Lo Po'	Dr Refshauge
Mr A. S. Aquilina	Mr McBride	Mr Rogan
Mr Bowman	Mr McManus	Mr Rumble
Mr Clough	Dr Macdonald	Mr Scully
Mr Crittenden	Mr Markham	Mr Sullivan
Mr Doyle	Mr Martin	Mr Thompson
Mr Gaudry	Mr Mills	Mr Whelan
Mr Gibson	Ms Moore	Mr Yeadon
Mrs Grusovin	Mr Moss	
Mr Hatton	Mr J. H. Murray	Tellers
Mr Hunter	Mr Nagle	
Mr Iemma	Mr Neilly	Mr Beckroge
Mr Irwin	Mr Newman	Mr Davoren

Noes 43

Mr Armstrong	Mr Longley	Mr Smiles
Mr Beck	Ms Machin	Mr Smith
Mr Blackmore	Mr Merton	Mr Souris
Mr Causley	Mr Morris	Mr Tink
Mr Chappell	Mr Murray	Mr Turner
Mrs Chikarovski	Mr O'Doherty	Mr West
Mr Cochran	Mr D. L. Page	Mr Windsor
Mrs Cohen	Mr Peacocke	Mr Yabsley
Mr Collins	Mr Petch	Mr Zammit
Mr Cruickshank	Mr Phillips	
Mr Downy	Mr Photios	
Mr Fraser	Mr Richardson	Tellers
Mr Glachan	Mr Rixon	
Mr Humpherson	Mr Schipp	Mr Jeffery
Dr Kernohan	Mr Schultz	Mr Kerr
Mr Kinross	Mr Small	

Pairs

Mr Carr	Mr Fahey
Mr Face	Mr Baird
Mr Harrison	Mr Griffiths
Mr Shedden	Mr Hartcher
Mr Ziolkowski	Mr Hazzard

And so it was resolved in the affirmative.

Bill read a third time.

11 SUSPENSION OF STANDING ORDERS—CENSURE MOTION—MEMBER FOR AUBURN

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the Minister for Industrial Relations and Employment, and Minister for the Status of Women from moving forthwith, a motion to censure the Member for Auburn for his disregard for the plight of women and children who are victims of domestic violence.

12 CENSURE MOTION—MEMBER FOR AUBURN

Mrs Chikarovski moved, That this "House" censures the Member for Auburn for his disregard for the plight of women and children who are victims of domestic violence.

Debate ensued.

Mr Whelan moved, That the question be amended by leaving out all the words after the word "House" with a view to inserting instead the following words "notes the apology of the Member for Auburn this day, in relation to domestic 'violence'."

Question proposed—That the amendment be agreed to.

Debate continued.

Dr Macdonald moved, That the amendment moved by the Member for Ashfield be amended by adding the following words after the word "violence" the words "but disassociates itself from his comments regarding perpetrators of domestic violence."

Question proposed—That the amendment to the amendment be agreed to.

Debate continued.

Question put and passed.

Question proposed—That the amendment, as amended, be agreed to.

Debate ensued.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 November 1993

Original motion, as amended—That this House notes the apology of the Member for Auburn this day, in relation to domestic violence but disassociates itself from his comments regarding perpetrators of domestic violence—put and passed.

13 DISALLOWANCE OF REGULATION UNDER THE FISHERIES AND OYSTER FARMS ACT 1935

Mr Martin moved, pursuant to notice, That this House disallows the amendment to the Fisheries and Oyster Farms (General) Regulation 1989 (Relating to bag limits, prohibited size fish and miscellaneous matters) made under the Fisheries and Oyster Farms Act 1935 as set forth in the notice appearing in Government Gazette No. 58 of 11 June 1993, at page 2770 and tabled in this House on 7 September 1993.

Debate ensued.

Question put and negatived.

14 DISALLOWANCE OF REGULATION UNDER THE RADIATION CONTROL ACT 1990

Mr Speaker having called upon the notice of motion—

Mr Cruickshank withdrew Notice of Motion No. 2 under Standing Order No. 113A, standing in his name.

Mr Cruickshank (by leave) made a statement concerning the withdrawal of the notice.

15 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

16 November 1993

Courts Legislation (Amendment) Bill
Gaming and Betting (Amendment) Bill
Public Finance and Audit (Budget) Amendment Bill.

16 HOME PURCHASE ASSISTANCE AUTHORITY (AMENDMENT) BILL

Mr Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to amend the Home Purchase Assistance Authority Act 1993 to establish a Housing Reserve Fund; to amend various other Acts to provide for the transfer to the Housing Reserve Fund of money held in funds kept

under those other Acts; and for other purposes" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
16 November 1993

DUNCAN GAY
Deputy President

Bill read a first time.

Mr Souris moved, That this Bill be now read a second time.

Debate adjourned (Mr Knight) and the resumption of the debate made an Order of the Day for tomorrow.

17 ENVIRONMENTAL PLANNING AND ASSESSMENT (PART 5) AMENDMENT BILL

The Order of the Day having been read—

Mr Souris moved, That this bill be now read a second time.

Debate adjourned (Mr Knowles) and the resumption of the debate made an Order of the Day for tomorrow.

18 PRISONS (AMENDMENT) BILL (No. 2)
SENTENCING (AMENDMENT) BILL (No. 2)

The Order of the Day having been read—

Mr Photios moved, That these bills be now read a second time.

Debate adjourned (Dr Refshauge) and the resumption of the debate made an Order of the Day for tomorrow.

19 INDUSTRIAL RELATIONS (PUBLIC VEHICLES AND CARRIERS) AMENDMENT BILL

The Order of the Day having been read, Mr Tink, Acting Speaker, left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in the Industrial Relations (Public Vehicles and Carriers) Amendment Bill.

Mr Tink, Acting Speaker, resumed the Chair, and the Chairman reported that the Committee had agreed to the Council amendments.

Report adopted.

20 HEALTH CARE COMPLAINTS BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Phillips, That this bill be now read a second time—

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 November 1993

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for East Hills, Mr Rogan, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Wallsend, Mr Mills, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Manly, Dr Macdonald, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Wollongong, Mr Sullivan, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Londonderry, Mr Gibson, be allowed to continue his speech for a further period of five minutes.

And the House continuing to sit after midnight—

WEDNESDAY 17 NOVEMBER 1993 a.m.

Question put and passed.

Bill read a second time.

Dr Refshauge moved, That

(1) The Health Care Complaints Bill be referred to a Legislation Committee for consideration and report to the House on such amendments as it considers should be proposed to the Committee of the Whole on the bill:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 and 17 November 1993 a.m.

(2) Such Committee consist of:

(a) Three members supporting the Government nominated by the Leader of the House.

(b) Three members not supporting the Government nominated by the Leader of the Opposition.

(3) The nominations be made in writing to the Clerk of the Legislative Assembly by 18 November 1993.

(4) The Committee report by 15 April 1994.

Question put.

The House divided.

Ayes 44

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Bowman
Mr Clough
Mr Crittenden
Mr Doyle
Mr Gaudry
Mr Gibson
Mrs Grusovin
Mr Hatton
Mr Hunter
Mr Iemma
Mr Irwin

Mr Knight
Mr Knowles
Mr Langton
Mrs Lo Po'
Mr McBride
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Neilly
Mr Newman
Ms Nori

Mr Page
Mr Price
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Sullivan
Mr Thompson
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Davoren

Noes 44

Mr Armstrong
Mr Beck
Mr Blackmore
Mr Causley
Mr Chappell
Mrs Chikarovski
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Downy
Mr Fraser
Mr Giachan
Mr Humpherson
Dr Kernohan
Mr Kinross

Mr Longley
Dr Macdonald
Ms Machin
Mr Merton
Mr Morris
Mr Murray
Mr O'Doherty
Mr D. L. Page
Mr Peacocke
Mr Petch
Mr Phillips
Mr Photios
Mr Richardson
Mr Rixon
Mr Schipp
Mr Schultz

Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr West
Mr Windsor
Mr Yabsley
Mr Zammit

Tellers

Mr Jeffery
Mr Kerr

Pairs

Mr Carr
Mr Face
Mr Harrison
Mr Shedden
Mr Ziolkowski

Mr Baird
Mr Fahey
Mr Griffiths
Mr Hartcher
Mr Hazzard

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 and 17 November 1993 a.m.

And the numbers being equal, Mr Speaker gave his casting vote with the "Noes" and declared the Question to have been passed in the negative.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Rixon, Acting Speaker, resumed the Chair, and the Chairman reported progress and obtained leave to sit again tomorrow.

21 SUPERANNUATION LEGISLATION (FURTHER AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mrs Chikarovski, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mrs Chikarovski, read a third time.

22 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Rixon, Acting Speaker, reported a message from the Legislative Council dated 16 November 1993, returning the Summary Offences (Amendment) Bill, without amendment.

Mr Rixon, Acting Speaker, also reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council has this day agreed to the "Statute Law (Miscellaneous Provisions) Bill (No. 2)" with the amendment indicated by the accompanying schedule, in which amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council
16 November 1993

DUNCAN GAY
Deputy President

STATUTE LAW (MISCELLANEOUS PROVISIONS) BILL (No. 2)

Schedule of the amendment referred to in Message of 16 November 1993.

JOHN EVANS
Clerk of the Parliaments

Page 2, Schedule 1. After line 36, insert:

CRIMES ACT 1900 No. 40**AMENDMENTS**

- (1) **Section 474G (Procedure for conducting inquiry):**
From section 474G (2) (b), omit "as a prescribed person", insert instead "under this section".
- (2) **Eleventh Schedule (Savings and transitional provisions):**
After clause 10 (2), insert:
 - (3) Despite subclause (1), subsections (2), (3) and (4) of section 474G (which confer certain powers on a person conducting an inquiry under Division 4 of Part 13A) extend to a prescribed person conducting an inquiry under section 475 and to any witness summoned by or before the prescribed person.

COMMENCEMENT

The amendments to the Crimes Act 1900 commence on the date of assent to this Act.

EXPLANATORY NOTE

Powers of a prescribed person under section 474G. Item (1) of the proposed amendments puts beyond doubt that the instrument of appointment referred to in that section refers to the instrument of appointment by which a prescribed person is appointed to conduct an inquiry under Division 4 of Part 13A of the Act.

Extension of powers of a prescribed person under section 475. The savings and transitional provisions in the Eleventh Schedule to the Act provide for inquiries under (the now repealed) section 475 to be concluded under that section. Item (2) of the proposed amendments gives a prescribed person who is conducting such an inquiry the powers, authorities, protection and

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 and 17 November 1993 a.m.

immunities of a commissioner under the Royal Commissions Act 1923 and applies that Act to witnesses at such an inquiry.

Examined
MARLENE GOLDSMITH
Temporary Chairman of Committees

Ordered, by Mr Rixon, Acting Speaker, That the amendment made by the Legislative Council in this bill be taken into consideration tomorrow.

23 ADJOURNMENT

Mr Longley moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 12.47 a.m., until this day, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 41

WEDNESDAY 17 NOVEMBER 1993

1 DEPARTMENT OF THE LEGISLATIVE ASSEMBLY

Mr Speaker laid upon the Table the Report of the Department of the Legislative Assembly for the year ended 30 June 1993.

Ordered to be printed.

2 MINISTERIAL ARRANGEMENT

Mr Fahey informed the House that during the absence of the Honourable Kerry Anne Chikarovski, Minister for Industrial Relations and Employment, and Minister for the Status of Women, he would be answering questions on her behalf.

3 QUESTIONS

4 NOTICES OF MOTIONS

5 PAPERS

Mr Hartcher (by leave) laid upon the Table—

Report to the Attorney General by the Association of Property Conveyancers Ltd, for 1992 - 1993.

Report to Parliament under section 14 of the Timber Industry (Interim Protection) Act 1992 for the period 1 July to 30 September 1993.

6 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Amery—from certain citizens requesting the completion of Stage 2 of the Phillip Parkway Rooty Hill to link Eastern Road with the Great Western Highway.

Mr Mills—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Clough—from certain citizens opposing the proposal to terminate inter-urban trains at Mt Victoria.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Dr Refshauge—from certain citizens supporting an Anti-Discrimination Bill 1993 concerning HIV and AIDS sufferers.

Mr Markham—from certain citizens requesting the continuation of the current Access Project for the Deaf in the Illawarra region.

Mr Rumble—from certain citizens opposing water charges for public tenants.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr Face and Mr Mills—from certain citizens opposing the proposed police service rotational transfer policy.

Mr J. H. Murray—from certain citizens requesting the establishment of a police station to service the Concord, Rhodes, Cabarita and Mortlake areas.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
17 November 1993

Mr Rumble—from certain citizens requesting more police for Warrilla Police Station.

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

7 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

(1) Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

(2) Notice of Motion No. 1 under Standing Order No. 113A postponed, by Dr Macdonald, until tomorrow.

8 REGULATION REVIEW COMMITTEE

Mr Cruickshank brought up and laid upon the Table Report of the Regulation Review Committee on Future Directions for Regulatory Review in New South Wales, dated November 1993.

Ordered to be printed.

Mr Cruickshank moved, That the House take note of the Report.

Ordered by Mr Speaker, That the resumption of the debate stand an Order of the Day for tomorrow.

9 MATTER OF PUBLIC IMPORTANCE—INDUSTRIAL TECHNOLOGY HIGHER SCHOOL CERTIFICATE

Mr Speaker having previously informed the House of receipt of a notice of a matter of public importance—

Mr Aquilina moved, That this House notes, as a matter of public importance:

The Government's abolition of the Industrial Technology Higher School Certificate Subject from year 11 in 1994 onwards and the adverse consequences thereof.

Debate ensued.

Question put and passed.

10 LIMITATION OF ACTIONS (RECOVERY OF IMPOSTS) AMENDMENT BILL

Mr West moved, on behalf of Mr Collins, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Limitation of Actions (Recovery of Imposts) Act 1963 in relation to the recovery of certain taxes, fees, charges and other imposts.

Question put and passed.

Bill presented and read a first time.

Mr West moved, That this bill be now read a second time.

Debate adjourned (Dr Refshauge) and the resumption of the adjourned debate made an Order of the Day for a future day.

**11 CHOICE OF LAW (LIMITATION PERIODS) BILL
LIMITATION (AMENDMENT) BILL**

Mr West moved, on behalf of Mr Collins, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act relating to limitation periods for choice of law purposes.
- (ii) A bill for an Act to amend the Limitation Act 1969 in relation to the characterisation of laws setting limitation periods for the bringing of proceedings.

Question put and passed.

Bills presented and read a first time.

Mr West moved, That these bills be now read a second time.

Debate adjourned (Dr Refshauge) and the resumption of the adjourned debate made an Order of the Day for a future day.

12 TRADE MEASUREMENT (AMENDMENT) BILL

Mr West moved, on behalf of Ms Machin, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Trade Measurement Act 1989 to apply that Act to bread; to make consequential amendments to the Bread Act 1969; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr West moved, That this bill be now read a second time.

Debate adjourned (Mr Amery) and the resumption of the adjourned debate made an Order of the Day for a future day.

13 HEALTH CARE COMPLAINTS BILL

The Order of the Day having been read, Mr Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the bill.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
17 and 18 November 1993 a.m.

It being 5.15 p.m. consideration of the bill in Committee interrupted for private members' statements.

Mr Rixon, Acting Speaker, resumed the Chair, and Mr Tink, Temporary Chairman, reported progress.

Ordered, by Mr Rixon, Acting Speaker, That the further consideration of the bill in the Committee of the Whole stand an Order of the Day for a later hour of the day.

14 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

15 HEALTH CARE COMPLAINTS BILL

The Order of the Day having been read, Mr Deputy Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the bill.

And the Committee continuing to sit after midnight—

THURSDAY 18 NOVEMBER 1993 a.m.

Mr Speaker, resumed the Chair and Mr Tink, Temporary Chairman, reported the bill with amendments.

On motion of Mr Phillips, the Report was adopted.

Ordered by Mr Speaker, That the third reading stand an Order of the Day for a later hour of the day.

16 DAIRY INDUSTRY (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Causley, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Causley, read a third time.

17 CRIMES (DOMESTIC VIOLENCE) AMENDMENT BILL
BAIL (DOMESTIC VIOLENCE) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fahey, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Manly, Dr Macdonald, be allowed to continue his speech for a further period of five minutes.

Question put and passed.

Bills read a second time.

Mr Deputy Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bills.

Mr Deputy Speaker resumed the Chair, and Mr Rixon, Temporary Chairman, reported progress and obtained leave to sit again tomorrow.

18 ELECTION FUNDING (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fahey, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
17 and 18 November 1993 a.m.

Bill, on motion of Mr Hartcher, on behalf of Mr Fahey, read a third time.

19 ADJOURNMENT

Mr Hartcher moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 2.03 a.m., until 9.00 a.m., this day.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 42

THURSDAY 18 NOVEMBER 1993

1 MESSAGE FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council has this day agreed to the "Anti-Discrimination (Homosexual Vilification) Amendment Bill" with the amendment indicated by the accompanying schedule, in which amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council
18 November 1993 a.m.

M. F. WILLIS
President

ANTI-DISCRIMINATION (HOMOSEXUAL VILIFICATION) AMENDMENT BILL

Schedule of the amendment referred to in Message of 18 November 1993 a.m..

JOHN EVANS
Clerk of the Parliaments

Page 3, Schedule 1 (1) (proposed section 49ZT (2) (c)), line 16. After "artistic," insert "religious instruction,".

Examined
DUNCAN GAY
Chairman of Committees

Ordered, by Mr Speaker, That the amendment made by the Legislative Council in this bill be taken into consideration tomorrow.

2 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS

Mr Speaker, pursuant to Sessional Orders, called over General Business with a view to the placing or disposal of business—

(1) Notice of Motion No. 1 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(2) Notice of Motion No. 2 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

(3) Notice of Motion No. 3 of General Business (for Bills) postponed, by Mr Whelan, until tomorrow.

(4) Notice of Motion No. 5 of General Business (for Bills) postponed, by Ms Moore, until tomorrow.

(5) Order of the Day No. 1 of General Business (for Bills) postponed, by Mr Tink, until tomorrow.

(6) Order of the Day No. 2 of General Business (for Bills) postponed, by Mr Carr, until tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 November 1993

(7) Order of the Day No. 3 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(8) Order of the Day No. 4 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(9) Order of the Day No. 5 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(10) Order of the Day No. 7 of General Business (for Bills) postponed, by Ms Allan, until tomorrow.

(11) Order of the Day No. 8 of General Business (for Bills) postponed, by Mr Gibson, until tomorrow.

(12) Order of the Day No. 9 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(13) Order of the Day No. 10 of General Business (for Bills) postponed, by Mr Face, until tomorrow.

(14) Order of the Day No. 11 of General Business (for Bills) postponed, by Mr Aquilina, until tomorrow.

(15) Order of the Day No. 13 of General Business (for Bills) postponed, by Mr Thompson, until tomorrow.

(16) Order of the Day No. 18 of General Business (for Bills) postponed, by Dr Macdonald, until tomorrow.

(17) Order of the Day No. 20 of General Business (for Bills) postponed, by Mr Martin, until tomorrow.

3 LETONA CO-OPERATIVE (ASSISTANCE) BILL

(1) Ordered, on motion of Mr J. H. Murray, That Order of the Day No. 22 of General Business (for Bills) be discharged.

(2) Ordered, on motion of Mr J. H. Murray, That the Letona Co-operative (Assistance) Bill be withdrawn.

4 CALLOVER—PLACING OR DISPOSAL OF GENERAL BUSINESS (continuation of entry No. 1)

Notice of Motion No. 32 of General Business (General Notices) postponed, by Mr Harrison with prior notice given to Mr Speaker, until tomorrow.

5 WAGGA WAGGA RACECOURSE BILL (No. 2)

Mr Schipp moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for Wagga Wagga Racecourse to be continued as a public reserve for horse racing and for other purposes; to provide for the assets, rights and liabilities of the Murrumbidgee Turf Club to be vested in a body corporate to be formed by members of that Club; and to repeal the Murrumbidgee Turf Club Act 1876.

Question put and passed.

Bill presented and read a first time.

Mr Schipp moved, That this bill be now read a second time.

Debate adjourned (Mr Amery) and the resumption of the adjourned debate made an Order of the Day for a future day.

6 RETAIL TENANCIES (CODE OF PRACTICE) BILL

Mr Peacocke moved, pursuant to notice, That leave be given to bring in a bill for an Act to provide for the application of the Contracts Review Act 1980 to agreements concerning leases of commercial premises and to make further provisions with respect to such agreements.

Question put and passed.

Bill presented and read a first time.

Mr Peacocke moved, That this bill be now read a second time.

Debate adjourned (Mr Amery) and the resumption of the adjourned debate made an Order of the Day for a future day.

It being before 10.00 a.m., and consideration of General Business Notices of Motions (for Bills) having concluded, General Business Orders of the Day (for Bills) proceeded with.

7 SUSPENSION OF STANDING ORDERS—ANTI-DISCRIMINATION (HOMOSEXUAL VILIFICATION) BILL

Ms Moore moved, That so much of the Standing and Sessional Orders be suspended as would preclude consideration forthwith of the Legislative Council amendment to the Anti-Discrimination (Homosexual Vilification) Bill.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 November 1993

8 ANTI-DISCRIMINATION (HOMOSEXUAL VILIFICATION) BILL

The Order of the Day having been read, Mr Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in the Anti-Discrimination (Homosexual Vilification) Bill.

Mr Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the Council amendment.

Report adopted.

9 PUBLIC HEALTH (SALE OF TOBACCO TO JUVENILES) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Dr Refshauge, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Ku-ring-gai, Mr O'Doherty, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Manly, Dr Macdonald, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Davidson, Mr Humpherson, be allowed to continue his speech for a further period of five minutes.

Mr Phillips moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

10 POST-CONVICTION INQUIRY (QUASHING OF CONVICTION) (DOUGLAS HARRY RENDELL) BILL (changed to "POST-CONVICTION INQUIRY (DOUGLAS HARRY RENDELL) BILL")

The Order of the Day having been read, Mr Tink, Acting Speaker, left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the bill.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 November 1993

Mr Deputy Speaker resumed the Chair and Mr Rixon, Temporary Chairman, reported the bill with amendments including an amendment in the title.

On motion of Mr Mills, the Report was adopted.

Mr Mills moved, That this bill be now read a third time.

Question put.

The House divided.

Ayes 46

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Bowman
Mr Clough
Mr Crittenden
Mr Doyle
Mr Face
Mr Gaudry
Mr Gibson
Mrs Grusovin
Mr Hatton
Mr Hunter
Mr Iemma
Mr Irwin

Mr Knight
Mr Knowles
Mr Langton
Mrs Lo Po'
Mr McBride
Mr McManus
Dr Macdonald
Mr Martin
Mr Mills
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Neilly
Mr Newman
Ms Nori
Mr Page

Mr Price
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Sullivan
Mr Thompson
Mr Whelan
Mr Windsor
Mr Yeadon

Tellers

Mr Beckroge
Mr Davoren

Noes 42

Mr Armstrong
Mr Baird
Mr Beck
Mr Blackmore
Mr Causley
Mrs Chikarovski
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Downy
Mr Fraser
Mr Glachan
Mr Griffiths
Mr Hartcher

Mr Humpherson
Dr Kernohan
Mr Kinross
Mr Longley
Ms Machin
Mr Merton
Mr Morris
Mr Murray
Mr O'Doherty
Mr D. L. Page
Mr Peacocke
Mr Petch
Mr Phillips
Mr Photos
Mr Richardson

Mr Rixon
Mr Schipp
Mr Schultz
Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr West
Mr Yabsley
Mr Zammit

Tellers

Mr Jeffery
Mr Kerr

Pairs

Mr Carr
Mr Harrison
Mr Markham
Mr Shedden
Mr Ziolkowski

Mr Chappell
Mr Fahey
Mr Hazzard
Mr Rozzoli
Mr Tink

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 November 1993

And so it was resolved in the affirmative.

Bill read a third time.

11 CRIMES (REPUBLICAN DEBATE) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Scully, That this bill be now read a second time—

And the question being again proposed—

Mr Bowman moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

12 WORKERS COMPENSATION (JOURNEY CLAIMS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Yeadon, That this bill be now read a second time—

And the question being again proposed—

Mr Hunter moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

13 PUBLIC FINANCE AND AUDIT (SPECIAL DIVIDENDS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr J. H. Murray, That this bill be now read a second time—

And the question being again proposed—

Mr Thompson moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for tomorrow.

14 LAKE MACQUARIE STATE RECREATION AREA BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hunter, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Swansea, Mr Bowman, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Barwon, Mr Murray, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Monaro, Mr Cochran, be allowed to continue his speech for a further period of five minutes.

Mr Cruickshank speaking—

It being 1.00 p.m. debate interrupted pursuant to Sessional Orders.

Ordered, That the resumption of the interrupted debate stand an Order of the Day for tomorrow.

It being after 1.00 p.m., General Business Orders of the Day (Committee Reports) proceeded with.

15 REGULATION REVIEW COMMITTEE—REPORT No. 22

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

16 PUBLIC ACCOUNTS COMMITTEE—REPORT FOR THE YEAR ENDED 30 JUNE 1993

Question—That the House take note of the Report—put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 November 1993

17 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST
CORRUPTION—COLLATION OF EVIDENCE GIVEN BY COMMISSIONER TEMBY, Q.C.

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

18 REGULATION REVIEW COMMITTEE—REPORT No. 23

Question proposed—That the House take note of the Report.

Debate ensued.

Question put and passed.

19 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Tink, Acting Speaker, reported messages from the Legislative Council returning the following bills without amendment:

18 November 1993

Dairy Industry (Amendment) Bill
Superannuation Legislation (Further Amendment) Bill.

20 NOTICE OF MATTER FOR URGENT CONSIDERATION—JUDICIAL INQUIRY INTO
PAEDOPHILIA NETWORK

Mrs Grusovin—Judicial Inquiry into Paedophilia Network.

21 QUESTIONS

22 NOTICES OF MOTIONS

23 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Thompson—from certain citizens opposing any sale or re-zoning of Brighton Memorial playing fields.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Clough—from certain citizens opposing the proposal to terminate inter-urban trains at Mt Victoria.

Mr Mills and Mr Newman—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr Crittenden—from certain citizens requesting the installation of traffic lights at the corner of Evans and Main Roads, East Toukley.

Mr McBride—from certain citizens requesting renovations to Gosford railway station.

Mr Rumble—from certain citizens opposing water charges for public tenants.

Mr McBride—from certain citizens requesting the upgrading of the Long Jetty Hospital.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

Mr Rumble—from certain citizens requesting more police for Warrilla Police Station.

Mr Face and Mr Mills—from certain citizens opposing the proposed police service rotational transfer policy.

Dr. Refshauge—from certain citizens requesting increased assistance for the Home and Community Care Program.

Mr Markham—from certain citizens requesting the continuation of the Access Project for the Deaf in the Illawarra region.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

Mr McBride—from certain citizens requesting an inquiry into the pricing of petrol on the Central Coast.

24 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 2 of Business of the House postponed, by Mr Whelan, until tomorrow.

25 MINISTERIAL STATEMENT

Mr Griffiths made a ministerial statement concerning former Police Senior Sergeant W. A. Ellis.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 November 1993

PAPER

Mr Griffiths (by leave) laid upon the Table—

Report by R. V. Gyles, Q.C., concerning disciplinary action taken against former Police Senior Sergeant W. A. Ellis, dated 30 August 1993.

Mr Anderson also addressed the House.

26 MATTER FOR URGENT CONSIDERATION—JUDICIAL INQUIRY INTO PAEDOPHILIA NETWORK

Mrs Grusovin moved, pursuant to notice, amended (by leave),

(1) That this House calls upon the Government to immediately establish a Judicial Inquiry into the paedophilia networks in this State.

(2) That the inquiry shall also report inter alia on all the circumstances surrounding:

(a) the Seabeach case;

(b) police paedophile protection rackets;

(c) the effectiveness or otherwise of all relevant New South Wales Government Departments in dealing with matters concerning paedophile activity.

(3) That the Judicial Inquiry have due regard to matters before the courts.

Debate ensued.

Question put and passed.

27 PRINTING OF PAPERS

Ordered, on motion of Mr West, pursuant to notice, amended (by leave), That the following papers be printed:

Report to the Attorney General by the Association of Property Conveyancers Ltd for 1992-1993.

Report to Parliament under section 14 of the Timber Industry (Interim Protection) Act 1992 for the period 1 July to 30 September 1993.

Final Report by the 3 X 3 Committee, dated 8 November 1993.

- Report of the Mine Subsidence Board for the year ended 30 June 1993.
- Report of the Department of Public Works for the year ended 30 June 1993.
- Report of the Anti-Discrimination Board for the year ended 30 June 1993.
- Report of the Archives Authority for the year ended 30 June 1993.
- Report of the Art Gallery of New South Wales for the year ended 30 June 1993.
- Report of the Department of Consumer Affairs for the year ended 30 June 1993.
- Report of the Dairy Corporation for the year ended 30 June 1993.
- Report of the Dams Safety Committee for the year ended 30 June 1993.
- Report of the Darling Harbour Authority for the year ended 30 June 1993.
- Report of the Department of Agriculture for the year ended 30 June 1993.
- Report of the Department of Housing for the year ended 30 June 1993.
- Report of the Department of Mineral Resources for the year ended 30 June 1993.
- Report of the Department of State Development for the year ended 30 June 1993.
- Report of The Earth Exchange: Geological and Mining Museum Trust for the year ended 30 June 1993.
- Report of the Ethnic Affairs Commission for the year ended 30 June 1993.
- Report of the Film and Television Office for the year ended 30 June 1993.
- Report of the Greyhound Racing Control Board for the year ended 30 June 1993.
- Report of the Harness Racing Authority for the year ended 30 June 1993.
- Report of the Historic Houses Trust for the year ended 30 June 1993.
- Report of the Institute of Psychiatry for the year ended 30 June 1993.
- Report of the Library Council for the year ended 30 June 1993.
- Report of the Lord Howe Island Board for the year ended 30 June 1993.
- Report of the Ministry for the Arts for the year ended 30 June 1993.
- Report of the Museum of Applied Arts and Sciences for the year 30 June 1993.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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- Report of the Office of Energy for the year ended 30 June 1993.
- Report of the Office of the Director of Public Prosecutions for the year ended 30 June 1993.
- Report of the Peel Cunningham County Council for the year ended 30 June 1993.
- Report of the Protective Commissioner for the year ended 30 June 1993.
- Report of the Rental Bond Board for the year ended 30 June 1993.
- Report of the Royal Botanic Gardens Sydney for the year ended 30 June 1993.
- Report of the Science and Technology Council for the year ended 30 June 1993.
- Report of the State Sports Centre for the year ended 30 June 1993.
- Report of the Sydney Opera House Trust for the year ended 30 June 1993.
- Report of the Upper Parramatta River Catchment Trust for the year ended 30 June 1993.
- Report of the Victims Compensation Tribunal for the year ended 30 June 1993.
- Report of the Zoological Parks Board for the year ended 30 June 1993.
- Statement of Corporate Intent of the Hunter Water Corporation, dated September 1993.

28 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

- (1) Ordered, on motion of Mr West (by leave), That the reporting date for the Joint Select Committee upon the Sydney Water Board be extended until 17 December 1993.
- (2) Ordered, on motion of Mr West, That the following message be sent to the Legislative Council:

MR PRESIDENT

The Legislative Assembly desires to acquaint the Legislative Council that it has this day agreed to the following resolution—

That the reporting date for the Joint Select Committee upon the Sydney Water Board be extended until 17 December 1993.

And the Legislative Assembly requests that the Legislative Council pass a similar resolution.

Legislative Assembly
18 November 1993

K. R. ROZZOLI
Speaker

29 SELECT COMMITTEE UPON THE SYDNEY MARKET AUTHORITY

Ordered, on motion of Mr West (by leave), That the reporting date for the Select Committee upon the Sydney Market Authority be extended until 22 April 1994.

30 NOTICE OF MOTION UNDER STANDING ORDER 113A—COURT PRACTICE NOTES—RULED OUT OF ORDER

Prior to calling upon Notice of Motion No. 1 under Standing Order 113A standing in the name of the honourable member for Ashfield.

Mr Speaker informed the House that he had concluded that the notice of motion to disallow a Practice Note of the Supreme Court did not fall within the ambit of the term "statutory rule" as set out in section 39 of the Interpretation Act 1987, as it was not made by the Governor or required to be approved or confirmed by the Governor.

Mr Speaker said that although they may address matters which could be subject of Rules of Court, Practice Notes are not Rules. They are issued by the Chief Justice in exercise of the Court's inherent power to give directions on matters of practice and procedure, a power not displaced by sections 122-124 of the Supreme Court Act 1970 which empower the Rules Committee to make those rules which become "statutory rules".

Practice Notes do not have the force of law although they are no doubt persuasive with practitioners in the court. The view expressed to the Speaker that the scope of some recent Practice Notes, including the one subject of this motion have traversed matters of practice and procedure which should more properly be in the form of Rules and therefore subject to the scrutiny of the Parliament.

Mr Speaker did not seek to comment on the assertion other than to say that this Parliament had no power to change the law by resolution. The law relating to Rules of Court is governed by sections 122-124 of the Supreme Court Act 1970. If the Parliament wished to place within scrutiny matters not currently in the Act it was within its province to do so by amendment to that Act.

Mr Speaker accordingly ruled the motion out of order.

31 DISALLOWANCE OF REGULATION UNDER THE LOCAL GOVERNMENT ACT 1993

Dr Macdonald moved, pursuant to notice, That this House disallows the Local Government (Water, Sewerage and Drainage) Regulation 1993 made under the Local Government Act 1993 as set forth in the notice appearing in Government Gazette No. 73 of 1 July 1993, at page 3524 and tabled in this House on 7 September 1993.

Debate ensued.

Question put and negatived.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 November 1993

32 PARLIAMENTARY COMMITTEES ENABLING BILL

Mr West moved, on behalf of Mr Fahey, pursuant to notice, That leave be given to bring in a bill for an Act to enable certain Committees of the Legislative Council and Legislative Assembly to function during the prorogation of Parliament and during the fourth session of the fiftieth Parliament.

Question put and passed.

Bill presented and read a first time.

Mr West moved, That this bill be now read a second time.

Debate adjourned (Mr Nagle) and the resumption of the adjourned debate made an Order of the Day for a future day.

33 ANTI-DISCRIMINATION (AGE DISCRIMINATION) AMENDMENT BILL

Mr Rixon, Acting Speaker, reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having this day passed a Bill intituled "An Act to amend the Anti-Discrimination Act 1977 to make it unlawful to discriminate against a person on the ground of age in certain circumstances" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
18 November 1993

M. F. WILLIS
President

Bill read a first time.

Mr Longley moved, That this Bill be now read a second time.

Debate adjourned (Mr Amery) and the resumption of the debate made an Order of the Day for a future day.

34 HEALTH CARE COMPLAINTS BILL

The Order of the Day having been read, Mr Phillips moved, "That" this bill be now read a third time.

Mr West moved, That the question be amended by leaving out all the words after the word "That" with a view to inserting the words "the Bill be recommitted for the reconsideration of clauses 4, 70 and a new clause 91" instead.

Question proposed—That the amendment be agreed to.

Debate ensued.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 November 1993

Question put.

The House divided.

Ayes 44

Mr Armstrong	Mr Humpherson	Mr Schultz
Mr Baird	Dr Kernohan	Mr Small
Mr Beck	Mr Kinross	Mr Smiles
Mr Blackmore	Mr Longley	Mr Smith
Mr Causley	Ms Machin	Mr Souris
Mr Chappell	Mr Merton	Mr Turner
Mrs Chikarovski	Ms Moore	Mr West
Mr Cochran	Mr Morris	Mr Windsor
Mrs Cohen	Mr Murray	Mr Yabsley
Mr Collins	Mr O'Doherty	Mr Zammit
Mr Cruickshank	Mr D. L. Page	
Mr Downy	Mr Petch	
Mr Fraser	Mr Phillips	Tellers
Mr Glachan	Mr Photios	
Mr Griffiths	Mr Richardson	Mr Jeffery
Mr Hartcher	Mr Schipp	Mr Kerr

Noes 44

Ms Allan	Mr Irwin	Ms Nori
Mr Amery	Mr Knight	Mr Page
Mr Anderson	Mr Knowles	Mr Price
Mr Aquilina	Mr Langton	Dr Refshauge
Mr A. S. Aquilina	Mrs Lo Po'	Mr Rogan
Mr Bowman	Mr McBride	Mr Scully
Mr Clough	Mr McManus	Mr Sullivan
Mr Crittenden	Dr Macdonald	Mr Thompson
Mr Doyle	Mr Markham	Mr Whelan
Mr Face	Mr Martin	Mr Yeadon
Mr Gaudry	Mr Mills	
Mr Gibson	Mr Moss	
Mrs Grusovin	Mr J. H. Murray	Tellers
Mr Hatton	Mr Nagle	
Mr Hunter	Mr Neilly	Mr Beckroge
Mr Iemma	Mr Newman	Mr Davoren

Pairs

Mr Fahey	Mr Carr
Mr Hazzard	Mr Harrison
Mr Peacocke	Mr Rumble
Mr Rozzoli	Mr Shedden
Mr Tink	Mr Ziolkowski

And the numbers being equal, Mr Rixon, Acting Speaker, gave his casting vote with the "Ayes" and declared the Question to have been resolved in the affirmative.

Question—That the Bill be recommitted for the reconsideration of clauses 4, 70 and a new clause 91—put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 November 1993

It being 5.15 p.m. proceedings interrupted for private members' statements.

35 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

36 HEALTH CARE COMPLAINTS BILL

The Order of the Day having been read, Mr Rixon, Acting Speaker, left the Chair, and the House resolved itself into a Committee of the Whole for the reconsideration of clauses 4, 70 and a new clause 91.

Mr Deputy Speaker resumed the Chair, and Mr Rixon, Temporary Chairman, reported the bill a second time with further amendments.

On motion of Mr Phillips, the Report was adopted.

And Mr Deputy Speaker having consented to the third reading being taken forthwith.

Bill, on motion of Mr Phillips, read a third time.

37 CRIMES (DOMESTIC VIOLENCE) AMENDMENT BILL
BAIL (DOMESTIC VIOLENCE) AMENDMENT BILL

The Order of the Day having been read, Mr Deputy Speaker left the Chair and the House resolved itself into a Committee of the Whole for the further consideration of the bills.

And the Committee continuing to sit after midnight—

FRIDAY 19 NOVEMBER 1993 a.m.

Mr Tink, Acting Speaker, resumed the Chair and Mr Rixon, Temporary Chairman, reported the Bills with amendments.

On motion of Mr Hartcher, the Report was adopted.

Ordered by Mr Tink, Acting Speaker, That the third reading stand an Order of the Day for tomorrow.

**38 BUSH FIRES (AMENDMENT) BILL
FIRE BRIGADES (AMENDMENT) BILL**

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Griffiths, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bills read a second time.

Leave granted for the third reading to be moved forthwith.

Bills, on motion of Mr Griffiths, read a third time.

39 FIRE BRIGADES (HAZARDOUS MATERIALS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Griffiths, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Griffiths, read a third time.

40 SUSPENSION OF STANDING ORDERS—BILLS ALL REMAINING STAGES

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the—

Choice of Law (Limitation Periods) Bill

Limitation (Amendment) Bill

Limitation of Action (Recovery of Imposts) Amendment Bill.,

being passed through all remaining stages at this sitting.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 and 19 November 1993 a.m.

41 LIMITATION OF ACTIONS (RECOVERY OF IMPOSTS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Collins, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Collins, read a third time.

42 CHOICE OF LAW (LIMITATION PERIODS) BILL
LIMITATION (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Collins, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bills read a second time.

Leave granted for the third reading to be moved forthwith.

Bills, on motion of Mr Collins, read a third time.

43 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Tink, Acting Speaker, reported messages from the Legislative Council returning the following bills without amendment:

18 November 1993

Election Funding (Amendment) Bill
Health Care Complaints Bill.

44 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

Mr Tink, Acting Speaker, also reported the following message from the Legislative Council:

Mr SPEAKER:

The Legislative Council having had under consideration the Legislative Assembly's Message of 18 November 1993 regarding the Joint Select Committee upon the Sydney Water Board, desires to inform the Legislative Assembly that it has this day agreed that the reporting date for the Committee be extended until 17 December 1993.

Legislative Council
18 November 1993

M. F. WILLIS
President

45 SPECIAL ADJOURNMENT

Ordered, on motion of Mr West, That this House meet for the despatch of business on Friday 19 November 1993 at 9.00 a.m. with Government Business having precedence of all other business until 2.15 p.m. followed by the Routine of Business outlined in Sessional Orders.

46 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 2.02 a.m., until 9.00 a.m., this day.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 43

FRIDAY 19 NOVEMBER 1993

1 SUSPENSION OF STANDING ORDERS—BILLS—ALL REMAINING STAGES

Ordered, on motion of Mr West (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the—

Parliamentary Committees Enabling Bill; and
Wagga Wagga Racecourse Bill (No. 2), as Government Business,

being passed through all remaining stages at this sitting.

2 PARLIAMENTARY COMMITTEES ENABLING BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Fahey, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr West, on behalf of Mr Fahey, read a third time.

3 WAGGA WAGGA RACECOURSE BILL (No. 2)

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Schipp, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr West, read a third time.

4 TRAFFIC (PARKING) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Baird, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Speaker resumed the Chair and the Chairman reported progress and obtained leave to sit at a later hour of the day.

5 HOME PURCHASE ASSISTANCE AUTHORITY (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Souris, That this bill be now read a second time—

And the question being again proposed—

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 November 1993

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Speaker resumed the Chair and Mr Rixon, Temporary Chairman, reported the bill with amendments.

On motion of Mr Souris, the Report was adopted.

And Mr Speaker having consented to the third reading being taken forthwith.

Bill, on motion of Mr Souris, read a third time.

Ordered, on motion of Mr Souris, That the following message be sent to the Legislative Council:

MR PRESIDENT

The Legislative Assembly has this day agreed to the Bill intituled "An Act to amend the Home Purchase Assistance Authority Act 1993 to establish a Housing Reserve Fund; to amend various other Acts to provide for the transfer to the Housing Reserve Fund of money held in funds kept under those other Acts; and for other purposes" with the amendments indicated by the accompanying Schedule, in which amendments the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly
19 November 1993

K. R. ROZZOLI
Speaker

HOME PURCHASE ASSISTANCE AUTHORITY (AMENDMENT) BILL

Schedule of the amendments referred to in the Legislative
Assembly's Message of 19 November 1993

RUSSELL D. GROVE
Clerk of the Legislative Assembly

No. 1 Page 5, Schedule 1, lines 13-18, Omit all words on those lines, insert instead:

(1B) The Treasurer's concurrence is not to be given to the making of an order with respect to any money or other asset referred to in subsection (1) (b), (c) or (d) if the amount of the money value of the asset (together with the amount of any money or the money value of any asset the subject of any earlier order or orders) exceeds the amount certified by the Secretary of the Treasury and an independent auditor as being surplus to the requirements of the account or fund concerned.

No. 2 Page 5, Schedule 1. After line 21, insert:

(1D) The power conferred on the Minister by subsection (1A) may not be exercised after 30 June 1995 with respect to any money or other asset referred to in subsection (1) (b), (c) or (d).

Examined.

JOHN TURNER
Chairman of Committees

6 COMMONWEALTH POWERS (POULTRY PROCESSING) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Causley, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Causley, read a third time.

7 RURAL ADJUSTMENT SCHEME AGREEMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Causley, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 November 1993

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Causley, read a third time.

8 STATUTE LAW (MISCELLANEOUS PROVISIONS) BILL (No. 2)

The Order of the Day having been read, Mr Rixon, Acting Speaker, left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendment made by the Legislative Council in the Statute Law (Miscellaneous Provisions) Bill (No. 2).

Mr Rixon, Acting Speaker, resumed the Chair, and the Chairman reported that the Committee had agreed to the Council amendment.

Report adopted.

9 ENVIRONMENTAL PLANNING AND ASSESSMENT (PART 5) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Souris, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Mr Rixon, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Rixon, Acting Speaker, resumed the Chair and the Chairman reported the bill with an amendment.

On motion of Mr Souris, the Report was adopted.

And Mr Rixon, Acting Speaker, having consented to the third reading being taken forthwith.

Bill, on motion of Mr Souris, read a third time.

Ordered, on motion of Mr Souris, That the following message be sent to the Legislative Council:

MR PRESIDENT

The Legislative Assembly has this day agreed to the Bill intituled "An Act to amend the Environmental Planning and Assessment Act 1979 with respect to proposed activities of government agencies that are subject to environmental impact statements under Part 5 of that

Act; and to consequentially amend certain other Acts" with the amendment indicated by the accompanying Schedule, in which amendment the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly
19 November 1993

K. R. ROZZOLI
Speaker

ENVIRONMENTAL PLANNING AND ASSESSMENT (PART 5) AMENDMENT BILL

Schedule of the amendment referred to in the Legislative
Assembly's Message of 19 November 1993

RUSSELL D. GROVE
Clerk of the Legislative Assembly

No. 1 Page 5, Schedule 1 (9), lines 3-9. Omit all words on those lines, insert instead:

(3) The Minister, when approving of an activity, must consider the environmental impact of the activity in accordance with section 111.

Examined.

JOHN TURNER
Chairman of Committees

10 HOMEFUND COMMISSIONER (MISCELLANEOUS AMENDMENTS) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Ms Machin, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Riverstone, Mr Amery, be allowed to continue his speech for a further period of five minutes.

Question put and passed.

Bill read a second time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 November 1993

Mr Rixon, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Rixon, Acting Speaker, resumed the Chair and the Chairman reported progress and obtained leave to sit at a later hour of the day.

11 TRAFFIC (PARKING) AMENDMENT BILL

The Order of the Day having been read, Mr Rixon, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bill.

Mr Rixon, Acting Speaker, resumed the Chair and the Chairman reported the bill with amendments.

On motion of Mr Baird, the Report was adopted.

Ordered by Mr Rixon, Acting Speaker, That the third reading stand an Order of the Day for a later hour of the day.

12 ANTI-DISCRIMINATION (AGE DISCRIMINATION) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Longley, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Bill, on motion of Mr Longley, read a third time.

13 MESSAGES FROM THE GOVERNOR

Mr Rixon, Acting Speaker, reported messages from His Excellency the Governor assenting to the following bills:

18 November 1993

Credit (Amendment) Bill

Motor Accidents (Amendment) Bill

Motor Vehicles Taxation (Further Amendment) Bill

Sentencing (Life Sentences) Amendment Bill.

14 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Rixon, Acting Speaker, reported messages from the Legislative Council returning the following bills without amendment:

19 November 1993

Bush Fires (Amendment) Bill
Fire Brigades (Amendment) Bill
Choice of Law (Limitation Periods) Bill
Limitation (Amendment) Bill
Fire Brigades (Hazardous Materials) Amendment Bill
Limitation of Actions (Recovery of Imposts) Amendment Bill
Parliamentary Committees Enabling Bill
Wagga Wagga Racecourse Bill.

15 QUESTIONS

Disorder: Mr Whelan, the honourable member for Ashfield, having been called to order three times for grave disorderly conduct, Mr Speaker directed the Serjeant-at-Arms to remove the member.

Mr Speaker having made some observations following upon several points of order, Mr Whelan was removed from the Chamber by the Serjeant-at-Arms.

16 PAPER

Mr Fahey (by leave) laid upon the Table—

Report of the Government Pricing Tribunal for the year ended 30 June 1993.

Ordered to be printed.

17 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Windsor—from certain citizens requesting a referendum on the reintroduction of the option for capital punishment.

Mr Mills—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Mr McBride—from certain citizens requesting renovations to Gosford railway station.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 November 1993

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Ms Allan—from certain citizens requesting the installation of noise barriers along the Prospect Highway.

Ms Nori—from certain citizens supporting an Anti-Discrimination Bill 1993 concerning HIV and AIDS sufferers.

Mr Gaudry—from certain citizens opposing any amendment to current State award system.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

Mr Rumble—from certain citizens requesting more police for Warrilla Police Station.

Mr Face and Mr Mills—from certain citizens opposing the proposed police service rotational transfer policy.

Ms Allan—from certain citizens requesting more resources to assist victims of sexual assault.

Dr Refshauge—from certain citizens requesting increased assistance for the Home and Community Care Program.

Mr Markham—from certain citizens requesting the continuation of the Access Project for the Deaf in the Illawarra region.

Ms Allan—from certain citizens requesting legislation for waste minimisation.

Mr McBride—from certain citizens requesting the establishment of a commission of inquiry under the Environmental Protection Act to consider the environmental effects of a Multi Arts Centre at East Gosford.

18 CROWN LANDS (PREVENTION OF SALE) BILL

(1) Ordered, on motion of Mr Martin, That Order of the Day No. 19 of General Business (for Bills) be discharged.

(2) Ordered, on motion of Mr Martin, That the Crown Lands (Prevention of Sale) Bill be withdrawn.

19 DISORDER—APOLOGY FROM THE MEMBER FOR ASHFIELD

Mr Whelan, the honourable member for Ashfield, conveyed a written apology to Mr Speaker which was read to the House by Mr Aquilina, the honourable member for Riverstone.

Mr Speaker having accepted the apology directed that the member be re-admitted.

20 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENT

Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

21 LEGAL PROFESSION REFORM BILL
MAINTENANCE AND CHAMPERTY ABOLITION BILL

The Order of the Day having been read, Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the consideration of the bills.

Mr Hazzard, Acting Speaker, resumed the Chair and Mr Tink, Temporary Chairman of Committees, reported the Legal Profession Reform Bill with amendments and the Maintenance and Champerty Abolition Bill without amendment.

On motion of Mr Fahey, the Report was adopted.

Ordered by Mr Hazzard, Acting Speaker, That the third reading stand an Order of the Day for a later hour of the day.

Mr Hazzard, Acting Speaker, left the Chair at 7.45 p.m. until the ringing of one long bell.

Mr Speaker resumed the Chair upon the ringing of one long bell at 8.15 p.m.

22 HOMEFUND COMMISSIONER (MISCELLANEOUS AMENDMENTS) BILL

The Order of the Day having been read, Mr Rixon, Acting Speaker, left the Chair and the House resolved itself into a Committee of the Whole for the further consideration of the bills.

Mr Rixon, Acting Speaker, resumed the Chair and Mr Hazzard, Temporary Chairman, reported the bill with amendments.

On motion of Ms Machin, the Report was adopted.

Ordered by Mr Rixon, Acting Speaker, That the third reading stand an Order of the Day for a later hour of the day.

23 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Rixon, Acting Speaker, reported messages from the Legislative Council returning the following bills without amendment:

19 November 1993

Commonwealth Powers (Poultry Processing) Bill
Rural Adjustment Scheme Agreement Bill.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 November 1993

Mr Rixon, Acting Speaker, also reported the following messages from the Legislative Council agreeing to the proposed Legislative Assembly amendments on the following bills:

Environmental Planning and Assessment (Part 5) Amendment Bill
Home Purchase Assistance Authority (Amendment Bill).

24 TRAFFIC (PARKING) AMENDMENT BILL

The Order of the Day having been read—

Mr Baird moved, That this Bill be now read a third time.

Question put and passed.

Bill read a third time.

25 SPECIAL ADJOURNMENT

Mr West moved, That this House at its rising this day do adjourn until Tuesday, 1 March 1994 at 2.15 p.m.

Debate ensued.

Mr O'Doherty moved, That this debate be now adjourned.

Question put and passed.

Ordered, That the resumption of the adjourned debate stand an Order of the Day for a later hour of the day.

26 CRIMES (DOMESTIC VIOLENCE) AMENDMENT BILL
BAIL (DOMESTIC VIOLENCE) AMENDMENT BILL

The Order of the Day having been read—

Mr Hartcher moved, "That" these bills be now read a third time.

Mr Whelan moved, That the question be amended by leaving out all the words after the word "That" with a view to inserting the words "the Bills be now recommitted" instead.

Question—That the amendment be agreed to—put and passed.

Question—That the Bills be now recommitted—put and passed.

Mr Speaker left the Chair and the House resolved itself into a Committee of the Whole for the reconsideration of the Bills.

Mr Speaker resumed the Chair and Mr Rixon, Temporary Chairman, reported the bills a second time with further amendments.

On motion of Mr Hartcher, the Report was adopted.

Ordered by Mr Speaker, That the third reading stand an Order of the Day for a later hour of the day.

27 **LEGAL PROFESSION REFORM BILL
MAINTENANCE AND CHAMPERTY ABOLITION BILL**

The Order of the Day having been read—

Mr West moved, on behalf of Mr Fahey, That these Bills be now read a third time.

Question put and passed.

Bills read a third time.

Ordered, on motion of Mr West, That the following message be sent to the Legislative Council:

MR PRESIDENT

The Legislative Assembly has this day agreed to the Bill intituled "An Act to amend the Legal Profession Act 1987 in relation to the structure, regulation and discipline of the legal profession, the making and handling of complaints about legal practitioners and the regulation of legal fees and other costs; and for other purposes" with the amendments indicated by the accompanying Schedule, in which amendments the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly
19 November 1993

K. R. ROZZOLI
Speaker

LEGAL PROFESSION REFORM BILL 1993

Schedule of the amendments referred to in the Legislative
Assembly's Message of 19 November 1993

LESLIE GÖNYE
for the Clerk of the Legislative Assembly

No. 1 Page 5, Schedule 1 (2) (proposed section 10 (2)). After line 14, insert:

- (d) 2 persons for the time being nominated by the Committee of NSW Law Deans; and

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 November 1993

Explanatory note: The amendments alter the composition of the Admission Board. The number of Judges (apart from the Chief Justice) is reduced from 3 to 1, and 2 persons nominated by the Committee of NSW Law Deans are included.

No. 2 Page 7, Schedule 1 (2) (proposed section 16). After line 16, insert:

(3) The applicant concerned in the matter before the Admission Board is also entitled to be represented and heard at the inquiry and to make representations.

Explanatory note: Under the Bill, the Bar Council or the Law Society Council is entitled to be represented at any inquiry by the Admission Board and to make representations to the Board. The amendment makes it clear that the applicant concerned also has the same entitlements.

No. 3 Page 12, Schedule 1 (4) (proposed section 34 (1) (c), lines 24 - 26. Omit "read with a specified barrister or with a barrister of a specified class or description", insert instead "read with a barrister of a specified class or description chosen by the holder (including a barrister chosen from a list of at least 10 barristers kept by the Bar Council for the purpose)".

Explanatory note: Under the Bill, the Bar Council may, as a condition of a practising certificate, require a barrister to read with a specified barrister or with any barrister of a specified class or description. The amendment removes the power of the Bar Council to specify, in any such condition, a particular barrister with whom the holder of the certificate must read. However, under the amendment the Bar Council may require the holder to choose a barrister from a list of at least 10 barristers kept by the Bar Council for the purpose.

No. 4 Page 17, Schedule 1 (4). After line 5, insert:

Division 1AA - Application of Trade Practices Act 1974

Commencement of Division

38FA. This Division does not have effect until:

- (a) 31 July 1994; or
- (b) the date on which the Federal Court, the Trade Practices Commission and the Trade Practices Tribunal are, by a Commonwealth law, permitted to exercise the jurisdiction, powers and functions conferred on them under the restrictive trade practices laws for the purposes of this Division, whichever is the later.

Definitions

38FB. In this Division:

"conduct" has the same meaning as in the restrictive trade practices laws;

"professional association" means the Bar Association, the Bar Council, the Law Society, the Law Society Council or any other association of legal practitioners;

"restrictive trade practices laws" - see section 38FC.

Application of restrictive trade practices laws

38FC. (1) The restrictive trade practices laws apply as a law of the State to the conduct of legal practitioners and of any professional association in connection with the provision of legal services.

(2) For the purposes of this Division, the restrictive trade practices laws are the provisions of the Trade Practices Act 1974 of the Commonwealth (and the regulations made under that Act), as amended and in force from time to time and as modified by this section.

(3) The provisions referred to in subsection (2) are modified for the purposes of this Division as follows:

- (a) references to corporations include legal practitioners and professional associations (whether incorporated or not);
- (b) references to interstate trade or commerce include the provision of legal services by legal practitioners (including legal services supplied only within the State);
- (c) section 51 (1) (Exceptions) does not apply to acts or things specifically authorised or approved by barristers rules, solicitors rules, joint rules or the conditions of practising certificates;
- (d) the provisions of Part 5 and any provisions relating only to goods do not apply.

The regulations under this Act may make other modifications of those provisions.

(4) The Acts Interpretation Act 1901 of the Commonwealth applies to the interpretation of the restrictive trade practices laws.

Exercise of jurisdiction and powers by Federal Court and by Trade Practices Commission and Tribunal

38FD. (1) The Federal Court has, for the purposes of this Division only, the jurisdiction and powers conferred on it by the restrictive trade practices laws.

(2) The Trade Practices Commission and the Trade Practices Tribunal may, for the purposes of this Division only, exercise the powers and functions conferred on them by the restrictive trade practices laws.

(3) This section has effect to the extent that the Federal Court, the Trade Practices Commission and the Trade Practices Tribunal are permitted by Commonwealth law to exercise that jurisdiction and those powers and functions for the purposes of this Division.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 November 1993

Exceptions

38FE. (1) This Division does not apply to any conduct exempted from this Division by the regulations.

(2) Before any such regulation is made, the Attorney General must certify to the Governor that:

- (a) he or she has consulted with the Trade Practices Commission, the Advisory Council, the Bar Council and the Law Society Council on the proposed regulation; and
 - (b) the public benefit of any conduct proposed to be exempted outweighs the detriment to the public constituted by any lessening of competition that would result from the proposed conduct.
- (3) Nothing in this Division affects:
- (a) practice as a barrister as the holder of a statutory office under the Crown (whether in right of New South Wales or in another right); or
 - (b) practice as parliamentary counsel under a contract of service, or contract for service, with the Crown (whether in right of New South Wales or in another right).

No. 5 Page 22, Schedule 1 (5) (proposed section 48A). After line 5, insert:

(4) If, under subsection (1) (g), the Crown Solicitor is given approval to act as solicitor for a Minister of the Crown (otherwise than in his or her official capacity as such a Minister), the following must be included in the annual report under the Annual Reports (Departments) Act 1985 of the Crown Solicitor's activities:

- (a) the name of the Minister;
- (b) the matter in which the Crown Solicitor acted (but without disclosure of any confidential client information);
- (c) the costs incurred by the Crown Solicitor in acting for the Minister and the amount charged to the Minister for so acting.

No. 6 Page 34, Schedule 1 (7) (proposed section 57G (3)), lines 18-20. Omit all words on those lines, insert instead:

(3) The Attorney General must make each report public within 28 days after it is received by the Attorney General.

No. 7 Page 34, Schedule 1 (7) (proposed section 57H). After line 28, insert:

(3) The Attorney General must make each report public within 28 days after it is received by the Attorney General.

No. 8 Page 36, Schedule 1 (9) (b). After line 31, insert;

(3) The Advisory Council is to furnish a report to the Attorney General on whether it considers any regulation made under section 216 (3) (b) or any such proposed regulation referred to it by the Attorney General imposes restrictive or anti-competitive practices which are not in the public interest or is not otherwise in the public interest. The Attorney General must make each report public within 28 days after it is received by the Attorney General.

No. 9 Page 45, Schedule 2 (2) (proposed section 126), lines 15-19. Omit all words on those lines, insert instead:

"investigation" means an investigation under this Part by a Council or the Commissioner into a complaint, and includes an independent investigation under section 151;

No. 10 Page 47, Schedule 2 (2) (proposed section 131 (1)). After line 34, insert:

(d) to investigate, or take over the investigation of, a complaint if the Commissioner considers it appropriate;

No. 11 Page 51, Schedule 2 (2) (proposed section 142), lines 17 -19. Omit all words on those lines, insert instead:

142. (1) The Commissioner may refer a complaint to the appropriate Council if the complaint is not to be investigated by the Commissioner under Division 5.

No. 12 Page 52, Schedule 2 (2) (proposed section 144 (1)), line 8. After "Council", insert "or the Commissioner".

No. 13 Page 53, Schedule 2 (2). After line 3, insert:

Investigation of complaints by Commissioner

147A. (1) The Commissioner may conduct an investigation into a complaint instead of referring it to a Council for investigation, or may take over the investigation of a complaint from a Council, if the Commissioner considers it appropriate.

(2) A Council is to provide any assistance required by the Commissioner to conduct an investigation into a complaint (including copies of or access to all documents held by the Council that relate to the complaint or are required for the purpose of investigating the complaint).

No. 14 Page 53, Schedule 2 (2) (proposed section 148 (3)), line 12. After "not apply to a complaint", insert "which is taken over by the Commissioner under section 147A, a complaint".

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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No. 15 Page 54, Schedule 2 (2) (proposed section 150 (4)), lines 3-6. Omit all words on those lines, insert instead:

(4) If the directions of the Commissioner about the investigation of a complaint are not complied with, the Commissioner may, under section 147A, take over the investigation of the complaint.

No. 16 Page 54, Schedule 2 (2) (proposed section 151 (1)), line 12. After "Council", insert "and if the Commissioner decides not to conduct the investigation into the complaint under section 147A".

No. 17 Pages 54-56, Schedule 2 (2), lines 31 and 37 of page 54, lines 10, 13, 16, 19, 22, 28 and 31 of page 55, lines 3, 8, 11 and 16 of page 56. After "Council" wherever occurring, insert "or the Commissioner".

No. 18 Page 57, Schedule 2 (2) (proposed section 160 (2)), lines 34-37. Omit all words on those lines, insert instead:

(2) If the Commissioner decides to re-investigate a complaint, the provisions of this Part apply as if the Commissioner had taken over the investigation of the complaint.

No. 19 Page 69, Schedule 2 (2) (proposed section 171N (3) (d)), line 24. After "Council", insert ", by the Commissioner".

No. 20 Page 70, Schedule 2 (2) (proposed section 171N). After line 10, insert:

(4) The Commissioner is required to include in an annual report:

- (a) information on the operation of the complaints process during the reporting year and any recommendations for legislative or other improvements to the complaints process; and
- (b) information about the costs incurred by the Commissioner during the reporting year, certified by the Auditor General.

No. 21 Page 78, Schedule 3 (1) (proposed section 175 (2)). After line 25, insert:

- (e) the client's rights under Division 4 to receive a bill of costs;

Explanatory Note: The amendment includes, among the matters to be disclosed by a legal practitioner to a client when undertaking to provide legal services, the right of a client to receive an itemised bill of costs before payment is made of the costs to be incurred in the provision of those services.

No. 22 Page 80, Schedule 3 (1) (proposed section 179 (1)), lines 8 and 9. Omit all words on those lines, insert instead:

179. (1) A disclosure under this Division must be made in writing and be expressed in clear plain language.

No. 23 Page 106, Schedule 4 (8). After line 4, insert:

(h) After section 67 (3), insert:

(3A) The Law Society must not determine, and the Attorney General must not approve, that amounts be paid from the Statutory Interest Account unless satisfied that the payment of those amounts will not reduce the amount of funds available from the Account for the supplementation of the Legal Aid Fund established under the Legal Aid Commission Act 1979.

(3B) The Auditor General is to conduct a special audit under Division 2A of Part 3 of the Public Finance and Audit Act 1983 of:

(a) the activities of the Legal Services Commissioner and the Councils for which costs are payable from the Statutory Interest Account; and

(b) the present and future liability of that Account for the payment of those costs.

(3C) The special audit is to be conducted as soon as practicable after the commencement of this subsection and thereafter whenever the Auditor General considers it appropriate.

(3D) For the purposes of the special audit, Division 2A of Part 3 of the Public Finance and Audit Act 1983 applies as if the Attorney General were the head of the relevant authority.

No. 24 Page 118, Schedule 4 (12). After line 23, insert:

(b) After clause 1A, insert:

Review of Legal Profession Reform Act 1993

1B. (1) The Attorney General is to review the Legal Profession Reform Act 1993 to determine whether the policy objectives of the Act remain valid and whether the Act remains appropriate for securing those objectives.

(2) The review is to be undertaken as soon as possible after the period of 4 years from the date of assent to the Act.

(3) The Attorney General is to include the functions of the Legal Services Commissioner, the Advisory Council, the Attorney General's Department and costs assessors in the review.

(4) Any person may make a written submission to the Attorney General in connection with the review.

(5) A report of the outcome of the review is to be tabled in each House of Parliament within 12 months after the end of the period of 4 years referred to in subclause (2).

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 November 1993

No. 25 Page 124, Schedule 6 (Amendments to Compensation Court Act 1984). After line 23, insert:

(6) A practice note (including any other document, however described, which regulates the practice or procedure of the Court, or of any class of proceedings in the Court, but excluding a decision of the Court) issued by or on behalf of the Court is taken to be a statutory rule for the purposes of Part 6 of the Interpretation Act 1987. This subsection does not apply to a practice note issued before the commencement of this subsection.

No. 26 Page 131, Schedule 6 (Amendments to District Court Act 1973). After line 36, insert:

(7) A practice note (including any other document, however described, which regulates the practice or procedure of the Court, or of any class of proceedings in the Court, but excluding a decision of the Court) issued by or on behalf of the Court is taken to be a statutory rule for the purposes of Part 6 of the Interpretation Act 1987. This subsection does not apply to a practice note issued before the commencement of this subsection.

No. 27 Page 132, Schedule 6 (Amendments to Land and Environment Court Act 1979). After line 22, insert:

(7) A practice note (including any other document, however described, which regulates the practice or procedure of the Court, or of any class of proceedings in the Court, but excluding a decision of the Court) issued by or on behalf of the Court is taken to be a statutory rule for the purposes of Part 6 of the Interpretation Act 1987. This subsection does not apply to a practice note issued before the commencement of this subsection.

No. 28 Page 133, Schedule 6 (Amendments to Local Courts (Civil Claims) Act 1970). After line 33, insert:

(5) A practice note (including any other document, however described, which regulates the practice or procedure of a Local Court, any Division of a Local Court or of any class of proceedings in a Local Court, but excluding a decision of a Local Court) issued by or on behalf of all or any Local Courts is taken to be a statutory rule for the purposes of Part 6 of the Interpretation Act 1987. This subsection does not apply to a practice note issued before the commencement of this subsection.

No. 29 Page 135, Schedule 6 (Amendments to Supreme Court Act 1970). After line 8, insert:

(11) A practice note (including any other document, however described, which regulates the practice or procedure of the Court, any Division of the Court or of any class of proceedings in the Court, but excluding a decision of the Court) issued by or on behalf of the Court is taken to be a statutory rule for the purposes of Part 6 of the Interpretation Act 1987. This subsection does not apply to a practice note issued before the commencement of this subsection, but extends to a practice note so issued if it commences on or after 19 November 1993 (whether or not published in the Gazette).

Examined.

A. A. TINK
Temporary Chairman of Committees

28 HOMEFUND COMMISSIONER (MISCELLANEOUS AMENDMENTS) BILL

The Order of the Day having been read—

Mr West moved, on behalf of Mr Fahey, That this Bill be now read a third time.

Question put and passed.

Bill read a third time.

29 PRISONS (AMENDMENT) BILL (No. 2)
SENTENCING (AMENDMENT) BILL (No. 2)

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Photios, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

Bills read a second time.

Leave granted for the third reading to be moved forthwith.

Bills, on motion of Mr Hartcher, on behalf of Mr Photios, read a third time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 November 1993

30 SPECIAL ADJOURNMENT

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr West, That this House at its rising this day do adjourn until Tuesday, 1 March 1994 at 2.15 p.m.

And the question being again proposed—

The House resumed the said adjourned debate.

Question put and passed.

31 CRIMES (DOMESTIC VIOLENCE) AMENDMENT BILL
BAIL (DOMESTIC VIOLENCE) AMENDMENT BILL

The Order of the Day having been read—

Mr Hartcher moved, That these Bills be now read a third time.

Question put and passed.

Bills read a third time.

32 SPEAKER'S STATEMENT—RESOLUTION OF THE SENATE

Mr Speaker reported receipt of the following letter from the President of the Senate of the Commonwealth of Australia:

Dear Mr Speaker

The Senate acquaints the Legislative Assembly with a resolution agreed to by the Senate this day, which is, in relevant part:

That the Senate requests the Legislative Assembly to require the attendance of the following person before the Senate Select Committee on the Functions, Powers and Operation of the Australian Loan Council to provide public evidence:

The Honourable John Fahey MLA.

The Senate refers the Legislative Assembly to the First and Second Reports of the Senate Select Committee on the Functions, Powers and Operation of the Australian Loan Council, concerning this resolution, copies of which are enclosed.

Parliament House
Canberra
5 October 1993

KERRY W. SIBRAA
President

Mr Speaker then informed the House that as such a request was without known precedent in the New South Wales Parliament he had sought the advice of the Crown Law Officers, and having had the benefit of that advice, suggested that the House should not take any further action in regard to the matter.

Mr Speaker observed that the Senate recognised, by requesting the attendance of a member before a select committee instead of demanding that the House require a member to attend before a select committee, the sovereignty of the New South Wales Parliament and the implication in the Commonwealth Constitution that the various State Parliaments would not interfere with each other.

Whilst the Legislative Assembly could and would rightfully claim the right of attendance of its members to its own service to direct otherwise would not have legal force. The Assembly could not by resolution change the law.

Further, that if the Legislative Assembly demanded the Premier to attend the Senate Select Committee, such a direction would be ultra vires the powers of the House in that the Assembly only possessed powers to direct its members in regard to its own functions and authorities.

Mr Speaker added that the concept of responsible Government required Ministers to be responsible to the Parliament to which they have been elected and, in this case, if the House did demand that the Premier attend the effect would be to unlawfully bring the Premier to account before another Parliament.

The attendance of the Premier was requested by the Senate in his official capacity as leader of the Executive Government in New South Wales and in that capacity it would not be competent for this House to direct the Premier in the exercise of a discretion which was his alone to exercise or not.

Mr Speaker concluded that the House was thus not empowered to make a demand of the Premier in the matter and as a matter of courtesy, Mr Speaker would convey these observations to the President of the Senate.

Mr Speaker, left the Chair at 11.50 p.m. until the ringing of one long bell.

And the House continuing to sit after midnight—

SATURDAY 20 NOVEMBER 1993 a.m.

Mr Speaker resumed the Chair upon the ringing of one long bell at 2.58 a.m.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 and 20 November 1993 a.m.

33 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

20 November 1993 a.m.

Crimes (Domestic Violence) Amendment Bill
Bail (Domestic Violence) Amendment Bill.

Mr Speaker also reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having had under consideration the Legislative Assembly's Message, dated 19 November 1993 requesting concurrence of the Legislative Council in its proposed amendment Nos 1 to 29 in the Legal Profession Reform Bill acquaints the Legislative Assembly that the Legislative Council agrees to the Legislative Assembly's proposed amendments.

Legislative Council
20 November 1993 a.m.

M. F. WILLIS
President

Mr Speaker, left the Chair at 3.00 a.m. until the ringing of one long bell.

Mr Speaker resumed the Chair upon the ringing of one long bell at 5.12 a.m.

34 MINISTERIAL STATEMENT—HOMEFUND

Mr West made a ministerial statement concerning a restructuring package for HomeFund.

35 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 5.14 a.m., until Tuesday 1 March 1994, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 44

TUESDAY 14 DECEMBER 1993

The House met at 9.30 a.m., being the time fixed by Mr Speaker, in accordance with the provisions of Standing Order 50A.

1 SUSPENSION OF STANDING ORDERS—PRECEDENCE OF BUSINESS

Mr West sought leave of the House to move for the suspension of Standing and Sessional Orders.

Leave not granted.

2 MINISTERIAL STATEMENT—HOMEFUND RESTRUCTURING BILL

Mr West (by leave) made a ministerial statement concerning the intention of the Government with regard to the HomeFund Restructuring Bill.

Mr Whelan also addressed the House.

3 SUSPENSION OF STANDING ORDERS—PRECEDENCE OF BUSINESS

Mr West sought leave of the House to move for the suspension of Standing and Sessional Orders.

Leave not granted.

Mr Speaker left the Chair at 9.40 a.m. until the ringing of one long bell.

Mr Speaker resumed the Chair upon the ringing of one long bell at 10.00 a.m.

4 QUESTIONS**5 PAPER**

Mr Phillips (by leave) laid upon the Table—

Letter from the Acting Director-General of Health to the Commissioner of the Independent Commission Against Corruption, dated 1 December 1993.

Letter from the Commissioner of the Independent Commission Against Corruption to the Chairman of the Parliamentary Committee on the Ombudsman, dated 13 December 1993.

6 NOTICES OF MOTIONS**7 PAPERS**

(1) Mr Fahey laid upon the Table—

Report under the Parliamentary Remuneration Act 1989, dated 12 November 1993.

Report No. 7 to the Premier on the Determination of Maximum Prices under section 11 (1) of the Government Pricing Tribunal Act 1992 concerning water, sewerage and drainage services, dated 6 December 1993.

Report to the Premier on Electricity Prices under section 13 (4) of the Government Pricing Tribunal Act 1992, dated 6 December 1993.

(2) Mr Baird laid upon the Table—

Report of the National Road Transport Commission for the period 14 October 1991 to 30 June 1992.

Report of the National Road Transport Commission for the year ended 30 June 1993.

Report of the National Road Trauma Advisory Council for 1992.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 December 1993

(3) Mr Souris laid upon the Table—

Report of the National Trust for the year ended 30 June 1993.

(4) Mrs Chikarovski laid upon the Table—

Report of the Joint Coal Board for the year ended 30 June 1993.

(5) Mr Causley laid upon the Table—

Report of the Ricegrowers Co-operative Limited for the period 1 July 1992 to 30 April 1993.

(6) Mr Griffiths laid upon the Table—

Report of the New South Wales Bush Firefighting Fund for the year ended 30 June 1993.

(7) Ms Machin laid upon the Table—

Special Report to the Minister for Consumer Affairs from the HomeFund Commissioner, dated 3 December 1993.

Report of the Motor Vehicle Repair Industry Council for the year ended 30 June 1993.

8 AUDITOR-GENERAL

The Clerk, pursuant to the Public Finance and Audit Act 1983, announced receipt of the following report—

10 December 1993

Special Audit of the State Rail Authority of NSW: Countrylink, a Review of Costs, Fare Levels, Concession Fares and CSO Arrangements, dated 10 December 1993.

9 PUBLIC ACCOUNTS COMMITTEE

The Clerk, pursuant to the Public Finance and Audit Act 1983, announced receipt of the following paper:

24 November 1993

Public Accounts Committee Discussion Paper on the Financing of Infrastructure Projects, dated November 1993.

10 REPORTS RECEIVED BY THE CLERK

The Clerk, pursuant to the Annual Reports (Departments) Act 1985, announced receipt of the following reports—

22 November 1993

Report of the New South Wales Crime Commission for the year ended 30 June 1993.

Report of the New South Wales Police Service for the year ended 30 June 1993.

Report of the New South Wales State Emergency Service for the year ended 30 June 1993.

23 November 1993

Report of the Premier's Department for the year ended 30 June 1993.

24 November 1993

Report of the Department of Planning for the year ended 30 June 1993.

Report of the Property Services Group for the year ended 30 June 1993.

26 November 1993

Report of the Cabinet Office for the year ended 30 June 1993.

Report of the Ministry of Education and Youth Affairs for the year ended 30 June 1993.

Report of the Environment Protection Authority for the year ended 30 June 1993.

Report of the National Parks and Wildlife Service for the year ended 30 June 1993.

Report of the Parliamentary Counsel's Office for the year ended 30 June 1993.

Report of the New South Wales Technical and Further Education Commission for the year ended 30 June 1993.

29 November 1993

Report of the Chief Secretary's Department for the year ended 30 June 1993.

Report of the Department of Conservation and Land Management for the year ended 30 June 1993.

Report of the State Electoral Office for the year ended 30 June 1993.

Report of the Department of Health for the year ended 30 June 1993.

Report of the Department of Water Resources for the year ended 30 June 1993.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 December 1993

30 November 1993

Report of the Department of Bush Fire Services for the year ended 30 June 1993.

Report of the Department of Community Services for the year ended 30 June 1993.

Report of the New South Wales Fire Brigades for the year ended 30 June 1993.

Report of the Land Titles Office for the year ended 30 June 1993.

Report of the Ministry for Police and Emergency Services for the year ended 30 June 1993.

Report of the Social Policy Directorate for the year ended 30 June 1993.

Report of the Department of Sport, Recreation and Racing for the year ended 30 June 1993.

Report of the Office of State Revenue for the year ended 30 June 1993.

Report of the Department of Transport for the year ended 30 June 1993.

Report of the Treasury Office of Financial Management for the year ended 30 June 1993.

Report of the Valuer General's Office for the year ended 30 June 1993.

2 December 1993

Report of the New South Wales Fisheries for the year ended 30 June 1993.

3 December 1993

Report of the Department of Courts Administration for the year ended 30 June 1993.

The Clerk, pursuant to the Annual Reports (Statutory Bodies) Act 1984, announced receipt of the following papers—

19 November 1993

Report of the Teacher Housing Authority for the year ended 30 June 1993.

22 November 1993

Report of the State Rescue and Emergency Services Board for the year ended 30 June 1993.

23 November 1993

Report of the Albury-Wodonga Development Corporation for the year ended 30 June 1993.

Report of the Board of Studies for the year ended 30 June 1993.

Report of the Tourism Commission for the year ended 30 June 1993.

24 November 1993

Report of the CityWest Development Corporation for the period 4 September 1992 to 30 June 1993.

Report of the Dumaresq-Barwon Border Rivers Commission for the year ended 30 June 1993.

Report of the Homebush Bay Development Corporation for the period 4 September 1992 to 30 June 1993.

Report of the Honeysuckle Development Corporation for the year ended 30 June 1993.

Report of the Ministerial Development Corporation for the year ended 30 June 1993.

25 November 1993

Report of the Hunter Water Corporation for the year ended 30 June 1993.

Report of the Maritime Services Board for the year ended 30 June 1993.

Report of the Public Servant Housing Authority for the year ended 30 June 1993.

Report of the Rice Marketing Board for the year ended 30 June 1993.

Report of the Water Board for the year ended 30 June 1993.

26 November 1993

Report of the Environmental Trusts for the year ended 30 June 1993.

29 November 1993

Report of the Casino Control Authority for the year ended 30 June 1993.

Report of the Commercial Services Group for the year ended 30 June 1993.

Report of the Election Funding Authority for the year ended 30 June 1993.

Report of the Forestry Commission for the year ended 30 June 1993.

Report of the Liquor Administration Board for the year ended 30 June 1993.

Report of the New South Wales Lotteries for the year ended 30 June 1993.

Report of the New South Wales Government Telecommunications Authority for the year ended 30 June 1993.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 December 1993

30 November 1993

Report of the Cancer Council for the year ended 30 June 1993.

Report of the Drug Offensive Foundation for the year ended 30 June 1993.

Report of the Health Foundation for the year ended 30 June 1993.

Report of the Home Care Service for the year ended 30 June 1993.

Report of the Internal Audit Bureau for the year ended 30 June 1993.

Report of the Roads and Traffic Authority for the year ended 30 June 1993.

Report of the State Rail Authority for the year ended 30 June 1993.

Report of the State Transit Authority for the year ended 30 June 1993.

Report of the Treasury Agencies and Funds Administered by the Office of Financial Management for the year ended 30 June 1993.

6 December 1993

Report of the Electricity Council for the year ended 30 June 1993.

Report of the Gas Council for the year ended 30 June 1993.

Report of the Murray River County Council for the year ended 30 June 1993.

Report of the Northern Riverina County Council for the year ended 30 June 1993.

Report of the Prospect County Council for the year ended 30 June 1993.

Report of the SouthWest Electricity for the year ended 30 June 1993.

10 December 1993

Report of the Tow Truck Industry Council for the year ended 30 June 1993.

13 December 1993

Report of the New South Wales Grains Board for the year ended 30 June 1993.

11 STATUTORY INSTRUMENTS—RECEIVED BY THE CLERK

The Clerk gave notice of the making of, and laid upon the Table, the following statutory instruments:

Agricultural Tenancies Act 1990—Regulation (Relating to the remuneration of members of arbitration committees). (Gazette 134, 3 December 1993, page 7069.)

Cattle Compensation Act 1951—Regulation (Cattle Compensation (Advisory Council) Regulation 1993). (Gazette 127, 19 November 1993, page 6825.)

Crown Lands Act 1989—Proposed revocation of dedication. (Gazette 134, 3 December 1992, page 7091.)

Disability Services Act 1993—Regulation (Relating to fees for services). (Gazette 127, 19 November 1993, page 6828.)

Electricity Act 1945—Regulation (Relating to electricity distributors exercising water supply functions). (Gazette 130, 26 November 1993, page 6968.)

Fisheries and Oyster Farms Act 1935—

(a) Regulation (Relating to the fee for the issue of boat licences). (Gazette 134, 3 December 1993, page 7071.)

(b) Regulation (Relating to the rock lobster fishery). (Gazette 127, 19 November 1993, page 6829.)

Mine Subsidence Compensation Act 1961—Regulation (Relating to fees for certificates under sections 15A, 15B and 15C of the Act). (Gazette 124, 12 November 1993, page 6717.)

Residential Tenancies Act 1987—Regulation (Relating to exemptions). (Gazette 124, 12 November 1993, page 6718.)

Supreme Court Act 1970—

(a) Rule (Amendment No. 280). (Gazette 127, 19 November 1993, page 6893.)

(b) Rule (Correction notice to Amendment No. 280 published in Gazette 127). (Gazette 130, 26 November 1993, page 7015.)

Traffic Act 1909—Regulation (Relating to the length of livestock trailers). (Gazette 130, 26 November 1993, page 6969.)

Trustee Act 1925—Regulation (Relating to Maitland Mutual Building Society Limited). (Gazette 127, 19 November 1993, page 6832.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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University of Technology, Sydney, Act 1989—By-law (Relating to ceremonial occasions and student discipline). (Gazette 134, 3 December 1993, page 7072.)

12 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Fraser—from certain citizens praying for the safety and welfare of innocent victims of sexual crime.

Mr Clough—from certain citizens opposing the proposal to terminate inter-urban trains at Mt Victoria.

Mr Rumble—from certain citizens requesting the installation of emergency telephones along the F6 freeway from Yallah to Wollongong.

Mr Newman—from certain citizens requesting new traffic laws to provide for severe penalties for drivers who cause death on the roads.

Ms Nori—from certain citizens opposing the recommendations of the report of the Commissioners of Inquiry for Environment and Planning into the proposed heliport at Pier 8 Pyrmont.

Mr Hatton—from certain citizens opposing the Ettrema/Budawang wilderness proposal.

Ms Nori—from certain citizens requesting the retention of Interim Park, Pyrmont, for recreational purposes.

Mr Rumble—from certain citizens requesting the re-opening of the children's ward of Shellharbour Public Hospital.

Mr Rumble—from certain citizens requesting that the Berkeley police station be staffed on a 24 hour basis.

Mr Rumble—from certain citizens requesting more police for Warrilla Police Station.

Mr Knowles—from certain citizens requesting a permanent police station at Ingleburn and upgrade of the existing police station at Macquarie Fields.

Mr J. H. Murray—from certain citizens requesting the establishment of a police station to service the Concord, Rhodes, Cabarita and Mortlake areas.

Mr Langton, Mr Moss and Mr Rozzoli—from certain citizens requesting increased assistance for the Home and Community Care Program.

Mr Cochran—from certain citizens requesting that the Deua River National Park remain open for access by private vehicles.

13 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENTS

(1) Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

(2) Order of the Day No. 1 of Business of the House postponed, by Mr West, until tomorrow.

14 QUESTION UPON NOTICE—UNANSWERED

Mr Speaker drew the attention of the House to Question upon Notice (No. 1757) not answered within 15 sitting days and called on the responsible Minister to explain the non-compliance with Sessional Orders.

15 JOINT COMMITTEE ON THE OFFICE OF THE OMBUDSMAN

Mr Fraser brought up and laid upon the Table the Report of the Joint Committee on the Office of the Ombudsman concerning General Meeting with the New South Wales Ombudsman Mr David Landa: Collation of Evidence, dated December 1993.

Ordered to be printed.

Mr Fraser also brought up and laid upon the Table the minutes of evidence taken before the Committee.

16 MESSAGES FROM THE GOVERNOR

Mr Speaker reported messages from His Excellency the Governor assenting to the following bills:

22 November 1993

Bookmakers (Taxation) (Bet Back) Amendment Bill
Justices (Courtesy Letters) Amendment Bill
Land Acquisition (Just Terms Compensation) Amendment Bill
National Parks and Wildlife (Emu Licence) Amendment Bill.

24 November 1993

Coroners (Amendment) Bill
Courts Legislation (Amendment) Bill
Gaming and Betting (Amendment) Bill
Industrial Relations (Public Vehicles and Carriers) Amendment Bill
Public Finance and Audit (Budget) Amendment Bill
Summary Offences (Amendment) Bill

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 December 1993

30 November 1993

Choice of Law (Limitation Periods) Bill
Limitation (Amendment) Bill
Environmental Planning and Assessment (Part 5) Amendment Bill
Limitation of Actions (Recovery of Imposts) Amendment Bill

2 December 1993

Anti-Discrimination (Homosexual Vilification) Amendment Bill
Bush Fires (Amendment) Bill
Fire Brigades (Amendment) Bill
Commonwealth Powers (Poultry Processing) Bill
Crimes (Domestic Violence) Amendment Bill
Bail (Domestic Violence) Amendment Bill
Dairy Industry (Amendment) Bill
Election Funding (Amendment) Bill
Health Care Complaints Bill
Parliamentary Committees Enabling Bill
Rural Adjustment Scheme Agreement Bill
Statute Law (Miscellaneous Provisions) Bill (No. 2)
Wagga Wagga Racecourse Bill

3 December 1993

Fire Brigades (Hazardous Materials) Amendment Bill
Superannuation Legislation (Further Amendment) Bill.

17 MESSAGES FROM THE LIEUTENANT-GOVERNOR

Mr Speaker also reported messages from the Lieutenant-Governor assenting to the following bills:

25 November 1993

Letona Co-operative (Financial Assistance) Bill

29 November 1993

Anti-Discrimination (Age Discrimination) Amendment Bill
Home Purchase Assistance Authority (Amendment) Bill
Legal Profession Reform Bill
Maintenance and Champerty Abolition Bill
Prisons (Amendment) Bill
Sentencing (Amendment) Bill
Vocational Education and Training Accreditation (Amendment) Bill.

18 OFFICE OF THE OMBUDSMAN

Mr Speaker laid upon the Table—

Special Report to Parliament by the Office of the Ombudsman concerning an Investigation into Unnecessary and Excessive Delays in the Handling of Complaints by the Complaints Unit of the Department of Health, dated 13 December 1993.

Special Report to Parliament by the Office of the Ombudsman concerning Urgent Amendment to the Police Service Act, dated 13 December 1993.

Ordered to be printed.

19 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

(1) Ordered, on motion of Mr West (by leave), That the reporting date for the Joint Select Committee upon the Sydney Water Board be extended until 17 March 1994.

(2) Ordered, on motion of Mr West, That the following message be sent to the Legislative Council:

MR PRESIDENT

The Legislative Assembly desires to acquaint the Legislative Council that it has this day agreed to the following resolution—

That the reporting date for the Joint Select Committee upon the Sydney Water Board be extended until 17 March 1994.

And the Legislative Assembly requests that the Legislative Council pass a similar resolution.

Legislative Assembly
14 December 1993

K. R. ROZZOLI
Speaker

20 SUSPENSION OF STANDING ORDERS—HOMEFUND RESTRUCTURING BILL

Mr West moved (by leave), That so much of the Standing and Sessional Orders be suspended as would preclude the HomeFund Restructuring Bill notice of which was given this day, being brought in and passed through all stages at this sitting.

Debate ensued.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 December 1993

21 HOMEFUND RESTRUCTURING BILL

Ms Machin moved, pursuant to notice, That leave be given to bring in a bill for an Act with respect to a restructuring scheme for HomeFund borrowers; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Ms Machin moved, That this bill be now read a second time.

Debate adjourned (Mrs Grusovin) and the resumption of the adjourned debate made an Order of the Day for a later hour of the day.

Mr Speaker, left the Chair at 11.39 a.m. until the ringing of one long bell.

Mr Hazzard, Acting Speaker, resumed the Chair upon the ringing of one long bell at 2.15 p.m.

22 HOMEFUND RESTRUCTURING BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Ms Machin, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

Ordered, That the honourable member for Ku-ring-gai, Mr O'Doherty, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Mount Druitt, Mr Amery, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for The Entrance, Mr McBride, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Coffs Harbour, Mr Fraser, be allowed to continue his speech for a further period of five minutes.

It being 5.15 p.m. debate interrupted for private members' statements.

23 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

24 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD

Mr Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council having had under consideration the Legislative Assembly's Message of 14 December 1993 regarding the Joint Select Committee Upon the Sydney Water Board, desires to inform the Legislative Assembly that it has this day agreed that the reporting date for the Committee be extended until 17 March 1994.

Legislative Council
14 December 1993

MAX WILLIS
President

25 HOMEFUND RESTRUCTURING BILL

The Order of the Day having been read for the resumption of the interrupted debate, on motion of Ms Machin, That this bill be now read a second time—

And the question being again proposed—

The House resumed the said interrupted debate.

Ordered, That the honourable member for Lake Macquarie, Mr Hunter, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for St Marys, Mr A. S. Aquilina, be allowed to continue his speech for a further period of five minutes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 December 1993

Ordered, That the honourable member for Fairfield, Mr Irwin, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Manly, Dr Macdonald, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Newcastle, Mr Gaudry, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Waratah, Mr Price, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for South Coast, Mr Hatton, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Tamworth, Mr Windsor, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Liverpool, Mr Anderson, be allowed to continue his speech for a further period of five minutes.

Ordered, That the honourable member for Ashfield, Mr Whelan, be allowed to continue his speech for a further period of five minutes.

Question put and passed.

Bill read a second time.

Mr Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the bill.

And the Committee continuing to sit after midnight—

WEDNESDAY 15 DECEMBER 1993 a.m.

Mr Speaker resumed the Chair, and Mr Tink, Temporary Chairman, reported progress and obtained leave to sit at a later hour of the day.

Mr Speaker left the Chair at 12.22 a.m. until the ringing of one long bell.

Mr Speaker resumed the Chair upon the ringing of one long bell at 12.52 a.m.

26 HOMEFUND RESTRUCTURING BILL

The Order of the Day having been read, Mr Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the bill.

Mr Hazzard, Acting Speaker, resumed the Chair and Mr Rixon, Temporary Chairman reported the bill with amendments.

On motion of Ms Machin, the Report was adopted.

And Mr Hazzard, Acting Speaker, having consented to the third reading being taken forthwith.

Bill, on motion of Ms Machin, read a third time.

27 SPECIAL ADJOURNMENT

Ordered, on motion of Mr West, That this House at its rising this day do adjourn until tomorrow at 2.15 p.m.

28 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 2.54 a.m., until 2.15 p.m. this day.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 45

WEDNESDAY 15 DECEMBER 1993

1 NOTICE OF MATTER FOR URGENT CONSIDERATION—PYRMONT HELIPORT

Ms Nori—Pyrmont Heliport

2 QUESTIONS

3 PETITIONS

The Clerk announced that the following members had each lodged petitions for presentation:

Mr Morris, Mr Newman, Mr Price, Mr Rixon and Mr Tink—from certain citizens requesting increased assistance for the Home and Community Care Program.

4 AUDITOR-GENERAL'S REPORT

The Clerk, pursuant to the Public Finance and Audit Act 1983, announced receipt of the following report—

15 December 1993

Auditor-General's Report for 1993, Volume 3.

5 PLACING OF BUSINESS—BUSINESS OF THE HOUSE—POSTPONEMENTS

(1) Notice of Motion No. 1 of Business of the House postponed, by Mr Whelan, until tomorrow.

(2) Order of the Day No. 1 of Business of the House postponed, by Mr West, until tomorrow.

6 PRINTING OF PAPERS

Ordered, on motion of Mr West (by leave), That the following papers be printed:

Report under the Parliamentary Remuneration Act 1989, dated 12 November 1993.

Report of the National Road Transport Commission for the period 14 October 1991 to 30 June 1992.

Report of the National Road Transport Commission for the year ended 30 June 1993.

Report of the National Road Trauma Advisory Council for 1992.

Report of the Joint Coal Board for the year ended 30 June 1993.

Report of the Ricegrowers Co-operative Limited for the period 1 July 1992 to 30 April 1993.

Report of the New South Wales Bush Firefighting Fund for the year ended 30 June 1993.

Report of the Motor Vehicle Repair Industry Council for the year ended 30 June 1993.

7 MATTER FOR URGENT CONSIDERATION—PYRMONT HELIPORT

Ms Nori moved, pursuant to notice, That this House calls on the Government to refrain from granting approval to or entering into any contractual arrangements for the siting and operation of a heliport at Pyrmont Wharf 8 until the Sydney Heliport Bill, standing in the name of the Member for Port Jackson, has been fully debated and voted on by both Houses of Parliament.

Debate ensued.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
15 December 1993

The House divided.

Ayes 46

Ms Allan	Mr Iemma	Mr Price
Mr Amery	Mr Irwin	Dr Refshauge
Mr Anderson	Mr Knight	Mr Rogan
Mr Aquilina	Mr Langton	Mr Rumble
Mr A. S. Aquilina	Mrs Lo Po'	Mr Scully
Mr Bowman	Mr McBride	Mr Shedden
Mr Carr	Mr McManus	Mr Sullivan
Mr Clough	Dr Macdonald	Mr Thompson
Mr Crittenden	Mr Markham	Mr Whelan
Mr Doyle	Mr Mills	Mr Yeadon
Mr Face	Ms Moore	
Mr Gaudry	Mr Moss	
Mr Gibson	Mr J. H. Murray	
Mrs Grusovin	Mr Neilly	Tellers
Mr Harrison	Mr Newman	
Mr Hatton	Ms Nori	Mr Beckroge
Mr Hunter	Mr Page	Mr Davoren

Noes 44

Mr Armstrong	Mr Humpherson	Mr Small
Mr Baird	Dr Kernohan	Mr Smiles
Mr Beck	Mr Kinross	Mr Smith
Mr Causley	Mr Longley	Mr Souris
Mr Chappell	Ms Machin	Mr Tink
Mr Cochran	Mr Merton	Mr Turner
Mrs Cohen	Mr Morris	Mr West
Mr Collins	Mr O'Doherty	Mr Windsor
Mr Cruickshank	Mr D. L. Page	Mr Yabsley
Mr Downy	Mr Peacocke	Mr Zammit
Mr Fahey	Mr Phillips	
Mr Fraser	Mr Photios	
Mr Glachan	Mr Richardson	Tellers
Mr Griffiths	Mr Rixon	
Mr Harcher	Mr Schipp	Mr Jeffery
Mr Hazzard	Mr Schultz	Mr Kerr

Pairs

Mr Knowles	Mr Blackmore
Mr Martin	Mrs Chikarovski
Mr Nagle	Mr Murray
Mr Ziolkowski	Mr Petch

And so it was resolved in the affirmative.

Mr Speaker left the Chair at 3.58 p.m. until the ringing of one long bell.

Mr Rixon, Acting Speaker resumed the Chair upon the ringing of one long bell at 5.15 p.m.

It being 5.15 p.m. private members' statements proceeded with.

8 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

Mr Rixon, Acting Speaker left the Chair at 6.09 p.m. until the ringing of one long bell.

Mr Speaker resumed the Chair upon the ringing of one long bell at 11.55 p.m.

9 SPECIAL ADJOURNMENT

Mr West moved, That this House at its rising this day do adjourn until Thursday 16 December 1993, at 9.00 a.m.

Debate ensued.

And the House continuing to sit after midnight—

THURSDAY 16 DECEMBER 1993 a.m.

Motion (by leave) withdrawn.

Mr Speaker left the Chair at 12.05 a.m. until the ringing of one long bell.

Mr Speaker resumed the Chair upon the ringing of one long bell at 7.30 p.m.

10 MESSAGE FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported the following message from the Legislative Council:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
15 and 16 December 1993 p.m.

Mr SPEAKER

The Legislative Council has this day agreed to the "HomeFund Restructuring Bill" with the amendments indicated by the accompanying schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council
16 December 1993 p.m.

MAX WILLIS
President

HOMEFUND RESTRUCTURING BILL

Schedule of the amendments referred to in Message of 16 December 1993 p.m.

JOHN EVANS
Clerk of the Parliaments

-
- No. 1 Page 5, clause 15, lines 23-25. Omit all words on those lines, except the number "15." on line 23.
- No. 2 Page 6, clause 15, line 6. Omit "in relation to", insert instead "who is eligible to participate in the restructuring scheme, or a HomeFund borrower who has refinanced".
- No. 3 Page 6, clause 15, line 6. After "but", insert "(except as provided by this section)".
- No. 4 Page 6, clause 15. After line 15 insert:
- (5) Rights of protected borrowers (other than rights to determinations).** This section does not affect the rights (other than the right to have a determination made) of a person:
- (a) who is categorised as Category C or D, as set out in Schedule 1, unless and until the person receives assistance of a kind set out in Category B or C; or
 - (b) who has ceased to be a HomeFund borrower (otherwise than by means of refinancing) and has not been granted assistance under the restructuring scheme.
- (6) Rights of protected borrowers to determinations.** This section does not affect the rights to have a determination made under the HomeFund Commissioner Act 1993 of a person who is categorised as Category B, C or D as set out in Schedule 1, unless and until the person receives assistance of a kind set out in Category B.

(7) Rights of protected borrowers who have left the HomeFund scheme to determinations. This section does not affect the rights to have a determination made under the HomeFund Commissioner Act 1993 of a person who has ceased to be a HomeFund borrower (otherwise than by means of refinancing) and has not been granted assistance under the restructuring scheme.

(8) Payment of money payable under a determination. The HomeFund Commissioner may, in making a determination that an amount of money is payable to a person who is categorised as Category B, as set out in Schedule 1, require that the money is paid in reduction of the debt under the HomeFund mortgage.

(9) Other relief to be taken into account. Any determination made by the HomeFund Commissioner in favour of a HomeFund borrower must have due regard to any assistance that has been granted to the person, or to which the person is entitled or for which the person is eligible, under the restructuring scheme.

No. 5 Page 6, clause 16, lines 17, 18, 19 and 22. Omit "14" wherever occurring, insert instead "15".

No. 6 Page 6, clause 16, line 28. Omit "1993; or", insert instead "1993".

No. 7 Page 6, clause 16, lines 29 - 32. Omit all words on those lines.

No. 8 Page 7. After line 9, insert:

Capitalisation of interest

18. (1) For the avoidance of doubt, it is declared that the provisions of registered Memoranda numbers Y 901844, Y 901845, Y 901846, Y 901847, Y 901848, Z 274110, Z 274111, Z 274112, Z 274113 and Z 274114 relating to capitalisation of interest permit, and have always permitted, the capitalisation of the interest accrued for the month to which a monthly instalment relates less any money actually received by the mortgagee on account of interest so accrued.

(2) The regulations may extend the operation of this section to a specified document constituting or forming part of, or previously constituting or forming part of, a HomeFund mortgage.

No. 9 Page 9, Schedule 1, line 38. After "C", insert "or may instead be offered assistance as set out in Category B, as determined by the Authority".

No. 10 Page 11, Schedule 2. After line 25, insert:

(16) Any complaint (or part of a complaint) alleging that there has been an administrative error with respect to the information given to a HomeFund borrower as to the payments due under a HomeFund mortgage.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
15 and 16 December 1993 p.m.

- (17) Any complaint (or part of a complaint) alleging that there has been an administrative error in the assessment of the suitability to a HomeFund borrower of a particular class of HomeFund mortgage.

No. 11 Page 13, Schedule 3, lines 24 to 28. Omit all words on those lines.

No. 12 Page 13, Schedule 3, line 36. Omit "31 December 1993", insert instead "31 March 1994".

No. 13 Page 15, Schedule 3, line 32. Omit "Section 26A", insert instead "Sections 26A-26C".

No. 14 Page 16, Schedule 3, line 29. Omit "14 (2) or 15 (2) (d)", insert instead "15 (2)".

No. 15 Page 16, Schedule 3, line 30. Omit "14" wherever occurring, insert instead "15".

No. 16 Page 16, Schedule 3, line 34. Omit "14", insert instead "15".

No. 17 Pages 16 and 17, Schedule 3, line 38 on page 16 to line 14 on page 17. Omit all words on those lines.

No. 18 Pages 17 and 18, Schedule 3, line 16 on page 17 to line 14 on page 18. Omit all words on those lines, insert instead:

Omit the section, insert instead:

Binding nature of determinations

28. A determination binds the complainant and all of the parties named as covered by the determination.

No. 19 Page 19, Schedule 3, lines 39 and 40. Omit "by a person referred to in section 28 (3) (a), (b) or (c)".

Examined
DUNCAN GAY
Chairman of Committees

Ordered, by Mr Speaker, That the amendments made by the Legislative Council in this bill be taken into consideration forthwith.

11 HOMEFUND RESTRUCTURING BILL

Mr Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in the HomeFund Restructuring Bill.

Mr Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the Council amendments.

Report adopted.

12 SPECIAL ADJOURNMENT

Mr Fahey moved, That this House at its rising this day do adjourn until Tuesday 1 March 1994, at 2.15 p.m.

Question put and passed.

13 ADJOURNMENT

Mr West moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 8.55 p.m., until Tuesday 1 March 1994, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PROCLAMATION

NEW SOUTH WALES

TO WIT

By His Excellency Rear Admiral PETER
ROSS SINCLAIR, Companion of the Order
of Australia, Governor of the State of New
South Wales in the Commonwealth of
Australia.

(L.S.) P.R. SINCLAIR, Governor.

WHEREAS the Legislative Council and the Legislative Assembly now stand adjourned to Tuesday, 1st day of March, 1994: Now I, in pursuance of the power and authority vested in me by the Constitution Act 1902, do today prorogue the said Legislative Council and Legislative Assembly to Tuesday, 1st March, 1994; and I proclaim that the said Legislative Council and Legislative Assembly shall assemble for the despatch of business on the aforesaid Tuesday, 1st day of March, 1994, at 2.00 p.m., in the premises known as Parliament House, Macquarie Street, Sydney; And the Members of the Legislative Council and the Legislative Assembly are hereby required to attend at that time and place.

GIVEN under my Hand and Seal, at Sydney, this 24th day of December, 1993.

By His Excellency's Command,
JOHN J. FAHEY, M.P.,
Premier.

GOD SAVE THE QUEEN!



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1993

THIRD SESSION OF THE FIFTIETH PARLIAMENT

**BUSINESS UNDISPOSED OF
AT THE
CLOSE OF THE SESSION**

(House prorogued 24 December 1993)

QUESTIONS—

Notice of Question given on the date shown

26 OCTOBER 1993

(Paper No. 38)

1903 BRIAN WILLIAM MAXWELL—Ms Allan to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

- (1) (a) Will he launch an immediate appeal against the manslaughter verdict announced on 25 October 1993 for Brian William Maxwell?
- (b) If not, will he request the D.P.P. to do so?
- (2) (a) Will he launch an investigation into the Crown Prosecution's acceptance that Maxwell should be found guilty on the ground of diminished responsibility?
- (b) If not, why not?
- (3) Are children and staff at the William Lawson Child Care Centre at Prospect still receiving counselling as a result of Maxwell killing his estranged wife, Marilyn Maxwell, at the child care centre?

1905 MAMRE ROAD ON/OFF RAMPS—Mr A. S. Aquilina to ask the Minister for Transport and Minister for Roads—

- (1) When will work commence on the M4 on/off ramps at Mamre Road, St Marys?
- (2) What will be the cost of the works proposed?
- (3) Will he provide funds for enhancements to Mamre Road and streets in this vicinity?
- (4) If so, how much?
- (5) If not, why not?

1909 DENTAL SERVICES—MARK RIGNEY—Mr Crittenden to ask the Minister for Health—

Why has Mr Mark Rigney of Berkeley Vale had to wait in excess of 12 months on the Central Coast Area Health's dental services list to have restorative treatment to his front dentures?

1910 DENTAL SERVICES—MR BALK—Mr Crittenden to ask the Minister for Health—

- (1) Why has Mr Balk of Gorokan been waiting some 18 months for a chromium plate denture?
- (2) Why were his parents who applied through Westmead Hospital for denture work processed in just 3 months?

1911 PRISONERS PROTECTION—Mr Doyle to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice representing the Attorney General and Minister for Justice—

- (1) In the metropolitan area, what accommodation exists for A, B and C classification prisoners requiring protection?
- (2) How many cells are available at each location for each classification?

1913 FINE DEFAULTERS—Mr Doyle to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice representing the Attorney General and Minister for Justice—

In relation to sentenced offenders—

- (1) In 1992/93, how many were received into prison as a result of fine default?

- (2) What proportion of all sentenced prisoners did that group constitute?
- (3) What prisons received them?
- (4) What was the per day cost of accommodating those offenders in each of the prisons in which they were incarcerated?

1914 INSPECTIONS OF POLICE CITIZENS YOUTH CLUBS—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Were a number of Police Citizens Youth Clubs inspected by Inspectors of the Charities Branch of the Chief Secretary's Department during 1990?
- (2) If so:
 - (a) What clubs were inspected?
 - (b) On what dates were they inspected?
- (3) (a) What was the period of time that the Inspectors from the Chief Secretary's Department were present in each club?
 - (b) What were the names of the Inspectors?
- (4) Did any member of the Police Service make an individual or collective complaint against any one or more of the clubs inspected during 1990 that lead to the clubs being inspected?
- (5) If so, what was the name, rank and location of duty of the police person, or persons, who made any of the complaints and against which clubs were such complaints made?
- (6) Was any one of the complaints made against any club as a result of a report compiled by Senior Sergeant Tom Colquhoun used as a basis for an inspection of any of the clubs?
- (7) If so, what clubs were complained of?
- (8) Were any of the clubs inspected complained of by Mr Edgar Azzopardi or Mr John Hatton as alleged by Senior Inspector of the Chief Secretary's Department Charities Branch, Mr John Hollis?
- (9) If so, what was the location of the clubs?
- (10) Will the Police Service co-operate with the Chief Secretary's Department to ascertain how these inspections came about that besmirched many volunteers and members of the Police Service of improper conduct?

1916 INTERNATIONAL ATHLETIC CENTRE SCOREBOARD—Mr Knight to ask the Deputy Premier, Minister for Public Works and Minister for Ports—

Regarding the tender for the scoreboard at the Sydney International Athletic Centre—

- (1) How many tenders were received?
- (2) Who was the successful tenderer?
- (3) At what price was the tender let?
- (4) Was this the lowest price?
- (5) Was the successful tender for a two-colour scoreboard?
- (6) How many unsuccessful tenders were for full-colour scoreboards?
- (7) What percentage of the successful tenderer's project will be Australian made?
- (8) Did the actual size of the successful tenderer's scoreboard conform to the specifications in the tender documents?

1920 RAILWAY STATION STAFFING—Mr Knowles to ask the Minister for Transport and Minister for Roads—

- (1) What is the present staffing level at Glenfield, Holsworthy, Macquarie Fields, Ingleburn and Minto Railway Stations:
 - (a) For each shift?
 - (b) In total?

- (2) For those stations listed above where automatic ticket collecting machines have been introduced, has there been any variation in staffing since the introduction when compared with staffing levels prior to the introduction of automatic ticketing machines?
- (3) For those stations where automatic ticketing machines have yet to be introduced:
 - (a) Will the machines be installed?
 - (b) When?
 - (c) Will there be any variation of staff numbers as a result of the installation of the machines?
- (4) What security arrangements are in place at each of the stations listed?
- (5) How many rail travellers use the stations listed each week?
- (6) What facilities exist at each station for disabled rail travellers?

1923 SRA WORKSHOP FACILITIES—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) What was the total cost of the report prepared by the consultants GHD-Transmark Australia entitled a "Review of maintenance needs currently provided by Freight Rail workshops and recommendations on the future delivery of the these maintenance centres"?
- (2) Did the brief provided to the consultants have as one of its premises a reduced workload caused by privatisation and contracting out, that is, remaining work calculated in 1994/95 to be about 50 per cent of the 1992/93 workload?
- (3) Did it imply job losses at Chullora, Goulburn and Bathurst of at least 523 positions over the next 3 years?
- (4) How much capital funding will the SRA expend over the next 3 years in expanding workshop facilities at Goulburn and Bathurst?

1928 NORTHERN REGION LOCOMOTIVE FLEET—Mr McManus to ask the Minister for Transport and Minister for Roads—

Have the 19 per cent of SRA locomotives for the Northern Region, serviced and repaired at the Clyde Engineering Facility, accounted for over 55 per cent of the Northern Region's Fleet downturn as at 20 September 1993?

1929 GONINANS CONTRACT—Mr McManus to ask the Minister for Transport and Minister for Roads—

- (1) Was part of the SRA maintenance contract recently amended to Goninans?
- (2) Were various SRA stores given cost free to Goninans?
- (3) When these stores were required by the SRA for the El-car facility, were they purchased by the SRA at market prices plus a 7 per cent handling fee?
- (4) What was the total cost of this transaction?

1934 CHINESE INTERPRETER—HUNTER REGION—Mr Mills to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice—

- (1) What are the reasons for the delay of 4 months in appointing a replacement Chinese interpreter/information officer in the Hunter Region Office of the Ethnic Affairs Commission?
- (2) Is he aware that the Chinese community is the second largest ethnic group in the Hunter?
- (3) When will an appointment be made?

1935 INTERPRETING CHARGES—Mr Mills to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice—

- (1) Does the Ethnic Affairs Commission charge a minimum fee of \$91 for an interpreting assignment?
- (2) Does this fee apply to the first 2½ hours of the assignment?
- (3) What is the hourly charge after the first 2½ hours?
- (4) Will a smaller minimum fee be introduced to allow small interpreting jobs of short duration to be more fairly charged?
- (5) If not, why not?
- (6) What is the hourly average rate of pay for interpreters?
- (7) How are the overhead charges justified?

1937 NEW ENGLAND HIGHWAY—TARRO SECTION RECONSTRUCTION—Mr Price to ask the Minister for Transport and Minister for Roads—

- (1) How long has the reconstruction of the New England Highway between Hexham and the Tarro railway overbridge taken to complete?
- (2) Why was this section of highway reconstructed?
- (3) (a) Did the decision to undertake this work result from public complaints?
(b) If so, how many and over what period of time?
- (4) What is the total cost of this sectional reconstruction?
- (5) What is the accident record of this section of highway over the last 5 years?
- (6) Will the Government commence the new entry to Tarro, which will include an overpass, at a point west of the existing intersection of Anderson Drive with the New England Highway?

1939 PACIFIC POWER CONTRACTING OF OPERATING AND MAINTENANCE JOBS—Mr Rogan to ask the Minister for Energy and Minister for Local Government and Co-operatives—

- (1) How many operating and maintenance, as opposed to construction, jobs are currently contracted out within Pacific Power?
- (2) How do these figures compare with post-1988 figures?
- (3) Is Pacific Power proposing to contract out the coal processing work at Liddell and Bayswater Power Stations?

1940 SYDNEY ELECTRICITY—MIRANDA, FIVE DOCK AND BANKSTOWN FACILITIES—Mr Rogan to ask the Minister for Energy and Minister for Local Government and Co-operatives—

- (1) Is Sydney Electricity closing down its Miranda, Five Dock and Bankstown facilities?
- (2) Why has this decision been taken?
- (3) How will the existing functions of these facilities be carried out after closure?
- (4) Will any employees' jobs be made redundant as a result of these closures?
- (5) What assurances can you give these employees on their future job security?
- (6) Has the decision to close these facilities followed a direction to reduce costs by 30 per cent?
- (7) What alternative arrangements will be made to provide customers with the service they currently enjoy?

1943 ACUTE CARE HOSPITAL BEDS—Dr Refshauge to ask the Minister for Health—

- (1) What is the number of available acute care beds in hospitals in the areas and districts?
- (2) What is the breakdown by specialty of beds in those hospitals?

1944 HOSPITALS—RESTRICTED HOURS—Dr Refshauge to ask the Minister for Health—

Since June 1992—

- (1) (a) Which hospitals have closed, restricted access or imposed on the hours during which full accident and emergency services are available?
- (b) When and why?
- (2) Have any of these units refused access to ambulance borne patients as a result?
- (3) What has been the average monthly case load in each Accident and Emergency unit?

1945 LEGAL AID COMMISSION—OFFICE LEASE—Mr Whelan to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

- (1) Is the Legal Aid Commission relocating to new headquarters?
- (2) If so:
 - (a) Where?
 - (b) What floors of the building?
 - (c) Does it have harbour views?
 - (d) How much space is being leased?
 - (e) What is the length of the lease?
 - (f) How much, in total, is the accommodation costing?
 - (g) How many solicitors are employed by the Legal Aid Commission?
 - (h) What is the total salary bill for these solicitors for 1992/93?
 - (i) What is the total cost of their packages, including salary of these solicitors for 1992/93 and anticipated for 1993/94?
 - (j) How many car parking spaces will be available for commission employees?
 - (k) Who are the employees to receive a parking space?
 - (l) Do they also have Government supplied motor vehicles?
 - (m) Please list the number and type of motor vehicles supplied?
 - (n) Is a refurbishment required?
 - (o) How much will this cost?
 - (p) Who handled the leasing arrangements?
 - (q) Have the Property Services Group and the ICAC been asked to scrutinise the leasing arrangements?
 - (r) If so, why?
 - (s) Are they satisfied with the lease?
 - (t) Were any former employees of the authorities in (q) involved in negotiating the lease?
 - (u) If so, what was their role?
 - (v) Will he table all the documents relating to this matter?
 - (w) If not, why not?

1946 PETER FULLER—LEGAL AID CASE—Mr Whelan to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

- (1) (a) Did Mr Peter Fuller of Orange lose his house and possessions due to arson?
- (b) When did this happen?
- (2) (a) Was he granted legal aid?
- (b) What is the total cost of the legal aid provided to Mr Fuller?
- (3) (a) Who were the solicitors who were paid to represent Mr Fuller?
- (b) How much was each firm paid?
- (c) What did the first firm achieve?
- (d) What did the second firm achieve?
- (4) (a) Is Mr Fuller's case still proceeding?
- (b) Is Mr Fuller still receiving legal aid?

- (5) (a) Was Mr Fuller compensated?
- (b) If so, how much?
- (c) If not, will he make an *ex gratia* payment to Mr Fuller?

27 OCTOBER 1993

(Paper No. 39)

1950 HOSPITAL BED FUNDING—Mr A. S. Aquilina to ask the Minister for Health—

- (1) With regard to Mount Druitt and Nepean Hospital beds, does he intend to allocate funds on the basis of the number of beds at hospitals within each Area Health Service next year?
- (2) If yes, why?
- (3) If not, why not?

1952 POLICE PURSUANCE OF DIRECTOR OF THE CASINO CONTROL AUTHORITY—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) (a) Was a meeting held with Commissioner Avery and others prior to the Drew luncheon?
- (b) If so, who attended such meeting with Commissioner Avery and the Director of the Casino Division, Mr Shields?
- (2) Was it from the original meeting with Commissioner Avery that the luncheon with Mr Drew came about?
- (3) Could police officer Drew be mistaken as to the location of the lunch?
- (4) Could police officer Drew be confused as to which Tattersalls Club he did lunch at?
- (5) Will the investigation of Drew's Day Book or other records that he would be required to keep as a police person help to establish where the luncheon took place, who was present and what was discussed?
- (6) (a) Were there any other people present who were not members of the Police Service?
- (b) If so, what was the person/persons names and occupation?
- (7) (a) Were any police persons present other than Drew?
- (b) If so:
 - (i) What is his name and rank?
 - (ii) Is he a current member of the Service?
 - (iii) What is his work location and duty?
 - (iv) If the person is no longer a serving member of the Police Service, when did he retire or resign?
- (8) In relation to Col Cole, was Mr Lauer's name mentioned by Cole at their meeting as having spoken to Bob Clark and expressed the opinion that he was a competent person?
- (9) Was a complaint made by Mr Shields to Mr Cole that Bob Clark had rung Mr Bennett, Senior Inspector of the Casino Control Division, seeking information Mr Hatton could use in Parliament against the Casino Division and the Director?
- (10) (a) Did Mr Cole ever apprise Mr Shields of the outcome of any investigation?
- (b) If so, what were the dates and the times of this report?
- (11) As Assistant Commissioner Col Cole is unfit and at this stage unable to be interviewed, will an inquiry be undertaken to ascertain the whereabouts of record of complaint made by Mr Shields?
- (12) Will the Police Commissioner co-operate with the Office of the Ombudsman in regard to the matter of harassment and for possible file-keeping and the physical following, and the opening of mail, suspected phone tapping and intimidation of the former Director of the Casino Control Division?

1953 SRA WORKSHOP DIVISIONS—ACTING HIGHER GRADES—Mr Knight to ask the Minister for Transport and Minister for Roads—

- (1) How many senior officers in the Workshops Division of the SRA are acting in positions above their own formal grades?
- (2) How long does someone have to act in an acting position before he or she qualifies for redundancy payments at a higher rate?
- (3) What is the combined annual salary of all senior officers in the Workshops Division acting in higher positions?
- (4) What would the combined annual salary of these senior officers be if they were not acting in higher positions?
- (5) What is the future of the Workshops Division?

1955 OFFICE OF FINANCIAL MANAGEMENT SYSTEMS—Mr Knowles to ask the Treasurer and Minister for the Arts—

- (1) What expenditures have been made on new systems and systems upgrades (both hardware and software) in the Office of Financial Management during:
 - (a) 1990?
 - (b) 1991?
 - (c) 1992?
 - (d) 1993?
- (2) Have any consultancy contracts been awarded in association with systems upgrades or new systems for the same period?
- (3) If so:
 - (a) Who were the consultants?
 - (b) What was the cost of each contract?
 - (c) What was the project brief?
 - (d) When did the contracts commence and conclude?
- (4) Was a report on "The State Capital System" prepared by the DMR Group in 1992?
- (5) If so:
 - (a) How much did the report cost?
 - (b) What was the brief and findings of the report?
- (6) Was Price Waterhouse used to advise on systems upgrades?
- (7) If so:
 - (a) What was the cost of their report and advice?
 - (b) What was the brief and findings of their report?
 - (c) Which of their recommendations have been implemented?
- (8) What systems are in place to determine the efficiency and cost benefit of the systems currently used in the Office of Financial Management?

1958 CLASS 81 LOCOMOTIVES REFURBISHMENT—Mr Langton to ask the Minister for Transport and Minister for Roads—

Given the ultimate closure of Chullora Workshops, will the SRA honour the contract awarded to the Chullora shops for the provision/refurbishment of 29 Class 81 locomotives?

1959 BATEMANS BAY POLICE STATION—Mr McManus to ask the Minister for Police and Minister for Emergency Services—

- (1) Is he aware of difficulties experienced by the Batemans Bay police personnel in relation to inadequate conditions of the present police station?
- (2) Will a new police station be constructed to alleviate this concern?
- (3) If so, where will the police station be situated?

- (4) What is the total cost?
- (5) Is the completion date 1996?
- (6) Why will it take so long to construct?
- (7) Why has only \$150,000 been allocated for the construction of the police station in this current Budget?
- (8) Is security in the present police station adequate?
- (9) Is there a charge room in the present police station and is it adequate?
- (10) Of what material is the present police station constructed?
- (11) What is the square metreage of the present police station?
- (12) How many police personnel does the present police station house?
- (13) What is the condition of the holding cells in the present police station?
- (14) Is the interview room adequate in the present police station?
- (15) Is he aware that a violent prisoner recently kicked out a window whilst handcuffed to a railing in the present police station?
- (16) Are prisoners able to be securely held at the present police station?
- (17) If not, where are prisoners transferred to?
- (18) Is it necessary to transfer these prisoners long distances?
- (19) If so, how far?
- (20) Does this action deplete police numbers in the local region?
- (21) Will he take immediate action to rectify the concerns of police and the community of Batemans Bay?

1960 "LOOK AT ME NOW" OCEAN OUTFALL LEGAL COSTS—Mr J. H. Murray to ask the Deputy Premier, Minister for Public Works and Minister for Ports—

- (1) How much has the Department spent in legal costs on the proposed "Look At Me Now" ocean outfall at Coffs Harbour?
- (2) Have any payments been made or agreed to be paid by your Department under the *ex gratia* scheme for financial legal assistance?
- (3) If so:
 - (a) How much?
 - (b) To whom?
 - (c) For what purposes?

1962 NEWCASTLE ENTERTAINMENT CENTRE CONSTRUCTION CONTRACT—Mr Price to ask the Deputy Premier, Minister for Public Works and Minister for Ports—

- (1) Is it the practice of the Department of Public Works to oversight the preparation and execution of multi-million dollar building construction contracts for Government departments?
- (2) Is it usual to include performance penalty clauses in these major contracts?
- (3) Did the Department advise the Department of Lands in relation to the contract and its supervision in the construction and fit-out of the Newcastle Entertainment Centre?
- (4) Why were penalty clauses not included?
- (5) Did the contract variation of \$69,014 for remedial work constitute rework at cost or a negotiated price?
- (6) Who was responsible for replacing the failed floor?
- (7) (a) Were any penalties or bonuses applied in any aspect of this project?
(b) If so, what are the details?

1963 HUNTER AREA NURSING HOME BEDS—Mr Price to ask the Minister for Health—

- (1) How many nursing home beds are available in the Hunter Area Health Board Region?
- (2) How many beds are available through:
 - (a) The public sector and where are they located?
 - (b) The private sector and where are they located?

- (3) What is the schedule of fees for each of these premises?
- (4) What is the current waiting list numbers and approximate waiting times?
- (5) What is the current need numerically and what will be the need by the year 2000?
- (6) Where would be the most advantageous geographical locations for the establishment of additional nursing homes, both public and private?

1964 SURGERY CANCELLATIONS—Dr Refshauge to ask the Minister for Health—

How many patients scheduled for surgery have been cancelled in each area and district during:

- (a) 1989?
- (b) 1990?
- (c) 1991?
- (d) 1992?
- (e) To date in 1993?

1965 PUBLIC HOSPITAL DENTAL CLINIC WAITING TIMES—Dr Refshauge to ask the Minister for Health—

What are the waiting times at each public hospital dental clinic for:

- (a) Dentures?
- (b) Basic dental work?

1968 SYDNEY ELECTRICITY SPONSORSHIPS AND PROMOTIONS—Mr Rogan to ask the Minister for Energy and Minister for Local Government and Co-operatives—

- (1) For the years individually 1990, 1991, 1992 and 1993, what has been the expenditure on sponsorship or promotions by Sydney Electricity?
- (2) What organisations have been sponsored or promoted by Sydney Electricity?
- (3) What has been the criteria for selecting each of these organisations?
- (4) Without detracting from the individual merits of these organisations, what benefits are derived by sponsorship and promotion by Sydney Electricity?

28 OCTOBER 1993

(Paper No. 40)

1971 MR PASTERN—Ms Allan to ask the Minister for Police and Minister for Emergency Services—

- (1) Did six police officers with raised batons visit Mr G. Pastern of 21 Zambesi Road, Seven Hills, at his home?
- (2) Was this entry a mistake and no apology extended to Mr Pastern?
- (3) Were three police vehicles used?
- (4) Had Mr Pastern previously requested through the Ombudsman that any police interviews with him be conducted at the office of the member for Blacktown?
- (5) Were the police working on a Telecom trace of an interrupted 000 phone conversation?
- (6) Did the police subsequently investigate the correct address from which this phone call originated?
- (7) (a) Was this address also in Zambesi Road, Seven Hills?
(b) If so, what was the address and what action did the police eventually take?
- (8) What action does he intend to take to ensure that the Pastern family receives an apology for the error?

1973 EDMONDSON PARK SCHOOL BUS SERVICE—Mr Anderson to ask the Minister for Transport and Minister for Roads—

- (1) Have parents of children residing in Jardine Drive, Edmondson Park, sought the provision of a school bus service to convey local children to and from schools in Liverpool?
- (2) Do the present arrangements require pupils to walk a considerable distance and then cross a major road to join the existing bus service in Camden Valley Way?
- (3) Will he ensure that the request by the parents is given appropriate consideration?

1974 PIE FILLING STANDARDS—Mr Anderson to ask the Minister for Health—

- (1) Does the National Food Standards Code require that pie filling contain more than 10 parts per million of the anti-oxidant sulphur dioxide?
- (2) Are interstate companies distributing pie filling with a sulphur dioxide level in the vicinity of 200 parts per million, well in excess of the National Food Standards Code?
- (3) What action has been taken to enforce the provisions of the Code?
- (4) Has a New South Wales distributor in the Liverpool area complied with a notice for approximately 1 year, resulting in a massive loss of business and jeopardising some 10 jobs?
- (5) Will he take urgent action to ensure compliance with the Code by all persons either bringing pie filling into New South Wales or distributing any within New South Wales?

1976 INSURANCE PAYOUT FOR POLICE VESSEL—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) Did the Police Service receive an insurance payout of \$510,840 on 24 October 1988, for the loss of the Water Police vessel "Sea Eagle"?
- (2) In the intervening 5 years, on what precise projects was the \$510,840 expended?

1977 REWARDS—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) In relation to the disappearance of Azucena Pollard and her son in mid-1987, why is the posting of a reward inappropriate in view of the number of rewards posted in other matters where the investigation has been underway for a much shorter period of time?
- (2) How many rewards have been posted since he became Minister?
- (3) What was the date of posting of such rewards and what was the date of disappearance or death of the victim in each case?

1978 LIVERPOOL AND GREEN VALLEY POLICE ALLOCATIONS—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) What is the allocation for 1993/94 for:
 - (a) the Liverpool Police Patrol; and
 - (b) the Green Valley Police Patrol for:
 - (i) Overtime?
 - (ii) Shift allowances?
 - (iii) Maintenance and working expenses?
- (2) In respect of (a) and (b) above, what was the:
 - (a) Allocation?
 - (b) Actual expenditure on overtime, shift allowances and maintenance and working expenses for the financial years 1990/91, 1991/92 and 1992/93?

1979 POLICE HELICOPTERS—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) When were the three single-engined police helicopters purchased?
- (2) How many flying hours has each of the three helicopters completed?
- (3) What is the normal "engine life" for this type of helicopter?

1980 CHILD PROTECTION OFFICERS—LIVERPOOL AREA—Mr Anderson to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) How many additional Child Protection Officers will be assigned to the Liverpool area as a consequence of his recent announcement?
- (2) How many additional District Officers will be allocated to Liverpool as part of the same program?

1983 VISION CARE PROGRAM—Mr Beckroge to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) Under the Vision Care Program for spectacles for pensioners, are monies they have invested in a funeral fund considered an asset?
- (2) Does this preclude them from the benefit?
- (3) If so, why, if the investment is not realisable during the lifetime of the pensioner, is it considered an asset?

1984 BICYCLE TRACK FUNDING—Mr Bowman to ask the Minister for Transport and Minister for Roads—

What funding has been allocated for bicycle tracks in the City of Lake Macquarie in the years:

- (a) 1991/92?
- (b) 1992/93?
- (c) 1993/94?

1985 BICYCLE TRACK FUNDING—WYONG—Mr Bowman to ask the Minister for Transport and Minister for Roads—

What funds have been allocated for bicycle tracks in Wyong Council area in the years:

- (a) 1991/92?
- (b) 1992/93?
- (c) 1993/94?

1987 SWANSEA POLICE STATION—Mr Bowman to ask the Minister for Police and Minister for Emergency Services—

When is it anticipated that Swansea Police Station might be replaced or extended and refurbished?

1990 SILVERWATER REMAND PRISON PROPOSAL—Mr Doyle to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice representing the Attorney General and Minister for Justice—

In relation to the Silverwater Remand Prison proposal—

- (1) What were the 10 sites examined as alternatives to Silverwater?
- (2) (a) What advantages did each have?
(b) Why was each rejected?
- (3) How will \$80 million savings be achieved as a result of the construction of the proposed 900 cell Silverwater facility?

1992 CITYRAIL INFOLINE SERVICE—Mr Gaudry to ask the Minister for Transport and Minister for Roads—

- (1) How many people are employed to take customer calls on CityRail Infoline 131500?
- (2) (a) Are there persons employed by CityRail or the private sector?
(b) If private sector, which company?
- (3) Has there been reductions in the staff of this service?
- (4) What was the average waiting time for calls when the service was first introduced?
- (5) What is the current waiting time?
- (6) Is this service meeting the goal of providing quick, timely travel advice for CityRail passengers?

1993 AUTOMATIC TICKET VENDING MACHINES—RAILWAY STATIONS—Mr Gaudry to ask the Minister for Transport and Minister for Roads—

- (1) How many automatic ticket vending machines are now in use at stations throughout New South Wales?
- (2) What was the cost of these machines?
- (3) What was the cost of installation?
- (4) How many machines have required maintenance since their introduction to service?
- (5) In how many cases was this result of:
 - (a) Electronic failure or malfunction?
 - (b) Vandalism?
- (6) What provision is made for ticketing at stations where the vending machine is out of order?

1996 FRENCHS FOREST POLICE CHARGES—Mr Hatton to ask the Minister for Police and Minister for Emergency Services—

- (1) When were criminal and departmental charges laid against each of the officers associated with events at Frenchs Forest Police Station?
- (2) Were these charges laid before 25 February 1993 when events at Frenchs Forest became public by way of an article in *The Sydney Morning Herald*?

1997 MR 217 TRAFFIC COUNTS—Mr Hunter to ask the Minister for Transport and Minister for Roads—

- (1) Over the past 5 years, how many times have traffic counts been undertaken along MR 217?
- (2) (a) What were the locations of each traffic counting point?
(b) What was the traffic count at each point and when were the counts undertaken?
- (3) What is the actual or estimated traffic count on MR 217 at its intersection with Victory Parade, Toronto?
- (4) What is the cost for installation of traffic lights at a T intersection, such as MR 217 and Victory Parade?
- (5) (a) What is the actual or estimated traffic count on MR 217 at the Cockle Creek Rail Bridge?
(b) Is the bridge safe for this traffic volume?
(c) Are there plans to replace or upgrade the bridge?
(d) What interest does the SRA have in the bridge?
(e) Who is responsible for the safety of road users crossing the bridge?

2001 HOME CARE—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

In the electorate of Moorebank for the financial years 1989/90, 1990/91, 1991/92 and 1992/93—

- (1) How many people received Home Care?
- (2) How many hours of Home Care were provided?
- (3) Which branches of Home Care provided these services and what proportion of the total hours of Home Care services originated from each branch?
- (4) How many people were refused Home Care services?
- (5) What are the categories of services requested that have been refused?
- (6) What are the projections for 1993/94 for questions (1) and (2)?

2002 HACC SERVICES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) What HACC Services are provided in the electorate of Moorebank?
- (2) What is the cost of each service?
- (3) What will be the impact of the cessation/reduction of growth funding in 1993/94 for the services?
- (4) Specifically, will there be a reduction in:
 - (a) The number of Home Care clients able to be serviced?
 - (b) The range and number of services provided to individual Home Care clients?
 - (c) Access to the Community Transport Scheme?
 - (d) Meals on Wheels services?
- (5) If not, how will the funding cuts be absorbed?

2003 OUTPATIENT SERVICES—WAITING—Mrs Lo Po' to ask the Minister for Health—

What are the waiting times and numbers of patients waiting for treatment at each of the outpatient services in New South Wales hospitals?

2004 ACUTE CARE HOSPITAL BED COSTS—Mrs Lo Po' to ask the Minister for Health—

What is the average cost per day for an acute care bed in each hospital in each Area Health Service?

2005 RESOURCE ALLOCATION FORMULA—Mrs Lo Po' to ask the Minister for Health—

What changes are being considered or have been made to the Resource Allocation Formula and what are the original and revised 1998/99 target shares for each of the areas and districts?

2006 PROGRAM OF APPLIANCES FOR DISABLED PERSONS—Mrs Lo Po' to ask the Minister for Health—

- (1) What is the allocation for the Program of Appliances for Disabled Persons in 1993/94?
- (2) How is it to be distributed across the areas and districts?
- (3) What are the waiting times for appliances in each area and district?

2007 CAPITAL ASSET SALES—Mrs Lo Po' to ask the Minister for Health—

- (1) What is the value and timetable for the sale of each of the capital assets the Department is considering for disposal?
- (2) What revenue was collected over each of the last 5 years from asset sales?
- (3) How was it subsequently used?

2008 AREA HEALTH SERVICE—VISITING MEDICAL OFFICERS—Mrs Lo Po' to ask the Minister for Health—

In each Area Health Service in 1992/93:

- (1) What amount was paid to VMOs?
- (2) What amount was paid to staff specialists?
- (3) What was the full-time equivalent number of VMOs?
- (4) What was the full-time equivalent number of staff specialists?

2014 ENGADINE AMBULANCE SERVICE—Mr McManus to ask the Minister for Health—

- (1) Is he aware of the inadequate ambulance services in Engadine?
- (2) Is Engadine District often depleted of local services because of redeployment to other districts?
- (3) Will he ensure that Engadine Ambulance Services are upgraded to adequately protect the residents of the Sutherland Shire?

2016 MYALL RIVER DREDGING—Mr Martin to ask the Deputy Premier, Minister for Public Works and Minister for Ports—

- (1) Are there adequate funds for the dredging of the Myall River mouth and a short distance upstream?
- (2) Is the shallowness of the Myall River causing a problem in the area for both boating access and business in Tea Gardens and Hawks Nest?
- (3) Will he make a special effort to review the needs of the area?
- (4) Will he ensure that the waterway is navigable?

2018 GRIEF COUNSELLING—Mr Martin to ask the Minister for Health—

- (1) How much was allocated in each Area Health Service of the State for grief counselling?
- (2) What Health Service Areas failed to use money allocated for grief counselling?
- (3) How much of each allocation for each Area Health Service was returned because of non-expenditure?
- (4) Were funds allocated for grief counselling in the Hunter Region returned due to non-expenditure?
- (5) Why was grief counselling advertising terminated?
- (6) Have the non-expended funds been allocated elsewhere and, if so, to what?
- (7) What were the reasons each Area Health Service gave for non-expenditure or under expenditure of allocations for grief counselling?

2030 F4 TOLLGATES—Mr Nagle to ask the Minister for Transport and Minister for Roads—

- (1) (a) Since the opening of the tollway on the F4, are many vehicles avoiding the tollgates and causing vehicle problems on the local roads?
(b) If so, approximately how many per day?
- (2) Since the tollgates have opened, has the accident rate increased on the local roads in Auburn?
- (3) If so, will he move the tollgate east into the electorate of Strathfield?

2032 BOOZ ALLEN CONSULTANCIES—Ms Nori to ask the Minister for Transport and Minister for Roads—

- (1) On how many projects has the firm Booz Allen been used?
- (2) On which particular projects?

- (3) Have the reports in relation to these projects been made publicly available?
- (4) If not, why not?
- (5) Which ones are not publicly available?
- (6) How much has Booz Allen been paid for their consultancy?
- (7) Will he provide a breakdown of the various costs into the following categories:
 - (a) Fees?
 - (b) Travel costs (domestic and international)?
 - (c) Accommodation costs?
 - (d) Daily allowances?
- (8) If not, why not?

2033 INNER CITY AMBULANCE DELAYS—Ms Nori to ask the Minister for Health—

- (1) How many of the emergency calls to the Quay Street, Haymarket Ambulance Station, require the use of a siren?
- (2) Why is the Government selling the site of the station?
- (3) Is he concerned that the response time to accidents to areas such as Glebe and the CBD will be increased because of traffic problems in Palmer Street?
- (4) By how many minutes will response time be increased because of difficulties of grid locked traffic in Palmer Street?
- (5) Are there any plans to alter traffic conditions in Palmer Street to assist in reducing the response time?

2034 HACC FUNDING—LEICHHARDT—Ms Nori to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) Is he aware of the shortage of HACC funding available to cover the Leichhardt Municipality?
- (2) Is he aware that Leichhardt has a very high proportion of elderly and disabled?
- (3) How many clients in the Leichhardt Local Government area have had services cut or refused assistance under the Home Care Scheme?
- (4) Why hasn't the Government matched Commonwealth funding that would allow an expansion of the program?

2035 HUNTER TOTAL CATCHMENT MANAGEMENT COMMITTEE—Mr Price to ask the Minister for Land and Water Conservation—

- (1) When is the report of the Ironbark Creek Study Group of the Hunter Total Catchment Management Committee due to be completed and released?
- (2) Which Department or Departments will contribute to the anticipated recommendations and have any allowances been made in the current budget for immediate funding?
- (3) What immediate steps are proposed to limit flood damage to both public and private property on and surrounding the Hexham Wetlands, in particular, Sandgate Road adjacent to the stormwater channel at the Austra Soccer Stadium?
- (4) What is the 1993 contribution to the Hunter Total Catchment Management Committee by the ratepayers of the City of Newcastle?

2036 HEALTH DEPARTMENT REDUNDANCIES—Dr Refshauge to ask the Minister for Health—

- (1) Will the Department of Health adhere to the Premier's direction that the current policy of no forced redundancies will conclude in March 1994?
- (2) How many staff will be forced to accept redundancy as opposed to accepting voluntary redundancy packages, subsequently?

2037 HEALTH DEPARTMENT SES PAYOUTS—Dr Refshauge to ask the Minister for Health—

- (1) Over the last 5 years, how many Department of Health SES officers have received payouts after being dismissed?
- (2) How long had they filled the position from which they were dismissed?
- (3) What was the payout in each case?

2038 SUTHERLAND HOSPITAL STAFF ACCOMMODATION—Dr Refshauge to ask the Minister for Health—

- (1) Are residents in staff accommodation at Sutherland Hospital to be told to leave by 25 January 1994?
- (2) Are the residents being moved in order to develop a \$7.8 million rehabilitation project on this same site?
- (3) Is the State Government yet to give the go-ahead for the rehabilitation project?
- (4) Why are residents being forced to move when the project has not been approved by the State Government?

2041 BULL-BARS—Mr Sullivan to ask the Minister for Transport and Minister for Roads—

- (1) Has the NSW Government considered banning bull-bars on commercial and private vehicles in New South Wales?
- (2) Will the NSW Government fund research, called for by the NRMA, into the effect of bull-bars on vehicle performance in crashes and pedestrian safety?
- (3) Has the NRMA approached the NSW Government on this matter?
- (4) Is there currently a bull-bar standard set by the Roads and Traffic Authority on the size, weight and shape of bull-bars fitted to New South Wales vehicles?

2043 FIGTREE BABY HEALTH CLINIC—Mr Sullivan to ask the Minister for Health—

- (1) Did the NSW Government contribute any funds to the building of the Figtree Baby Health Clinic building in Figtree Park, Wollongong?
- (2) If so, how much and from what source/department did such funds come from?
- (3) What other Baby Health Clinic buildings in Wollongong City Council area were also funded in full or part by the NSW Government?
- (4) For each such Baby Health Clinic building in Wollongong City Council area, how much was contributed by the NSW Government?

2044 ILLAWARRA REGIONAL HOSPITAL—Mr Sullivan to ask the Minister for Health—

- (1) How many beds were in use at the Wollongong and Port Kembla campuses of the Illawarra Regional Hospital as at:
 - (a) 1 July 1988?
 - (b) 1 July 1989?
 - (c) 1 July 1990?
 - (d) 1 July 1991?
 - (e) 1 July 1992?
 - (f) 1 July 1993?
- (2) How many beds have been closed at the Wollongong and Port Kembla campuses of the Illawarra Regional Hospital since 1 July 1993?
- (3) Since 1 July 1988, which wards/medical treatment areas have had their bed capacity reduced at the Wollongong and Port Kembla campuses of the Illawarra Regional Hospital?
- (4) What does the Department of Health regard as the minimum number of beds the Wollongong and Port Kembla campuses of the Illawarra Regional Hospital need to remain functional as a major referral centre for the Illawarra?

2047 HARNESS RACING BARRIER DRAWS—Mr Sullivan to ask the Minister for Sport, Recreation and Racing—

- (1) Is he aware of claims made by the Professional Trotting Horseman's Association that barrier draws can be manipulated at New South Wales harness races?
- (2) Has this abuse of the racing system been known to the Harness Racing Authority?
- (3) If so, for how long?
- (4) Will the Government intervene to ensure that such abuse of the harness racing system is stopped or prevented?

2048 5-DAY WARD HOSPITALS—Mr Yeadon to ask the Minister for Health—

- (1) Which hospitals operate 5-day wards?
- (2) Over 1992/93 and the current financial year to date, how many patients have been transferred to other hospitals due to weekend ward closures?
- (3) Over 1992/93 and the current financial year to date, how many patients were re-admitted within 2 days of discharge from a 5-day ward?

2049 HEALTH DEPARTMENT STAFFING—Mr Yeadon to ask the Minister for Health—

- (1) What is the description and location and what duties are undertaken by staff occupying the 993 positions which Budget Paper 3 shows will be deleted in 1993/94?
- (2) Why did payments for redundancies blow out from \$5 million to \$10.1 million in 1992/93?

2050 PROGRAM OF APPLIANCES FOR DISABLED PERSONS—Mr Yeadon to ask the Minister for Health—

- (1) (a) What is the allocation for the Program of Appliances for Disabled Persons in 1993/94?
(b) How is it to be distributed across the areas and districts?
- (2) What are the waiting times for appliances in each area and district?

2052 CPAP MACHINE—Mr Yeadon to ask the Minister for Health—

- (1) Has an NHMRC report recommended that CPAP be readily available to patients suffering from severe sleep apnoea syndrome?
- (2) What is the current waiting list for CPAP machines around the State?
- (3) Will you make funds available to ensure the increased availability of CPAP machines.

2053 ORGAN DONORS—Mr Yeadon to ask the Minister for Health—

- (1) Is he aware that a recent advertisement in *The Sydney Morning Herald*, 28 October 1993, is in breach of the Human Tissue Act 1983, section 23 (1) and 24 (1) in that the advertisement clearly states that relatives may veto a donor's wishes.
- (2) Why has this been stated when taxpayers' funds have been expended to set up a detailed database of donors through the Roads and Traffic Authority's DRIVES computer.
- (3) Who authorised this advertisement?
- (4) Will he reassure the public that signing a donor card, endorsing a driver's licence or some other clear expression of intent is sufficient under the existing law to ensure organs are donated according to the donor's wishes?

2054 **CONSTABLE NADER HANNA**—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Has Constable Nader Hanna reported to the Police Service any investigation, contemplated action, or action taken against him or the company known as Nader Services Proprietary Limited by Federal Police or any Federal authorities?
- (2) If not, why not?
- (3) If so, what was the nature of the investigation, contemplated action or action taken against him or the company known as Nader Services Proprietary Limited?
- (4) (a) Has any action been taken against any tenant of the premises on the corner of the Great Western Highway and Old Bathurst Road, Emu Plains, by Federal Police or Federal authorities?
(b) If so, did Constable Nader report to the Police Service his involvement, if any?

2060 **MENTAL HEALTH—FORM 4**—Mr Mills to ask the Minister for Health—

- (1) When did the Mental Health Act Implementation Monitoring Committee recommend that Form 4, Statement of Legal Rights and Other Entitlements, under section 30 of the Mental Health Act 1990, be simplified?
- (2) Has the task of simplifying the form been completed?
- (3) If not:
 - (a) Why not?
 - (b) When will simplification be done?
 - (c) Will urgent priority be given to this task?
- (4) If so:
 - (a) When will the form be translated into community languages for the benefit of involuntarily admitted NESB patients?
 - (b) Into which languages will the form be translated?

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2063 **LIVERPOOL HOSPITAL—DENTAL SERVICES**—Mr Anderson to ask the Minister for Health—

- (1) What is the current number of persons on the waiting list and waiting time involved for each type of dental service provided at Liverpool Hospital?
- (2) What funding has been allocated to the dental service at Liverpool Hospital for 1993/94?
- (3) What funding was provided to the dental service at Liverpool Hospital in:
 - (a) 1988/89?
 - (b) 1989/90?
 - (c) 1990/91?
 - (d) 1991/92?
 - (e) 1992/93?
- (4) How does the funding allocated in 1993/94 to the dental service at Liverpool Hospital compare with the funding provided to other dental services in New South Wales?
- (5) Why have some constituents been told they will have to wait up to 3 years for dental services?
- (6) What steps will he take to urgently address this matter?

2064 POLICE TRAIL BIKE SQUADS—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) How many Police Trail Bike Squads still exist in New South Wales?
- (2) What is the location, number of police attached, number of trail bikes, availability and patrols covered by each such squad?
- (3) Which squad covers the Liverpool and Green Valley Patrols?
- (4) On how many occasions in:
 - (a) 1992/93; and
 - (b) 1993/94 to date;
 has the squad performed duty in:
 - (i) Liverpool Patrol?
 - (ii) Green Valley Patrol?

2065 POLICE—REVERSIBLE RAINCOATS—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) Have NSW Police been trialing a reversible raincoat for operational police?
- (2) When did the trial commence and when will it be completed?
- (3) Do these raincoats provide improved safety for officers?
- (4) When will a decision be taken regarding these reversible raincoats?
- (5) What is the proposed cost per raincoat?
- (6) How many officers would require such a raincoat?
- (7) What provision was made in the 1993/94 budget for these raincoats?

2066 CORRECTIVE SERVICES STAFFING—Mr Doyle to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice representing the Attorney General and Minister for Justice—

In the Department of Corrective Services, for each financial year 1988/89 to 1992/93 and in the year to date, what has been the full-time equivalent staffing of each of the:

- (a) IIU?
- (b) SIU?
- (c) Staff Discipline Unit?
- (d) Other officers investigating staff discipline?
- (e) Custodial and non-custodial officers?

2067 PRISONERS—EARLY RELEASES—Mr Doyle to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice representing the Attorney General and Minister for Justice—

Over each of the last 5 years—

- (1) How many prisoners have been erroneously released from gaol prior to the correct date for release?
- (2) From which institution was each released?
- (3) On what date were they released?
- (4) What was the most serious offence for which they were imprisoned?
- (5) What was the length of the sentence being served?
- (6) How many prisoners were to be erroneously released from gaol prior to the correct date of release though subsequently not released?

- 2068 CORRECTIVE SERVICES INDUSTRIES—Mr Doyle to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice representing the Attorney General and Minister for Justice—

In relation to Corrective Services Industries—

- (1) How many projects involving capital equipment valued at more than \$100,000 have been commenced or completed by DCSI since 1989?
- (2) What has been the total cost of each project to date?
- (3) What feasibility studies were undertaken in each case?
- (4) Did they endorse the final level of investment?
- (5) How many inmates does each project currently employ?
- (6) What connection is between these projects and post-release employment programs?

- 2069 NEWCASTLE RAILWAY TRACK MAINTENANCE—Mr Gaudry to ask the Minister for Transport and Minister for Roads—

In relation to the closedown of the Newcastle section of CityRail for track maintenance on Saturday 6 and Sunday 7 November—

- (1) What particular maintenance was carried out during this closedown, including rebuilding of bridges and track electrical work, fettling and signalling?
- (2) What was the cost of weekend track maintenance?
- (3) How was the cost apportioned between materials and labour?
- (4) How many men were employed during the shutdown?
- (5) What was the western limit of the maintenance work?

- 2070 RTA—NORTHERN REGIONAL OFFICE—Mr Gaudry to ask the Minister for Transport and Minister for Roads—

In relation to the transfer of the Northern Regional Office of the Roads and Traffic Authority to Port Macquarie—

- (1) How many officers of the Northern Regional Office are still operating from Newcastle?
- (2) How many are operating in Port Macquarie but are being paid living away from home, travel and other expenses related to residence in Newcastle?
- (3) How much money has been paid in this way since the transfer?
- (4) Has the building program required for the full transfer of the Northern Regional Office been completed?
- (5) If not, what remains to be done?

- 2071 POLICE—PSYCHIATRY/PSYCHOLOGY CASES—Mr Hatton to ask the Minister for Police and Minister for Emergency Services—

- (1) In the last 5 years, what are the names of the psychiatrists/psychologists which have been used by the Police Department in employment and disciplinary matters?
- (2) Are any of these public servants?
- (3) If so, what are the details?
- (4) How are these psychiatrists/psychologists chosen?
- (5) For each, how many cases have been dealt with?
- (6) How many police have been discharged as medically unfit following a psychiatrist/psychologist report?
- (7) Of these:
 - (a) How many were under investigation at the time?
 - (b) What charges, departmental or otherwise, resulted from these investigations and what was the disposition of these charges?
 - (c) For what offences?

- (d) What were the nature of those offences?
- (e) How many of those examined worked in the Department of Professional Responsibility?
- (8) Following the presentation of the Parliamentary Committee final report, how many psychiatrists/psychologists examined Mr Cole?
- (9) What are their names?
- (10) How were they chosen?
- (11) (a) When did the examination take place?
(b) Where did the examination take place?
- (12) Had Mr Cole ever been examined prior to the above examination?
- (13) If so, how many times has he been examined?
- (14) Is there to be a re-examination of Mr Cole by psychiatrists and if so, who will choose the psychiatrists?
- (15) What steps are taken to ensure complete independence and competency of those involved?
- (16) Did the Police Department test the validity of the psychiatric examination of Mr Cole?
- (17) Did the Police Board test the validity of the psychiatric examination of Mr Cole?
- (18) If so, what are the details?

2073 AUTOMATIC TICKETING SYSTEM—CITYRAIL—Mr Knowles to ask the Minister for Transport and Minister for Roads—

- (1) Does the new CityRail automatic ticketing system prevent passengers from breaking their journey in the event of them disembarking at a station prior to the station for which the ticket was purchased?
- (2) What instructions are given to station staff in dealing with passengers who are incorrectly ticketed?

2074 RAILWAY STATIONS—REVENUES AND WORKS—Mr Knowles to ask the Minister for Transport and Minister for Roads—

- (1) What is the monthly revenue from ticket sales from July 1991 to September 1993 inclusive, at the following railway stations:
 - (a) Holsworthy?
 - (b) Glenfield?
 - (c) Macquarie Fields?
 - (d) Ingleburn?
 - (e) Minto?
 - (f) Casula?
 - (g) Liverpool?
 - (h) Campbelltown?
 - (i) Macarthur?
 - (j) Leumeah?
- (2) What are the other sources of revenue for these stations?
- (3) What amounts were received for the same period from these other sources?
- (4) What works have been carried out at the above stations during the same period?
- (5) How much did these works cost?

2075 TRAFFIC VOLUMES—HEATHCOTE ROAD AND MOOREBANK AVENUE, MOOREBANK—Mr Knowles to ask the Minister for Transport and Minister for Roads—

- (1) What is the accident history, both vehicular and pedestrian, at the intersection of Heathcote Road and Moorebank Avenue, Moorebank?
- (2) What is the average daily traffic volume at the intersection?
- (3) How has that number varied since the opening of the M5 Tollway?

2078 MEDICAL COMPLAINTS UNIT—Mr Martin to ask the Minister for Health—

- (1) Has the Medical Complaints Unit received a complaint from Mr Ungley of Soldiers Point Road, Soldiers Point?
- (2) If so, when did the Unit receive the complaint?
- (3) When will the investigations be completed?
- (4) Why has there been delays in finalising Mr Ungley's complaints?
- (5) What is the normal time taken by the Unit to investigate complaints?
- (6) Are there sufficient staff in the Medical Complaints Unit?
- (7) If not, when will additional staff be allocated to the Unit?

2081 WARABROOK PROPOSED RAILWAY STATION—Mr Price to ask the Minister for Transport and Minister for Roads—

- (1) What progress has been made on the establishment of the proposed Warabrook Railway Station?
- (2) What is the planned completion date for this project?
- (3) Has there been any cost escalation in this project?
- (4) If so:
 - (a) What amount?
 - (b) Why?

2082 HUNTER REGION—RESPITE CARE BEDS—Mr Price to ask the Minister for Health—

- (1) What is the number of respite care beds in the Hunter Region for:
 - (a) Intellectually disabled children?
 - (b) Intellectually disabled adults?
 - (c) Physically disabled children?
 - (d) Physically disabled adults?
- (2) Who are the contact organisations for each of these categories?
- (3) Where are each of the establishments located?
- (4) (a) Are any costs and charges incurred by the carers when assigning their relatives to these beds?
- (b) If so, what is the schedule in each case?

2083 ORANGE BASE HOSPITAL—Dr Refshauge to ask the Minister for Health—

- (1) Is Orange Base Hospital going to have 12 beds closed this year?
- (2) Is Orange Base Hospital going to lose 15 staff?
- (3) Are there going to be any service reductions at Orange Base Hospital?

2085 MIFSUD REPRESENTATION—Mr Thompson to ask the Minister for Health—

- (1) Have the representations made on behalf of Ms Mifsud been investigated by a Senior Officer of the Health Department?
- (2) If not, why not?
- (3) If an investigation has been carried out, will the Member for Rockdale receive advice from either him or the Director-General of the Department?

2086 BATHURST-SYDNEY FREIGHT—Mr Clough to ask the Minister for Transport and Minister for Roads—

- (1) How many days a week are freight and parcels transported from Sydney to Bathurst?
- (2) Is this traffic invariably carried by rail?

- (3) If not, who carries it?
- (4) If carried by Omega Transport, have they any relationship with Hills Transport, and what is Hills Transport's role in transportation of SRA freight?
- (5) Is it costing more to move freight and parcels from Sydney to Bathurst by road?
- (6) If freight is being forwarded by road, are trains also operating to Bathurst?

2087 CONTAINER LIFTER—BATHURST RAILYARD—Mr Clough to ask the Minister for Transport and Minister for Roads—

- (1) What is the value of the container lifter presently stored in the Bathurst rail yard?
- (2) Will TrackFast have any further use for the lift?
- (3) Is it intended to dispose of it?
- (4) If so, how will it be disposed?
- (5) Is there any intention to give the lift to the new operators of the Blayney Container Terminal?
- (6) (a) Will the lift be offered to the Blayney Terminal?
(b) If so, will he give an assurance that full market value will be obtained?

2088 FEDERATION OF NSW POLICE CITIZENS YOUTH CLUBS—HUNTER REGION BOXING RING—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Was a boxing ring used by Police Citizens Youth Clubs in the Hunter Region disposed of by Senior Sergeant Thomas Colquhoun?
- (2) If so, who did he dispose the boxing ring to and for how much?
- (3) On whose authority did he dispose of the boxing ring?
- (4) If he did not dispose of the boxing ring, where is it and what was the method of disposal and amount of money received for the boxing ring?

2089 NEWCASTLE POLICE AND CITIZENS YOUTH CLUBS—AIR-CONDITIONING UNIT—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Did Senior Sergeant Thomas Coloquhoun remove an air-conditioning unit from the Newcastle Police and Citizens Youth Club?
- (2) If so, what did he do with such unit?
- (3) If not, will inquiries be undertaken about the whereabouts or disposal of an air-conditioning unit from the Newcastle Police and Citizens Youth Club and by whom?
- (4) If any dishonesty is found as a result of inquiries, will appropriate action be taken against the person or persons responsible?

2090 FEDERATION OF NSW POLICE AND CITIZENS YOUTH CLUBS—MOTOR VEHICLE ACCIDENT—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Has any vehicle in possession of Senior Sergeant Thomas Colquhoun been in any motor vehicle accident since January 1989 up to June 1993, such vehicle being owned by the Federation of NSW Police and Citizens Youth Clubs?
- (2) What was the date or dates of any accident?
- (3) Was any other person in the vehicle at the time of any such accident and if so, whom and what was the relationship, if any, to Senior Sergeant Colquhoun?
- (4) To which police was any accident reported, where were they attached, what were their names and rank?

- (5) If any accidents occurred during the period in each case and date:
- (a) Was a claim made?
 - (b) What is the name of the insurer?
 - (c) Who was the repairer?
 - (d) What was the cost involved?
 - (e) Did any person make a statement?
 - (f) If so, who and for what reason?
 - (g) If any accident or accidents occurred, is the Federation administration satisfied beyond doubt the circumstances surrounding such accident or accidents as reported are correct?

2091 LEAD STUDY—VICTORIA ROAD—Mr J. H. Murray to ask the Minister for Transport and Minister for Roads—

- (1) Is he aware the Federal Budget has allocated approximately \$9 million for studies into lead contamination?
- (2) How much will New South Wales receive from this allocation?
- (3) Will he direct this money towards studies of motor vehicle lead emissions on Victoria Road between Gladesville Bridge and the new Glebe Island Bridge?

2093 PACIFIC POWER—SES POSITIONS—Mr Rogan to ask the Minister for Energy and Minister for Local Government and Co-operatives—

What were the SES positions and overall staff positions for Pacific Power for the years:

- (a) 1988 to 1990?
- (b) 1992 and 1993?

2094 ELECTROMAGNETIC FIELDS—Mr Rogan to ask the Minister for Energy and Minister for Local Government and Co-operatives—

- (1) Did a recent Victorian Government study of the effect of electromagnetic fields upon health endorse the prudent-avoidance approach to reducing human exposure to EMFs?
- (2) Did this study also suggest that consumers be given information about ways of modifying exposure to these fields?
- (3) What is the NSW Government's approach to human exposure to EMFs?

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(Paper No. 42)

2096 ROOTY HILL—VANDALISM AND STREET OFFENCES—Mr Amery to ask the Minister for Police and Minister for Emergency Services—

How many persons have been charged with offences relating to vandalism and street offences, in the Rooty Hill area, at the Mount Druitt Police Station during the 6 months ending 31 October 1993?

2097 HYDROTHERAPY POOL—LIVERPOOL—Mr Anderson to ask the Minister for Health—

- (1) Are hydrotherapy pools regarded as valuable in the ongoing treatment of a wide range of conditions, illnesses and injuries, such as, rehabilitation for stroke and accident victims; arthritis sufferers; and, the disabled?

(2) Are the only publicly owned hydrotherapy pools accessible by residents of Liverpool, located at Lidcombe and Westmead Hospitals?

(3) Is the Lidcombe facility operated by the Multiple Sclerosis Society primarily for the use of M.S. clients?

(4) Is the Westmead facility only operating for one session per day and is the journey by public transport from the Liverpool area to Westmead both lengthy and difficult for infirm people?

(5) (a) Will he investigate the provision of a hydrotherapy pool at Liverpool Hospital with or without financial input from organisations such as WorkCover?

(b) If not, why not?

2098 TRANSPORT INVESTIGATION BRANCH—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

(1) Did his predecessor make a promise in 1989 for the actual deployment of police to the Transport Investigation Branch to be in addition to the Government's allocation of 1,600 additional police?

(2) If so:

(a) Does he intend to honour the promise?

(b) If not, why not?

2099 LIVERPOOL COURT HOUSE—CAPITAL WORKS—Mr Anderson to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

(1) Is Liverpool the only major regional court complex in the metropolitan area where major works have not been carried out since 1988?

(2) Where does Liverpool Court House appear on the current priority list for capital expenditure?

(3) Where did Liverpool Court House appear on the priority list for 1993/94?

(4) Which projects which appeared on the priority list for 1993/94 ahead of Liverpool Court House were:

(a) Funded?

(b) Not funded in the 1993/94 budget?

(5) (a) Which projects which appeared below Liverpool Court House on the priority list for 1993/94 were funded in the 1993/94 budget?

(b) Why were those projects, if any, funded ahead of Liverpool?

(c) When does he anticipate Liverpool Court House will receive funding for improvements and what is the value and nature of the proposed improvements?

2100 SERGEANT BOB CLARK AND THE CASINO—Mr Face to ask the Minister for Police and Minister for Emergency Services—

(1) Has Sergeant Bob Clark of the NSW Police Service had any role on an official basis with the tendering process into calling of tenders for the New South Wales Casino?

(2) Has he had any role in the vetting or appraisal of tenders for the New South Wales Casino?

(3) Has Sergeant Clark communicated in any way, officially or unofficially, with any of the tenderers for the New South Wales Casino or their personnel?

2101 SERGEANT BOB CLARK AND THE CASINO—Mr Face to ask the Chief Secretary and Minister for Administrative Services—

- (1) Has Sergeant Bob Clark of the NSW Police Service had any role on an official basis with the tendering process into calling of tenders for the New South Wales Casino?
- (2) Has he had any role in the vetting or appraisal of tenders for the New South Wales Casino?
- (3) Has Sergeant Clark communicated in any way, officially or unofficially, with any of the tenderers for the New South Wales Casino or their personnel?

2103 RTA LABORATORY—Mr Knight to ask the Minister for Transport and Minister for Roads—

- (1) What is the current status of the proposal to move the RTA laboratory from Milsons Point?
- (2) What is the proposed new location?
- (3) Who owns the existing premises?
- (4) What is the cost of any lease at the proposed new location?
- (5) What are the estimated removal and refurbishing costs?

2104 RTA INFORMATION LINE—Mr Knowles to ask the Minister for Transport and Minister for Roads—

- (1) On average, how many calls are received each month on the RTA 132213 Information Line?
- (2) What is the cost of the service, including staff costs?
- (3) Are callers able to be automatically transferred to their local motor registry as a part of the service?
- (4) Of the total calls received, how many are so transferred?

2107 F3 FREEWAY CAPACITY—Mr McBride to ask the Minister for Transport and Minister for Roads—

- (1) Has the Roads and Traffic Authority determined the maximum possible number of daily traffic movements allowed by the designed capacity of the F3 Freeway?
- (2) If so:
 - (a) What is the number of daily traffic movements?
 - (b) When is it expected that figure will be reached?
 - (c) What contingency plans does the RTA have to accommodate traffic upon the limit being reached?
- (3) If not, will he request the RTA to conduct such a study?

2108 CENTRAL COAST TANGARA SERVICES—Mr McBride to ask the Minister for Transport and Minister for Roads—

- (1) When is it scheduled that Tangara carriages will be introduced to commuter services between Central Coast railway stations and stations in the Sydney metropolitan network?
- (2) Will the introduction of Tangara carriages include a trial period to allow for community consultation on the merits of the new carriages?
- (3) (a) If so:
 - (i) Over what period will the trial be held?
 - (ii) What form of community consultation will be held?
 - (iii) If the community demonstrates broad opposition to Tangara carriages, will he agree to a return to interurban carriages for the said services?
- (b) If not, why not?
- (4) How long is it expected to take Tangara carriages to completely replace interurban carriages on commuter services between Sydney and the Central Coast?

2109 PASSENGER COMFORT—TANGARA SERVICES—Mr McBride to ask the Minister for Transport and Minister for Roads—

- (1) With respect to standard Tangara railway carriages, what is the width between the back of a passenger seat and the front of the passenger seat next behind it?
- (2) With respect to standard interurban railway carriages, what is the width between the back of a passenger seat and the front of the passenger seat next behind it?
- (3) If there is a difference between the widths referred to in questions (1) and (2), will he move to ensure the provision of leg space is not reduced with the introduction of Tangara services between the Central Coast and Sydney?
- (4) With respect to the standard eight-carriage train:
 - (a) What toilet services are provided on interurban carriages travelling between the Central Coast and Sydney?
 - (b) What toilet services will be provided on Tangara carriages when they are introduced to commuter services between the Central Coast and Sydney?
- (5) If there is a difference imbalance with respect to toilet services referred to in question (3), will he move to ensure the provision of toilet services is not reduced with the introduction of Tangara services between the Central Coast and Sydney?

2111 ENGADINE DISTRICT AMBULANCE SERVICES—Mr McManus to ask the Minister for Health—

- (1) Is he aware that ambulance services are required to leave the Engadine District unattended whilst being redirected or assigned to other districts?
- (2) Have these services been requested to cover areas such as Vaucluse and North Shore?
- (3) Have other suburban ambulance services been required to attend urgent calls whilst the Engadine staff have been redirected?
- (4) If so, how often in the last 3 years and under what circumstances?
- (5) Is there any danger to local residents as a result of these actions?
- (6) Will he ensure that Engadine is protected on a full-time basis?
- (7) Will he ensure that additional staff and vehicles will be allocated to the Menai district?

2112 GRAIN RAIL FREIGHT RATES—Mr Martin to ask the Minister for Transport and Minister for Roads—

- (1) What is the freight rate per tonne for grain from Gilgandra?
- (2) What is the freight rate per tonne for grain from Trangie?
- (3) Is wheat from Gilgandra and Trangie both railed via Dubbo?
- (4) Is the rail line from Dubbo to Gilgandra in excellent condition and requires minimal maintenance?
- (5) Are growers on the eastern side of Gilgandra able to deliver their wheat to the Mendooran silos and save \$6.89 per tonne rail freight costs?
- (6) Are the inequitable rail freight charges costing Gilgandra wheat farmers an additional \$840,000 compared to Trangie wheat farmers in a good season?
- (7) Will he intervene to ensure the Gilgandra wheat farmers are not discriminated against by setting rail freight charges from Gilgandra at the same rate as those from Trangie?

2115 POWER STATIONS—FLY ASH—Mr Mills to ask the Minister for Energy and Minister for Local Government and Co-operatives—

- (1) What long-term plans exist for the end-use of the fly ash dams and storage at each of the major power stations in New South Wales?
- (2) What rehabilitation plans are proposed or underway at each station?
- (3) Is it proposed to import topsoil to cover fly ash at each station or any station?

- (4) If so:
 - (a) Which station(s)?
 - (b) From which location(s) will the necessary topsoil be stripped in each case?
- (5) Is he aware of rehabilitation techniques which allow native plant species to grow directly on wastes?
- (6) At each station, will staged rehabilitation be undertaken by filling discrete portions of dams and other storage so as to minimise scars on the landscape?

2116 INSPECTOR FRANK WEISS—Mr Neilly to ask the Minister for Police and Minister for Emergency Services—

- (1) Has Inspector Frank Weiss, attached to the Federation of Police Citizens Youth Clubs, the use of a Federation vehicle?
- (2) If so, what is the make and models of vehicles in his possession in the years January 1988 to June 1993 and how long was each vehicle on issue to him?
- (3) What were the kilometres travelled on each vehicle?
- (4) What are the conditions of use of the vehicle on issue to Inspector Weiss?
- (5) What is the daily use of the vehicle between Federation head office and the place of residence of Inspector Weiss?
- (6) Who owns and pays for the vehicle on issue to Inspector Weiss?
- (7) Is its use considered reasonable?
- (8) Is it a condition of his employment?
- (9) Is Inspector Weiss on call in his position at the Federation of Police Citizens Youth Clubs?
- (10) Has Inspector Weiss a phone at his place of residence paid for by the Federation of Police Citizens Youth Clubs?
- (11) If so, under what conditions?
- (12) Is his phone number available to police in the case of need attached to the Federation of Police Citizens Youth Clubs?
- (13) If not, why not, and why then is it paid for by Federation of Police Citizens Youth Clubs?

2117 MATER HOSPITAL—Mr Price to ask the Minister for Health—

- (1) What forward planning proposals exist for the Mater Hospital, Waratah, in terms of total beds within the Hunter Area Health Service?
- (2) What refurbishment programs are proposed at the Mater Hospital by way of:
 - (a) New operating theatres?
 - (b) Refurbished operating theatres?
 - (c) New facilities for urgently required additional services?
 - (d) Additional acute care wards?
 - (e) Improved casualty facilities?
 - (f) Additional oncology facilities?
- (3) In what budget periods (years) will these programs be implemented?

2118 HAND GUN PERMIT APPLICATIONS—Mr Price to ask the Minister for Police and Minister for Emergency Services—

- (1) How many applications for permits to possess a hand gun have been made in New South Wales each year since 1988 to October 1993?
- (2) How many of these applications were successful each year by either:
 - (a) Ministerial approval?
 - (b) Commissioner's approval?

- (3) How many rejected applicants have sought permits by way of the appeal provisions since 1991?
- (4) How many of these appeals were upheld by the court?
- (5) How many of the successful appellants were subsequently issued with a permit?
- (6) On what grounds does the Commissioner overrule the court decision and continue to reject the resubmitted legitimate applications?

2119 LEAD STUDY—FOREST ROAD, BEXLEY—Mr Thompson to ask the Minister for Transport and Minister for Roads—

Will he direct some of the Commonwealth funds allocated for studies into lead contamination towards studies of motor vehicle lead emissions on Forest Road, Bexley, between Herbert Street and Stoney Creek Road?

2120 VISITATIONS TO FEDERATION OF NSW POLICE AND CITIZENS YOUTH CLUBS—Mr Thompson to ask the Minister for Police and Minister for Emergency Services—

- (1) How many visits have been undertaken to individual clubs within the Federation in the last 3 years, 1991, 1992 and to June 1993 by:
 - (a) Chief Superintendent Carter?
 - (b) Inspector Frank Weiss?
- (2) What were the individual clubs?
- (3) What were the dates of the visits?
- (4) How long were the visits?
- (5) Were any committee meetings of the clubs attended?
- (6) How many members of the Police Service did they come in contact with on each of the visits to each club and who were the police to whom they spoke?

2121 FEDERATION OF NSW POLICE AND CITIZENS YOUTH CLUBS—Mr Thompson to ask the Minister for Police and Minister for Emergency Services—

- (1) How many civilian staff are employed by the Federation in their Head Office and Operations as distinct from the clubs?
- (2) What are the individual positions?
- (3) Who is filling them?
- (4) What is the remuneration in each case?
- (5) Of these civilian employees, who have Federation motor vehicles in their possession or the use thereof and what conditions apply?
- (6) (a) Who is the Company Secretary of the Federation?
 (b) Is the position currently occupied?
 (c) If not, why not?

2122 FEDERATION OF NSW POLICE AND CITIZENS YOUTH CLUBS—M.A.C. REPORT—Mr Thompson to ask the Minister for Police and Minister for Emergency Services—

- (1) When the M.A.C. report was compiled, how much input, written and verbal, did Chief Superintendent Carter provide for such report?
- (2) What recommendations did Superintendent Carter make for compiling of the report?
- (3) What was the role of Mr Terry Breen into the M.A.C. report?
- (4) Did Mr Breen write the report?
- (5) If so, under whose direction and supervision?
- (6) What was Mr Breen's position at the time of the writing of the report?
- (7) By whom was he employed and what was his remuneration?

- (8) (a) What is Mr Breen's present position?
- (b) Who employs him?
- (9) How much is his annual salary?
- (10) (a) Are there any other benefits, as part of his employment, in a package?
- (b) If so, what are they?
- (11) (a) Has he the use of a motor vehicle?
- (b) If so, under what terms?
- (12) (a) Has he an expense account or use of a credit card?
- (b) If so, under what conditions and what were the amounts for the financial years 1992 and until June 1993?
- (13) Has Mr Breen done any travelling on behalf of the Federation in the same 2 financial years?
- (14) What expenses were incurred and for what purpose and where and when did they take place?

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(Paper No. 43)

2123 TOWN HALL RAILWAY STATION TOILETS—Ms Allan to ask the Minister for Transport and Minister for Roads—

- (1) Has he inspected the public toilet facilities at Town Hall Railway Station?
- (2) If so, when?
- (3) How many commuters, on average, use the women's toilet facilities at Town Hall Station each day?
- (4) What plans has CityRail got for extending and refurbishing these toilets?
- (5) When will this occur?

2126 NATIONAL FORESTS POLICY—Ms Allan to ask the Minister for the Environment—

- (1) What resources are presently being allocated within his portfolio administration to the implementation of the National Forests policy?
- (2) Which officers have direct responsibility for implementing this policy?
- (3) What progress has been made in determining agreed criteria for the protection of old growth forests and wilderness in New South Wales?

2127 HOME CARE SERVICES—ELECTORATE OF BLACKTOWN—Ms Allan to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

In the electorate of Blacktown for the financial years 1989/90, 1990/91, 1991/92 and 1992/93—

- (1) How many people received Home Care?
- (2) How many hours of Home Care were provided?
- (3) Which branches of Home Care provided these services and what proportion of the total hours of Home Care services originated from each branch?
- (4) How many people were refused Home Care services?
- (5) What are the categories of services requested that have been refused?
- (6) What are the projections for 1993/94 as to:
 - (a) How many people will receive Home Care?
 - (b) How many hours of Home Care will be provided?

2128 LOCAL COUNCIL RATE PAYMENTS—Mr Amery to ask the Minister for Energy and Minister for Local Government and Co-operatives—

- (1) Will the requirement of the new Local Government Act to have councils issue quarterly rate assessments prevent the Blacktown Council from continuing its past policy of allowing ratepayers to pay rates by seven equal instalments?
- (2) Will he grant permission to Blacktown, or any council, to continue with more frequent rate payments?

2129 BUILDING DISPUTES TRIBUNALS—Mr Amery to ask the Minister for Consumer Affairs, Minister Assisting the Minister for Roads and Minister Assisting the Minister for Transport—

- (1) How many cases were heard by Building Disputes Tribunals in the 12 months to 31 October 1993?
- (2) How many of these cases were resolved in favour of the consumer?

2130 CONSUMER CLAIMS TRIBUNAL CASES—Mr Amery to ask the Minister for Consumer Affairs, Minister Assisting the Minister for Roads and Minister Assisting the Minister for Transport—

- (1) Since the jurisdiction of Consumer Claims Tribunals was increased from \$6,000 to \$10,000, from 1 August 1992, how many cases have been heard each month by the Tribunals up to 31 October 1993?
- (2) How do these monthly figures compare with the previous corresponding period?

2131 CONSUMER CLAIMS TRIBUNAL—COMPLAINTS AGAINST LEGAL PRACTITIONERS—Mr Amery to ask the Minister for Consumer Affairs, Minister Assisting the Minister for Roads and Minister Assisting the Minister for Transport—

- (1) How many complaints have been received by the Department of Consumer Affairs concerning unreasonable charges by either barristers or solicitors?
- (2) How many of these complaints were referred to a Consumer Claims Tribunal?
- (3) In whose favour were these complaints settled?

2132 INFRINGEMENT NOTICE PAYMENT POLICY—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) What is the current policy of the NSW Police Service to applications from motorists in receipt of infringement notices who seek either:
 - (a) Additional time to pay?
 - (b) The opportunity to pay the fines in instalments?
- (2) If no such opportunity is currently available, will he introduce such a policy?
- (3) If not, why not?

2133 POLICE SICK LEAVE—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) How many days were lost by sworn officers due to sick leave in the NSW Police Service in:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) The current financial year to date?

- (2) What arrangements exist to replace police attached to patrols when off on long-term sick leave?
- (3) What is the average number of police off duty on sick leave per day this financial year and in 1992/93?
- (4) What is the current entitlement to sick leave of a sworn member of the NSW Police Service per annum?
- 2134 POLICE SERVICE RE-ENTRY—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—
- (1) How many former NSW Police have been approved for, and are currently awaiting, re-entry into the NSW Police Service?
- (2) What priority is afforded such re-joiners?
- (3) (a) Has the next recruit class been substantially reduced from its original intake numbers?
- (b) What is the reason for that reduction?
- (4) When will any or all the re-joiners enter the Police Academy?
- 2135 PSYCHIATRIC HOSPITAL PATIENTS—Mr A. S. Aquilina to ask the Minister for Health—
- (1) How many patients were admitted to psychiatric hospitals throughout New South Wales in each year since 1988?
- (2) How many psychiatric patients have been admitted, in the first instance, to the Mount Druitt Hospital and Nepean Hospital in each year since 1988?
- (3) How many psychiatric patients were transferred from these hospitals each year since 1988 to psychiatric hospitals in New South Wales?
- 2138 CASINO TENDERING—POLICE CONFIDENTIALITY—Mr Face to ask the Minister for Police and Minister for Emergency Services—
- (1) Was he responsible for the Casino in the previous Government, during the Darling Harbour Casino tendering process, assured that all police investigations into tenderers would be kept confidential?
- (2) Has he seen the article in the *Financial Review*, dated 2 November 1993, where the Commissioner has criticised the release of a report on the tenderers, Harrah's?
- (3) Will he have the Police Commissioner undertake an investigation to discover how the report was released?
- (4) Will he take administrative action in this matter to see that all reports in future are kept confidential?
- 2139 INSPECTIONS OF NIGHTCLUB/RESTAURANT LICENCES—Mr Face to ask the Minister for Police and Minister for Emergency Services—
- (1) In which police patrols are the 154 on-licence (restaurants) operating as nightclubs in New South Wales, late trading under section 32 (3) of the Liquor Act, situated and what are their names and addresses?
- (2) How many visits, inspections or otherwise have police made to such restaurant/nightclub licences in the last 5 years in each patrol to each premises?
- (3) (a) How many convictions by police in each patrol for breaches of the Liquor (or any other) Act have been recorded against restaurants operating as nightclubs in New South Wales?
- (b) What are their names and locations and what were the breaches for?

- (4) What number of street behaviour/damaged property/assaults incidents involving police, other than licensing, either directly connected with such premises or in the proximity, have there been with restaurant/nightclub type licences and their patrol in the last 3 years?
- (5) What action was taken and what were the results before the court in such incidents?

2140 COMPLAINTS AGAINST WINDSOR CASTLE HOTEL—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Did a police operation take place to establish if antisocial behaviour or crime was prevalent in the adjacent area to the hotel?
- (2) Was it alleged that these problems were caused by the hotel's operations and its hours of trading?
- (3) Who made such complaints?
- (4) Was there any validity in any of the complaints?
- (5) If so, what was established as the cause of trouble in proximity of the hotel?

2141 COMPLAINTS AGAINST WINDSOR CASTLE HOTEL—Mr Face to ask the Chief Secretary and Minister for Administrative Services—

- (1) Has the Chief Secretary's Department received any complaints from Mr Doug Clements concerning the operations of the Windsor Castle Hotel, East Maitland, and its licensee, Clifford John Lopez?
- (2) Has Mr Doug Clements petitioned to have the licensed hours varied?
- (3) Is there any record of officers of your Department concerning threats that have been made against hotelier Lopez?
- (4) Will you instigate an investigation as to whether the hotelier Lopez is subject to threats and vexatious actions concerning his licensed premises so as to have it closed?
- (5) If proof of vexatious behaviour by Mr Doug Clements exists, will this be taken into account in future complaints brought by him against the Windsor Castle Hotel?

2144 ILLAWARRA CARDIAC CATHETER LABORATORY—Mr Hatton to ask the Minister for Health—

- (1) Is the Director-General of Health correct in stating that Health Department policy as expressed in ". . . 2000", is that the population of the Illawarra region does not justify cardiac surgery?
- (2) Are established cardiac catheter facilities associated with cardiac surgical facilities available 1 hour's drive north of Wollongong?
- (3) (a) In the current economic environment, is public funding of cardiac catheter laboratories at the Wollongong or Port Kembla campuses of the Illawarra Regional Hospital, therefore inappropriate?
- (b) If so, does this involve significant increased risk for patients?
- (4) (a) Will the Health Department permit a private cardiac catheter laboratory to open in the Illawarra region?
- (b) If so, will the Health Department lend the money for such a facility?
- (c) How much money is being loaned by the Health Department?
- (d) What are the terms and conditions of the proposal?
- (e) Will the money be loaned to an individual or to a company?
- (f) What is the set-up cost of the cardiac catheter laboratory?
- (g) How much of the set-up cost will be provided by the lender?
- (h) What security will be provided to the lender?
- (i) What staffing is required for such a facility?
- (j) What are the year costs (staff, consumables, etc.) of running such a facility?
- (k) How much is the Commonwealth rebate for cardiac catheterisation?

- (l) Does setting up of such a facility with State funds and receiving payment from the Commonwealth in any way contravene the Federal/State Medicare agreement?
- (m) Is it a desirable option in the public interest as regards:
 - (i) Cost to patients?
 - (ii) Patient access?
- (5) (a) How many patients were referred from the Illawarra region for cardiac catheterisation each year for the last 3 years (excluding patients from the Shoalhaven)?
- (b) Are the Shoalhaven patients expected to continue to be investigated at major centres in Sydney?
- (c) Based on the number of patients above and the Commonwealth rebate, how much revenue could be generated per annum from a private cardiac catheterisation laboratory?
- (d) How far would this amount go towards repaying the loan made by the Health Department?
- (e) How would the Health Department ensure that the public sector would not carry the cost of the loan, in the event the private facility failed to earn enough to repay the loan?
- (f) If the number of patients in (e) above is not enough to generate sufficient income to repay the loan, how many studies would need to be performed to achieve this?
- (g) If the loan is being made to a company, what guarantee is there that the investors are "at arm's length", i.e., are in no way connected with the ordering of services provided by the cardiac catheter laboratory?
- (6) (a) Do established diagnostic cardiac catheter laboratories in Sydney have additional under-utilised available capacity?
- (b) Is the under-utilisation capacity due solely to budget restrictions?
- (c) If so:
 - (i) Will provision of additional funds assist patients from Shoalhaven?
 - (ii) In what ways?
- (7) Before approving further public/private (in public hospitals) cardiac catheter laboratories, will he undertake an audit of the existing cardiac catheter laboratories within the public health system in Sydney, and determine if they are:
 - (a) Used to their maximum capacity?
 - (b) If not, to what extent is their under-utilisation associated with budgetary constraints?
 - (c) Viable, appropriate and convenient or could be made available to cater for:
 - (i) Illawarra patients?
 - (ii) Shoalhaven patients specifically?

2145 POLICE DRUG SECURITY—Mr Hatton to ask the Minister for Police and Minister for Emergency Services—

- (1) Given the lack of knowledge the Police Commissioner possessed concerning the Frenchs Forest issues, as emerged during the recent Parliamentary Inquiry into Police Administration, will he direct the recently appointed Assistant Commissioner, Professional Responsibilities, to review all I.A./I.P.S.U. documents and reports concerning police drug security issues for the 3-year period prior to the establishment of the Parliamentary Committee?
- (2) Will he then provide full details, including dates, police stations, types of drugs, amounts in quantitative and street value, of all and any reported irregularities historically reported during that period?
- (3) In each case, have any police officers been charged with offences in relation to those matters?
- (4) In each case, what were the recommendations of investigative police, if any, to increase security of drug exhibits?
- (5) What happened in respect to those recommendations in each case?

(6) Were such recommendations made known to the then Assistant Commissioner of Professional Responsibilities?

(7) Did the Assistant Commissioner of Professional Responsibilities provide any reports/memos to the Commissioner in relation to any of the matters referred to above, if so, what were the dates of each report, and content?

2146 SENIORS CARD—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

With regard to the electorate of Moorebank—

- (1) How many Seniors Cards have been issued to people who live in the electorate?
- (2) (a) Which businesses in the electorate offer Seniors Card benefits?
(b) What benefits are offered?

2147 COMMUNITY SERVICES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within his portfolio administration?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
- (4) What are the budget projections for 1993/94?
- (5) What new/additional services and facilities will be provided during 1993/94?
- (6) Where there has been a decline in expenditure during the period nominated in question (3), why?

2149 CITYRAIL FLEET—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) What percentage of the CityRail fleet is not in service at the present moment?
- (2) What percentage of the above will be maintained through the Maintrain contract?

2150 EAST HILLS RAILWAY LINE QUADRUPPLICATION—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) Does the State Rail Authority have any plans, completed or under preparation, allowing for future quadruplication of the East Hills line?
- (2) If so, what is the timescale for implementation?
- (3) Will existing rail bridges be removed and rebuilt as part of the expansion process or is there a more economic scheme available?

2151 SCHOOL PEAK TRAIN SCHEDULING—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) Is he aware of an incident at Pymble Railway Station at about 3.35 p.m. on Wednesday, 10 November 1993, where the cancelled 3.32 p.m. train sped through the station without warning?
- (2) As at this hour the station is crowded with schoolchildren, will the State Rail Authority in future ensure that such an incident is at least announced over the public address system to warn children to stand back from the edge of the platform?
- (3) Does the SRA have any policies concerning school peak train scheduling?

2152 ROADWORKS RADIO ADVERTISEMENTS—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) What is the cost of radio advertisements run in the last 2 months about roadworks funded from 3x3 monies in Parramatta and the Central Coast?
- (2) What tendering process took place in connection with these advertisements?
- (3) How long are the advertisements expected to run?

2153 MURWILLUMBAH-ROBINA PROPOSED RAIL LINK—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) What, if any, is the current NSW Government commitment to the development of the Murwillumbah-Robina Rail Link?
- (2) Why has the release of the joint study of the Rail Link been delayed?
- (3) Have the joint study's yet to be published conclusions been criticised by the member for Ballina?
- (4) Has \$105,000 been allocated for a feasibility study for the Rail Link in the 1993/94 budget?
- (5) Will he give a commitment to consult with relevant sections of the North Coast community regarding the terms of reference and scope of the feasibility study?

2154 GONINANS MAINTRAIN CONTRACT—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) What are the conditions of contract regarding how long Goninans are required to maintain individual rail cars and Tangara four-car sets?
- (2) What inspection procedures have been established by the State Rail Authority to ensure quality control of all maintenance work?
- (3) What monitoring procedures have been established to differentiate works required under new vehicle guarantees, i.e., Tangara rolling stock and scheduled maintenance of existing non-Tangara stock?
- (4) How are relevant staff informed of such procedures?
- (5) What system of total quality management has been established as part of the Maintrain contract?
- (6) Is this system accepted by the Australian Standards Organisation?

2155 GWYNNEVILLE INTERCHANGE—Mr Markham to ask the Minister for Transport and Minister for Roads—

- (1) What is the timeframe for the widening and construction of grade separated interchange at the junction of the F6 Southern Freeway and the Northern Distributor at Gwynneville?
- (2) What is the present position relating to residents whose properties may be affected or resumed due to this project?

2156 DRUG AND ALCOHOL AUTHORITY PROGRAMS—ELECTORATE OF KEIRA—Mr Markham to ask the Minister for Health—

- (1) Are Drug and Alcohol Authority programs operating in the electorate of Keira?
- (2) If so:
 - (a) Where are they located?
 - (b) How and to what extent are these programs funded?
 - (c) Are any of these programs privately operated?
- (3) If not:
 - (a) What drug and alcohol services are available to residents of the electorate of Keira?
 - (b) What system of referral is used to these services?

2157 STUDENT COUNSELLING SERVICES—ELECTORATE OF KEIRA—Mr Markham to ask the Minister for Industrial Relations and Employment and Minister for the Status of Women representing the Minister for Education, Training and Youth Affairs, Minister for Tourism and Minister Assisting the Premier—

- (1) Are there programs in place to provide counselling and support services for students expelled from schools in the electorate of Keira?
- (2) If so:
 - (a) What system of referral is used to place students in these programs?
 - (b) How many staff are involved?
 - (c) How many students take part in the programs?
 - (d) How long are students kept in the programs?
- (3) If not:
 - (a) What counselling and support services are available to facilitate re-entry to the school system for students expelled from schools in the electorate of Keira?
 - (b) What system of referral is used to place students in these programs?

2158 DEAF COMMUNITY PROJECT FUNDING—ILLAWARRA—Mr Markham to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) Is he aware of the successful Access Project for the Deaf Community in the Illawarra which has operated under Area Assistance Scheme Funding since 1991 and which faces closure unless ongoing funding is made available?
- (2) Will the Department provide funding for this Access Project when Area Assistance Scheme Funding ceases in December 1993?
- (3) If not, will another source of funding be made available to continue this important program for Illawarra's deaf community?

2159 HOME CARE FUNDING—ELECTORATE OF KEIRA—Mr Markham to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) Is he aware that services provided under Home and Community Care for needy residents of the electorate of Keira lacks growth funding to expand existing services?
- (2) Will medium to low priority clients who are at most risk of premature admission to residential care, lose access to HACC services if all available funds are being utilised by high risk clients?
- (3) Will he guarantee that no one from the HACC Program Target Group will miss out on services which will enable them to stay in their own homes and participate in community activities, due to lack of funding for these services?
- (4) Will growth funding be allocated to the HACC Program in 1993/94?
- (5) Will additional funding be provided in 1993/94 to compensate for loss of funding in real terms for the HACC Program since 1991?

2173 TRAIN SECURITY FOR SCHOOLCHILDREN—Mr Nagle to ask the Minister for Transport and Minister for Roads—

- (1) Was there a machete attack on a student at Regents Park Station in September 1993?
- (2) Was another student also bashed?
- (3) If yes, what security have you placed on trains to protect schoolchildren going to and from school?

2174 SCHOOL TRAFFIC FACILITIES—ELECTORATE OF AUBURN—Mr Nagle to ask the Minister for Transport and Minister for Roads—

- (1) Has there been a survey conducted in the electorate of Auburn to determine the safety of school crossings and traffic facilities adjacent to schools?
- (2) If so:
 - (a) When were the surveys conducted?
 - (b) At which schools?
 - (c) What recommendations emerged from these services?
 - (d) Will the Roads and Traffic Authority give high priority for funding to implement such recommendations?
- (3) If not, will there be a survey of school crossing and traffic facilities adjacent to schools in the electorate of Auburn?

2175 BICYCLE COURIERS—Mr Nagle to ask the Minister for Industrial Relations and Employment and Minister for the Status of Women—

If bicycle couriers are exploited, will she introduce legislation to protect these young people from exploitation?

2177 AUBURN POLICE STATION—Mr Nagle to ask the Minister for Police and Minister for Emergency Services—

- (1) When will a new police station be built at Auburn?
- (2) If not within the next 12 months, why not?

2178 SCHOOL BUS CRITERIA—Mr Price to ask the Minister for Transport and Minister for Roads—

- (1) What are the criteria for the provision of a school bus by either a public or private school?
- (2) Is there any evidence of some private schools, proposed for or established, away from recognised public transport routes, using this fact to solicit pupils with the guarantee of free bus transportation to overcome any objection to the relatively remote school location?
- (3) Is the free school transportation scheme presently under review?
- (4) Is there the likelihood of bus/train pass fees being introduced?
- (5) If so, what will the criteria be?
- (6) Will the distance travelled be taken into account?
- (7) How has the dezoning of schools affected the cost of the existing scheme?
- (8) What is the budgeted cost of the existing scheme for 1993/94?

2180 WARRANT FOR RECOVERY OF UNPAID COMPENSATION—Mr Price to ask the Minister for Police and Minister for Emergency Services—

- (1) Has the "Warrant of Commitment", issued 14 September 1993, at Goulburn Court for recovery of unpaid compensation against Mark Anthony Tremble been executed at this time?
- (2) If not:
 - (a) Why not?
 - (b) When will the warrant be executed?

2181 PRIVATE HOSPITAL LICENSEES—Dr Refshauge to ask the Minister for Health—

- (1) What reservations does the NSW Department of Health hold in respect of Mr Dennis Michael Brown, the Chief Executive Officer of Hospitals of AME, to be a licensee of a private hospital?

(2) What reservations did the NSW Department of Health express about NME Inc., or any subsidiary, or associated company, or the officers, or employees of any of those organisations, in its submission to Justice Yeldham in his consideration of the application of AME Hospitals Pty Ltd for a licence in respect of a proposed private hospital to be known as St George Private Medical Complex at Kogarah?

2182 HYDROTHERAPY SERVICES—WENTWORTH AREA HEALTH SERVICE—Dr Refshauge to ask the Minister for Health—

(1) Has any provision been made for a pain clinic and hydrotherapy services in the redevelopment of Nepean District Hospital?

(2) What resources are available for pain sufferers in Wentworth Area Health Service?

(3) What is the waiting times for patients from the Wentworth Area at the nearest pain clinic?

2183 BUILDING CONTRACTS—TIMBER SPECIFICATIONS—Mr Sullivan to ask the Premier and Minister for Economic Development—

(1) Does the Government specify in building and other contracts it lets that only plantation-sourced or renewable timber can be used?

(2) If not, why not?

(3) Is the Government encouraging local government bodies, State owned corporations and authorities and other organisations to specify only plantation-sourced or renewable timber in building and other contracts they let out?

(4) If not, why not?

2187 SKIN CARE CENTRE—Mr Sullivan to ask the Minister for Health—

(1) Has the Skin Cancer Centre, which has "expanded its services to Bondi Junction", any connection with the NSW Department of Health?

(2) If so, what are these connections?

(3) Is it true that "the Skin Cancer Centre has all the state-of-the-art detection and treatment equipment and is linked to a specialised pathology laboratory and plastic surgery services"?

(4) Are any of these specialised pathology laboratory or plastic surgery services involved with or provided by any unit of the NSW Department of Health?

2188 BREAST CANCER—Mr Sullivan to ask the Minister for Health—

(1) Will 1 in 14 New South Wales women have breast cancer at some time in their lives?

(2) Will 1 in 4 New South Wales women who have breast cancer experience chronic anxiety and depression?

(3) What specific services has the Health Department put in place to address this significant health problem?

(4) What specific psycho-social support services for women with breast cancer have been established in New South Wales in the last 5 years?

2189 SMOKENDERS—Mr Sullivan to ask the Minister for Health—

(1) Has the claims of an organisation called "Smokenders" been brought to the attention of the Health Department?

(2) Has this organisation been operating in New South Wales for "more than 12 years"?

(3) Is the claim that this organisation makes (i.e., a success rate of 92 per cent of completing participants) verified by Health Department or other observations?

(4) Has the claim that the Smokenders program "does not utilise scare tactics or group therapy. Rather it concentrates on undoing the smoking triggers such as a cup of coffee or alcohol, the phone, stress, boredom, anxiety and so on" been verified by any public health body or authority in New South Wales or elsewhere?

2190 ILLAWARRA HEALTH CO-OPERATIVE—Mr Sullivan to ask the Minister for Health—

- (1) Has the Department of Health been approached about a proposal entitled "The Illawarra Health Co-operative"?
- (2) If so, when?
- (3) What is the basis of this proposal?
- (4) What organisation or organisations have put this proposal forward?
- (5) What other organisations support this proposal?
- (6) Has Ms Kathy Eagar, Illawarra Area Health Service, Health Services Development Director, urged support for this proposal?

16 NOVEMBER 1993

(Paper No. 44)

2192 FINGERPRINT—LIVERPOOL AND GREEN VALLEY CRIMES—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

On how many occasions in:

- (a) 1991/92;
- (b) 1992/93;
- (c) the current financial year, to date;

have fingerprint personnel attended the scenes of crimes in:

- (i) Liverpool Patrol?
- (ii) Green Valley Patrol?

2193 FIREARMS LICENCES—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) How many people in each police district held:
 - (a) pistol licences;
 - (b) shooters licences;
 in:
 - (i) 1990/91?
 - (ii) 1991/92?
 - (iii) 1992/93?
- (2) How many people in each police district currently hold:
 - (a) Pistol licences?
 - (b) Licences to possess longarms?
- (3) (a) Since 1 May 1992, how many applications have been received for firearms licences in each category?
 - (b) In each category, how many applications were:
 - (i) Approved?
 - (ii) Refused?
- (4) Since 1 May 1992, how many firearms licences have been revoked?

2194 SPEED CAMERAS—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) Was a publicity campaign conducted in June 1993 regarding speed cameras and involving a telephone hotline?
- (2) When did the campaign commence and finish?
- (3) What was the total cost of the campaign?
- (4) In response to that campaign, how many:
 - (a) Telephone calls were received?
 - (b) Letters were received?
- (5) How many of the telephone calls and letters received were in fact in the nature of complaints and what percentages did they represent?
- (6) How many of the responses to the campaign were subsequently referred to the Ombudsman and with what results?
- (7) What disciplinary action, if any, has been taken against police for disobeying the directive issued regarding the use of speed cameras?
- (8) When was the directive (regarding the use of speed cameras) issued to police and in what way was it conveyed to police?
- (9) What was the exact content of that directive?
- (10) How many letters, facsimiles or telephone calls did your office receive arising from the campaign and what percentage were complaints?
- (11) (a) Have all the complaints been resolved?
(b) If not, why not?
- (12) (a) Has the NRMA forwarded on complaints regarding the use of speed cameras?
(b) If so, how many and with what results?

2195 PUBLIC RELATIONS AND PROTOCOL STAFF—Mr Doyle to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice representing the Attorney General and Minister for Justice—

What are the duties of each of the 17 public relations and protocol staff within the Department of Corrective Services?

2196 PRISONS JOBS—Mr Doyle to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice representing the Attorney General and Minister for Justice—

- (1) How many positions were cut from New South Wales prisons:
 - (a) In 1992/93?
 - (b) In the present financial year to date?
- (2) How many of those positions were filled at the time?
- (3) What savings will be achieved as a result of the cuts?

2197 CORRESPONDENCE—Mr Doyle to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice representing the Attorney General and Minister for Justice—

- (1) Why has the Minister for Justice not provided a substantive reply to the following correspondence:
 - (a) Re: Prisoner Gary John O'Brien, which was sent on 27 July 1993, receipt acknowledged on 9 August 1993?
 - (b) Re: Prisoner Lance Chapman, which was sent on 3 August 1993, receipt acknowledged on 20 August 1993?
 - (c) Re: Prisoner David John Lewthwaite, which was sent on 3 August 1993, receipt acknowledged on 20 August 1993?
- (2) When will substantive replies to these letters be forthcoming?

2198 SPEED CAMERAS—NEWCASTLE AND MAITLAND—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) At what locations are speed cameras used in the Newcastle and Maitland police districts?
- (2) In what patrols are each of the locations?
- (3) What are the number of infringements at each location since November 1992 until the year ending 1993?
- (4) Of the locations where speed cameras are being used, what are the number of accidents for each year 1991, 1992, and to December 1993, and is this the basis for their locations?
- (5) Are any more sites being considered in each patrol where speed is prevalent and police are unable to chase speeding motorists because of the danger?
- (6) If not, why not?
- (7) Are the present locations of speed cameras predominantly on main roads or major arterial roads?
- (8) Will areas of high complaint and potential danger be considered?
- (9) What is the criteria for location of speed cameras?

2199 SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Deputy Premier, Minister for Public Works and Minister for Ports—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within his portfolio area?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) If there has been a decline in expenditure from 1990/91, why?

2201 SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within the portfolio areas of the Attorney General?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) If there has been a decline in expenditure from 1990/91, why?

2203 BUSH FIRES—Mr Martin to ask the Minister for Police and Minister for Emergency Services—

- (1) Has there been an enquiry into the cause of near fatal bushfires in the Hawkes Nest and Myall Lakes National Park?
- (2) If not, will he commence an investigation?
- (3) If so, will he make the final report public?

- (4) Will officers of his administration review the preparedness of that community to cope with the fire?
- (5) Are any monies owing to the local fire authorities to ensure they have sufficient resources?

2207 SYDENHAM RAILWAY STATION—Dr Refshauge to ask the Minister for Transport and Minister for Roads—

- (1) When is Sydenham Railway Station to be considered for funding as an "easy access" station?
- (2) Why was such a major interchange not on the Department's priority list in the first 33 "easy access" stations?

17 NOVEMBER 1993

(Paper No. 45)

2211 LETONA CO-OPERATIVE—Mr Amery to ask the Minister for Energy and Minister for Local Government and Co-operatives—

- (1) Has the Registrar of Co-operative Societies been active in monitoring the operations of the Letona Co-operative in Leeton?
- (2) When did the Registrar first learn of Letona's financial difficulties?
- (3) What action did the Registrar take when this information was first obtained?

2212 AUSTRALIAN ASSOCIATIONS OF CO-OPERATIVES—Mr Amery to ask the Minister for Energy and Minister for Local Government and Co-operatives—

- (1) What role did the Registrar of Co-operative Societies take in policing the operations of the Australian Association of Co-operatives (AAC) during the 3-year period leading up to its collapse?
- (2) When the Registrar first learned that the AAC was in financial difficulties, was action taken to remedy the problems?
- (3) Were member societies advised of the difficulties?
- (4) If not, why not?

2213 LIVERPOOL TRAIN SERVICES—Mr Anderson to ask the Minister for Transport and Minister for Roads—

- (1) How many fast trains are scheduled for weekday mornings for Liverpool to Sydney services between the hours of 6 a.m. and 9 a.m.?
- (2) How many all stations trains are scheduled for the same period?
- (3) What is the average time of the journey for each type of service?
- (4) How many fast trains are scheduled for Sydney to Liverpool services between the hours of 4 p.m. and 7 p.m.?
- (5) How many all stations trains are scheduled for the same period of time?
- (6) What is the average time of the journey for each type of service?

2215 POLICE ROAD BLOCKS—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) What steps has he taken to implement, or caused to be enacted, legislation to enable police to establish road blocks?
- (2) What is the current position regarding the establishment of road blocks by police?
- (3) When is it anticipated that police will have such powers?

2216 TAFE EXECUTIVES—Mr Aquilina to ask the Minister for Industrial Relations and Employment and Minister for the Status of Women representing the Minister for Education, Training and Youth Affairs, Minister for Tourism and Minister Assisting the Premier—

- (1) What are the present administrative and non-teaching staff numbers of the Central Executive of TAFE and each of the TAFE institutes?
- (2) What were the combined staff numbers in the head office and regional offices of TAFE in 1989?

2222 SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Health—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within his portfolio area?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) If there has been a decline in expenditure from 1990/91, why?

2223 SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Industrial Relations and Employment and Minister for the Status of Women representing the Minister for Education, Training and Youth Affairs, Minister for Tourism and Minister Assisting the Premier—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within the Minister's portfolio area?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) If there has been a decline in expenditure from 1990/91, why?

2224 SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Police and Minister for Emergency Services—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within his portfolio area?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) If there has been a decline in expenditure from 1990/91, why?

2226 COUNTY ROAD—EASTWOOD TO NORTH RYDE—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) When will construction of the County Road between First Avenue, Eastwood, and Herring Road, North Ryde, commence?
- (2) Why is the RTA deliberately diverting traffic from their arterial road network and placing large volumes on to Lovell/Quarry Roads at Ryde which are local roads?
- (3) (a) Does the RTA adhere to its own traffic guidelines?
(b) If so, why is it breaching those guidelines on Lovell and Quarry Roads?
- (4) Will he direct the RTA to adjust the phasing of the traffic lights on Lane Cove Road entering Quarry Road, and Blaxland Road entering Lovell Road, to reduce traffic flow in those residential streets?

2227 ERSKINEVILLE BARRACKS—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) Why is the State Rail Authority closing the barracks at Erskineville Station which served country train drivers and guards?
- (2) Will these drivers and guards now be accommodated at a private motel in Chippendale?
- (3) Will taxi transport be provided from Central Station to the motel?
- (4) How does the cost of the new scheme compare with the cost of keeping the Erskineville barracks open?
- (5) Were staff consulted about these changes?
- (6) What will happen to the support staff who serviced the Erskineville barracks?

2228 ENDEAVOUR TRAINS—ILLAWARRA SERVICES—Mr McManus to ask the Minister for Transport and Minister for Roads—

- (1) Will the new Endeavour trains be servicing the Wollongong/Nowra line?
- (2) If so, from what date is the service expected to commence?
- (3) If not, why not?

2229 PORT KEMBLA LOCOMOTIVE MAINTENANCE DEPOT—Mr McManus to ask the Minister for Transport and Minister for Roads—

- (1) Are there any plans to close the Port Kembla locomotive maintenance depot?
- (2) If so:
 - (a) Why?
 - (b) When would these plans take effect?

2231 APPROVED PLACES FOR INSTITUTIONAL PATIENTS—ELECTORATE OF PORT STEPHENS—Mr Martin to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) How many licensed or approved places are there for aged/infirm or former institutional patients in the electorate of Port Stephens?
- (2) Are these establishments required to have smoke and other forms of alarms?
- (3) Do people who reside in such places have access to a 24-hour telephone service in order to summon help in an emergency?
- (4) Do such establishments lock their doors of an evening?
- (5) How many former psychiatric patients reside in these establishments in the electorate of Port Stephens?
- (6) Are there elderly people residing in such establishments that are considered to be at risk?
- (7) Does the Department conduct regular checks and/or inspections of such establishments?

- (8) If so, how often have these checks and/or inspections been carried out in the past 2 years?
- (9) Does the Department ensure that people in such establishments are receiving adequate and suitable nutrition?
- (10) What other Government agencies carry out welfare and health standard inspection of such establishments?
- (11) Does the Department liaise regularly with other Federal, State and local authorities?
- (12) What is the approximate rent paid per week for a room in such establishments?
- (13) Are you satisfied that the health and welfare of people in such establishments is adequate?

2232 CARDIFF RAILWAY STATION—Mr Mills to ask the Minister for Transport and Minister for Roads—

- (1) When is Cardiff Railway Station to be considered for funding as an "easy access" station?
- (2) Why was the station not on the Department's priority list in the first 33 "easy access" stations?

2233 CABRAMATTA POLICE PATROL—Mr Newman to ask the Minister for Police and Minister for Emergency Services—

With regard to the Cabramatta Police Patrol—

- (1) What is:
 - (a) The number of police officers?
 - (b) Their ranks?
 - (c) Their length of service?
 - (d) The specific duty sections?
- (2) The number of times in the past 12 months that a senior constable rank has been in charge of the police station?
- (3) What action has been taken to recruit police officers with Asian language skills?
- (4) What public relations initiatives have been taken by the patrol to gain local ethnic community confidence?

2234 TANGARAS—SYDNEY-NEWCASTLE SERVICE—Mr Price to ask the Minister for Transport and Minister for Roads—

- (1) On what date are the modified Tangara trains due to commence service on the Newcastle-Sydney service?
- (2) How many 4-car trains are to be allocated to this service?
- (3) Will these trains be programmed as express (minimum intermediate stopping) services between Sydney and Newcastle?
- (4) If not, what is the intended service roll in any revised timetable?

2235 HENRY LAWSON DRIVE—Mr Rogan to ask the Minister for Transport and Minister for Roads—

- (1) Does the Roads and Traffic Authority have plans to widen Henry Lawson Drive between Salt Pan Creek, Padstow and Milperra Road, Milperra?
- (2) If so, what is the construction program?
- (3) Will the RTA give consideration to providing road shoulders, together with kerb and guttering for Henry Lawson Drive in the section above?
- (4) If not, why not?

- (5) Given the number of accidents on that section of Henry Lawson Drive, will work referred to above assist in reducing accidents by providing better road conditions?
- (6) (a) Are there plans to re-direct that section of Henry Lawson Drive as referred to in question (1) to provide better and safer road conditions?
- (b) When will the work be undertaken?
- (7) Will he rule out any plans to re-direct Henry Lawson Drive through parklands from the intersection of Henry Lawson Drive and Picnic Point Road, Picnic Point, to River Road/Henry Lawson Drive?
- 2236 NATIONAL GRID ELECTRICITY LINK-UP—Mr Rogan to ask the Minister for Energy and Minister for Local Government and Co-operatives—
- (1) What is the current status of the paper trial for New South Wales and participation in the National Grid Electricity link-up?
- (2) Does he still have reservations regarding New South Wales' participation in the National Grid trial?
- (3) Is New South Wales still on target to be fully integrated into the National Grid by the agreed date by participating States and the Commonwealth?
- (4) (a) Does he perceive any problems within the National Grid Management Council?
- (b) If so, what are these problems?
- 2237 PACIFIC POWER STAFF REDUCTIONS—Mr Rogan to ask the Minister for Energy and Minister for Local Government and Co-operatives—
- (1) Have instructions been issued or consideration been given to further reductions in the number of maintenance and operating staff at Pacific Power generating stations?
- (2) How many Pacific Power employees will be affected by these plans?
- (3) What is the rationale behind such plans?
- (4) What is the Pacific Power's desired level for manning of two and four-unit power stations?
- 2238 CALOOLA PASS ROAD—Mr Rumble to ask the Premier and Minister for Economic Development—
- (1) In October 1988, did the Premier express his full support for the construction of the Caloola Pass Road at a meeting of the Illawarra Parliamentary Task Force?
- (2) When will the Government commence construction of the Caloola Pass Road?
- 2239 ROCKDALE RAILWAY STATION—Mr Thompson to ask the Minister for Transport and Minister for Roads—
- (1) When is Rockdale Railway Station to be considered for funding as an "easy access" station?
- (2) Why was such a major interchange not on the Department's priority list in the first 33 "easy access" stations?
- 2241 TIM ANDERSON AND RAYMOND DENNING—Mr Whelan to ask the Minister for Police and Minister for Emergency Services—
- (1) Was Raymond Denning's evidence against Tim Anderson, in the Hilton bombing case, true?
- (2) Is he aware of the comment of Chief Justice Gleeson in acquitting Anderson, that Anderson and Denning were not together, and could not possibly have communicated?
- (3) Is he aware of the comment of Chief Justice Gleeson in acquitting Anderson: "I consider that a jury, acting reasonably, would give Denning's evidence little or no weight"?

- (4) If so, why does he disagree with the unanimous decision of the Court of Criminal Appeal?
- (5) Is the NSW Police Service aware of the decision of the Court of Criminal Appeal?
- (6) Was serious consideration ever given by police to charging Denning with perjury for his evidence against Anderson?
- (7) Is the NSW Police Service prepared to consider perjury charges against its own witnesses, when they are exposed lying to the courts?
- (8) Are there any examples of this having been done in recent times?
- (9) Does police failure to acknowledge misconduct by their own side lay at the root of the police culture of cover-ups and lying?

2242 USE OF SPEED CAMERAS IN NEWCASTLE AND MAITLAND—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) What is the frequency and amount of time that speed cameras are used at each individual location in patrols?
- (2) Is there a set criteria for frequency and time span of operation of such cameras?
- (3) Are any cameras used on high complaint areas?

2243 SPEED CAMERA LOCATIONS—Mr Face to ask the Minister for Police and Minister for Emergency Services—

In regard to speed camera locations—

- (1) What was the amount of days that the cameras were in operation at each of these five locations:
 - (a) Main Road 217, Toronto, between Bath Street and Fennell Bay Bridge?
 - (b) Lambton Road, Broadmeadow, between Brown and Turton Roads?
 - (c) Maitland Road, Mayfield, between Stelwyn and Carandotta Streets?
 - (d) Main Road 217 (T.C. Frith Avenue), Boolaroo, between Warners Bay Road and Main Road?
 - (e) Hannell Street, Maryville, between Dangar and Annie Streets?
- (2) What was the period of time at each location on those days?
- (3) What amount of infringements were committed on each day?
- (4) What was the criteria for the use of the cameras at each of the five locations?
- (5) Has the desired result of any criteria been achieved with the cameras' location at these five areas?

2244 CRIME COMMISSION REPORT ON FRENCHS FOREST—Mr Hatton to ask the Minister for Police and Minister for Emergency Services—

- (1) Will he now table Inspector-General Wilson's report to him on the Frenchs Forest matter?
- (2) Did senior constable Pirani refuse to be interviewed by the Crime Commission?
- (3) Was the reason given that he was ill?
- (4) As Constable Pirani is the central figure in the Frenchs Forest drug investigation, why didn't the Crime Commission use its cohesive powers to insist on an interview and/or cross-examine his personal psychiatrist?
- (5) Does the Crime Commission's failure in this line of inquiry mean that a police officer simply has to report sick, refer the investigator to the psychiatrist and then not give permission to the psychiatrist to discuss the case to bring that line of inquiry to an end?
- (6) Did this apply to Assistant Commissioner Cole?
- (7) Who were the officers who investigated on behalf of the Crime Commission?
- (8) Are they police officers?
- (9) Are they on secondment?

- (10) If so, do they need to return to the police force in order to further their career?
- (11) Did evidence from Assistant Commissioner Moroney, Detective Senior Sergeant Smith and Detective Sergeant O'Toole show that information was urgently required by Assistant Commissioner Cole for a report to Commissioner Lauer?
- (12) Does evidence show that these reports were required by Assistant Commissioner Cole for a briefing on the shooting for Commissioner Lauer on the morning of 2 July?
- (13) Did that meeting between Cole and Lauer take place?
- (14) Where did it take place?
- (15) Was anybody else present?
- (16) Are there any notes or records of that meeting?
- (17) Is it usual for records to be kept of such senior meetings?
- (18) Are there any missing records?
- (19) Did Cole have the Situation Report dated 1 July?
- (20) Does this report make reference to:
 - (a) The need for inquiries and auditing to be conducted throughout the entire "D" district on drug and firearm exhibits currently on hand?
 - (b) The possible commission of other offences by serving police officers?
- (21) If so, does the Minister accept that a meeting between Cole and Lauer could not possibly have discussed drug matters to do with the Frenchs Forest Shooting?
- (22) Is there evidence to show that Senior Constable Pirani lives in a million dollar house?
- (23) Did the Crime Commission investigate the origin of the wealth of Senior Constable Pirani?
- (24) What action did the Crime Commission take, or what investigations were made with regard to:
 - (a) The stealing of 3 kilograms of cannabis from Frenchs Forest Police Station?
 - (b) Allegations that drug squad detectives were involved in the distribution of drugs?
 - (c) To follow-up and investigate the Kirribilli premises that were a source of drugs?
- (25) Did the Police Department take action on these Kirribilli premises after Constable Bourke refused to be involved with a controlled drug buy?
- (26) Did the Crime Commission pursue this matter with the Police Department and, if so, what was the result?
- (27) In the last 12 months, what personnel changes have occurred in the drug squads of the North, North West and South West?
- (28) Did any of these changes result from:
 - (a) Investigation of irregularities in the drug squads above?
 - (b) If so, were concerns expressed about drug security and/or irregularities by the Crime Commission or some other body, individual or group?

2245 RAILWAY TICKET SALES—ELECTORATE OF LAKE MACQUARIE—Mr Hunter to ask the Minister for Transport and Minister for Roads—

- (1) What are the average actual/estimated:
 - (a) daily;
 - (b) weekly;
 ticket sales for each of the past 5 years at each rail station in the electorate of Lake Macquarie?
- (2) What are the actual/estimated ticket sales for each month of each of the past 5 years at each rail station in the electorate of Lake Macquarie?
- (3) What are the actual ticket sales at each rail station in the electorate of Lake Macquarie on a daily, weekly and monthly basis since the installation of automatic ticket machines at each station?
- (4) What number of staff are assigned to each station:
 - (a) Before installation of the ticket machines?
 - (b) After installation of the ticket machines?

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2246 COFFS HARBOUR COMMISSION OF INQUIRY—Ms Allan to ask the Deputy Premier, Minister for Public Works and Minister for Ports—

- (1) How much is the Department of Public Works spending on legal representation at the Commission of Inquiry into the proposed outfall at Coffs Harbour?
- (2) Has the Department employed any consultants to advise departmental officers and/or legal representatives during the inquiry?
- (3) If so, who are the consultants and how much are they being paid?

2250 FUNDING OF ETHNIC GROUPS—ELECTORATE OF MOUNT DRUITT—Mr Amery to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice—

- (1) What financial assistance has the Department provided to ethnic groups in the electorate of Mount Druitt?
- (2) What are the names of these organisations?
- (3) What amount of money was provided?
- (4) How much of these funds came from Federal sources?

2252 ANGIOGRAPHY FACILITIES—Mr Anderson to ask the Minister for Health—

- (1) Has Liverpool Hospital ceased carrying out angiograms due to the poor quality of the equipment being utilised?
- (2) Will patients from South Western Sydney requiring an angiogram now have to be transported to Prince Henry Hospital until such time as proper facilities are provided to allow coronary angiograms to be resumed?
- (3) Have negotiations commenced to bring forward the provision of a proper angiography suite?
- (4) (a) Will he take urgent action to provide the necessary funding to allow the angiography suite to be provided during the current financial year?
(b) If not, why not?

2253 VIOLENCE ORDERS—Mr Anderson to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

- (1) How many applications were made at each court house in New South Wales for:
 - (a) apprehended violence orders;
 - (b) breaches of apprehended violence orders;
 - (i) in 1991/2?
 - (ii) in 1992/3?
 - (iii) in the financial year to date?
- (2) How many of these applications were sought by members of the NSW Police Service?

2254 SERGEANT COLQUHOUN'S MEDICAL HISTORY—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Will he have investigations and inquiries made into:
 - (a) Sergeant Colquhoun's medical history?
 - (b) Sergeant Colquhoun's service register and any entries concerning counselling or discipline for addiction?

- (c) Records at Mayfield and Newcastle Police Stations concerning Sergeant Colquhoun's addiction and treatment?
 - (d) Whether Sergeant Colquhoun was counselled by former Sergeant Bill Brown for addiction?
 - (e) Whether Sergeant Colquhoun was admitted to a rehabilitation centre in Sydney or elsewhere for rehabilitation as a result of an addiction?
- (2) If it is established that records exist in regard to Sergeant Colquhoun's addiction for the over-use of cough mixture, what action will be taken against the person or persons who supplied the information?

2255 SENIOR SERGEANT COLQUHOUN—ALLEGATIONS OF NUDE SUNBATHING—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) (a) Were there any complaints other than the 1990 anonymous complaint about nude sunbathing by Senior Sergeant Tom Colquhoun at the Newcastle Police and Citizens Youth Club?
- (b) If so, what was the complaint, and by whom was it made and by whom and what action, if any, was taken?
- (2) Why was no investigation made of the anonymous complaint about nude sunbathing and to whom was this anonymous complaint sent?
- (3) Who investigated the anonymous complaint?
- (4) What was the name, rank and location of such person or persons?

2256 SEXUAL HARASSMENT OF CONSTABLE TRACEY MACPHERSON—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) At what time during the past 2 years has Constable MacPherson been off duty through illness and for what periods?
- (2) What were the illnesses?
- (3) Has Constable MacPherson been under the care of the NSW Police Psychology Unit?
- (4) What particular incident or incidents have caused Constable MacPherson to be away from work?
- (5) What steps have been taken to ensure her well-being?
- (6) Has she been supported by her immediate officers and how has support been given to her?

2257 INFORMATION TENDERED ABOUT SUITABILITY OF SENIOR SERGEANT COLQUHOUN—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Why did the then Superintendent Perce Carter disregard the several verbal expressions of concern about the suitability of Sergeant Thomas Colquhoun when it was drawn to his attention by the elected Chairman of the Board of Directors of the Federation of NSW Police and Citizens Youth Clubs in the period leading up to the selection for a position of Senior Sergeant of Police?
- (2) Why did he disregard these expressions of concern?
- (3) If he believed there was ill-will on the part of Sergeant Colquhoun, why did he not make further inquiries to establish Senior Sergeant Colquhoun's credentials and effectiveness for such position?
- (4) Why did the then Superintendent Perce Carter ignore verbal concerns after a variety of the activities were not true and fail to check that the assertions were correct?
- (5) What specific programmes did Senior Sergeant Colquhoun implement and play a role in prior to his application?
- (6) Who validated such programmes and if they were validated, what was their position?

2258 SENIOR SERGEANT COLQUHOUN—REFEREES FOR PROMOTION—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Who were the referees for the promotion of Senior Sergeant Colquhoun?
- (2) If they were police, where were they stationed and what was their association with Senior Sergeant Colquhoun?
- (3) If they were civilians, what were their occupations and their connection with Senior Sergeant Colquhoun?
- (4) What questions, written or verbal, were posed to the referees as to claims made by Senior Sergeant Colquhoun?
- (5) What achievements specifically advanced his application to approval?
- (6) (a) Who sat on the panel that chose Senior Sergeant Colquhoun?
(b) If they were police, what were their ranks and locations of duty and why were they chosen?
- (7) Other than police, what was the criterion for choosing them and was their choice influenced by their occupation or position?

2259 SENIOR SERGEANT COLQUHOUN—ANONYMOUS COMPLAINT—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Who conducted the preliminary inquiries into the anonymous complaint against Senior Sergeant Colquhoun?
- (2) What was the name, rank and location of the person or persons who conducted the preliminary inquiry?
- (3) What were the specifics of the complaint made against Senior Sergeant Colquhoun?
- (4) Was the 1990 complaint similar in any way to complaints made by the member for Charlestown and the Committee of the Lake Macquarie Police Citizens Youth Club in 1991 to the Ombudsman?
- (5) If there was some commonality between both complaints, why was no action taken until the subsequent complaints in 1992 by Constable Wright and Constable MacPherson?
- (6) What was the basis of the reply in 1990 to the Ombudsman for not proceeding?
- (7) What was the basis of the reply to the 1991 complaint to the Ombudsman as to why no inquiry was held into the activities of Senior Sergeant Colquhoun?
- (8) Is it now evident that much of the 1990 and 1991 complaint is the basis of the charges and continuing investigations into the activities of Senior Sergeant Colquhoun?
- (9) Why did Chief Superintendent Perce Carter continue to protect Senior Sergeant Colquhoun?

2260 COURTS ADMINISTRATION MEMO—Mr Gaudry to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

- (1) Have staff of the Newcastle Court been advised by memo not to release information or discuss issues relating to court administration with the local members of Parliament?
- (2) If so, when was the memo or instruction issued?
- (3) What were its contents?
- (4) Given concerns raised by a judge about security arrangements during sittings of the Newcastle Court, would the Minister arrange for local members to be briefed on the adequacy of current security measures at the court?

2261 SENIOR POLICE PROMOTIONS—Mr Hatton to ask the Minister for Police and Minister for Emergency Services—

- (1) What is the current rank of the following police officers:
 - (a) Mr B. R. Harding, date of birth, 29 July 1944?
 - (b) Mr D. M. Gilligan, date of birth, 13 February 1945?
 - (c) Mr J. W. Burke, date of birth, 23 August 1940?

- (2) (a) When were they promoted to the position of Inspector?
- (b) What were their subsequent promotions?
- (3) For each of these promotions:
 - (a) Who was Commissioner at the time?
 - (b) Did the Police Board approve their promotions?
 - (c) What information was before the Police Board when they approved the promotions?
 - (d) What input was there from the then Commissioner?
 - (e) Was a selection panel used?
 - (f) If so, who was on the selection panel?
 - (g) (i) Was any information sought from outside the NSW Police Service?
 - (ii) If so, what and from where?

2262 **CONSTABLE BOURKE**—Mr Hatton to ask the Minister for Police and Minister for Emergency Services—

- (1) Is it customary for the Police Commissioner to contact officers who have suffered serious injury apparently during their duties?
- (2) Did Commissioner Lauer contact Constable Bourke after his shooting on 22 June 1992?
- (3) If not, why not?

2263 **SENIORS CARDS—ELECTORATE OF LAKE MACQUARIE**—Mr Hunter to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) How many Seniors Cards have been issued to constituents of the electorate of Lake Macquarie as at 18 November 1993?
- (2) At what date were cards first issued in the electorate of Lake Macquarie?
- (3) (a) What is the most recent total of Seniors Cards issued in the electorate of Lake Macquarie?
- (b) On what date was this figure reached?

2264 **NATIONAL PARKS AND WILDLIFE SERVICE—LAND MANAGEMENT AT LAKE MACQUARIE**—Mr Hunter to ask the Minister for the Environment—

- (1) What land in the electorate of Lake Macquarie is under the control of the National Parks and Wildlife Service?
- (2) What land in the electorate of Swansea is under the control of the NPWS?
- (3) What role does the NPWS play in the management of these areas?
- (4) What funds have been spent on each at these areas for each of the past 5 years?
- (5) What are the NPWS long-term plans for Pulbah Island?
- (6) How often do NPWS officers visit Pulbah Island and each of the other areas?

2266 **SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK**—Mr Knowles to ask the Minister for Land and Water Conservation representing the Minister for Planning and Minister for Housing—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within the portfolio areas of Housing and Planning?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) Where there has been a decline in expenditure from 1990/91, why?

2267 SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Energy and Minister for Local Government and Co-operatives—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within his portfolio area?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) Where there has been a decline in expenditure from 1990/91, why?

2268 MARITIME SERVICES BOARD—ENTERPRISE AGREEMENT—Mr Langton to ask the Deputy Premier, Minister for Public Works and Minister for Ports—

- (1) Will the new enterprise agreement being drafted by the Maritime Services Board lead to a reduction in emergency response personnel in the Port of Sydney and Port Botany?
- (2) If so, how many positions will be lost and what are their titles?
- (3) How will the MSB be able to guarantee a continuation of current levels of safety?
- (4) Will the same agreement lead to a reduction in environment inspectors?
- (5) If so, how many positions will be lost?
- (6) How will the MSB be able to guarantee a continuation of current levels of pollution control/monitoring?

2269 M2 LAND ACQUISITION—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) Concerning Roads and Traffic Authority acquisition of land for the proposed M2 tollway, does the RTA comply with the Just Terms legislation?
- (2) How are (if that is the case) Just Terms guaranteed in the M2 acquisition program?

2270 CLOSURE OF PIERCE STREET, NIAGARA PARK—Mr McBride to ask the Minister for Transport and Minister for Roads—

- (1) Has the Roads and Traffic Authority recommended to Gosford City Council that Pierce Street be closed at its intersection with the Pacific Highway, Niagara Park?
- (2) Why has the RTA refused to make available funding to improve traffic conditions at the intersection to provide motorists entering and leaving Pierce Street with safer conditions?
- (3) Will the RTA agree to consult with residents of Pierce Street before proceeding with closure of Pierce Street?
- (4) Has the RTA recommended that the intersection of Kent Street and Pacific Highway, Niagara Park, be upgraded to accommodate residents of Pierce Street?
- (5) Will the RTA agree to meet all costs associated with works to implement the relevant changes to traffic conditions?

2271 CENTRAL COAST CANCER PATIENTS—Mr McBride to ask the Minister for Health—

As at 16 November 1993—

- (1) What is the population serviced by the Central Coast Area Health Service?
- (2) How many people from that population are registered as needing treatment for cancer?
- (3) How does the ratio of cancer patients to population on the Central Coast compare with the statewide ratio?

2274 GOVERNMENT CLEANING SERVICE—ELECTORATE OF THE ENTRANCE—Mr McBride to ask the Chief Secretary and Minister for Administrative Services—

- (1) How many staff are employed by the Government Cleaning Service in the electorate of The Entrance?
- (2) How many are employed in cleaning:
 - (a) Schools?
 - (b) Police stations?
 - (c) Others?
- (3) Which police stations, schools and other Government offices do they service?
- (4) Have all cleaners in the electorate of The Entrance been guaranteed employment if the service is privatised?
- (5) Will all recreation leave, long service leave and superannuation entitlements be paid to them prior to transfer to a new employer?

2277 SYDNEY FISH MARKETS—Mr Martin to ask the Minister for Agriculture and Fisheries and Minister for Mines—

- (1) When did he or the department commence activities on altering the present Sydney Fish Markets arrangements?
- (2) Will the Government abide by the wishes of the industry?
- (3) What interest rates does the Treasury charge the Fish Marketing Authority?
- (4) Who holds the bond or bonds of this debt?
- (5) Has he received requests to take the deputations to the Premier on this issue?
- (6) Has the Premier sought your assistance by meeting groups of industry representatives on this issue?

2278 DAIRY CORPORATION STAFF—Mr Martin to ask the Minister for Agriculture and Fisheries and Minister for Mines—

- (1) What was the total number of staff employed by the Dairy Corporation in September 1989?
- (2) How many of these were appointed on the level of Senior Executive Service?
- (3) What level of SES were the appointments?
- (4) What is the total number of staff employed by the Dairy Corporation as at 30 June 1993?
- (5) How many people are employed in SES positions as at 30 June 1993?
- (6) What level of SES are these positions?
- (7) Did the Field Officer at Wagga Wagga resign this month?
- (8) How many Field Officers will now be available to service the whole of the Riverina, Finley, and Deniliquin dairying areas?
- (9) How many Field Officers were available to service this area in 1989?
- (10) Is he able to guarantee milk quality as a result of this reduction in quality control and supervision?

2284 HURLSTONE PARK RAILWAY STATION AUTOMATIC TICKETING MACHINE—Mr Moss to ask the Minister for Transport and Minister for Roads—

- (1) Are over-the-counter ticket sales planned to cease at Hurlstone Park Railway Station in January 1994?
- (2) If so, will an additional automatic ticketing machine be installed to accommodate for mechanical failures and congestion?

2285 BUS SERVICES REPLACING RAIL SERVICES—Mr Moss to ask the Minister for Transport and Minister for Roads—

- (1) How many private buses were engaged in carrying passengers between railway stations, in lieu of trains, on each metropolitan railway line between July 1992 and June 1993?
- (2) Within that period, how many actual days were buses required on each line?
- (3) What was the total cost for hiring such buses?

2286 MAJOR ROADWORKS—ELECTORATE OF AUBURN—Mr Nagle to ask the Minister for Transport and Minister for Roads—

- (1) Has the Commonwealth Government funded all major roadworks currently in progress or recently completed in the electorate of Auburn?
- (2) (a) If not, which projects are entirely State funded?
(b) What is the total cost of these works?

2287 RAILWAY STATION STAFFING—ELECTORATE OF AUBURN—Mr Nagle to ask the Minister for Transport and Minister for Roads—

- (1) Will all railway stations in the electorate of Auburn be staffed during the same hours they presently are after the introduction of automatic ticketing?
- (2) Does he rule out changes to levels of staffing at these railway stations?
- (3) Has he or the State Rail Authority received the results of a staff review in the electorate?
- (4) If so, what are the findings of that staff review with respect to future staffing levels at these railway stations?
- (5) If he or the SRA decides to reduce staff levels at these railway stations between 31 December 1993 to 30 June 1994, will he immediately advise the member for Auburn in writing?
- (6) If not, why not?

2288 AUBURN HOSPITAL—Mr Nagle to ask the Minister for Health—

- (1) For what annual throughput of patients was Auburn Hospital designed?
- (2) What are the monthly figures for admissions since the hospital opened?
- (3) Do those figures suggest any conclusions on the provision of public hospital beds and resources for the electorate of Auburn?
- (4) What is the rate of re-admission of patients recovering from acute surgery?
- (5) If the statistics are not available, why not, and will the hospital now undertake to keep these figures from now on?

2289 SERVICES AND FACILITIES—ELECTORATE OF AUBURN—Mr Nagle to ask the Minister for Police and Minister for Emergency Services—

With regard to the electorate of Auburn—

- (1) What services and facilities are provided by agencies which operate within his portfolio area?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) If there has been a decline in expenditure from 1990/91, why?

2290 SPEED CAMERA LOCATIONS—ELECTORATE OF AUBURN—Mr Nagle to ask the Minister for Police and Minister for Emergency Services—

- (1) At what locations are speed cameras used in the electorate of Auburn?
- (2) In what patrols are each of the locations?
- (3) What are the number of infringements at each location since November 1992 until February 1994?
- (4) Of the locations where speed cameras are being used, what are the number of accidents for each year 1991, 1992 and to December 1993 and is this the basis for their locations?
- (5) Are any more sites being considered in each patrol where speed is prevalent and police are unable to chase speeding motorists because of the danger?
- (6) If not, why not?
- (7) Are the present locations of speed cameras predominantly on main roads or major arterial roads?
- (8) Will areas of high complaint and potential danger be considered?
- (9) What is the criteria for location of speed cameras?

2291 SENIORS CARDS—ELECTORATE OF AUBURN—Mr Nagle to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) How many Seniors Cards have been issued to constituents of the electorate of Auburn?
- (2) How many businesses in the electorate of Auburn have participated in the scheme?

2294 FAIRFIELD RAILWAY STATION—Mr Scully to ask the Minister for Transport and Minister for Roads—

- (1) Is he aware that commuters at Fairfield Railway Station have considerable difficulty during peak hour in getting access to trains travelling to Liverpool?
- (2) Is he aware that commuters approaching the Fairfield to Liverpool side of Fairfield Station are provided with a permanently open stainless steel gate which precludes easy access because the other end of the gate, which is not in the immediate view of commuters, is permanently closed?
- (3) What steps does he propose to take to ensure proper access to commuters during peak patronage times?

2295 AMWAY AND NETWORK 21—Mr Scully to ask the Minister for Consumer Affairs, Minister Assisting the Minister for Roads and Minister Assisting the Minister for Transport—

- (1)
 - (a) Is she aware of the methods used by promoters of Amway products to obtain sales?
 - (b) Do some of these methods include dishonest, unethical and inappropriate behaviour?
 - (c) What steps will she take to warn the general community of the methods and harassment of potential purchasers used by promoters of Amway products?
- (2)
 - (a) Is she familiar with the organisation Network 21?
 - (b) Is she aware that this organisation promotes the sale of Amway products by engaging in dishonest conduct and unethical methods?
 - (c) Will she instruct the Department to launch an investigation into Amway and Network 21 and the methods used by both organisations to promote their products?
 - (d) Will she warn the general public to be careful when having any contact with any person from Network 21 in particular, and in general any person promoting Amway products?

2296 SLAG SAND—Mr Sullivan to ask the Minister for Land and Water Conservation representing the Minister for Planning and Minister for Housing—

- (1) Has the State Government considered the use of slag sand (particularly "BF Crusher Fines") rather than approve the underwater mining of fine sand from deposits offshore of southern Sydney?
- (2) If not, why not?
- (3) Has the State Government encouraged research or undertaken research itself into the substitution of blast furnace slag sand for natural sand in the building industry, particularly in Sydney?
- (4) Has the State Government been made aware of research which shows that "BF Crusher Fines" slag sand has comparable qualities to Cattai Fine Sand and Premium Fine Sand?

2297 ILLAWARRA REGIONAL HOSPITAL—POWER FAILURE—Mr Sullivan to ask the Minister for Health—

- (1) Was the main building complex at the Wollongong Campus of the Illawarra Regional Hospital without electrical power from 11.52 a.m. to 12.18 p.m. on 26 June 1993?
- (2) Was this caused by a faulty relay on the main electrical board which is over 20 years old?
- (3) Was it found that the old relays on the main electrical board urgently needed replacing?
- (4) Have these relays been replaced?
- (5) Has staff recommended that a major upgrading of emergency electrical power and electrical power to Hickman House and the services building (the main building complex) at the Wollongong Campus of the Illawarra Regional Hospital be undertaken at an estimated cost of \$500,000?
- (6) Will this work be carried out and if so when will it be completed?

2298 ADULT MIGRANT EDUCATION SERVICE—WOLLONGONG—Mr Sullivan to ask the Minister for Industrial Relations and Employment and Minister for the Status of Women—

- (1) Does the Adult Migrant Education Service in Wollongong expect to have to cut the number of full-time teachers in 1994 by seven?
- (2) Are these seven teachers presently classified as full-time temporary staff?
- (3) How long have each of these seven teachers had in service with the Adult Migrant Education Service?
- (4) Does the Adult Migrant Education Service propose to:
 - (a) Offer displacement counselling to these seven teachers?
 - (b) Offer employment elsewhere in Adult Migrant Education Service centres in New South Wales?
- (5) Will the Adult Migrant Education Service offer redundancy packages to any of these seven teachers since family commitments of these six women and one man may preclude them relocating to other Adult Migrant Education Service centres in New South Wales?
- (6) Will the Adult Migrant Education Service be offering redundancy packages to Principals and Assistant Principals (as distinct from ordinary classroom teachers) made redundant in New South Wales?

2299 RESCUE SERVICES—Mr Sullivan to ask the Minister for Police and Minister for Emergency Services—

- (1) What areas of New South Wales do not have the primary rescue role fulfilled by the Fire Brigade Service?
- (2) Why is this so in each such area?

2300 WOLLONGONG EMERGENCY SERVICES—Mr Sullivan to ask the Minister for Police and Minister for Emergency Services—

- (1) Is the Wollongong Fire Brigade Salvage and Rescue Unit fully staffed on site at its location centre continuously (i.e., 24 hours per day, 7 days per week)?
- (2) Is the Wollongong Police Primary Rescue Unit fully staffed on site at its location centre continuously?
- (3) Is the Wollongong Ambulance Primary Rescue Unit fully staffed on site at its location centre continuously?

2301 APPLIANCE No. FBY 249—Mr Sullivan to ask the Minister for Police and Minister for Emergency Services—

- (1) Has the high-rise aerial rescue/fire fighting appliance No. FBY 249 been out of service for over 4 months at this stage of 1993?
- (2) Was the high-rise aerial rescue/fire fighting appliance No. FBY 249 out of service for over 12 months in 1990, 1991 and 1992?
- (3) For each of the years 1990, 1991 and 1992, how long has each of the other high-rise aerial rescue/fire fighting appliances been out of service?
- (4) For each of the other high-rise aerial rescue/fire fighting appliances, how long have they been out of service during 1993 to this date?

2302 FIRE BRIGADE UPGRADE—WOLLONGONG—Mr Sullivan to ask the Minister for Police and Minister for Emergency Services—

- (1) Why did he defer and then later reverse the decision to upgrade the Fire Brigade in the Wollongong/Illawarra area from secondary accreditation to primary rescue accreditation?
- (2) Did he decide not to disband the Police Rescue Unit in the Wollongong/Illawarra area, made while he was Police Minister but prior to taking over the role of Emergency Services Minister?
- (3) Why did he, when assuming responsibility for Emergency Services, not honour the commitment of the previous Minister to visit Wollongong and hold discussions with Fire Brigade representatives?
- (4) How much has been expended on training and otherwise equipping the fully qualified rescue accredited members of the Fire Brigade in the Wollongong/Illawarra area?

2303 RESCUE/FIRE FIGHTING APPLIANCES—Mr Sullivan to ask the Minister for Police and Minister for Emergency Services—

- (1) Were 4 of the 13 high-rise aerial rescue/fire fighting appliances in New South Wales at 4 November 1993 withdrawn from service for repairs and/or maintenance services?
- (2) At that time were another 2 of the 13 high-rise aerial rescue/fire fighting appliances in New South Wales waiting to be withdrawn from service for major maintenance/repair servicing?
- (3) Did the previous Minister order an inquiry into this state of affairs in 1991?
- (4) What were the findings of those making this inquiry?
- (5) What recommendations were made by those making this inquiry?

2304 RESCUE/FIRE FIGHTING APPLIANCES—WOLLONGONG—Mr Sullivan to ask the Minister for Police and Minister for Emergency Services—

- (1) As at 4 November 1993, were the nine high-rise aerial rescue/fire fighting appliances still in service stationed so that:
 - (a) One was located in Newcastle?
 - (b) Seven were located within 7 kilometres of the Sydney Headquarters Fire Station?
 - (c) One was located in Parramatta?

- (2) Why was no high-rise aerial rescue/fire fighting appliance located in:
 - (a) Sydney's southern suburbs?
 - (b) Wollongong/Illawarra?
- (3) How many reports has the Fire Brigade prepared/commissioned that have recommended that a high-rise aerial rescue/fire fighting appliance be located in Wollongong?
- (4) When will plans be prepared and implemented to provide the necessary building accommodation for a high-rise aerial rescue/fire fighting appliance at Wollongong Fire Station or elsewhere in the Illawarra?
- (5) In the light of the Joint Consultative Committee (Fire Brigade/Union) recommendation that a high-rise aerial rescue/fire fighting appliance be located in Wollongong, what temporary locations have been assessed as suitable for use until such time as a permanent building location can be provided?

2306 SENIORS CARDS—ELECTORATE OF ROCKDALE—Mr Thompson to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

How many Seniors Cards have been issued to constituents of the electorate of Rockdale?

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2308 PROSPECT RESERVOIR LAND—Ms Allan to ask the Minister for Land and Water Conservation representing the Minister for Planning and Minister for Housing—

- (1) Does the Water Board plan to dispose of land it owns at Prospect Reservoir?
- (2) If so, why and when?
- (3) Have the Department of Planning and/or the Water Board approached or been approached by developers with a view to developing land around Prospect Reservoir for residential purposes?

2310 YOUNG WOMEN'S SPORT—Ms Allan to ask the Minister for Sport, Recreation and Racing—

- (1) What specific programs is your Department funding to encourage young women's participation in sport in New South Wales?
- (2) What consultation processes are in place so that this State works co-operatively with the Commonwealth to maximise young women's participation in sport in the lead up to the Olympics 2000?

2311 MAGNETIC RESONANCE IMAGING EXAMINATIONS—Mr Anderson to ask the Minister for Health—

- (1) How many magnetic resonance imaging examinations were conducted of inpatients within the boundaries of each Area Health Service in:
 - (a) 1992/93?
 - (b) The financial year to date?
- (2) (a) Is each Area Health Service funded for magnetic resonance imaging examinations in exactly the same way?
 - (b) If not:
 - (i) How do they vary?
 - (ii) Why?
- (3) (a) Is specific funding received by any Area Health Services from the Commonwealth Government for magnetic resonance imaging examinations?

- (b) If so:
 - (i) Which areas?
 - (ii) In what amounts?
- (4) (a) Will he, as a matter of urgency, ensure equitable access to magnetic resonance imaging examinations for inpatients and uniform funding arrangements for same?
- (b) If not, why not?

2312 INDUSTRIAL SAFETY LAWS—Mr Anderson to ask the Minister for Industrial Relations and Employment and Minister for the Status of Women—

- (1) How many accidents causing death or injury have occurred on either industrial or construction sites in the Liverpool Local Government Area in:
 - (a) 1991/92?
 - (b) 1992/93?
 - (c) The financial year to date?
- (2) How many inspections of industrial and/or construction sites have been undertaken in the Liverpool Local Government Area in:
 - (a) 1991/92?
 - (b) 1992/93?
 - (c) The financial year to date?
- (3) How many breaches of relevant safety legislation have been detected in the Liverpool Local Government Area in:
 - (a) 1991/92?
 - (b) 1992/93?
 - (c) The financial year to date?
- (4) How many prosecutions have been commenced, and with what results, for breaches of relevant safety legislation in the Liverpool Local Government Area in:
 - (a) 1991/92?
 - (b) 1992/93?
 - (c) The financial year to date?
- (5) (a) In view of three serious accidents occurring in Liverpool in the last month resulting in two deaths and serious injury to another person, will she ensure, as a matter of urgency, that safety laws are enforced by your administration in the Liverpool Local Government Area?
- (b) If not, why not?

2313 SPEED CAMERAS—ELECTORATE OF LIVERPOOL—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) How many approved speed camera locations are there in the electorate of Liverpool?
- (2) Where are they?
- (3) Are these locations identified black spots?
- (4) If so, in the next 5 years:
 - (a) How many accidents have resulted from speeding at each location?
 - (b) Have many deaths and/or injuries occurred in those accidents?
- (5) If the locations are not identified black spots, for what reasons are speed cameras used?
- (6) At what locations, other than approved speed camera locations, are speed cameras used?

2314 CESSNOCK POLICE AND CITIZENS YOUTH CLUB—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Was there an investigation held by Inspector Frank Weiss, attached to the Federation of NSW Police and Citizens Youth Clubs into a matter involving Senior Sergeant Colquhoun at Cessnock Police and Citizens Youth Club?

- (2) Did Inspector Weiss confer with members of the service and members of the then management committee at Cessnock?
- (3) (a) What was the basis of the complaint?
(b) What action was taken, if any?
(c) If no action was taken, why not?
- (4) Is there any evidence to suggest that this matter was resolved in a way to save action against Senior Sergeant Thomas Colquhoun?

2315 HUNTER REGION POLICE AND CITIZENS YOUTH CLUBS—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) (a) Whilst attending a meeting of the committee of Maitland Police and Citizens Youth Club was Senior Sergeant Colquhoun asked to leave?
(b) Was then Inspector, now retired, Max Bailey in attendance at the meeting in his capacity as Patrol Commander?
- (2) If so, for what reason was Sergeant Colquhoun asked to leave?
- (3) What was the date of the meeting at which he was asked to leave?
- (4) Did a similar incident take place at the Port Stephens Police and Citizens Youth Club?
- (5) If so, what was the date of that meeting and what were the circumstances surrounding the incident at that club?
- (6) If these matters have never been investigated, will they be investigated including interviews with retired Inspector Bailey?
- (7) Has Senior Sergeant Colquhoun been indicating to many members of Police and Citizens Youth Clubs and people in the Hunter region that he will continue to go off on sick report until he is bordered out of the Police Service so as to circumvent any charges or allegations about his conduct at Police and Citizens Youth Clubs and matters relating to them?
- (8) Will he call for an urgent report into this matter?

2316 INQUIRIES INTO CONDUCT OF SENIOR SERGEANT THOMAS COLQUHOUN—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Was an internal inquiry by a Senior Sergeant Gary Lee carried out in the Hunter area about Senior Sergeant Thomas Colquhoun?
- (2) When was such inquiry conducted and over what days and time?
- (3) What was the purpose of such inquiries by Senior Sergeant Lee?
- (4) What recommendations or conclusions did Senior Sergeant Lee's report come to?
- (5) (a) Was any action recommended or taken in regard to his report?
(b) If not, why not?
- (6) Who directed Senior Sergeant Lee to the Hunter region to inquire into the activities of Senior Sergeant Thomas Colquhoun?
- (7) What police did Sergeant Lee talk to, and for what purpose, in regard to Senior Sergeant Colquhoun?
- (8) What civilians or committee personnel of youth clubs in the Hunter area did Sergeant Lee talk to?

2319 DRUG AUDIT—DEE WHY DISTRICT—Mr Hatton to ask the Minister for Police and Minister for Emergency Services—

- (1) What was the procedure for the audit of all drug exhibits in the Dee Why Police District that was undertaken in the aftermath of the Bourke drug allegations?
- (2) At what level must such a drug audit be approved?
- (3) Is it a requirement that the Commissioner be informed of such an extensive audit over such a wide area in such extraordinary circumstances?

2320 CANNABIS PLANT EXHIBITS—Mr Hatton to ask the Minister for Police and Minister for Emergency Services—

- (1) What action was taken by the Police Service as a result of information contained in the Crime Commission Report that cannabis plants were being stripped of their leaves in the Frenchs Forest drug custody area and that this activity was common knowledge amongst officers stationed there?
- (2) Are such large exhibits normally cut up and placed in sealed bags?
- (3) Are these bags tamper-proof?

2321 CONSTABLE BOURKE SHOOTING—Mr Hatton to ask the Minister for Police and Minister for Emergency Services—

- (1) When was the Commissioner first briefed about Constable Bourke being shot and by whom?
- (2) Are there any records of this briefing?
- (3) Were the situations reports available?
- (4) (a) Were there any subsequent briefings to the Commissioner about the Bourke shooting?
(b) If so, by whom?
- (5) Are there any records of these briefings?
- (6) Were situation reports on Frenchs Forest used at any of these briefings?
- (7) Was the Commissioner briefed about previous injuries sustained by Bourke on duty, including a stabbing and a previous shooting?

2322 DRUG SECURITY INSPECTIONS—Mr Hatton to ask the Minister for Police and Minister for Emergency Services—

- (1) How many drug security inspections has the Inspector General undertaken?
- (2) Why did he give 7 days notice of an inspection?
- (3) What is the full list of stations inspected by the Inspector General, the dates, and any anomalies discovered?
- (4) On how many occasions did the Inspector General discover violations of Commissioner's Instruction 79.05 during his inspections?
- (5) (a) How many were violations of the two-key security system?
(b) On what dates and at which stations?
- (6) (a) How many were situations in which the same officer held both keys?
(b) On what dates and at which stations?
- (7) Did the Inspector General give 7 days notice of his inspection on these occasions?
- (8) What discipline followed from his discovery of these violations?
- (9) (a) Did the Inspector General ever inspect Frenchs Forest Police Station?
(b) If so:
 - (i) What are the details?
 - (ii) What were his findings?
- (10) Did Constable Bourke walk into Inspector Stewart's office at Frenchs Forest with one key, take the other key out of his unlocked drawer, go to the drug exhibit safe, open it, and take exhibit A190754?

2323 FRENCHS FOREST DRUG EXHIBIT—Mr Hatton to ask the Minister for Police and Minister for Emergency Services—

- (1) Did five cannabis plants disappear from the Frenchs Forest drug exhibit between 26 October 1991 and 8 July 1992?
- (2) Were these plants replaced by Bourke, at the behest of Sergeant Black, who was in charge of drug custody at Frenchs Forest?
- (3) If so, on what date (or between what dates) were they replaced?

- (4) Was this the Commission of a criminal offence by Black?
- (5) If so, was Black charged?
- (6) If not, why not?
- (7) Did the Crime Commission find that this action by Black was an attempt to "regularise" the exhibit system?
- (8) Is this acceptable practice for the "regularisation" of drug exhibits at New South Wales police stations?
- (9) Did the Crime Commission also find that Black was genuinely concerned to properly administer an exhibits control system?
- (10) Is the illegal replacement of stolen drug exhibits recommended as a means of properly administering drug exhibits?
- (11) Was Junior Probationary Constable Folbigg instructed to accompany his supervisor, Constable Bourke, to Davidson National Park to gather these replacement plants?
- (12) What mechanisms were in place for Folbigg to decline his superiors and report them on this matter?
- (13) What would have been the consequences for his career?
- (14) Have any subsequent measures been introduced to guide a Probationary Constable in such a situation?
- (15) How was the disappearance and replacement of this drug exhibit finally discovered and on what date?
- (16) Did these replacement plants, in turn, go missing?
- (17) Was this exhibit audited by Sergeant Black as part of the drug audit on 26 May 1992 during which he discovered the loss of exhibit A190754?
- (18) Was this exhibit audited by Inspector Stewart and Sergeant Black during the drug audit on 18 or 19 June 1992?
- (19) Are there any records of this audit?
- (20) If not, why not?
- (21) Was this exhibit audited by Sergeant Black during the drug audits of 1 July 1992 and 13 July 1992?
- (22) When was the next drug audit at Frenchs Forest carried out?
- (23) What were the dates of all subsequent drug audits at Frenchs Forest?
- (24) Were they internal or external audits?
- (25) Were any external drug audits of Frenchs Forest undertaken after the Bourke allegations came to light?
- (26) On how many occasions has Frenchs Forest been audited by the Comprehensive Audit Branch from 1990?
- (27) Was the audit of 13 January 1993 by the Comprehensive Audit Branch a random audit?

2324 SPEED CAMERAS—ELECTORATE OF LAKE MACQUARIE—Mr Hunter to ask the Minister for Police and Minister for Emergency Services—

- (1) How many speed camera locations are there in the electorate of Lake Macquarie?
- (2) Where are the locations?
- (3) How many speeding fines have been issued at each location for each year of operation?
- (4) What was the total amount in dollars of these fines for each year?
- (5) If accident incidents reduce in the areas of speed camera use, will the relocation of cameras be considered?

2325 STATE RECREATION AREAS—Mr Hunter to ask the Minister for the Environment—

- (1) How many State recreation areas are under National Parks and Wildlife Service administration?
- (2) How many of these State recreation areas have trusts?
- (3) How many State recreation areas had trusts for each of the past 5 years?

2326 HURSTVILLE THEFTS—Mr Iemma to ask the Minister for Police and Minister for Emergency Services—

- (1) What has been the progress of Hurstville police enquiries into the theft of property from the residence of Mr D. J. Fraser of Moore Street, Hurstville?
- (2) Have police interviewed the owner of a white Cortina (MAN 342) in relation to the theft?
- (3) If not, why not?
- (4) If so, what has been the outcome of police inquiries?
- (5) When was the owner interviewed?
- (6) Have police interviewed the owner of a red Escort (RKD 103) in relation to the theft?
- (7) If not, why not?
- (8) If so, what has been the outcome of police inquiries?
- (9) When was the owner interviewed?
- (10) Have police interviewed the supervisor of the day release prisoners who carried out maintenance work at the residence at the time of the theft?
- (11) If not, why not?
- (12) If so, what was the outcome of police inquiries?
- (13) Have the prisoners been interviewed?
- (14) If not, why not?
- (15) If so, what was the outcome of police inquiries?
- (16) What relationship have police been able to establish between the owners of the vehicles and the prisoners?
- (17) Did police advise Mr Fraser's brother-in-law, Mr W. McGrath, that they could not investigate due to staff shortages?
- (18) Will he review staffing levels at the Hurstville Patrol?
- (19) Why have police taken so long to enquire into this incident which was first reported on 4 August 1993?

2327 THE FRIENDS OF SMITH CREEK—Mr Knight to ask the Minister for the Environment—

- (1) What is the size of the latest grant to the Campbelltown-based organisation known as "The Friends of Smiths Creek"?
- (2) Is that grant for work on land in the control or ownership of Campbelltown City Council?
- (3) Was council a joint applicant or a formal supporter of the application?
- (4) If not, did the EPA consult the council regarding this particular application?
- (5) Will the EPA provide the council with a copy of the grant application?
- (6) If not, why not?

2328 SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Transport and Minister for Roads—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within his portfolio area?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) Where there has been a decline in expenditure from 1990/91, why?

2329 SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Consumer Affairs, Minister Assisting the Minister for Roads and Minister Assisting the Minister for Transport—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within her portfolio area?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) Where there has been a decline in expenditure from 1990/91, why?

2330 SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Sport, Recreation and Racing—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within his portfolio area?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) Where there has been a decline in expenditure from 1990/91, why?

2331 EAST-WEST CITY TUNNEL—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) Did you state in 1989 and 1990 that plans to build an east-west city tunnel under Park Street would provide the public with additional parking and shopping facilities?
- (2) What has happened to the plans?

2332 NORTHERN PENINSULA LIGHT RAIL—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) Has he announced on three occasions over the past 18 months that the Government would see a light rail service running on Sydney's northern peninsula?
- (2) Have private sector companies privately stated that the scheme is not feasible?
- (3) When will the next announcement be made?

2333 AIRPORT RAIL LINK—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) Did he claim in 1992 that the airport rail link would be solely funded by the private sector?
- (2) Has he subsequently claimed the Government would part fund the project?
- (3) What is the likely extent of contribution required by the Government?

2334 SERVICES FOR ABORIGINALS—Mr Markham to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) What progress has the Government made in meeting the "national commitment to improved outcomes in the delivery of programs and services for Aboriginal people and Torres Strait Islanders" endorsed by the Premier in Perth on 7 December 1992?
- (2) What evaluation of policies for Aboriginals has the Government, or its agencies, made in the last year, and which results of those have supported or criticised the Government's policy/program initiatives in respect of the "national commitment"?

2336 SCHOOL MAINTENANCE—ELECTORATE OF THE ENTRANCE—Mr McBride to ask the Minister for Industrial Relations and Employment and Minister for the Status of Women representing the Minister for Education, Training and Youth Affairs, Minister for Tourism and Minister Assisting the Premier—

With regard to Bateau Bay Primary School, Brook Avenue Primary School and Lisarow High School—

- (1) What is the exact nature of the planned general repairs and painting of each school?
- (2) For each school, on what dates is the work due to commence and conclude?
- (3) For each school, what is the estimated cost of the work?

2337 SERVICES AND FACILITIES—ELECTORATE OF THE ENTRANCE—Mr McBride to ask the Minister for Agriculture and Fisheries and Minister for Mines—

With regard to the electorate of The Entrance—

- (1) What services and facilities are provided by agencies which operate within his portfolio area?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) Where there has been a decline in expenditure since 1990/91, why?

2338 SERVICES AND FACILITIES—ELECTORATE OF THE ENTRANCE—Mr McBride to ask the Minister for the Environment—

With regard to the electorate of The Entrance—

- (1) What services and facilities are provided by agencies which operate within his portfolio area?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1994?
- (4) What new/additional facilities and services will be provided during 1993/94?
- (5) Where there has been a decline in expenditure from 1990/91, why?

2341 DAIRY CORPORATION—Mr Martin to ask the Minister for Agriculture and Fisheries and Minister for Mines—

- (1) Has an officer of the Senior Executive Service (SES) of the NSW Dairy Corporation recently taken redundancy?
- (2) Was that officer subsequently re-employed as a consultant?
- (3) What is the total budget allocation by the NSW Dairy Corporation for senior management salaries?
- (4) What percentage of the total budget of NSW Dairy Corporation is allocated to payment of SES salaries?
- (5) Will he ask the Public Accounts Committee to investigate the operation and performance of the NSW Dairy Corporation?

2342 LOBSTER FISHERS—Mr Martin to ask the Minister for Agriculture and Fisheries and Minister for Mines—

- (1) Were lobster fishers advised in March 1986 to reduce and/or not increase effort?
- (2) Did a large number of lobster fishers embrace the spirit of that direction?
- (3) Did a number of lobster fishers ignore the direction and increase effort?
- (4) Was the period 1987 to December 1990 used to establish the criteria for entitlement to a licence?
- (5) Does the criteria period disadvantage those lobster fishers who responded to the spirit of the direction in March 1986?
- (6) Will he restore equity for those lobster fishers disadvantaged?

2343 MOTOR VEHICLE TRADING—Mr Martin to ask the Minister for Consumer Affairs, Minister Assisting the Minister for Roads and Minister Assisting the Minister for Transport—

- (1) Are intending purchasers of motor vehicles able to check if the vehicle is unencumbered?
- (2) If so, to whom may a purchaser make an inquiry?
- (3) What is the legal standing of such advice?
- (4) What is the position when a person trades in a vehicle for which a clear certificate has been obtained and some time later it is established that the certificate is incorrect?
- (5) Who has legal entitlement to ownership of the vehicle for which the vehicle later found to be encumbered was traded?
- (6) Can a motor trader encumber a vehicle because the vehicle used as a trade-in was later found to be encumbered?
- (7) Is the person who obtained a clear certificate of encumbrance able to claim compensation where that certificate is found to be incorrect?
- (8) If not, why not?
- (9) Will the Government legislate to protect ordinary citizens from financial loss as a result of being issued with incorrect certificates?
- (10) If not, why not?

2344 SPEED CAMERAS—ELECTORATE OF WALLSEND—Mr Mills to ask the Minister for Police and Minister for Emergency Services—

- (1) At what locations are speed cameras used in the electorate of Wallsend?
- (2) What are the numbers of infringements at each location during 1993?
- (3) What is the total value of fines imposed by infringement notices at each location during 1993?
- (4) What is the number of road accidents for each of the years 1991, 1992 and 1993 at each location?

- (5) How many of these accidents caused:
- (a) Death?
 - (b) Injury?
- (6) Are each of these locations identified black spots?
- (7) If not, what are the reasons for choosing that location?
- (8) Are any more locations being considered in the electorate of Wallsend for speed cameras?
- 2345 ETHNIC FUNDING—ELECTORATE OF WALLSEND—Mr Mills to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice—**
- (1) What financial assistance has the Department provided to ethnic community groups in the electorate of Wallsend?
 - (2) What are the names of these organisations?
 - (3) What amount of money was provided?
 - (4) How much of these funds came from Federal sources?
- 2346 OUR LADY OF MOUNT CARMEL PRIMARY SCHOOL CROSSING—Mr Newman to ask the Minister for Transport and Minister for Roads—**
- (1) Can the school crossing at Our Lady of Mount Carmel Primary School, Mount Pritchard, be modified to the level of a "Wombat Crossing"?
 - (2) Can a 40-kilometre speed limit be allocated for the section of Humphries Road which leads up to the crossing?
- 2347 HOME INVASION ROBBERIES—Mr Newman to ask the Minister for Police and Minister for Emergency Services—**
- (1) How many home invasion type robberies have been recorded in New South Wales in:
 - (a) 1991?
 - (b) 1992?
 - (c) 1993?
 - (2) What has been the success rate for charges and convictions of the persons responsible?
 - (3) How many have been subject to the Immigration Act, section 55 deportation provisions?
- 2348 PYRMONT FIRE STATION—Ms Nori to ask the Minister for Police and Minister for Emergency Services—**
- (1) When will the Pyrmont Fire Station be reopened?
 - (2) Does he intend to sell off the fire station?
 - (3) How does he reconcile the proposed sale with the huge influx of residents that will occur as a result of the redevelopment of Pyrmont?
- 2349 TOOMELAH WATER SUPPLY—Dr Refshauge to ask the Deputy Premier, Minister for Public Works and Minister for Ports—**
- (1) Has the Moree Plains Shire Council written to his predecessor asking for assistance in ensuring that a maintenance and service contract be expedited for the Toomelah Aboriginal Community?
 - (2) What action has the Department of Public Works taken to assist the Toomelah Aboriginal Community and the maintenance of their water supply?

2350 PACIFIC POWER SES STAFF RATIO—Mr Rogan to ask the Minister for Energy and Minister for Local Government and Co-operatives—

- (1) What are the overall staff and SES staff numbers in respect of years 1991, 1992 and 1993 for the following Pacific Power Business Units:
 - (a) Pacific Power Hunter?
 - (b) Pacific Power Central Coast?
 - (c) Pacific Power Western?
 - (d) Pacific Power Grid?
 - (e) Pacific Power Services?
 - (f) Pacific Power Subsidiary Companies?
 - (g) Pacific Power Business Units?
- (2) What are the respective ratio of SES to staff numbers for each of the business units above?

2351 PACIFIC POWER SALARY AND WAGE INCREASES—Mr Rogan to ask the Minister for Energy and Minister for Local Government and Co-operatives—

- (1) Was an Enterprise Agreement for some 6,000 employees of Pacific Power recently rejected by a vote of these employees?
- (2) Have these employees not received any general wage increase since 1991?
- (3) Have any instructions been issued by him or the Government to Pacific Power to restrict any productivity-based salary or wage increases to 4 per cent despite reported production improvements of 30 per cent for Pacific Power?
- (4) Has there been any intervention or directions given to Pacific Power in regard to this Enterprise Agreement which would have been the largest negotiated with a State Government enterprise?
- (5) What independence is permitted to Government trading enterprises such as Pacific Power in negotiating Enterprise Agreements?
- (6) What is the Government position on wage and salary increases?
- (7) Following the rejection of the Enterprise Agreement, what steps will the Government be taking regarding the salaries and wages of Pacific Power employees?

2352 GEORGES RIVER NATIONAL PARK—Mr Rogan to ask the Minister for the Environment—

- (1) What has been the operating budget for the Georges River National Park for the years 1990, 1991, 1992 and 1993?
- (2) How much of this money was allocated by the National Parks and Wildlife Service?
- (3) How much money for the years 1990, 1991, 1992 and 1993 was received from entry fees into the park and hiring charges for the use of parkland?
- (4) What were the staffing levels for the years 1990, 1991, 1992 and 1993?
- (5) Is the National Parks and Wildlife Service proposing to install gates to prevent entry into the park after hours?
- (6) If so, when will these gates be installed?
- (7) Is he aware of concern regarding the cost of entry fees into the park?
- (8) Have these increased entry fees resulted in fewer visitors and picnickers visiting the area?
- (9) What steps does he propose to take to reduce these charges?
- (10) Will he consider establishing a trustee system of community and departmental persons to administer and control this community facility?
- (11) If not, why not?

2353 **STUDENT DISCIPLINARY PROCEDURES**—Mr Scully to ask the Minister for Industrial Relations and Employment and Minister for the Status of Women representing the Minister for Education, Training and Youth Affairs, Minister for Tourism and Minister Assisting the Premier—

- (1) What guidelines are issued to schools for student disciplinary procedures?
- (2) What are the guidelines?
- (3) (a) Is she aware of considerable variations amongst schools in the disciplinary procedures they follow and the penalties they impose?
(b) What steps does she propose to take to minimise the variation between schools on discipline matters?
- (4) How much independence do schools have in determining their disciplinary procedures?

2354 **POLICE DRINKING ON DUTY**—Mr Scully to ask the Minister for Police and Minister for Emergency Services—

- (1) Are police officers permitted to drink alcohol whilst on duty?
- (2) If so, in full, what are the guidelines which set out the circumstances and regulate the manner in which alcohol may be consumed on duty?
- (3) What is the policy of drinking whilst on duty for each of the Cabramatta, Fairfield and Wetherill Park stations?
- (4) If drinking on duty is not allowed, what disciplinary procedures are implemented against officers found to have been drinking on duty?

2355 **OMBUDSMAN REPORT—POLICE COMPLAINTS**—Mr Scully to ask the Minister for Police and Minister for Emergency Services—

- (1) What steps does he propose to take to bring to the attention of all New South Wales police officers the recent report of the NSW Ombudsman into an alleged assault in December 1990 by police officers from Cabramatta Patrol?
- (2) Would it be beneficial to police officers if they read this report?
- (3) (a) What steps does he propose to deal with the suggestions in the report that there may be widespread collusion and fabrication of evidence in the Police Service to frustrate internal inquiries?
(b) Will he bring this to the attention of individual police officers?
- (4) Does the contents of the report explain the reason why so many police officers charged with criminal offences are acquitted or why so many complaints against police are not sustained?

2356 **GOVERNMENT CLEANING SERVICE—ELECTORATE OF SMITHFIELD**—Mr Scully to ask the Chief Secretary and Minister for Administrative Services—

- (1) How many persons employed by the Government Cleaning Service are employed in each school in the electorate of Smithfield?
- (2) What is the number employed in each school?

2357 **ILLAWARRA REGIONAL HOSPITAL MAINTENANCE**—Mr Sullivan to ask the Minister for Health—

- (1) What is the total value of maintenance and repair work required to be carried out on the major building complex (Hickman House and the services building) at the Wollongong campus of the Illawarra Regional Hospital?
- (2) Has a program been prepared and commenced by which these repairs and maintenance will be undertaken and completed?

- (3) If not, why not?
- (4) What is the estimated cost and priority being given to:
 - (a) The waterproof sealing of the roof of Hickman House and the waterproof sealing of the southern and south western walls of Hickman House?
 - (b) The removal and replacement of the concrete sunshades on the services building?
 - (c) The upgrading of the lifts in Hickman House and the services building?
 - (d) The completion of the window replacement program in Hickman House?

2358 INDUSTRIAL WASTE TRANSPORTATION—Mr Sullivan to ask the Minister for the Environment—

- (1) Where large quantities of industrial waste have to be transported for disposal, does the State Government lay down guidelines as to the method of transport to be used?
- (2) If not, why not?
- (3) Does the State Government intend to determine the method of transporting the 200,000 tonnes of industrial waste per year that the company, South Coast Equipment, proposes to transport from Port Kembla to West Dapto?
- (4) If not, why not?

2359 POLLUTION TAX—Mr Sullivan to ask the Minister for the Environment—

- (1) Is the Environmental Protection Authority investigating a new licensing system which would tax firms according to the pollution they produce?
- (2) If so, when is such a system likely to be introduced?
- (3) Has consideration been given to using such a system to generate funds to compensate residents for damage done to the properties by firms that pollute their neighbourhood?
- (4) If so, what specific proposals have been considered by the Environmental Protection Authority and/or the State Government to put this into practice?

2360 MOTOR VEHICLE ACCIDENTS—BEXLEY—Mr Thompson to ask the Minister for Police and Minister for Emergency Services—

In relation to Stoney Creek Road and Forest Road, Bexley, what do police records reveal for the past 10 years regarding—

- (1) The number of motor vehicle accidents?
- (2) The number of motor vehicle accidents resulting in fatalities?
- (3) The number of motor vehicle accidents resulting in injuries?

2361 ETHNIC GRANTS—ELECTORATE OF ROCKDALE—Mr Thompson to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice—

- (1) What financial assistance has been provided to ethnic groups in the electorate of Rockdale?
- (2) What are the names of the organisations involved?

2362 MARTYN McCABE—Mr Whelan to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

- (1) Has Mr Martyn McCabe of Katoomba been charged with murder?
- (2) When was he charged?
- (3) Was bail sought?
- (4) Where is Mr McCabe being held?
- (5) When will court proceedings commence?
- (6) At which court?
- (7) What is the reason for the delay?

2363 LISMORE AND MURWILLUMBAH COURT DELAYS—Mr Whelan to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

- (1) How many praecipes for civil action have been filed at:
 - (a) Murwillumbah District Court?
 - (b) Lismore Supreme Court?
- (2) How many are awaiting settlement?
- (3) Is the backlog of civil matters at these courts longer than at other courts in the State?
- (4) If so, how much longer?
- (5) Have only 2 weeks of sittings been scheduled for the Murwillumbah District Court to hear civil matters in 1994?
- (6) How long does it take from lodgement of a case until the matter is heard?
- (7) Can it take up to 3½ years for matters to be heard?
- (8) Why are delays of this magnitude allowed to occur?
- (9) Will he increase the number of sitting days in these courts during 1994 so as to reduce the backlog of cases waiting to be heard?
- (10) If not, why not?

2364 NORTH SYDNEY LOCAL COURT—Mr Whelan to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

- (1) From 1 January 1994, will North Sydney Local Court only be open 2 days per week?
- (2) How many days is it open now?
- (3) How many cases does it hear each year?
- (4) Where will these cases be heard from 1 January 1994?
- (5) Has the population of the area decreased?
- (6) If not, why the reduced sitting of this court?
- (7) How much money will be saved by providing a 2/5th service?
- (8) How many kilometres will people have to travel to attend other courts?
- (9) (a) Will restraining orders in domestic violence cases take longer to arrange than under the current system?
- (b) Will this place women and children at risk?
- (10) Who supports the partial closure of the court?
- (11) Will he reverse the decision?
- (12) If not, why not?

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2365 TRUSTS AND MEMBERS OF PARLIAMENT—Mr Amery to ask the Minister for Land and Water Conservation—

- (1) What Conservation and Land Management Trusts have Members of Parliament been appointed to?
- (2) What are the terms of appointment?
- (3) When were they appointed and what is the duration of those appointments?

2366 LUNA PARK TRUST—Mr Amery to ask the Minister for Land and Water Conservation—

- (1) When was the Luna Park Trust formed?
- (2) Who are the trustees?
- (3) Where and when were the advertisements published seeking applicants for this Trust?
- (4) What are the terms of the trustees?

- (5) Are any of the trustees employed by the Trust or any of the commercial interests in Luna Park?
- (6) How many employees are there on the Luna Park Trust?
- (7) What positions do they hold?
- (8) What is their salary?
- (9) How much has been allocated to the Trust in the form of grants and on what dates were they approved and granted, and by whom?
- (10) Who prepared the submissions for these grants?
- (11) How much is by way of loan?
- (12) Has the Crown Solicitor and the Treasury approved the loan arrangements?
- (13) When will Luna Park be operating?

2367 PADDY'S MARKET LEASES—Mr Amery to ask the Minister for Agriculture and Fisheries and Minister for Mines—

- (1) Did he tell Paddy's Market stallholders at the opening of Paddy's Market at Haymarket on Saturday, 11 December 1993, that he had negotiated the 99-year sublease of the Sydney Market Authority down to a 25-year sublease?
- (2) Did he direct the Sydney Market Authority to forego its 99-year sublease in favour of a 25-year sublease as foreshadowed by him in the House on 9 November 1993?
- (3) Did the Sydney Market Authority in its Annual Report for 1992/93 value the 99-year sublease at \$12.1 million on 1991 values?
- (4) How much has the asset of the 99-year sublease been devalued by the direction to truncate the sublease to 25 years?
- (5) What is the amount of consideration given by the developer to the Government or the Sydney Market Authority in return for the developer's obligation to provide a 99-year sublease being reduced to a 25-year sublease?
- (6) Did the developer receive development incentives in return for offering a 99-year sublease and an obligation to return Paddy's to the Haymarket site?
- (7) (a) Do those development incentives remain in place?
(b) If not, why?
- (8) Will the Government compensate the Sydney Market Authority for downgrading the value of the asset of the 99-year sublease?
- (9) Will the Government compensate the Sydney Market Authority for the subsequent loss of income caused by the direction?
- (10) Has he directed or negotiated any other alterations to the original 99-year sublease?
- (11) Does the new sublease make a provision for, in any circumstances, the sublease to be terminated prior to the 25-year period?
- (12) Has he at any time indicated to stallholders or the Sydney Market Authority that the Government wished to sell its interest in Paddy's Markets?
- (13) If so, why did he participate in the renegotiation of the 99-year sublease to a 25-year sublease?
- (14) Will the truncation of the sublease to 25 years adversely affect the value of the tradeable stand rights of Paddy's Market stallholders at Haymarket?
- (15) Will the Government offer stallholders compensation as a result of the adverse effect on tradeable stand rights because of the 99-year sublease being truncated to a 25-year sublease?
- (16) Were stallholders forced to accept the Sydney Market Authority's terms and conditions of occupancy for Paddy's Haymarket before they were allowed to return there to trade?
- (17) Do those terms and conditions include a provision that states permits in respect of stands subsist only for so long as the Authority conducts the market?
- (18) Do those terms and conditions also indicate that upon the Authority ceasing for any reason whatever to conduct such market, all permits then subsisting shall terminate and the stallholders shall thereafter have no right of use or occupancy?
- (19) Who were the stallholders advised of some or all of the alterations to be made to the sublease by him or his office?

2368 CUMBERLAND HIGHWAY—M5 LINK—Mr Anderson to ask the Minister for Transport and Minister for Roads—

- (1) Is consideration currently being given to the provision of a road linking the Cumberland Highway to the M5?
- (2) Is a toll being considered for traffic travelling in both directions on such a road?
- (3) (a) Will he give an unequivocal commitment that there will be no such toll?
(b) If not, why not?

2369 REWARDS—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) How many rewards are currently on offer in New South Wales for information leading to the arrest of persons responsible for crimes?
- (2) With respect to each reward, what is:
 - (a) The date the reward was originally offered?
 - (b) The amount of the reward?
 - (c) The nature of the crime and name of any victim or victims?
 - (d) The date of the commission of the alleged crime?
- (3) How many unsolved murders, or disappearances where the victim is believed to have been murdered, occurring in the last 10 years have not had a reward offered?
- (4) With respect to each matter referred to in (3) above, what is:
 - (a) The date of the crime or apparent disappearance?
 - (b) The name of the victim?
 - (c) The reason for not offering a reward?
- (5) (a) Is there a committee within the Minister's Administration which recommends rewards be offered?
(b) If so, who are the people on the committee, when were they appointed and by whom?
(c) What is the rank or title of each such person?

2370 LIVERPOOL POLICE AND CITIZENS YOUTH CLUB—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) Does the Liverpool Police and Citizens Youth Club currently have funds in excess of \$450,000 on hand?
- (2) In what manner has that amount been amassed, from what sources and when?
- (3) What are the full details of each fund-raising activity undertaken since 1988?
- (4) (a) Is the Police and Citizens Youth Club Federation demanding that it have freehold title to any site to be used for the construction of a Liverpool Police and Citizens Youth Club?
(b) If so, why?
- (5) How many existing Police and Citizens Youth Clubs are currently:
 - (a) On land where the Federation has freehold title?
 - (b) On land secured in some other manner?

2371 WILLYAMA HIGH SCHOOL—Mr Beckroge to ask the Minister for Industrial Relations and Employment and Minister for the Status of Women representing the Minister for Education, Training and Youth Affairs, Minister for Tourism and Minister Assisting the Premier—

- (1) Is it a fact that the Willyama High School in Broken Hill has for some time been in need of repair?
- (2) Is it also a fact that the school has submitted to the Department a program for refurbishment?
- (3) If so, what action does the Government intend taking to correct the situation at Willyama High School?

2372 PROMOTION APPLICATIONS—FALSE INFORMATION—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Is he aware of false information, similar to the circumstances of Senior Sergeant Colquhoun, contained in an application for promotion to Senior Sergeant in the Hamilton Police Patrol?
- (2) What was the nature of the false information?
- (3) Was an appeal heard by GREAT at Kurri Kurri?
- (4) Was it only then that some of the appellants proved that the application in part was false?
- (5) Why was the application not screened within the standard procedure and safeguards in place since 1 July 1992?
- (6) Will he hold an investigation into why it was not carried out and only became apparent when the appeal took place?
- (7) (a) How was the information in answer to question upon notice No. 1684 compiled?
(b) Who compiled the information?
- (8) If an inquiry proves that the proper procedures were not set out, will he ask the Commissioner of Police to set up a mechanism so that there will be no more recurrences of inaccurate and loaded job applications?

2373 PROMOTION TO SENIOR SERGEANT OF THOMAS COLQUHOUN—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Were the circumstances of the promotion to Senior Sergeant of Thomas Colquhoun sent to some members of the Select Committee into Police Promotions by way of an anonymous letter?
- (2) (a) Were any investigations held as to where the anonymous letter may have come from?
(b) If so, by whom?
- (3) Was the matter drawn to the attention of the Ombudsman?
- (4) If not, will he as a matter of urgency, refer such document to the Ombudsman:
 - (a) To take into account any wrongdoing on Colquhoun's part along with other matters being investigated by the Ombudsman?
 - (b) To see whether proper procedures exist for checking the validity or otherwise of material contained in applications for promotion?
- (5) (a) Were the contents of such letter disregarded because it was anonymous?
(b) If not, what aspects of it were taken into account?
- (6) If there was an anonymous letter, did it refer to Senior Sergeant Thomas Colquhoun directly or were the circumstances described alluding to Senior Sergeant Thomas Colquhoun?

2374 PROMOTION OF DETECTIVE SENIOR SERGEANT BOB CLARK—Mr Face to ask the Minister for Police and Minister for Emergency Services—

- (1) Did Detective Sergeant Clark recently win an appeal before GREAT in relation to a position of the rank of Inspector in the police Liquor and Gaming Investigation Section?
- (2) In view of the precedent created when the Police Board and the then Minister for Police refused to promote a Detective Sergeant Sellwood who had no charges, civil or departmental, pending against him, does the Minister propose to adopt a similar stand in relation to Detective Sergeant Clark?
- (3) In relation to the Deputy Ombudsman's Inquiry concluded earlier this year, wherein findings clearly adverse to Detective Sergeant Clark were made, will a completely independent counsel be engaged to advise the Police Service on the Deputy Ombudsman's findings concerning departmental matters?
- (4) What advice was given by the barrister engaged by the Police Service in relation to the Deputy Ombudsman's findings adverse to Detective Sergeant Clark?

- (5) Is that barrister employed by or otherwise retained by the Police Service?
- (6) Did the barrister concerned have his chambers located in the Avery Building which is in fact police headquarters?
- (7) Is that barrister a member of the Independent Bar acting as a general counsel?
- (8) If so, why are his chambers located in the Avery Building?
- (9) What are the financial arrangements between that barrister and the Police Service?
- (10) On what basis did the Police Service regard the barrister as being independent of the Police Service when deciding to seek independent counsel in the matter of the Deputy Ombudsman's findings relative to Detective Sergeant Clark?
- (11) If the barrister is employed or retained by the Police Service and has chambers in the Avery Building, is he completely satisfied that proper processes of obtaining independent legal advice in the Clark matter have been followed?
- (12) In order to ensure fairness in relation to this matter, will he order that a second advising be obtained from counsel truly independent of the Police Service?
- (13) Will he take steps to ensure that Detective Sergeant Clark's promotion will be withheld until all court and departmental matters, including a civil action still pending in the Supreme Court alleging a civil conspiracy, are properly dispensed with, particularly in light of the precedent created in the Sellwood matter?
- (14) Is he aware that the former Ombudsman found that Detective Sergeant Clark had previously breached Police Regulations 50 and 51?
- (15) What action was taken by the Police Service in relation to that finding?
- (16) Will he express confidence in the suitability, fitness and propriety of Detective Sergeant Clark to be promoted to the position of Inspector in the Police Service?

2375 HUNTER DISTRICT POLICE ATTRITION RATE—Mr Gaudry to ask the Minister for Police and Minister for Emergency Services—

What was the natural attrition rate for the Hunter District in 1991 as compared to the attrition rate for 1993 as a percentage?

2376 POLICE SEEKING TRANSFER TO NEWCASTLE—Mr Gaudry to ask the Minister for Police and Minister for Emergency Services—

Of the police officers seeking transfer back to Newcastle, how many are current Sydney-based officers who were eligible, under the current "Transfer and Tenure" policy, for transfer to the Hunter District at the time they lodged their expressions of interest?

2377 POLICE TRANSFER CRITERIA—Mr Gaudry to ask the Minister for Police and Minister for Emergency Services—

With regard to the criteria for police transfers—

- (1) What changes needed to be made?
- (2) What was the previous criteria for transfer from Sydney to the Hunter District?
- (3) What is the current criteria for transfer from Sydney to the Hunter District?
- (4) Who was responsible for selecting officers for transfer to vacancies as they were created in the Hunter District?

2378 PHYSICAL EVIDENCE POLICE—NOWRA—Mr Hatton to ask the Minister for Police and Minister for Emergency Services—

- (1) Is the Police Service in the process of allocating a fingerprint specialist to the Nowra Patrol?
- (2) If so, when will this officer commence duties at Nowra Patrol?
- (3) If the officer is not to commence duties, why not?

- (4) Why does each region have different methods of recording work statistics?
- (5) In what way does each region (South Region as opposed to Goulburn) vary in respect to the methods of recording work statistics?
- (6) Why is it desirable for the various regions to have different methods of recording statistical data?
- (7) Are there, including fingerprint police, two physical evidence police attached to Nowra, five attached to Goulburn and six attached to Queanbeyan?
- (8) In view of the overall workload statistics for the three areas, is there a case for additional physical evidence police, as well as a fingerprint specialist, for Nowra?

2379 WESTLAKES FRINGE AREA SEWERAGE SCHEME—Mr Hunter to ask the Premier and Minister for Economic Development—

- (1) Is it Government policy to extend the provision of sewerage services in New South Wales?
- (2) How is this to be achieved?
- (3) Will this Government extend the Westlakes Fringe Area Sewerage Scheme?
- (4) What Priority 2 areas will be included if the scheme is to be extended?

2380 MUDD CREEK—Mr Hunter to ask the Minister for Land and Water Conservation representing the Minister for Planning and Minister for Housing—

- (1) Is the Hunter Water Corporation aware of the degraded state of Mudd Creek at Blackalls Park in the electorate of Lake Macquarie?
- (2) Has the Hunter Water Corporation held discussions with Lake Macquarie City Council on the rehabilitation of Mudd Creek?
- (3) What was the outcome of these discussions?
- (4) (a) Will the Hunter Water Corporation contribute to the rehabilitation of Mudd Creek?
(b) If not, why not?

2381 ETHNIC FUNDING—ELECTORATE OF LAKE MACQUARIE—Mr Hunter to ask the Minister for Multicultural and Ethnic Affairs and Minister Assisting the Minister for Justice—

- (1) What financial assistance has the Ethnic Affairs Commission provided to ethnic community groups in the electorate of Lake Macquarie?
- (2) What are the names of these community groups?
- (3) What amount of money was provided to each group?
- (4) How much of these funds came from Federal sources?

2382 SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Premier and Minister for Economic Development—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within his portfolio area?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) If there has been a decline in expenditure from 1990/91, why?

2383 SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Industrial Relations and Employment and Minister for the Status of Women—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within the portfolio area of the Minister for Industrial Relations?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) If there has been a decline in expenditure from 1990/91, why?

2384 SERVICES AND FACILITIES—ELECTORATE OF MOOREBANK—Mr Knowles to ask the Minister for Transport and Minister for Roads representing the Minister for Education, Training and Youth Affairs, Minister for Tourism and Minister Assisting the Premier—

With regard to the electorate of Moorebank—

- (1) What services and facilities are provided by agencies which operate within the portfolio area of the Minister for Tourism?
- (2) How many staff are directly associated with the provision of those services?
- (3) What were the budget projections and actual expenditures on services and facilities for:
 - (a) 1990/91?
 - (b) 1991/92?
 - (c) 1992/93?
 - (d) What are the budget projections for 1993/94?
- (4) What new/additional services and facilities will be provided during 1993/94?
- (5) If there has been a decline in expenditure from 1990/91, why?

2385 NEWCASTLE POLICE TURNOVER—Mr Mills to ask the Minister for Police and Minister for Emergency Services—

- (1) What staff turnover would he expect under normal circumstances in the Hunter Police District?
- (2) What staff turnover has occurred over the past 2 years in the Hunter Police District?
- (3) What staff turnover has occurred over the past 2 years in the NSW Police Service statewide?
- (4) What staff turnover would he see as advantageous to policing in the Hunter District?
- (5) When was the decision made to exclude the Upper Hunter District from the rotational transfer scheme?

2386 INEBRIATES DETENTION—Mr Mills to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

- (1) How many people were detained under the Inebriates Act in 1992/93?
- (2) What were the minimum, average and maximum periods of detention?
- (3) To which institutions were they sent and how many to each?
- (4) What are the catchment areas for each of these institutions?

2387 ROTATIONAL TRANSFERS AND MR DAVID GILL—Mr Neilly to ask the Minister for Police and Minister for Emergency Services—

- (1) Has Mr David Gill, Manager Human Resources in the Police Service, indicated that he is seeking alternative employment?
- (2) If he has so indicated, has he yet submitted a timeframe for leaving the Police Service in his present position?
- (3) Is it seen to be in the best interests of serving police and their families who are affected by the rotational transfer scheme to have a Human Resources Manager making long-term decisions who may not be with the Police Service to preside over its implementation?
- (4) If a replacement occurs in Mr Gill's current position, will consideration be given to the reasonable alternatives about rotational transfer to the Gill Plan?

2388 LENAGHANS DRIVE AND JOHN RENSHAW DRIVE NOISE LEVEL TESTING—Mr Price to ask the Minister for Transport and Minister for Roads—

- (1) Why have the recommendations resulting from the Lenaghans Drive and John Renshaw Drive EIS released in April 1993, which required public comment to be submitted by 21 May 1993, not been made available to the community?
- (2) Has the Federal Minister for Land Transport and his Department received a copy of these recommendations?
- (3) Will the Roads and Traffic Authority be reconducting noise level tests now that the F3 has been operating for 2 weeks with a significant increase in through traffic over this time?

2389 NEWCASTLE SHOWGROUND AND EXHIBITION CENTRE TRUST—Mr Price to ask the Minister for Land and Water Conservation—

When will the 1992/93 Annual Report of the Newcastle Showground and Exhibition Centre Trust be tabled?

2390 ROTATIONAL TRANSFERS OF NEWCASTLE POLICE—Mr Price to ask the Minister for Police and Minister for Emergency Services—

- (1) How many alternative plans did the Executive Director of Human Resources draw up or have drawn up when studying the proposed rotational transfer of Newcastle Police?
- (2) Are these other alternatives available for discussion by the Police Association as a possible compromise?
- (3) If no other alternatives were drawn up, why not?

2391 EMPLOYEES TRAVEL ENTITLEMENTS—Mr Rogan to ask the Premier and Minister for Economic Development—

- (1) What State Government employees are entitled to first class air travel including employees of Government Trading Enterprises?
- (2) (a) Do the same conditions for air travel apply to employees referred to, apply as for Members of Parliament?
(b) If not, why not?

2392 DAVIS ROAD—TRAFFIC COUNTS—Mr Rogan to ask the Minister for Transport and Minister for Roads—

- (1) What traffic counts has the Roads and Traffic Authority taken on vehicular movements on Davis Road, Padstow?
- (2) What are the results of these traffic counts?
- (3) What has been the increase of traffic movement on this road over the past 8 years?

2393 ENERGY CONSERVATION MEASURES—HOMEBUSH BAY—Mr Rogan to ask the Minister for Land and Water Conservation representing the Minister for Planning and Minister for Housing—

- (1) What specific plans has the Government prepared for energy conservation measures to be introduced in the construction program for the Olympic sporting facilities at Homebush Bay?
- (2) In particular, what plans does the Government have for the application of solar energy measures for Homebush Bay?
- (3) What are the energy conservation measures for Homebush Bay?

2394 BUILDING INDUSTRY TASK FORCE—Mr Sullivan to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

- (1) Has the Building Industry Task Force provided the Attorney General with regular reports in accordance with the recommendation of the Royal Commissioner, Mr Roger Gyles, Q.C.?
- (2) If so, have the reports been tabled in Parliament in accordance with the recommendation of the Royal Commissioner, Roger Gyles, Q.C.?
- (3) If not, why not?
- (4) In the 1992/93 financial year, have unions sought advice from the Building Industry Task Force?
- (5) If so:
 - (a) On how many occasions did unions seek advice from the Building Industry Task Force?
 - (b) What unions sought this advice?
 - (c) What did this advice relate to?

2395 BUILDING INDUSTRY TASK FORCE COSTS—Mr Sullivan to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

With regard to the expenditure by the Building Industry Task Force for the 1992/93 financial year—

- (1) (a) Was a total of \$527,849 expended on fees for service?
 (b) To whom were these fees paid?
 (c) How much was paid?
 (d) For what services?
- (2) (a) Was a total of \$131,834 expended on a building fitout program?
 (b) What specific fitouts were undertaken with this program?
 (c) What was spent on labour and what on materials?
- (3) (a) Was a total of \$158,331 expended on security?
 (b) What specifically was this sum expended on?
 (c) Who received this/these payment/s?
- (4) (a) Was a total of \$117,978 expended on furniture?
 (b) What furniture was purchased with these funds?
 (c) Into whose offices was this furniture placed?
 (d) From whom was the furniture purchased?
- (5) How much money was recovered for the State by the Building Industry Task Force in 1992/93 financial year?

2396 BUILDING INDUSTRY TASK FORCE INVESTIGATIONS—Mr Sullivan to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

- (1) What was the total number of investigations by the Building Industry Task Force for the 1992/93 financial year:
 - (a) For civil matters?
 - (b) For criminal matters?

- (2) For each of the above, how many subjects of investigations fall into the following categories:
- (a) Employers?
 - (b) Union officials?
 - (c) Union members?
 - (d) Wage employees?
 - (e) Contractors?
 - (f) Other?
- (3) (a) What is the breakdown into categories for civil investigations (e.g., "no ticket no start")?
- (b) What is the breakdown into categories for criminal investigations (e.g., "intimidation")?
- (4) For each of the above categories, how many subjects of investigation fall into the following sub-categories:
- (a) Employers?
 - (b) Union officials?
 - (c) Union members?
 - (d) Wage employees?
 - (e) Contractors?
 - (f) Others?
- (5) How many successful prosecutions initiated by the Building Industry Task Force were completed in the 1992/93 financial year?
- (6) Of the criminal charges laid in 1992/93 financial year, what is:
- (a) Total number of charges made?
 - (b) Total number of people charged?
 - (c) Total number of firms charged?
 - (d) Total number of charges relating to matters raised, in respect to those persons by the Royal Commission into the Building Industry?
 - (e) Total number of charges related to matters canvassed in respect to those firms, by the Royal Commission?
- (7) Of the total of people charged, what is the category of person, e.g., union officials, union members, employers, wage employees, contractors, other?
- (8) How many civil proceedings were taken by the Building Industry Task Force on behalf of other parties in 1992/93 financial year?
- (9) How many civil proceedings did the Building Industry Task Force assist other parties with in the 1992/93 financial year?

2397 JOHN BRYSON—Mr Whelan to ask the Minister for Police and Minister for Emergency Services—

- (1) Are Chatswood Police in possession of a statutory declaration from a school counsellor from Monte St Angelo Mercy College, North Sydney?
- (2) Does the statement reveal that barrister John Henry Bryson had sexual "relationships" with girls at the school?
- (3) Were these girls under 16 years of age?
- (4) Does the statement reveal that the school was contacted by the Department of Community Services about Mr Bryson's sexual activities with a girl from the school?
- (5) Was Mr Bryson a guest lecturer at the school?
- (6) Was Mr Bryson employed in a similar capacity at Mosman High School and Loreto?
- (7) Does the statement reveal that Mr Bryson has taken one of the girls to Queensland to live with him?
- (8) Was the girl forced to accompany him?
- (9) Has he tried to obtain the school records of this girl?

- (10) Has the school refused to supply the records?
- (11) Does the school counsellor state that the girl should return to school to complete her HSC?
- (12) Do Chatswood Police have a statutory declaration from a medical practitioner of Neutral Bay who examined a 15-year-old schoolgirl in October 1992?
- (13) Does the statement reveal that the girl had lost her virginity to John Henry Bryson, a barrister who was a guest lecturer at the girl's school?
- (14) Does the statement reveal that the girl was suffering from cystitis and moniliasis?
- (15) Does the statement reveal that the girl attended counselling sessions at Camperdown Children's Hospital?
- (16) What action do police intend to take as a result of this doctor's statement?
- (17) When did police first become aware that former Sydney barrister John Henry Bryson had sexually assaulted girls under the age of consent?
- (18) What action did police take?
- (19) How many girls were assaulted by Mr Bryson?
- (20) Why wasn't Mr Bryson charged?
- (21) Does Mr Bryson now live in Queensland?
- (22) If not, where is Mr Bryson?
- (23) Will charges be laid against Mr Bryson?
- (24) Did Mr Bryson coerce a young female to go with him to Queensland?
- (25) Does the young schoolgirl still reside with Mr Bryson?
- (26) Do police intend to interview Mr Bryson?
- (27) Will Mr Bryson be expedited to New South Wales?
- (28) If not, why not?

2398 JOHN BRYSON—Mr Whelan to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) When did officers of your Department first become aware of the sexual activities of John Henry Bryson?
- (2) Was Mr Bryson sexual active with schoolgirls?
- (3) How old were these girls?
- (4) How many girls were involved?
- (5) Did his officers report the activities of John Henry Bryson to the police?
- (6) Did they recommend Mr Bryson be charged?
- (7) Was Mr Bryson charged?
- (8) If not, why not?

2399 JOHN BRYSON—STATEMENT—Mr Whelan to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) Has a statement been made to his Department regarding the sexual activities of a former Sydney Barrister, John Henry Bryson, formerly of Stanley Avenue, Mosman, now of Southport, Queensland?
- (2) When was the statement made to your office?
- (3) Was a schoolgirl involved?
- (4) Was she under 16 years of age?
- (5) Did she inform his officers that several other girls were also involved with Mr Bryson?
- (6) Did the statement reveal that Mr Bryson paid for an abortion for one of these young schoolgirls?
- (7) Did the statement reveal that one of these young schoolgirls contracted a sexually transmitted disease from Mr Bryson?
- (8) Did his officers take any action against Mr Bryson?
- (9) If not, why not?
- (10) Will they take any action in the future?

2400 OPERA HOUSE—Ms Allan to ask the Treasurer and Minister for the Arts—

- (1) What financial problems are currently being experienced by the Opera House?
- (2) Why have these problems occurred?
- (3) What strategies are being put in place to deal with them?

2401 ENVIRONMENT INDUSTRIES DATABASE—Ms Allan to ask the Minister for the Environment—

How will the Environment Protection Authority assist in the establishment of a national environment industries database as proposed by the Federal Government?

2402 FORMER SERVICE STATION SITES CLEAN-UP—Ms Allan to ask the Minister for the Environment—

- (1) How many former service station sites have been identified by the Environment Protection Authority for contamination clean-up?
- (2) Where are these sites?
- (3) After clean-up, what may these sites be used for?

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2403 DEPARTMENT OF WATER RESOURCES—REDUNDANCY PAYMENTS—Mr Amery to ask the Minister for Land and Water Conservation—

- (1) How many employees of the Department of Water Resources have received redundancy payments in the financial years ending 30 June:
 - (a) 1988?
 - (b) 1989?
 - (c) 1990?
 - (d) 1991?
 - (e) 1992?
 - (f) 1993?
- (2) How many employees that have received redundancy payments have been re-employed in the Department as:
 - (a) Senior Executive Service?
 - (b) Permanent?
 - (c) Casual/Temporary?
 - (d) Contract?
 - (e) Consultants?
- (3) What is the total payout for redundancies in each of the financial years ended 30 June:
 - (a) 1988?
 - (b) 1989?
 - (c) 1990?
 - (d) 1991?
 - (e) 1992?
 - (f) 1993?

2404 OFFICE OF THE AGEING—REDUNDANCY PAYMENTS—Mr Amery to ask the Minister for Community Services, Minister for Aboriginal Affairs and Minister for the Ageing—

- (1) How many employees of the Office of the Ageing have received redundancy payments in the financial years ending 30 June:
 - (a) 1988?
 - (b) 1989?
 - (c) 1990?
 - (d) 1991?
 - (e) 1992?
 - (f) 1993?
- (2) How many employees that have received redundancy payments have been re-employed in the Office of the Ageing as:
 - (a) Senior Executive Service?
 - (b) Permanent?
 - (c) Casual/Temporary?
 - (d) Contract?
 - (e) Consultants?
- (3) What is the total payout for redundancies in each of the financial years ended 30 June:
 - (a) 1988?
 - (b) 1989?
 - (c) 1990?
 - (d) 1991?
 - (e) 1992?
 - (f) 1993?

2405 DEPARTMENT OF CONSUMER AFFAIRS—REDUNDANCY PAYMENTS—Mr Amery to ask the Minister for Consumer Affairs, Minister Assisting the Minister for Roads and Minister Assisting the Minister for Transport—

- (1) How many employees of the Department of Consumer Affairs received redundancy payments in the financial years ending 30 June:
 - (a) 1988?
 - (b) 1989?
 - (c) 1990?
 - (d) 1991?
 - (e) 1992?
 - (f) 1993?
- (2) How many employees that received redundancy payments have been re-employed in the Department as:
 - (a) Senior Executive Service?
 - (b) Permanent?
 - (c) Casual/Temporary?
 - (d) Contract?
 - (e) Consultants?
- (3) What is the total payout for redundancies in each of the financial years ended 30 June:
 - (a) 1988?
 - (b) 1989?
 - (c) 1990?
 - (d) 1991?
 - (e) 1992?
 - (f) 1993?

2406 OMBUDSMAN REPORT—POLICE SERVICE ACT—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

What action is proposed in response to the Special Report to Parliament issued by the Ombudsman on 13 December 1993 entitled "Urgent Amendment to the Police Service Act"?

2407 POLICE COURT COSTS—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) In each of the last 5 financial years, how much has been paid out as the result of orders for costs imposed by a court against NSW Police or the NSW Police Service?
- (2) What are the full details of each such payment?

2408 FIRE STATIONS—GREATER SYDNEY AREA—Mr Anderson to ask the Minister for Police and Minister for Emergency Services—

- (1) Does a plan prepared by the NSW Fire Brigades propose the closure, relocation or downgrading of a number of fire stations in the Greater Sydney Area?
- (2) If so, what fire stations will be:
 - (a) Closed?
 - (b) Relocated?
 - (c) Downgraded?
- (3) What is the proposed timetable for the alteration to each fire station referred to in question (2) above?
- (4) What is the justification for each change?
- (5) What new or upgraded fire stations will be established under the plan?
- (6) What is the timetable for the provision of each new or upgraded fire station?

2409 PORT MACQUARIE RACECOURSE—Mr Face to ask the Minister for Sport, Recreation and Racing—

- (1) Have any applications been made in the last 5 years for additions or upgrading of facilities at the Port Macquarie Racecourse?
- (2) If so, what were the applications for and what would they have achieved if monies from the Racecourse Development Fund were to be expended?
- (3) Has there been an increase in business in the various aspects of racing at Port Macquarie in the last 5 years?
- (4) When was the last occasion that any application for monies from the Racecourse Development Fund by the Racecourse Development Committee were considered?
- (5) Can the Racecourse Development Committee give an indication as to when monies may be likely be expended on upgrading Port Macquarie Racecourse?

2410 RACECOURSE DEVELOPMENT COMMITTEE ALLOCATIONS—Mr Face to ask the Minister for Sport, Recreation and Racing—

- (1) What was the amount of money made available in each of the years 1990, 1991, 1992 and 1993 with regard to allocation of funds from the Racecourse Development Committee from the Racecourse Development Fund?
- (2) What projects were funded from each of those years allocations?
- (3) How long had each project been waiting for approval since their application was approved for each of those years projects from previous years?
- (4) (a) Was there a reduction in the 1993 allocation of monies from the Racecourse Development Fund?
 - (b) If so, what was the reason for the reduction?
 - (c) What was the percentage rate?

- (5) (a) During the same years, was there any allocation of monies for evaluation, for value management studies, or any type of report for a particular project?
- (b) If so, what were they and what was the money allocation and expended on each project?
- (6) (a) Were there any special applications and subsequent approvals for evaluations, value management studies or feasibility studies?
- (b) If so, where were they, who was the recipient, what was the money approved and what was the subsequent expenditure?

2411 GOULBURN RACECOURSE—Mr Face to ask the Minister for Sport, Recreation and Racing—

- (1) Has there been an announcement recently for approval for the NSW Department of Public Works being appointed Project Manager for the construction of a new \$6.5 million racecourse at Goulburn?
- (2) Who appointed the Public Works Department for this purpose?
- (3) Will such Project Manager be the first step in proceeding forwards to a development application for the project?
- (4) (a) Have any further monies been pledged for the development application?
- (b) If so, by whom and for how much and from what source was it funded?
- (5) (a) Is the proposed development at Goulburn a priority of the Racecourse Development Committee?
- (b) If so, on what criteria?
- (6) When was the Goulburn project first committed for consideration to the Racecourse Development Committee?
- (7) What evaluations have there been for the construction of the Goulburn Racecourse with regard to:
 - (a) A racing-related business point of view?
 - (b) A cost benefit impact statement?
 - (c) Its ability to attract new non-racing related development?
 - (d) Its ability to attract trainers into the area and other ancillary racing activities?
 - (e) Additional nominations on race days?
 - (f) Its extra turnover in comparison to its present turnover as to whether or not it will affect other galloper meetings in the racing calendar?
 - (g) Whether it will affect the other racing codes in the region?

2412 FERN BAY REZONINGS—Mr Gaudry to ask the Minister for Land and Water Conservation representing the Minister for Planning and Minister for Housing—

In view of the decision by Port Stephens Council to reject the rezoning application for the 480 hectares of Department of Housing and Howship Holdings Land at Fern Bay—

- (1) Who made the decision that tenders for the sale of the Department of Housing land at Fern Bay close 5 days before the rezoning decision?
- (2) Was this done with Ministerial approval?
- (3) Was a reserve price placed upon the land?
- (4) If so, was this reserve calculated under the present Rural 1A zoning or the potential residential zoning?
- (5) How many tenders have been submitted for the Department of Housing land?
- (6) Have any bids been submitted by any firm associated with the current rezoning application?
- (7) Given that a recession motion has ensured that the rezoning will again be debated at a special meeting on 21 December, will he clarify the status of the Department of Housing land before then?

- 2413 NEWCASTLE BIGHT—Mr Gaudry to ask the Minister for Land and Water Conservation representing the Minister for Planning and Minister for Housing—

In view of the complexity of the issues and the several jurisdictions involved in the management of the Newcastle Bight—

- (1) Does the Minister support the drawing up of the management plan currently being organised under the direction of the Department of Conservation and Land Management?
- (2) Will the Minister assist in providing funds for the completion of this plan?
- (3) Does the Minister support a moratorium on the alienation of any public land on the Newcastle Bight pending the outcome of the Conservation and Land Management Plan for Newcastle Bight?

- 2414 GLENROCK STATE RECREATION AREA—Mr Gaudry to ask the Minister for the Environment—

- (1) What progress has been made on the Management Plan for the Glenrock State Recreation Area?
- (2) When will the plan be released?
- (3) What funds are available in the current budget for works in the state recreation area?
- (4) What programs are planned to use these funds?

- 2415 MANAGEMENT PROCEDURES—COMMITTEE OF REVIEW—Mr Langton to ask the Minister for Transport and Minister for Roads—

What management procedures were put in place by SRA officials to overcome management and administrative problems as identified in section 4 and 5 of the *Report of the Committee of Review* established to examine the report by engineer Mr V. Neary, dated 19 May 1989?

- 2416 COMMITTEE OF REVIEW TERMS OF REFERENCE—Mr Langton to ask the Minister for Transport and Minister for Roads—

With regard to the *Report of the Committee of Review* finding no evidence of corruption or maladministration—

- (1) What terms of reference were given to the Auditor-General in order to undertake the review?
- (2) What changes regarding contract administration did the Auditor-General recommend to overcome the issues raised in section 4 and 5 of the review committee's report?
- (3) Will he make public the Auditor-General's examination of the review committee's report?

- 2417 LOCOMOTIVE MAINTENANCE—KELSO WORKSHOP—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) Are locomotives being repaired and/or maintained at the Kelso Workshop experiencing large scale quality failure?
- (2) What penalties are Clyde Industries Kelso Workshops paying for late work and apparent warranty failures?
- (3) What quality control procedures are being put in place to avoid a continuation of these problems?

2418 TOW TRUCK INDUSTRY COUNCIL—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) What immediate and long-term steps will he take to rectify all management, administrative and financial problems raised in the RTA's report on various operations of the Tow Truck Industry Council?
- (2) Will he direct the RTA to review all current axle weight laws to ensure all present and perceived anomalies are rectified?
- (3) Will this review be carried out in public consultation with industry and operator representatives?

2419 REMEMBRANCE DRIVE, TAHMOOR—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) Why has the RTA allowed an increase in the speed limit from 60 kilometres to 80 kilometres along Remembrance Drive, Tahmoor, between Koorana Road and Bradbury Street?
- (2) Given the number of families with young children, school age children and elderly people who live in the area and that this road is a school bus route:
 - (a) Will he direct the RTA to review this decision with the aim of restoring the 60 kilometre speed limit?
 - (b) Will he have the RTA liaise with Wollondilly Shire Council to ensure that area is provided with adequate traffic control measures?

2420 SRA AND NRC CONTAINER MOVEMENTS—Mr Langton to ask the Minister for Transport and Minister for Roads—

- (1) Does the Nestles Company, based at Smithtown, near Kempsey, currently load freight onto SRA freight carriages to Sydney, where they are transhipped onto NRC containers for shipment to Melbourne?
- (2) If so, does the SRA consider this an efficient use of resources?
- (3) Will the growth of the NRC see a reduction in double handling of this nature or will the SRA continue to freight containers to NRC pick-up points?
- (4) Does the SRA and NRC have a policy aimed at reducing the number of transshipment points?
- (5) If so, could he give a summary of its main objectives?

2421 MAINTRAIN CONTRACT—Mr McManus to ask the Minister for Transport and Minister for Roads—

With regard to the MainTrain contract—

- (1) Does the contract stipulate that the SRA has to raise the capital to upgrade the workshop facility?
- (2) Did T-Corp grant the SRA a loan facility of up to \$27 million to upgrade the Clyde Workshop enabling the SRA to meet its contractual obligations?
- (3) Why is the NSW taxpayer paying for the capital upgrading of the Clyde Workshop enabling Goninans to carry out various rail maintenance projects?

2422 HEALTH OUTCOME COUNCILS—Mr Mills to ask the Minister for Health—

- (1) Which Area Health Services and District Health Services have established Health Outcome Councils?
- (2) What is the purpose of these councils?
- (3) What health focus has been chosen in each area?
- (4) Who are the members of the Health Outcome Council in the Hunter Area?

2423 MS VIVIANA AUSTIN—Mr Mills to ask the Minister for Industrial Relations and Employment and Minister for the Status of Women representing the Minister for Education, Training and Youth Affairs, Minister for Tourism and Minister Assisting the Premier—

- (1) In what field of teaching did Ms Viviana Austin (now of Kotara) first apply for accreditation to the Department of Education (DOE) and for employment with the Department?
- (2) Was this application made about March 1980?
- (3) What was the Department's original response?
- (4) Was the original recommendation of the Classifiers Committee "specialist conditionally certificated" for secondary teaching?
- (5) What qualifications from Chile were recognised in this assessment by the Classifiers Committee?
- (6) Did the Committee on Overseas Professional Qualifications assess Ms Austin's qualifications as "attracting graduate status in Australia" (Certificate No. 81-35)?
- (7) Who challenged the Classifiers Committee recommendations on Ms Austin?
- (8) When was the challenge made?
- (9) To whom was the challenge made?
- (10) Was the challenge made in writing?
- (11) What was the technical basis of the challenge to Ms Austin's Chilean qualifications?
- (12) With what documents was the challenge substantiated?
- (13) What were the reasons for the subsequent rejection of Ms Austin's qualifications?
- (14) Did the Classifiers Committee change its assessment?
- (15) If so:
 - (a) On what basis?
 - (b) Who were the members of the Classifiers Committee?
- (16) If not, who rejected the qualifications?
- (17) Why was Ms Austin not advised then, or since, of the reasons for withdrawal of the earlier decision to recognise her qualifications?
- (18) What are the differences between the qualifications of Ms Austin and those of Ms Maria Luz Escudero from the same University in Chile?
- (19) What qualifications of Ms Escudero were recognised by DOE in 1980/81 in granting accreditation?
- (20) What was the assessment of the Committee on Overseas Professional Qualifications in Ms Escudero's case?
- (21) If none, why was such assessment not obtained by DOE?
- (22) When was Ms Escudero employed as a permanent teacher?
- (23) Have assessments of Ms Austin's qualifications been made by TAFE?
- (24) If so, what were the results of these assessments?
- (25) What subjects has Ms Austin taught in TAFE?
- (26) What accreditation was awarded to Ms Austin by non-Government education bodies?
- (27) What is Ms Austin's teaching record in non-Government schools?
- (28) What were the reasons for the DOE's change of mind in reassessing Ms Austin's qualifications as at 1 May 1991?
- (29) Why was accreditation given as at 1 May 1991 for "Secondary Textiles and Design" (approval No. 80/134036)?
- (30) Why was accreditation not given as at 1 May 1991 for "Home Economics"?
- (31) What organisation in the Department of School Education (DSE) accepted Ms Austin's qualifications in part in 1991?
- (32) Has the Home Economics Special Interest Group of the NSW Teachers Federation determined that Ms Austin's qualifications are "more than adequate to teach Home Economics"?
- (33) Has Ms Austin been accredited by DSE as a teacher of Community Languages (Spanish)?
- (34) Does this accreditation entitle Ms Austin to teach HSC Spanish in Saturday and Community Language Schools?

- (35) If so, why has Ms Austin been denied accreditation for secondary school teaching of Spanish?
- (36) Do the rules of section 4.2.3 of the DOE document entitled "The Requirements for Classification as a Teacher in the NSW Education Teaching Service" still apply?
- (37) If so, on what basis does DSE deny that Ms Austin meets the requirement of one-ninth of a degree in Spanish as a second teaching subject area?
- (38) Did Ms Austin's file in DOE contain a note stating only words to the effect of "married to Robert Austin" when inspected by her in 1988?
- (39) Was Ms Austin accompanied by Mr Alan Bruce, Welfare Officer of the Teachers Federation, at the time of inspection of her file?
- (40) If so:
- (a) Of what relevance to her file was the information about her spouse?
 - (b) Was such a file entry about her spouse illegal under the then Anti-Discrimination Act?
- (41) Is that note still in her DSE file?
- (42) How many permanent teachers who qualified subsequent to 1 May 1991 have been appointed to positions in Textiles and Design ahead of Ms Austin since she was accredited at 1 May 1991?
- (43) What steps will the Minister take, and when, to remove the discrimination suffered by my constituent regarding:
- (a) Complete recognition of her qualifications?
 - (b) Employment by DSE?

2424 GOVERNMENT CLEANING SERVICE—ELECTORATE OF WALLSEND—Mr Mills to ask the Chief Secretary and Minister for Administrative Services—

With regard to the sale of the Government Cleaning Service—

- (1) Has the Government guaranteed that all regular cleaning and supervisory staff will be offered continuity of employment until July 1995?
- (2) How many full-time Government Cleaning Service staff are employed in the electorate of Wallsend?
- (3) Will all the full-time staff be employed after the sale?
- (4) If not, what is the basis for determining who will be separated?
- (5) How many part-time Government Cleaning Service staff are employed in the electorate of Wallsend?
- (6) Will all the part-time staff be employed?
- (7) If not, what is the basis for determining who will be separated?
- (8) How many casual Government Cleaning Service staff are employed in the electorate of Wallsend?
- (9) Will all the casual staff be employed?
- (10) If not, what is the basis for determining who will be separated?
- (11) Will service with the Government be recognised for determining award entitlements such as sick leave, long service leave and in the event of future redundancy?
- (12) If so, why has she announced that unused annual and long service leave will be paid out by the Government?
- (13) Will this payout be made at the time of sale?
- (14) If not, when will the payout be made?
- (15) Will the performance of the private cleaning companies towards staff transferred from Government Cleaning Service be monitored after the sale?
- (16) If so:
 - (a) By which department?
 - (b) For how long?
- (17) What penalty action does the Government envisage taking against private companies that breach their commitments to staff transferred from Government Cleaning Service?

2425 PREMIER'S CONCERTS—Mr Neilly to ask the Premier and Minister for Economic Development—

- (1) Who were the groups allocated tickets for the 1993 Senior Citizens Week concerts?
- (2) Who were the groups allocated tickets for the 1993 Christmas concerts?

2426 NORTHERN COAL HAULAGE LINE—Mr Neilly to ask the Minister for Transport and Minister for Roads—

- (1) Have negotiations to privatise the Northern Coal Haulage Line reached heads of agreement stage?
- (2) If so, what are the heads of agreement?
- (3) Is privatisation limited to coal haulage?
- (4) Will employment security be guaranteed for the State Rail Authority employees concerned?

2427 SINGLETON POLICE PATROL STAFFING AND WORKLOAD—Mr Neilly to ask the Minister for Police and Minister for Emergency Services—

- (1) When did the Police Service last evaluate the workload and staffing levels at Singleton Police Patrol?
- (2) What was the outcome of the evaluation?
- (3) How does the results from the evaluation compare with other patrols in the Hunter and Upper Hunter Police Districts?
- (4) Was any action taken to address imbalances divulged by the evaluation?
- (5) If not, is any action intended to be taken?

2428 SHORTLAND—SH23 TRAFFIC SOUND MONITORING—Mr Price to ask the Minister for Transport and Minister for Roads—

- (1) Given the progressive increase in traffic on SH23, when will the RTA conduct further sound monitoring tests, particularly in the area between University Drive, Callaghan, and Sandgate Road, Shortland?
- (2) (a) Why has urgently needed sound proofing along SH23, adjacent to the residencies facing Vale Street, Birmingham Gardens, been denied?
(b) When will this serious omission be corrected?
- (3) As the alleged sound reducing surface has proved to be totally ineffective, when will hot mix resurfacing be applied in order to reduce this problem?

2429 SANDGATE—SH23 CONSTRUCTION—Mr Price to ask the Minister for Transport and Minister for Roads—

- (1) When will that section of SH23 between Sandgate Road, Shortland, and the Pacific Highway, Sandgate, be constructed?
- (2) (a) Are the design drawing and tender documents complete and ready for issue?
(b) If not, why not?
- (3) Given the traffic congestion at the present intersection of SH23 and Sandgate Road, Shortland, when will the flyover originally proposed be constructed to remove the risk to motorists travelling from Shortland via Sandgate Road onto SH23?

2430 ROTATIONAL TRANSFERS MODEL—Mr Price to ask the Minister for Police and Minister for Emergency Services—

- (1) Did Mr Gill ever present a working rotational transfers model to a meeting of the Families and Friends Against Rotational Transfers?
- (2) (a) Was such a model ever presented to Police Association representatives?
(b) If not, why not?

2431 FAIRFIELD RAILWAY STATION—Mr Scully to ask the Minister for Transport and Minister for Roads—

- (1) Is he aware that the State Rail Authority has not provided separate points of ingress and egress on Fairfield Railway Station?
- (2) Is he aware that during peak times passengers find it extremely difficult to enter Fairfield Station when attempting to catch trains to Liverpool?

2432 CABRAMATTA, FAIRFIELD AND WETHERILL PARK POLICE STRENGTH—Mr Scully to ask the Minister for Police and Minister for Emergency Services—

- (1) What is the authorised and actual strength for Wetherill Park, Cabramatta and Fairfield Police Stations?
- (2) What are the classifications of police officers and the number in each classification for each of Wetherill Park, Cabramatta and Fairfield Police Stations?
- (3) (a) Is he aware that the rate of various crimes are similar to each of Wetherill Park, Cabramatta and Fairfield Police Patrols?
(b) Is he aware that the demographic characteristics of the residents of each of Wetherill Park, Cabramatta and Fairfield Police Patrols are very similar?
(c) Why does the Wetherill Park Patrol have substantially less police per head of population than the Fairfield Patrol or Cabramatta Patrol?

2433 ILLAWARRA PRIVATE HOSPITAL—Mr Sullivan to ask the Minister for Health—

- (1) Will a Cardiac Catheterisation Unit be established at the Illawarra Private Hospital at Figtree?
- (2) If such a unit is established, will it mean that a Digital Subtraction Angiography (DSA) proposed for the Port Kembla campus of the Illawarra Regional Hospital will not be established?
- (3) Does the Illawarra Private Hospital at Figtree have the necessary after hours for emergency back-up services and facilities to cope with any complications from cardiac catheterisation?
- (4) What is the estimated number of patients travelling each year to Sydney from the Illawarra for:
 - (a) Diagnostic angiography?
 - (b) Cardiac catheterisation?

2434 YOUTH LAWLINE—Mr Sullivan to ask the Minister for the Environment representing the Attorney General and Minister for Justice—

- (1) Will the Government provide funds so that the Illawarra Legal Centre's Youth Lawline can continue to operate throughout 1994?
- (2) If not, what are the reasons for withholding funding from this service which will most likely lead to the service closing down?
- (3) Is he aware that the Youth Lawline Service dealt with 109 cases of young people between January and August 1993?
- (4) Is he considering any alternative accessible source of legal advice for young people in the Illawarra region?

2435 URBAN PARKS AGENCY PROGRAM—Mr Sullivan to ask the Minister for the Environment—

- (1) Will the \$5.2 million Urban Parks Agency Program include Newcastle and the Illawarra?
- (2) If not, why not?
- (3) Will he undertake to inform the following local councils about this program:
 - (a) Kiama Council?
 - (b) Shoalhaven Council?
 - (c) Wollongong City Council?

2436 PEDESTRIAN BRIDGE—KINGSGROVE HIGH SCHOOL—Mr Thompson to ask the Minister for Transport and Minister for Roads—

- (1) Has consideration been given to the construction of a pedestrian bridge over Stoney Creek Road and/or Kingsgrove Road near their intersection in proximity to Kingsgrove High School?
- (2) If so, what is the estimated cost of the project?
- (3) Will approval be given to this much needed facility?
- (4) If it is approved, when will construction commence?
- (5) If not approved, why not?

2437 ENVIRONMENT AND POLLUTION LAWS—Mr Yeadon to ask the Minister for the Environment—

- (1) Did he claim in February that legislation to overhaul Environment and Pollution Laws was being developed by Parliamentary Counsel following approval by Cabinet?
- (2) What has happened to the legislation?
- (3) When will it be released for public comment?
- (4) Has this delay meant illegal pollution entering the Hawkesbury Nepean River?

2438 SYDNEY FESTIVAL AND CARNIVALE FUNDING—Ms Allan to ask the Treasurer and Minister for the Arts—

- (1) How much funding has the Government provided for the Sydney Festival and Carnivale in 1993 and 1994?
- (2) What commitment has been made by the Government for ongoing financial support in 1995?

2439 JOINT SELECT COMMITTEE UPON THE SYDNEY WATER BOARD—Ms Allan to ask the Minister for Land and Water Conservation representing the Minister for Planning and Minister for Housing—

- (1) Has the Sydney Water Board provided direct assistance to Government Members of the Joint Select Committee upon the Sydney Water Board?
- (2) If so, how much assistance, at what expense to the Board, and by which officers was the assistance provided?

2440 JULIAN STREET RESERVE—Ms Allan to ask the Minister for Land and Water Conservation representing the Minister for Planning and Minister for Housing—

- (1) Is he aware of the illegal construction of a concrete path and dumping of rubbish on the Water Board Reserve in Julian Street, Mosman?
- (2) Is he further aware that the Water Board had investigated the illegalities and decided to take no further action?

(3) Can he confirm that the identity of the person responsible for construction of the illegal pathway is known to the Water Board?

(4) Is this private pathway used as a short cut to this person's boat which is moored just off the reserve?

(5) Will he take immediate action to have this illegal construction demolished?

(6) Will he also institute legal proceedings against this person for illegal work and trespass?

(7) If not, why not?

2441 SLARKE'S ROAD DAM—Mr J. H. Murray to ask the Deputy Premier, Minister for Public Works and Minister for Ports—

Does the Government still maintain as an option for the augmentation of the Coffs Harbour water supply, the establishment of the Slarke's Road Dam drawing water from the Bellingen River?

2442 INNER WEST CYCLEWAYS—Mr J. H. Murray to ask the Minister for Transport and Minister for Roads—

(1) What plans exist for the RTA to design and build connections to cycleways between Drummoyne, Concord, Strathfield and Auburn municipalities as well as Parramatta and Ryde City Councils?

(2) Will consideration be given to ensuring that proper cycleway connections are made between these cycleways and the Homebush Olympic Park Complex?

(3) What plans exist to complete cycleways within the Homebush Olympic Park Complex?

2443 INNER CITY CYCLEWAY—Mr J. H. Murray to ask the Minister for Land and Water Conservation representing the Minister for Planning and Minister for Housing—

(1) Does the redevelopment of the Pymont Peninsula promote cycling as a transport option to the city?

(2) Is the only viable bicycle access between Pymont and the Sydney Central Business District via Pymont Bridge?

(3) Has this bridge been recommended as a cycleway in several studies?

(4) Is he aware that the Darling Harbour Authority refuses to allow cyclists access to Pymont Bridge and has removed the only ramp between the Bridge and the City of Sydney?

(5) Will he ensure that bicycle access is expedited between Pymont and the city?

BUSINESS OF THE HOUSE

NOTICES OF MOTIONS—

1 Mr WHELAN to move—

That for the remainder of the present session, unless otherwise ordered, Standing Order 78 be amended by:

- (i) inserting after the word "answer" where firstly occurring the words "limited to five minutes"; and
- (ii) inserting the word "directly" before the word "relevant".

ORDERS OF THE DAY—

- 1 Legislative Council Standing Committee upon Parliamentary Privilege; consideration of the Legislative Council message of 3 March 1993 (Mr West).

GOVERNMENT BUSINESS

NOTICES OF MOTIONS—

1 Mr ARMSTRONG to move—

That leave be given to bring in a bill for an Act to amend section 38 of the Maritime Services Act 1935 to extend the power to make regulations relating to boating and other activities in coastal waters.

(Maritime Services (Offshore Boating) Amendment Bill.)

2 Mr FAHEY to move—

That leave be given to bring in a bill for an Act to amend the Constitution Further Amendment (Referendum) Act 1930 in relation to the manner of voting at referendums; and for other purposes.

(Constitution Further Amendment (Referendum) Amendment Bill.)

ORDERS OF THE DAY—

- †1 Workers Compensation Legislation (Further Amendment) Bill; resumption of the adjourned debate, on the motion of Mrs Chikarovski, "That this bill be now read a second time" (from 27 October 1993—Mr Page).

- 2 (i) Occupational Health and Safety Legislation (Amendment) Bill.

- (ii) Workers Compensation Legislation (Miscellaneous Amendments) Bill.

} Cognate bills; resumption of the adjourned debate, on the motion of Mrs Chikarovski, "That these bills be now read a second time" (from 10 November 1993—Mr Face).

Orders marked † are bills forwarded from the Legislative Council.

- 3 Hospital Development Projects Review Bill; resumption of the adjourned debate, on the motion of Mr Phillips, "That this bill be now read a second time" (from 11 March 1993—Ms Machin).
- 4 Poultry Meat Industry (Amendment) Bill; resumption of the adjourned debate, on the motion of Mr Armstrong, "That this bill be now read a second time" (from 11 March 1993—Mr Langton).
- 5 Health Administration (Medicare) Amendment Bill; resumption of the adjourned debate, on the motion of Mr Phillips, "That this bill be now read a second time" (from 27 October 1993—Mr Clough).
- 6 Mines Rescue Bill; resumption of the adjourned debate, on the motion of Mr Causley, "That this bill be now read a second time" (from 27 October 1993—Mr Clough).
- 7 Trade Measurement (Amendment) Bill; resumption of the adjourned debate, on the motion of Ms Machin, "That this bill be now read a second time" (from 17 November 1993—Mr Amery).
- 8 Endangered and Other Threatened Species Conservation Bill; resumption of the adjourned debate, on the motion of Mr Hartcher, "That this bill be now read a second time" (from 20 May 1993—Mr O'Doherty).
- (Referred to a Legislation Committee—Report date 1 March 1994.)
- 9 Whistleblowers Protection Bill; committee stage (Mr Fahey).
- (Referred to a Legislation Committee—Reported 30 June 1993.)
- 10 Industrial Relations (Amendment) Bill; resumption of the adjourned debate, on the motion of Mr Hartcher, "That this bill be now read a second time" (from 19 May 1993—Dr Macdonald).

GENERAL BUSINESS

NOTICES OF MOTIONS (for Bills)—

- 1 Mr WHELAN to move—

That leave be given to bring in a bill for an Act to amend the Crimes Act 1900 so as to prevent accused persons from being convicted on the basis of uncorroborated confessions, to reduce the incidence of accused persons being convicted on the basis of false testimony and to facilitate the initiation of judicial inquiries into doubtful convictions.

(Crimes (Unreliable Testimony) Amendment Bill.)

- 2 Mr MARTIN to move—

That leave be given to bring in a bill for an Act to amend the Stock Medicines Act 1989 to prohibit the use of hormones to promote growth of cattle; and for related purposes.

(Stock Medicines (Prohibition of Growth Hormones) Amendment Bill.)

3 Mr WHELAN to move—

That leave be given to bring in a bill for an Act to amend the Crimes Act 1900 in relation to apprehended violence.

(Crimes (Apprehended Violence) Amendment Bill.)

4 Ms MOORE to move—

That leave be given to bring in a bill for an Act to constitute the Wollli Park Trust and to define its functions; to vest certain land in the Trust; to make consequential amendments to other Acts; and for other purposes.

(Wollli Park Trust Bill.)

5 Mr MARKHAM to move—

That leave be given to bring in a bill for an Act to amend the National Parks and Wildlife Act 1974 to make provision for the return of Aboriginal remains and cultural artefacts to Aboriginal custody; and for other purposes.

(National Parks and Wildlife (Return of Aboriginal Remains and Cultural Artefacts) Amendment Bill.)

ORDERS OF THE DAY (for Bills)—

- 1 Data Protection Bill; resumption of the adjourned debate, on the motion of Mr Tink, "That this bill be now read a second time" (from 27 February 1992—Mr Whelan).
- 2 Government Publicity Control Bill; resumption of the adjourned debate, on the motion of Mr Carr, "That this bill be now read a second time" (from 6 March 1992—Mr Murray).
(Referred to a Legislation Committee—Reported 29 April 1993.)
- 3 Forestry (Amendment) Bill; resumption of the adjourned debate, on the motion of Dr Macdonald, "That this bill be now read a second time" (from 8 May 1992—Mr West).
(Referred to a Legislation Committee—Reported 11 March 1993.)
- 4 Domestic Dingo Protection Bill; resumption of the adjourned debate, on the motion of Ms Allan, "That this bill be now read a second time" (from 29 October 1992—Mr Cochran).
- 5 National Parks and Wildlife (New Areas and Miscellaneous Provisions) Amendment Bill; resumption of the adjourned debate, on the motion of Dr Macdonald, "That this bill be now read a second time" (from 4 March 1993—Mr Hartcher).
- 6 Public Health (Sale of Tobacco to Juveniles) Amendment Bill; resumption of the adjourned debate, on the motion of Dr Refshauge, "That this bill be now read a second time" (from 11 March 1993—Mr Phillips).
- 7 Western Sydney (Tree Preservation) Bill; resumption of the adjourned debate, on the motion of Ms Allan, "That this bill be now read a second time" (from 1 April 1993—Mrs Cohen).

- 8 Industrial Relations (Protection for Employees of Subcontractors) Amendment Bill; resumption of the adjourned debate, on the motion of Mr Gibson, "That this bill be now read a second time" (from 22 April 1993—Mr Hartcher).
- 9 Occupational Health and Safety (Smoke-free Indoor Air) Amendment Bill; resumption of the adjourned debate, on the motion of Dr Macdonald, "That this bill be now read a second time" (from 29 April 1993—Mr Phillips).
- 10 South Tweed TAFE College Land Bill; resumption of the adjourned debate, on the motion of Mr Face, "That this bill be now read a second time" (from 13 May 1993—Mr Beck).
- 11 Education Reform (School Violence) Amendment Bill; resumption of the adjourned debate, on the motion of Mr Aquilina, "That this bill be now read a second time" (from 20 May 1993—Mrs Lo Po').
- 12 Post-conviction Inquiries (Quashing of Conviction) (Johann Ernst Siegfried Pohl) Bill; resumption of the adjourned debate, on the motion of Mr Thompson, "That this bill be now read a second time" (from 20 May 1993—Mr Kinross—speaking).
- 13 Crimes (Republican Debate) Amendment Bill; resumption of the adjourned debate, on the motion of Mr Scully, "That this bill be now read a second time" (from 20 May 1993—Mr Bowman).
- 14 Workers Compensation (Journey Claims) Amendment Bill; resumption of the adjourned debate, on the motion of Mr Yeadon, "That this bill be now read a second time" (from 20 May 1993—Mr Hunter).
- 15 Public Finance and Audit (Special Dividends) Amendment Bill; resumption of the adjourned debate, on the motion of Mr J. H. Murray, "That this bill be now read a second time" (from 21 May 1993—Mr Thompson).
- 16 Lake Macquarie State Recreation Area Bill; resumption of the adjourned debate, on the motion of Mr Hunter, "That this bill be now read a second time" (from 9 September 1993—Mr Cruickshank—speaking).
- 17 Threatened Species Conservation Bill; resumption of the adjourned debate, on the motion of Dr Macdonald, "That this bill be now read a second time" (from 16 September 1993—Mr Downy).
- 18 Sydney Heliport Bill; resumption of the adjourned debate, on the motion of Ms Nori, "That this bill be now read a second time" (from 14 October 1993—Mr Downy).
- 19 Industrial Relations (Sick Leave) Amendment Bill; resumption of the adjourned debate, on the motion of Mr Yeadon, "That this bill be now read a second time" (from 28 October 1993—Mr Hartcher).
- 20 Consumer Claims Tribunals (Fees) Amendment Bill; resumption of the adjourned debate, on the motion of Mr Amery, "That this bill be now read a second time" (from 11 November 1993—Mr Jeffery).
- 21 Retail Tenancies (Code of Practice) Bill; resumption of the adjourned debate, on the motion of Mr Peacocke, "That this bill be now read a second time" (from 18 November 1993—Mr Amery).

NOTICES OF MOTIONS (General Notices)—

1 Mr COCHRAN to move—

That this House in commemorating the Fiftieth Anniversary of the Fall of Singapore records its appreciation of the bravery and sacrifice of thousands of the residents of New South Wales in the Singapore and South East Asian campaigns from January to March 1942.

2 Mr AMERY to move—

That this House:

(1) Calls upon the Motor Accidents Authority to justify how it condones the present financial arrangements between Commercial Union Insurance and the National Party which provide that part of the premium paid for compulsory third party personal injury insurance, being redirected to the National Party by way of a commission to party members and branches.

(2) Calls upon the Attorney General:

(a) to investigate the arrangement referred to in (1) above to ensure that there is no conflict of interest, arising from the issue of compulsory State Government green slip insurance policies; and

(b) to establish guidelines and qualifications for persons, companies and organisations involved in the issuing of compulsory insurance policies.

C3 Mr ROGAN to move—

(1) That a Select Committee be appointed with the following terms of reference to consider and report upon:

(a) Elcom's practices in relation to the resumption of land for the construction of Elcom high voltage power lines in New South Wales;

(b) in particular, to consider and report on the manner and methods used to resume land for the construction of a high voltage power line between Mount Piper and Marulan;

(c) the manner in which Elcom offered or failed to offer compensation, and the value of that compensation, to land owners; and

(d) any other matter relevant to the committee's inquiry, including any actions taken against any of the land owners.

(2) That the committee consist of Mr Clough, Mr Glachan, Mr Merton, Mr Nagle, Mr Rogan, Mr Small and Mr Windsor.

(3) That at any meeting of the committee three members shall constitute a quorum.

(4) That such committee have leave to meet during any sitting or any adjournment of the House; to adjourn from place to place; to make visits of inspection within New South Wales and the Commonwealth of Australia; and have power to take evidence and send for persons and papers and to report from time to time.

4 Mr ZAMMIT to move—

That this House deprecates the actions of the member for Ashfield, the member for Marrickville and the member for Drummoyne for intruding upon the electorate office of the member for Strathfield and harassing his electorate staff in his absence, as well as bringing the media into his office without his permission.

5 Mr WHELAN to move—

That this House views with grave concern the proposals to close Western Suburbs Hospital thus denying district hospital services to the communities who rely on such services including the electorates of Ashfield and Strathfield.

6 Ms NORI to move—

That this House views with grave concern the proposals to close Balmain Hospital thus denying district hospital services to the communities of Leichhardt, Rozelle, Balmain and Lilyfield.

C7 Mr ANDERSON to move—

(1) That a Joint Select Committee be appointed to consider and report upon the most equitable system of funding for the provision of fire, rescue and emergency services.

(2) That the committee consist of six members of the Legislative Assembly and four members of the Legislative Council.

(3) That Mr Anderson, Mr Bowman, Mrs Chikarovski, Mr Cochran, Dr Kernohan and Mr Windsor be appointed to serve on such committee as members of the Legislative Assembly.

(4) That at any meeting of the committee five members shall constitute a quorum, provided that the committee meets as a joint committee at all times.

(5) That such committee have leave to sit during the sittings or any adjournment of either or both Houses; to adjourn from place to place; have leave to make visits of inspection within New South Wales; have power to take evidence and send for persons and papers; and to report from time to time.

8 Mr WHELAN to move—

(1) That this House authorise the filming with sound of the proceedings of the Legislative Assembly and that such filming and sound commence at the Question Time following the passage of this resolution.

(2) That in the interim, the conditions laid down by the House of Representatives shall, with appropriate changes, apply pending adoption of permanent guidelines by a Select Committee of this House.

C9 Mr HUNTER to move—

(1) That a Select Committee be appointed to examine and report upon the following terms of reference:

- (a) The extent of lead pollution past and present in New South Wales;
- (b) The impact of lead pollution on the health of people in the community, especially infants and school children, in particular the emissions from:
 - (i) the Pasmenco Metals-Sulphide smelter at Boolaroo;
 - (ii) the Southern Copper smelter at Port Kembla;
 - (iii) mining, processing and smelting operations at Broken Hill;
 - (iv) other mining operations in New South Wales;
 - (v) other lead based industries in New South Wales including lead-acid battery manufacture; and
 - (vi) motor vehicles with particular emphasis on inner city areas and known locations of traffic congestion.
- (c) To recommend:
 - (i) strategies, measures and priorities for remediation of contaminated areas, properties, buildings and waterways;
 - (ii) strategies, measures and priorities for monitoring the health of persons at risk in the community;
 - (iii) a timetable for enforcement of lower national and international goals, guidelines and standards for lead in blood and ambient air quality;
 - (iv) the extent of financial responsibility of the polluting industries for the cost of remediation and monitoring;
 - (v) guidelines for action by the Environmental Protection Authority on emission and discharge limits in industry operating licences; and
 - (vi) any other action deemed necessary to address the lead problem.

(2) That the committee consist of Mr Beckroge, Mr Hunter, Mr Kinross, Ms Nori, Mr Petch and Mr Rixon.

(3) That at any meeting of the committee any 4 members shall constitute a quorum.

(4) That the committee have leave to sit during the sittings or any adjournments of the House; to adjourn from place to place; to make visits of inspection within New South Wales and the Commonwealth and have power to take evidence and send for persons and papers; and to report from time to time.

10 Mr WHELAN to move—

That this House calls upon the Government to:

- (a) immediately provide compensation for Douglas Harry Rendell;
- (b) release all sections of the section 475 inquiry under the Crimes Act and commence where evidence exists any prosecution as may be evidenced in such report; and
- (c) immediately quash the conviction following the pardon given on 26 July 1989.

11 Mr MILLS to move—

That this House supports the bid by Tomago Shipyard to build Navy minehunters and calls on the Australian Government to give favourable consideration to this bid from the Newcastle shipbuilder.

12 Mr WHELAN to move—

That this House orders the Standing Orders and Procedure Committee to meet at least once each sitting week.

13 Mr HUNTER to move—

That this House expresses deep concern at:

- (1) The closure of Newvale No. 1 State Coal Mine and the resultant loss of 114 jobs; and
- (2) The winding down of Awaba State Mine and resultant loss of 83 jobs.

14 Mr FRASER to move—

That this House condemns the North East Forest Alliance for the irresponsible action on 18 November 1992 whereby they harassed staff of the Forestry Commission and wilfully damaged property at the Pennant Hills Forestry Office.

15 Mr MARTIN to move—

That the Minister for Agriculture fully explain the circumstances surrounding his or the Department of Agriculture's involvement in the Narromine Feedlot Case and calls upon the Minister for Agriculture to specifically advise the House of the cost implications involved by the Department of Agriculture with this case and to table all correspondence between himself, the Department of Agriculture and Narromine Shire Council.

16 Mr FACE to move—

That this House expresses deep concern at the number of families to be effected in the electorate of Charlestown arising from the closure of Newvale No. 1 State Coal Mine and the prospective sale of Munmorah State Mine and other State coal mines.

17 Mr MARKHAM to move—

That this House:

- (1) Condemns the failure of the Fahey Government to act on the recommendations of the Report of the Committee on Aborigines and Local Government in New South Wales, the Report of the Committee of Inquiry into Local Government Ratings and other Revenue Powers and Resources, the Department of Local Government Paper on the Rating of Aboriginal Land; and
- (2) Calls on the Government to implement the recommendations of the aforementioned reports and that of the Ombudsman to address the 'maladministration' by the Office of Aboriginal Affairs in relation to the Toomelah community.

C18 Mr LANGTON to move—

- (1) That a Select Committee be appointed to consider and report upon:
 - (a) the optimum system for New South Wales to monitor motor vehicle emissions and to report on air quality generally in New South Wales, and in metropolitan Sydney in particular;
 - (b) the advantages and disadvantages of overseas systems, including those of the United States and Europe, of inspection and maintenance for motor vehicles, to ensure that motor vehicle emissions are reduced to the maximum practicable extent;
 - (c) the advantages and disadvantages of centralised and decentralised systems of inspection and maintenance, for motor vehicles demonstrated by overseas experience in terms of:
 - consumer convenience;
 - cost to the consumer;
 - efficiency;
 - environmental benefits; and
 - human health.
 - (d) the efficiency of overseas systems of "test and repair" stations, in which motor vehicle emissions are tested and any faults are repaired, within a single organisation;
 - (e) the investigation of adequacy of current measures designed to improve air quality, and the matter of air quality generally in New South Wales, and in metropolitan Sydney in particular;
 - (f) the effectiveness and local relevance of alternative technological systems for monitoring motor vehicle emissions;
 - (g) to recommend on whether or not an inspection system for vehicle emissions should be introduced in New South Wales, and if so, to recommend which type of system is introduced.

(2) That the committee consist of Mr Gaudry, Mr Humpherson, Mr Langton, Dr Macdonald and Mr Rixon.

(3) That at any meeting of the committee any three members shall constitute a quorum.

(4) That the committee have leave to sit during the sittings or any adjournment of the House; to adjourn from place to place; to make visits of inspection within New South Wales, interstate and overseas; and have power to take evidence and send for persons and papers; and to report from time to time.

(5) That should the House stand adjourned and the committee agree to any report before the House resumes sitting;

(a) the committee have leave to send any such report, minutes and evidence taken before it to the Clerk of the House;

(b) the documents shall be printed and published and the Clerk shall forthwith take such action as is necessary to give effect to the order of the House; and

(c) the documents shall be laid upon the Table of the House at its next sitting.

19 Mr LANGTON to move—

That in accordance with section 57 1 (f) of the Public Finance and Audit Act 1983, this House refers the following matters relating to the Roads and Traffic Authority to the Public Accounts Committee for investigation and report—

(1) The financial performance of the Authority and its achievement of value for money in road design and construction.

(2) The future expenditure needs of the Authority.

(3) The future revenue needs of the Authority and available options.

(4) The administration structure of the Authority taking into account current regional structures and whether the existing structure creates overlaps in regional administration and/or policy implementation.

(5) Whether a Board structure would be appropriate to improve accountability.

(6) The adherence of the Authority to existing accountability mechanisms including Budget information and its Annual Report and means to further expand public accountability.

(7) Any other matters the Committee considers appropriate in the conduct of its investigation including the Authority's use of consultants and contractors, tendering procedures, senior executive service, computerisation, involvement in the Environmental Impact Statement process, relationship with private sector developers and asset management.

20 Mr J. H. MURRAY to move—

That this House views with grave concern the proposals to close Balmain and Western Suburbs Hospitals thus denying district hospital services to the community within the electorates of Drummoyne and Strathfield.

21 Dr REFSHAUGE to move—

That this House hereby refers the following terms of reference to the Public Accounts Committee—

To inquire into and report within six months upon hospital financial management with particular reference to:

- (a) the accounting and financing methods of public sector teaching hospitals to ensure they comply with accounting standards;
- (b) the reasons for the alleged budget overrun at the Central Sydney Area Health Service;
- (c) the adequacy of the existing budget to ensure the viability of Royal Prince Alfred Hospital's continued tertiary referral, teaching and local community roles.

22 Mr J. H. MURRAY to move—

That this House condemns the statements by the Leader of the National Party, Tim Fischer, and Shadow Minister for Tourism, David Jull, for advocating the lifting of the curfew at Kingsford Smith Airport.

23 Dr REFSHAUGE to move—

That this House calls on the Government to hold public hearings before the granting of private hospital bed licences.

24 Mr LANGTON to move—

That this House views with grave concern the unauthorised disclosure in the House, on 9 March 1993, by the Minister for Transport of a person's private driving details.

25 Mr ROGAN to move—

That this House, pursuant to Standing Order 54, orders to be laid before the House all consultants' reports and documents upon which the Curran Committee based its report on Prospect County Council.

26 Ms ALLAN to move—

That this House, pursuant to Standing Order 54, orders to be laid before the House the following documents:

- (1) KPMG Peat Marwick—Review of Tax Implications for Board re: Corporatisation/Privatisation; and
- (2) National Economic Research Associates (NERA)—Model for Corporatisation/Privatisation of the Water Board.

27 Mr COCHRAN to move—

That this House affirms its allegiance to the Crown.

28 Mr NAGLE to move—

That this House condemns the closure of Lidcombe Hospital and calls upon the Minister for Health to maintain and upgrade the services at the hospital and to keep it open for specialist care.

29 Mr MOSS to move—

That this Government be condemned for its decision to:

- (1) Replace the Canterbury Hospital and Western Suburbs Hospital with only one hospital, resulting in an overall loss of 53 beds.
- (2) To close the Canterbury Hospital which will:
 - (a) deny any reasonable access to a district hospital for the 140,000 persons residing within the Canterbury Hospital feeder region; and
 - (b) will shut down numerous health services in an economically depressed region of Sydney, whose inhabitants have no other means than to rely on the public health system.

30 Mr WHELAN to move—

That this House requests the Legislative Council to consider the Parliamentary Electorates and Elections (Method of Voting) Amendment Bill as introduced by the member for Ashfield and passed by the Legislative Assembly.

31 Mr WHELAN to move—

That this House refers to the Standing Orders and Procedure Committee the rules relating to supplementary questions.

32 Mr HARRISON to move—

That this House express total opposition to the closure and/or sale of the David Berry Hospital.

33 Mr MOSS to move—

That the Government be condemned for the systematic reduction of services at Canterbury Hospital.

34 Mr WHELAN to move—

That this House supports the payment of legal assistance to Dr Michael Ryan in the investigation by the Independent Commission Against Corruption into the settlement of the Treasurer's private defamation action.

35 Mr WHELAN to move—

That a public inquiry be established to examine and to review the provisions of the victims compensation and the operations of Victims Compensation Act, 1987 and the Victims Compensation Tribunal with the following terms of reference:

- To examine the basis upon which a person may be entitled to victims compensation and in particular as to whether the existing definition of an "act of violence" is an adequate or proper statutory means of determining entitlement.
- To examine the basis upon which compensation is to be determined and in particular as to whether common law principles should apply.
- To examine the way in which victims compensation applications should be determined and in particular as to whether such applications should be determined by way of a tribunal based system or one operated by the Courts.
- To examine where applicants for victims compensation should be entitled, as of right, to a hearing as distinct from a determination of the matter without a hearing.
- To examine the way in which victims of sexual assault have their applications determined with a view to removing delay and anxiety occasioned to such victims.
- To examine and make recommendations in respect of the availability of counselling and specialist services to the victims of sexual assault and victims of crime generally.
- To examine the way in which moneys are recovered from offenders.
- To examine the methods of payment of legal costs and actual expenses in actions against the Victims Compensation Tribunal.
- To examine the role played by the Attorney General and the Attorney General's Department.

36 Dr REFSHAUGE to move—

That this House calls on the Minister for Health to ensure that the new Inner West Hospital has a least a Level 4 Accident and Emergency Service.

ORDERS OF THE DAY (General Orders)—

1 Standing Committee upon Parliamentary Privilege; resumption of the adjourned debate, on the motion of Mr Whelan—

"(1) That a Standing Committee upon Parliamentary Privilege be appointed to consider and report upon any matters relating to privilege which may be referred to it by the House.

(2) That such committee have leave to sit during the sittings or any adjournment of the House, and have power to take evidence and send for persons and papers.

(3) That such committee have power to confer with any committee appointed for similar purposes by the Legislative Council.

(4) That such committee consist of Ms Machin, Mr Merton, Ms Nori, Mr Packard, Mr Thompson and the mover" (from 27 February 1992—Mr Turner).

ORDERS OF THE DAY (Committee Reports)—

- 1 Report of the Joint Committee on the Office of the Ombudsman—Collation of Evidence of the Ombudsman; "That the House take note of the Report".**