



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 1

WEDNESDAY 20 FEBRUARY 1991

1 OPENING OF THE SESSION

The House met at 12.00 noon, pursuant to a Proclamation of His Excellency the Governor, dated 6 February 1991.

Mr Speaker took the Chair.

Mr Speaker offered the Prayer.

The Clerk, by direction of Mr Speaker, read a copy of the said 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 stands adjourned to Wednesday, 20th day of February, 1991, and the Legislative Assembly stands adjourned to Tuesday, the 12th day of February, 1991: Now I, in pursuance of the power and authority vested in me by the Constitution Act, 1902, hereby prorogue the said Legislative Council and Legislative Assembly to Friday, the 8th day of February, 1991; and I proclaim that the said Legislative Council and Legislative Assembly shall assemble for the despatch of business on Wednesday, 20th day of February, 1991, at 12 o'clock noon, 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 sixth day of February, 1991.

By His Excellency's Command,
WAL MURRAY.

GOD SAVE THE QUEEN!

2 MESSAGE FROM HIS EXCELLENCY 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—

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3 VACANCY IN THE REPRESENTATION OF THE STATE IN THE
SENATE OF THE COMMONWEALTH OF AUSTRALIA

Mr Speaker reported the following message from His Excellency the Governor:

P. R. SINCLAIR
Governor

Government House,
Sydney

The Governor transmits to the Legislative Assembly copy of a despatch dated 28th January, 1991, received from the President of the Senate, notifying that a vacancy has happened in the representation of the State of New South Wales in the Senate of the Commonwealth of Australia through the resignation of Senator the Honourable Peter Baume which occurred on 28th January, 1991.

31st January, 1991.

Parliament House,
Canberra.

28 January 1991

Your Excellency,

Pursuant to section 21 of the Commonwealth of Australia Constitution, I notify Your Excellency that a vacancy has happened in the representation of the State of New South Wales through the resignation of Senator the Hon. Peter Baume on this day.

Yours sincerely,
KERRY SIBRAA
President

4 MESSAGES FROM THE GOVERNOR

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

28 November 1990

National Parks and Wildlife (Mining Prohibition) Amendment Bill.

4 December 1990

Business Licences Bill

Coal Mining Industry Long Service Leave (Amendment) Bill

Criminal Procedure Legislation (Amendment) Bill

Factories, Shops and Industries (Christmas Trading) Amendment Bill

Home Care Service (Amendment) Bill

Independent Commission Against Corruption (Amendment) Bill

Meat Industry (Amendment) Bill

New South Wales Lotteries Bill

Ombudsman (Amendment) Bill.

7 December 1990

Bail (Amendment) Bill

Burns Philp Trustee Company Limited Bill

Corporations (New South Wales) Bill

Environmental Offences and Penalties (Amendment) Bill

Fair Trading (Amendment) Bill

Fair Trading (Public Warnings) Amendment Bill

Funeral Services Industry (Days of Operation) Bill

Justices (Committal Statements) Amendment Bill

Land Tax Management (Further Amendment) Bill

Local Government (Backpackers Hostels) Amendment Bill

Motor Accidents (Amendment) Bill

Motor Vehicles Taxation (Amendment) Bill

National Trust of Australia (New South Wales) Bill

Oaths (Children) Amendment Bill

Stamp Duties (Miscellaneous Amendments) Bill

Traffic (Amendment) Bill.

12 December 1990

Credit (Amendment) Bill

Trustee Companies (Amendment) Bill.

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13 December 1990

Anti-Discrimination (Compulsory Retirement) Amendment Bill
Commercial Arbitration (Amendment) Bill
Crimes (Injuries) Amendment Bill
Crimes (Police Evidence) Amendment Bill
District Court (Amendment) Bill
Local Courts (Civil Claims) Amendment Bill
Local Government (Street Drinking) Amendment Bill
National Parks and Wildlife (Leases) Amendment Bill
Prisons (Contract Management) Amendment Bill
Statute Law (Miscellaneous Provisions) Bill (No. 2).

14 December 1990

Australian Catholic University Bill
Police Regulation (Allegations of Misconduct) Amendment Bill.

18 December 1990

Constitution and Parliamentary Electorates and Elections (Amendment) Bill
Debits Tax Bill
Industrial Arbitration (Enterprise Agreements) Amendment Bill
Liquor (Miscellaneous Amendments) Bill
Registered Clubs (Miscellaneous Amendments) Bill
Parliamentary Committees Enabling Bill
Sydney Electricity Bill
Technical and Further Education Commission Bill
Board of Adult and Community Education Bill
Vocational Education and Training Accreditation Bill.

20 December 1990

Occupational Health and Safety Legislation (Amendment) Bill
Unhealthy Building Land Bill
Miscellaneous Acts (Public Health) Repeal and Amendment Bill.

5 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

4 December 1990

Crimes (Injuries) Amendment Bill
Crimes (Police Evidence) Amendment Bill
Local Government (Street Drinking) Amendment Bill
National Parks and Wildlife (Leases) Amendment Bill
Parliamentary Committees Enabling Bill
Statute Law (Miscellaneous Provisions) Bill (No. 2)
Trustee Companies (Amendment) Bill
Unhealthy Building Land Bill
Miscellaneous Acts (Public Health) Repeal and Amendment Bill.

5 December 1990

Commercial Arbitration (Amendment) Bill
Credit (Amendment) Bill
District Court (Amendment) Bill
Local Courts (Civil Claims) Amendment Bill.

Mr Speaker also reported the following messages from the Legislative Council:

Mr SPEAKER

The Legislative Council having had under consideration the Legislative Assembly's Message, dated 30 November 1990 p.m., in reference to the Industrial Arbitration (Enterprise Agreements) Amendment Bill, acquaints the Legislative Assembly that it does not insist on its amendment No. 1 disagreed to by the Assembly in the Bill.

Legislative Council
4 December 1990

JOHN JOHNSON
President

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Mr SPEAKER

The Legislative Council having had under consideration the Legislative Assembly's Message dated 30 November 1990 a.m., in reference to the Workers Compensation (Amendment) Bill, acquaints the Legislative Assembly that it does insist on its amendment disagreed to by the Assembly in the Bill.

Legislative Council
5 December 1990

JOHN JOHNSON
President

Mr Speaker further reported messages from the Legislative Council returning the following bills with amendments:

Mr SPEAKER

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "An Act relating to the maintenance of proper standards of health for the public; and for other purposes" with the amendments indicated by the accompanying schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council
4 December 1990

JOHN JOHNSON
President

PUBLIC HEALTH BILL

Schedule of the amendments referred to in Message of 4 December 1990.

LYNN LOVELOCK for
Clerk of the Parliaments

No. 1 Page 9. After clause 11, insert:

Information to be given to a person requesting a test for Category 5 medical condition

12. (1) A medical practitioner must not carry out or authorise the carrying out of a test for a Category 5 medical condition on a person who requests it of him or her unless the medical practitioner has given or is satisfied that a person of a prescribed class has given

information about the medical and social consequences of being tested and of the possible results of the test to the person who requests it.

(2) If a person has requested a test for a Category 5 medical condition and the results of the test are positive:

- (a) the person must not be advised of the results of the test except by and in the presence of a medical practitioner or person of a prescribed class; and
- (b) the medical practitioner or person of a prescribed class must, at the same time as he or she advises that person of the results of the test, give the person information about the medical and social consequences of being infected with the medical condition and guidelines on ways to prevent the transmission of the medical condition to others.

Maximum penalty: 50 penalty units.

No. 2 Page 10, clause 14. From subclause (1) (a), omit ", Category 4 or Category 5".

No. 3 Page 11, clause 14. From subclause (2) (c), omit "17", insert instead "18".

No. 4 Page 11, clause 15. From subclause (2), omit "14", insert instead "15".

No. 5 Page 12, clause 17. From subclause (1) (a), omit "14", insert "15".

No. 6 Page 12, clause 17. After subclause (2), insert:

(3) A person who, in the course of providing a service, acquires information that a person has been or is required to be tested for, or is infected with, a Category 5 medical condition, must take all reasonable steps to develop and implement systems to protect the privacy of that person.

No. 7 Page 12, clause 18. From subclause (1), omit "19", insert instead "20".

No. 8 Page 12, clause 18. From subclause (1), omit "17", insert instead "18".

No. 9 Page 13, clause 19. From subclause (1), omit "18", insert instead "19".

No. 10 Page 13, clause 19. From subclause (1) (a), omit "14", insert instead "15".

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No. 11 Page 13, clause 19. From subclause (1) (b), omit "16", insert instead "17".

No. 12 Page 14, clause 22. Omit the clause.

No. 13 Page 15, clause 23. After subclause (3) (f), insert:

- (g) undergo a medical examination that is carried out by a medical practitioner chosen by the person and is of a kind specified in the order.

No. 14 Page 32, clause 59. Omit subclause (2) (a).

No. 15 Page 45, Schedule 2. From clause 2 (1), omit the words "SMOKING REDUCES YOUR FITNESS".

Examined

MAX WILLIS

Temporary Chairman of Committees

Mr SPEAKER

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "An Act to amend the Industrial Arbitration Act 1940 with respect to voluntary unionism" with the amendments indicated by the accompanying schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council
5 December 1990 a.m.

JOHN JOHNSON
President

INDUSTRIAL ARBITRATION (VOLUNTARY UNIONISM)
AMENDMENT BILL (No. 2)

Schedule of the amendments referred to in Message of 5 December 1990 a.m.

LYNN LOVELOCK for
Clerk of the Parliaments

- No. 1 Pages 2-3, Schedule 1. Omit proposed section 106E.
- No. 2 Page 7, Schedule 1. From proposed section 106H (2) and (3), omit "An" wherever occurring, insert instead "except as provided by subsection (4), an".
- No. 3 Page 7, Schedule 1. After proposed section 106H (3), insert:
- (4) An employer or an industrial union does not victimise a person by doing anything that is reasonable to give effect to a provision inserted in an award or agreement under section 129B whether before or after the commencement of this section.
- (5) Without affecting the generality of subsection (4), it is not unlawful for a contract of employment to require an employee to become or remain a member of a specified industrial union of employees nor for the parties to such a contract to give effect to any such requirement.
- No. 4 Page 11, Schedule 1, item (1) (b). After "section" where thirdly occurring, insert "20 (1) (g) or".
- No. 5 Page 11, Schedule 1, item (3). Omit "Omit section 20 (1) (g).", insert instead "From section 20 (1) (g), omit 'absolute'".
- No. 6 Page 12, Schedule 1, item (7). Omit "Omit the section.", insert instead:
- (a) From section 129B (1), omit "shall" where firstly occurring, insert instead "may".
- (b) From section 129B (1) (a) omit "absolute".
- (c) From section 129B (1) (b), omit "subsection (11) of section 129B as enacted before the commencement of the Industrial Arbitration (Amendment) Act 1959 or subsection (2), covering the industry or calling", insert instead "section 106F".
- (d) Omit section 129B (2).

Examined

MAX WILLIS
Temporary Chairman of Committees

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6 ROYAL COMMISSION INTO DEEP SLEEP THERAPY

The Clerk, pursuant to the Royal Commissions (Amendment) Act 1990, announced receipt of the following papers—

20 December 1990

Report of the Royal Commission into Deep Sleep Therapy, volumes 1 to 12 dated December 1990.

2 January 1991

Report of the Royal Commission into Deep Sleep Therapy, volume 13 dated January 1991.

7 REPORTS RECEIVED BY THE CLERK

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

3 December 1990

Report of the Electricity Commission for the year ended 30 June 1990.

11 December 1990

Report of the Police Board for the year ended 30 June 1990.

Report of the Police Service for the year ended 30 June 1990.

18 December 1990

Report on the Administration of the Freedom of Information Act 1989 for the year ended 30 June 1990.

19 December 1990

Report of the Health Foundation for the year ended 30 June 1990.

20 December 1990

Report of the Darling Harbour Authority for the year ended 30 June 1990.

21 December 1990

Report of the Tenancy Commissioner for the period 30 October 1989 to 30 June 1990.

3 January 1991

Report of the Animal Research Review Panel for the year ended 30 June 1990.

Report of the Rice Marketing Board for the year ended 30 June 1990.

17 January 1991

Report of the Local Government Grants Commission for the year ended 30 June 1990.

21 January 1991

Report of the M.I.A. Citrus Fruit Marketing Committee for the year ended 30 June 1990.

Report of the Processing Tomato Marketing Committee for the year ended 31 May 1990.

22 January 1991

Report of the Ethnic Affairs Commission for the year ended 30 June 1990.

Report of the Government Insurance Office for the year ended 30 June 1990.

23 January 1991

Report of the Citrus Fruit Marketing Board of Victoria, the Murray Valley Citrus Marketing Board, the Citrus Management Company Limited and the Citrus Marketing Company Pty Ltd for the six months ended 30 June 1990.

1 February 1991

Report of the National Crime Authority for the year ended 30 June 1990.

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5 February 1991

Report of the Central Coast (N.S.W.) Citrus Marketing Board for the year ended 30 June 1990.

Report of the Director of Marketing for Agriculture and Fisheries for the year ended 30 June 1990.

8 STATE OWNED CORPORATIONS ACT

The Clerk, pursuant to section 27 (1) of the State Owned Corporations Act 1989, announced receipt of the following papers—

7 February 1991

An amendment to the Articles of Association of N.S.W. Grain Corporation Limited.

Statement of Corporate Intent for N.S.W. Grain Corporation Limited dated December 1990.

Statement of Corporate Intent for State Bank of New South Wales Limited for Financial years 1990/1991 to 1993/1994.

9 PUBLIC ACCOUNTS COMMITTEE

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

13 December 1990

Report of the Public Accounts Committee on the Lord Howe Island Board, dated December 1990.

17 December 1990

Report of the Public Accounts Committee on the Forestry Commission, dated December 1990.

5 February 1991

Report of the Public Accounts Committee on the Auditing of Local Government, dated January 1991.

Transcript of Proceedings of the Public Accounts Committee on the Auditing of Local Government, dated January 1991.

10 JOINT STANDING COMMITTEE UPON ROAD SAFETY

The Clerk, in accordance with the Resolution of the Legislative Assembly of 15 November 1988, laid upon the Table the Report of the Joint Standing Committee upon Road Safety concerning Novice Drivers.

11 ADJOURNMENT

Mr Dowd moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 1.12 p.m., until tomorrow 10.30 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 2

THURSDAY 21 FEBRUARY 1991

1 SPEAKER'S STATEMENT—PHOTOGRAPH OF HOUSE IN SESSION

Mr Speaker reminded the House that a photograph of the House in session was about to be taken for the purpose of a display by the Tokyo Metropolitan Assembly.

2 VACANCY IN THE REPRESENTATION OF THE STATE IN THE SENATE OF THE COMMONWEALTH OF AUSTRALIA

(1) Ordered, on motion of Mr Greiner, That this House meet the Legislative Council for the purpose of sitting and voting together to choose a person to hold the place in the Senate rendered vacant by the resignation of Senator the Honourable Peter Baume.

(2) Ordered, on motion of Mr Greiner, That the following message be sent to the Legislative Council:

Mr PRESIDENT

The Legislative Assembly, having resolved to meet the Legislative Council for the purpose of sitting and voting together to choose a person to hold the place in the Senate rendered vacant by the resignation of Senator the Honourable Peter Baume, requests the Legislative Council to name the place and hour for such meeting.

K. R. ROZZOLI
Speaker

Legislative Assembly
21 February 1991

3 SESSIONAL ORDERS

Mr Dowd moved, by leave, That the Sessional Orders adopted by this House on 17 August 1988 and 22 February 1990, be adopted, as follows:

INTRODUCTION OF PUBLIC BILLS

That during the present session, unless otherwise ordered—

(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, provided that the resumption of the debate on a bill originating in the Legislative Council shall be set down as an order of the day for tomorrow.

Provided that if a minister declares a bill to be an urgent bill and 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 any sitting of the House.

(3) A minister may, during or after his second reading speech, table for incorporation in Hansard additional detailed or explanatory information to assist members in their understanding of the bill.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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(4) Except as provided in this resolution the procedure on bills shall be in accordance with the Standing Orders.

DIVISIONS AND QUORUMS

That during the present session, unless otherwise ordered—

(1) Standing Orders Nos 41, 44, 207 and 322 be amended by leaving out the words "two minutes" wherever occurring and inserting the words "four minutes", instead.

(2) 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 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.

(3) 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 may order the doors to be locked and the vote taken.

(4) Notwithstanding anything contained in the Standing Orders and except as provided by Standing Order 42, 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.

PRIVATE MEMBERS' STATEMENTS

That during the present session, unless otherwise ordered—

(1) At 5.30 p.m. on each sitting day except Thursday, and at 4.15 p.m. on Thursdays on which Government Business takes precedence of General Business at that sitting, the business then before the House shall be interrupted and the Speaker shall propose the question "That private members' statements be noted", upon which question any member may address the House.

(2) Debate upon the question "That private members' statements be noted" shall not exceed forty minutes, with five private members being permitted to speak to such motion for no more than five minutes each and replies by ministers being limited to three minutes for each matter.

(3) If at the time of interruption—

(a) a division is in progress, the division shall be completed and the result announced;

(b) the question under Standing Order 175 "That the question be now put" having been agreed to, the business then under discussion may not be interrupted until after any right of reply has been exercised and the original question put;

(c) the question under Standing Order 175B "That the question be now put" having been agreed to, the provisions of such Standing Order shall apply;

(d) the House is in Committee, the Chairman of Committees shall leave the Chair and report progress, without question put, and proceedings shall resume at the point of interruption after the conclusion of private members' statements.

(4) The provisions of Standing Orders 44, 142, 175 and 181 shall not apply to such question.

DAYS AND HOURS OF SITTING

That during the present session, unless otherwise ordered, Standing Order 40A be amended to read—

40A. Unless otherwise ordered, the House shall meet for the despatch of business at 2.15 o'clock, p.m., on Tuesday and Wednesday and at 10.30 o'clock, a.m., on Thursday in each week.

ADJOURNMENT OF THE HOUSE

That during the present Session, unless otherwise ordered, Standing Order 48 be amended to read—

48. Except in the cases provided in Standing Orders 23, 40A, 42, 44 and 49, 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. Such question shall be decided without amendment or debate.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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NOTICE OF MOTIONS TO BE GIVEN IN WRITING

That during the present session, unless otherwise ordered, Standing Order 100 be amended to read—

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, fairly written, signed by himself, and showing the day proposed for bringing on such motion.

Provided that 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.

TIME LIMIT OF SPEECHES

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

142A. Except where a time limit is otherwise provided in these Standing Orders, 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 Party Leaders—unspecified
Mover—30 minutes
Any other member—30 minutes
Reply—30 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*

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—20 minutes*
Reply—unspecified

(ii) Introduced by a Private Member

Mover—45 minutes
Premier or one minister deputed by him—unspecified
Leader of the Opposition or one member deputed by him—unspecified
Any other member—20 minutes*
Reply—20 minutes*

Suspension of Standing Orders

During Question Time:

Mover—10 minutes
Member next speaking—10 minutes

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Outside Question Time:

Mover—10 minutes

Member 1st speaking thereafter—10 minutes

Any other member—5 minutes

Reply—5 minutes

Debates not otherwise provided for

All Members—20 minutes*

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

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

PERSONAL EXPLANATION: DEBATES OF SAME SESSION NOT TO BE ALLUDED TO

That during the present session, unless otherwise ordered, Standing Orders 137 and 143 be amended to read—

137. Having obtained leave from the Speaker, a member may explain matters of a personal nature although there be no question before the House; but such matters may not be debated.

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

That during the present session, unless otherwise ordered—

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.

DIVISIONS—RECORDING OF PAIRS

That during the present session, unless otherwise ordered, Standing Order 208 be amended by the addition of paragraph (e) to read—

208. (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.

COGNATE BILLS

That during the present session, unless otherwise ordered, Standing Order 248A be amended to read—

248A. (1) 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) Should cognate bills be amended in the Legislative Council the consideration of such amendments may be in one Committee of the Whole.

NEW CLAUSES AND SCHEDULES

That during the present session, unless otherwise ordered, Standing Order 268 be amended to read—

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 February 1991

PREPARATION OF BILLS FOR ASSENT

That during the present session, unless otherwise ordered, Standing Order 306 (1) and (2) be amended to read—

306. (1) Every bill originating in this House—

(a) which shall finally pass both Houses, or

(b) which, in accordance with the provisions of section 5A or section 5B of the Constitution Act 1902, is presented for the signification of The Sovereign's pleasure thereon, 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, the Acting-Chairman of Committees or a Temporary Chairman of Committees shall certify in writing that he has examined such fair print and found it 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.

SUSPENSION OF STANDING ORDERS

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

395. Any Standing Order, Sessional Order or Order of the House may be suspended, on motion with or without notice.

When such motion is moved during Question Time, it shall be decided without debate, except a statement by the mover and a statement by a minister. When such motion is moved by a minister during Question Time, the Leader of the Opposition shall be permitted to make a statement. At any other time such motion may only be moved by a minister.

The Speaker shall be entitled to put the question when debate on any such motion shall have exceeded thirty minutes.

Question put and passed.

4 LEAVE OF ABSENCE

(1) Ordered, on motion of Mr Phillips, That leave of absence for the present session be granted to John David Booth, member for Wakehurst, on account of absence from the State.

(2) Ordered, on motion of Mr Beckroge, That leave of absence for the present session be granted to John Henry Murray, member for Drummoyne, on account of absence from the State.

(3) Ordered, on motion of Mr Beck, That leave of absence for the present session be granted to Bruce Leslie Jeffery, member for Port Macquarie, and George Souris, member for Upper Hunter, on account of absence from the State.

5 PETITIONS

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

Mr Fahey, Mr Gibson, Ms Machin and Mr Markham—from certain citizens requesting support to retain the three tier Aboriginal Land Council structure.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Mr Rumble—from certain citizens requesting changes to legislation relating to offences against children.

Ms Moore—from certain citizens opposing proposed measures for the prevention of certain parades and processions in the streets of Sydney.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Mr Unsworth—from certain citizens opposing certain Roads and Traffic Authority proposals for the Princes Highway between Rockdale and Banksia.

Mr Nagle—from certain citizens opposing cutbacks at Lidcombe State Hospital.

Ms Read—from certain citizens requesting the refurbishment and upgrading of North Sydney Girls' High School.

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Mr Amery—from certain citizens opposing any proposed tollway charge on the F4 Western Sydney Freeway.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Shedden—from certain citizens opposing a proposal to locate two high temperature incinerators at Chullora.

Ms Moore—from certain citizens requesting a commission of inquiry into the Forestry Commission.

Mr Keegan—from certain citizens requesting a mandatory deposit on all beverage containers.

Mr Cruickshank—from certain citizens requesting a restructuring of the penal system.

Mr Griffiths—from certain citizens requesting that the level of grants for adult leisure learning services be maintained.

Mr Armstrong—from certain citizens opposing increased water charges applied by the Northern Riverina County Council in West Wyalong and district.

Mr Aquilina—from certain citizens requesting that TAFE fees not be increased.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr McManus—from certain citizens requesting a more equitable method of rating properties.

Mr H. F. Moore—from certain citizens opposing the proposed name change of Wyong Shire.

Mr Welsh—from certain citizens requesting the full operation of heritage trains in New South Wales.

Mr Unsworth—from certain citizens opposing the proposed downgrading of Rockdale Police Station.

Mr Harrison—from certain citizens opposing the diversion of effluent flow from the Port Kembla catchment area.

Mrs Cohen—from certain citizens requesting the establishment of a screening unit at Westmead Hospital and screening vans in Western and South Western Sydney for breast cancer.

Mr Moss—from certain citizens opposing the dedication of land in the Parish of New Valley, County of Harding, as a State Forest.

Mr H. F. Moore—from certain citizens requesting the upgrading of Wyong Railway Station.

6 NOTICES OF MOTIONS

7 PAPERS

(1) Mr Armstrong laid upon the Table—

Report of the Hen Quota Committee for the period 13 August 1989 to 31 March 1990.

Referred to the Printing Committee.

(2) Mr Peacocke laid upon the Table—

Albury-Wodonga Development Act 1974—notification of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for growth purposes, at Albury. (Gazette 174/1990.)

Commercial Tribunal Act 1984—Commercial Tribunal Regulation 1984—amendment of clause 6. (Gazette 161/1990.)

Consumer Claims Tribunals Act 1987—Consumer Claims Tribunal Regulation 1988—clauses 6A, 6B, 6C, amendment of schedule 1, substituted clauses 6, 9, 16. (Gazette 8/1991.)

Co-operation Act 1923—Co-operatives Regulations 1961—amendment of regulation 86. (Gazette 167/1990.)

Corporations (New South Wales) Act 1990—Corporations (New South Wales) Regulation 1990—clauses 1 to 4. (Gazette 180/1990.)

Fair Trading Act 1987—Product Safety Regulation 1988—clause 52A. (Gazette 154/1990.)

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Growth Centres (Development Corporations) Act 1974—notification of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for growth purposes, at Campbelltown. (Gazette 141/1990.)

Motor Dealers Act 1974—Motor Dealers Regulation 1986—clause 46, amendment of clause 45, schedule 1. (Gazette 8/1991.)

Permanent Building Societies Act 1967—Permanent Building Societies Regulations 1967—regulations 66 to 70, amendment of regulations 44, 56. (Gazettes 167/1990, 174/1990.)

Weights and Measures Act 1915—Weights and Measures Regulations—amendment of part 8, omission of part 6. (Gazette 174/1990.)

Referred to the Printing Committee.

(3) Mr Pickard laid upon the Table—

Electricity Commission Act 1950—notifications of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for the following purposes, between—

Mount Piper and Marulan—transmission lines. (Gazettes 152/1990 (13), 154/1990, 16/1991 (11).)

Mount Piper Power Station and Thompsons Creek Reservoir—pipeline. (Gazette 137/1990.)

Energy Administration Act 1987—Energy Administration (General) Regulation 1987—clause 5. (Gazette 152/1991.)

Mining Act 1973—Mining Regulations 1974—amendment of regulation 36. (Gazette 152/1991.)

8 INDEPENDENT COMMISSION AGAINST CORRUPTION

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

Report of the Independent Commission Against Corruption on Investigation into Driver Licensing, Volumes 1 and 2, dated December 1990, made public pursuant to section 78 (3).

Report of the Independent Commission Against Corruption on Investigation into Harassing Telephone Calls made to Edgar Azzopardi, dated December 1990.

Report of the Independent Commission Against Corruption on Investigation Relating to Stait, Dainford and Waverley Council, dated January 1991.

Report of the Independent Commission Against Corruption on Investigation into Sutherland Licensing Police, dated February 1991.

9 QUESTIONS

10 APPOINTMENT OF TEMPORARY CHAIRMEN OF COMMITTEES

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

John David Booth
Mervyn Leslie Hunter
John Henry Murray
Andrew Arnold Tink
Roger Corfield Anson Wotton

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

11 LAW OF EVIDENCE BILL

Mr Greiner 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.

12 THE GOVERNOR'S OPENING SPEECH

Mr Speaker reported that the House had yesterday attended the Governor in the Legislative Council Chamber, when His Excellency had been pleased to deliver an Opening Speech to both Houses of Parliament. Mr Speaker laid upon the Table a copy of the Speech and ordered that it be recorded in the Votes and Proceedings, as follows:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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HONOURABLE MEMBERS OF PARLIAMENT HERE ASSEMBLED,

You have been called together to consider my Government's legislative and financial proposals for the Fourth Session of the 49th Parliament of New South Wales.

Very difficult and challenging times are before us. Foremost in our minds is the calamity of the Gulf War where we, as a nation, pray for a quick cessation of hostilities and the safe return of our servicemen and women.

Domestically, the most immediate challenge facing Australia lies in tackling the economic problems which have been triggered by the deep national recession. New South Wales must play its part in helping the nation recover from this economic downturn, as well as contributing to the national effort which has been commenced jointly by the Commonwealth Government and those of the States and Territories to address the causes of Australia's economic malaise.

The top priority for the New South Wales Government will be to maintain and to extend the financial and management gains of the past three years.

The key policy objectives of the Government over the past three years remain fundamentally important objectives for the year ahead—

- * reduced State debt,
- * a leaner and more effective public sector,
- * a balanced budget, and
- * a reordering of spending priorities to emphasise basic services such as health, law enforcement and education.

For its part, the New South Wales economy has so far escaped the severe market downturn which is being experienced in other States.

This relatively stable position can, to a large extent, be attributed to prudent management which the New South Wales Government has actively pursued in the public sector and the economy as a whole.

However, the impact of the recession has significantly reduced revenue available to the Government this financial year and expenditure restraint therefore remains crucial.

Against this background, the Government has already foreshadowed that there will be very few, if any, new spending initiatives until the economy improves, save those achieved by reordering priorities.

MICROECONOMIC REFORM

My Government fully supports national microeconomic reform as an urgently-needed measure to make the Australian economy more competitive and flexible. The Government took a prominent role at the October 1990 Special Premiers' Conference which focussed on this issue.

The Conference was unique in the history of Commonwealth-State relations. For the first time, all Government leaders recognised that Australia is facing serious and fundamental structural problems, the resolution of which require the co-operation of all Governments.

The New South Wales Government stands committed to facilitating progress on the reforms begun at the Conference.

New South Wales will continue to play a leading role in securing a national approach to regulation and licensing, as well as electricity supply, rail freight and road charging on the agreed timetable. It is also crucial that genuine and substantial progress be made on Commonwealth-State financial reform and reduction of administrative duplication.

Continued structural reform of Government Trading Enterprises and the markets within which they operate are key elements of this State's reform program.

The focus of New South Wales has been on delivering better services more efficiently to customers and clients by realistic competition and efficient pricing of goods and services.

Reforms of this calibre will enable my Government to contain costs to families and industry to the maximum extent possible.

In the 1990-91 Budget Speech, the Government announced major reform of several Government Trading Enterprises—the Electricity Commission of New South Wales, the Forestry Commission, the State Transit Authority, the Hunter Water Board and the Fish Marketing Authority. This program will continue and will be expanded. Substantial work is already underway in several of the irrigation districts, the Public Works Department, the interstate freight and Trackfast operations of the State Rail Authority, the Waste Management Authority and the Commercial Services Group, which have already produced significant improvements in productivity.

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In the first three years of this Government's administration, employment in the seven largest non-financial trading enterprises will have fallen by 22 per cent and labour productivity risen by 35 per cent, with overall output in each case either remaining steady or expanding. Without these enormous gains in efficiency Government charges could not have been held on average to well below the CPI over the period.

INDUSTRIAL RELATIONS AND TRAINING

My Government will pursue labour market reform as a key component of microeconomic reform. In the face of a recession, this is essential for job retention and job creation.

The Government has been successful in introducing legislation which will enable enterprise bargaining. The Government now intends to reintroduce other elements of its industrial relations reform strategy which will provide for voluntary unionism, remedies against secondary boycotts and accountability of employer and employee organisations.

The establishment of the TAFE Commission and the Vocational Education and Training Accreditation Board give further substance to the Government's reforms in the training and further education sphere consistent with national developments over the last eighteen months.

Full co-operation is being given to a review of training and labour market programs following on from the Special Premiers' Conference. This will aim at further improving co-ordination and rationalisation of training and labour market responsibilities between State and Federal Governments, and ensuring active development of the training market.

The Government intends that in this environment the TAFE Commission will be a leader in providing quality technical and further education opportunities to individuals. By serving the particular needs of industry, TAFE will boost employment prospects for individuals.

TAFE's role as an important provider of second chance education opportunities has not been forgotten. The new exemptions policy will allow access to TAFE for students whose financial circumstances would otherwise preclude their participation.

LAW AND JUSTICE

My Government maintains its ongoing commitment to the proper administration of justice in the State and to the protection of its citizens. A record amount of more than one billion dollars has been allocated to the Police Service in 1990-91, an increase of 13.2 per cent from last year.

To further consolidate the Government's strategy of police working closely with local communities, beat policing will continue to be progressively extended throughout the State, with the aim of having 1,000 police "on the beat" in 113 police patrols by the end of 1991.

The Government's commitment to increase the number of police in New South Wales by 1,600 during its first term of office has been fulfilled.

As part of ongoing initiatives to strengthen management skills within the Police Service, the Government will introduce legislation to permit the Chairman of the Police Board to be appointed on either a full-time or a part-time basis. The legislation will also increase the size of the Board by two to allow appointment of a greater range of people.

The electronic recording of police interviews with suspected persons commenced recently at the new City of Sydney Police Station and will be progressively extended to other selected police stations throughout the State during the year. It has been well received by the Police Service and will serve to protect the rights of citizens and the reputations of ethical police officers.

Through the establishment of the Independent Commission Against Corruption and the introduction of codes of conduct, the Government has emphasised the high premium it places on the integrity of public officials. Legislation will be introduced to strengthen the law relating to bribery and other forms of official corruption and abuse of office by consolidating and extending the common and statute law on official misconduct, which has proved to be inadequate in the past.

The Government continues in its resolve to improve the State's Coronial system. Further amendments to the Coroner's Act are anticipated following the submission of a report by the State Coroner dealing with the Coronial system. These amendments will make the Coronial system more efficient, effective and responsive.

New initiatives will be presented in the area of tort law, with major reforms proposed for personal injury and occupational liability laws. The Personal Injury Liability Bill and the Occupational Liability Bill are being reviewed in light of public comment and will be reintroduced. This legislation will ensure the availability of both affordable tort liability insurance and reasonable levels of compensation for injured plaintiffs, as well as encouraging risk minimisation and effective risk management.

Significant changes will be made to the Search Warrants Act by tightening up the application of the Act to provide for the protection of the rights of the citizen whilst allowing Police proper powers of search. Changes are also proposed to the Listening Devices Act to facilitate co-operation between the

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
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Federal and State Police and clarify issues relating to the admission of evidence and the necessary authorisation process for the use of listening devices.

The Government believes that meaningful and productive work should be provided to all in the prison system. Current programs are being expanded and, in the coming months, over 1,000 new prisoner work positions will be created and 85 new prison industries staff employed.

It is also an aim of the Government to ensure that the safest possible environment is created for prison staff and inmates. Renewed efforts will be made to reduce further the incidence of drugs and other contraband in our jails.

Continued construction of new prisons will focus on reducing the long-standing problem of prison overcrowding. The 300 cell maximum security Lithgow Correctional Centre was opened in December, 1990, representing the first major achievement of this program.

Tenders have been called for the private design, construction and management of a 600 bed prison at Junee. The private sector will also be invited to participate in other prison services as a way of introducing modern and more efficient management practices in the prison system.

HEALTH

Upgrading the health system continues to be the Government's top budget priority. Substantial increases in capital works funding are facilitating the reconstruction of the public health system and the increased provision of health facilities in areas of high population growth.

Proposals for a new and updated Public Health Act will be reintroduced into Parliament this session.

My Government initiated and is co-operating with the Commonwealth Government and other State Governments in the National Health Strategy Review. The Government is hopeful that the review will assist in creating a more efficient, effective and equitable health system, including greater involvement of the private sector in providing health care services.

A comprehensive range of strategies for rural health services is being developed in New South Wales to permit greater access by country people to high quality medical care.

Measures to assist with staffing of the public hospital system will continue and there will be ongoing assistance for overseas trained doctors to gain registration in New South Wales through the development of appropriate bridging courses.

The Government's program of upgrading neonatal services will be completed in 1991 by the provision of a further six level-three ventilator cots, achieving the 1991 target of 60 set by the Shearman Report on Maternity Services.

SCHOOL EDUCATION

School education in New South Wales is entering a period of consolidation after two rounds of major reform.

The Government recognises that the key to quality education lies not solely with reform strategies, but with the commitment of individual teachers in the classroom.

Recruitment, training and professional development of teachers are critical issues in guaranteeing that our schools can equip their students to meet the demands of a complex and changing world.

In implementing the thrust of the major policy which was released last year, the Government is working with teachers, teacher educators and higher education institutions to develop different and more effective models of pre-service and in-service teacher education.

The recently established Board of Studies will continue developing new syllabuses more appropriate to the curriculum requirements set out in the Education Reform Act, 1990, and the Government's policy document on the curriculum, Excellence and Equity. This will be particularly relevant in secondary education.

The policy of consultation and communication with key educational interest groups will continue as devolution of responsibility and accountability to regions and schools proceeds and the development of self-managing schools is pursued. The Government is concerned to improve parent and community involvement in education by increasing the authority of local school administrators.

As part of the Government's commitment to diversity in forms of school organisation, a new technology high school at Cherrybrook has commenced as a joint initiative of the Department of School Education and IBM.

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The access of secondary school students to the teaching of priority languages has been enhanced this year through the designation of sixteen specialist language high schools.

TRANSPORT

The Government recognises that the existence of a first-class road network is an essential ingredient for improving Australia's economic performance. This year's allocation of \$1.708 billion to the Roads and Traffic Authority represents an increase of 12.1 per cent over last year's allocation.

Major works projects on the Hume Highway at Gunning, Goulburn and Mittagong are well underway with substantial progress being made on the Pacific Highway on the Tweed Heads Bypass and Herons Creek Deviation.

The Government will continue to pursue road safety initiatives aimed at further reducing the State's road toll, which in 1990 reached its lowest level since 1957. Initiatives in this area include the banning of radar detection and jamming devices, an extensive social awareness campaign, increased penalties for speeding, and the development of a long-term Road Safety Strategy to the year 2000.

As to the future direction of national reform strategies, New South Wales is committed to the agreements on rail and road reform which were reached at the Special Premiers' Conference.

In particular, the Government will work to facilitate the agreed timetable being met for establishment of the proposed National Rail Freight Corporation and the arrangements to proceed on road pricing reform.

For interstate rail freight, the proposed reforms signal a new era for better customer service, improved financial performance and a reduction of heavy vehicles on our roads.

At State level, wide-ranging management reforms in the public transport area have continued to achieve tangible results.

For the State Rail Authority, reform initiatives have enabled considerable productivity gains which have assisted a major shift of resources to concentrate on necessary infrastructure improvements. In this process, the Government has committed \$2.6 billion to replace obsolete equipment and to rebuild the rail system to world-class standards.

The Government has recognised the strong community support for a rail service to major regional centres and efficiency improvements have now made possible the reintroduction of upgraded services. The Explorer program will see new services introduced to Moree, Armidale and Canberra in late 1992/early 1993.

XPT services to Melbourne will be introduced in 1993 and this will bring a new era of comfort and convenience to this important interstate route.

In the passenger transport area, recent legislation has set the framework for major efficiency and service quality reforms in the taxi, hire car, bus and ferry industries. Work is well advanced in developing, jointly with industry representatives, the necessary mechanisms such as accreditation standards and performance contracts to achieve effective reforms.

ENVIRONMENT, PLANNING AND LOCAL GOVERNMENT

My Government remains committed to the protection of our natural environment.

In particular, the Government will continue to pursue leading edge initiatives to permit a rational resolution of conflicts about land use and natural resource management.

The Government will also seek to minimise the duplication of environmental protection functions currently performed by Local, State and Commonwealth Governments as a first step towards developing coherent and co-ordinated environmental policies and management strategies.

An integral player in the Government's policy direction will be the new Environmental Protection Agency, which will be established and will commence operations later this year. The Agency will bring together various elements of existing Government activity and new initiatives so that a more rational and effective approach is instituted towards co-ordinating the regulation, enforcement and research on environmental improvement.

New South Wales is working with Queensland to find appropriate dispute resolution mechanisms and, with all the States and the Commonwealth Government, to seek ways of improving resource security so that large value-adding, employment-generating investment can occur.

Following on from the Special Premiers' Conference, New South Wales will co-operate with the Commonwealth Government and other States to develop an Intergovernmental Agreement on the Environment aimed at clarifying the roles of the respective governments and other crucial issues such as the need for a national approach to environmental impact assessment.

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Applications for grants from the three Environmental Trust Funds established last year have been invited. The first grants for environmental education, research, and restoration and rehabilitation projects will be made in August. An emergency clean up fund for environmental spills has been established.

Further substantial progress in the clean up of our beaches, harbour and rivers will be made this year.

The commissioning of the Malabar and North Head ocean outfalls has resulted in significant improvements in water quality on Sydney's beaches. The Bondi outfall will be operating by August this year.

The \$300 million Coastal Waters Strategy will ensure that the most effective technologies are chosen to continue the clean up of the ocean and our beaches.

A \$760 million, 6-year program has also begun to improve the quality of drinking water by upgrading water treatment plants in the Sydney, Blue Mountains and Illawarra areas. Particular attention will be given to the Hawkesbury-Nepean River system to ensure that the highest standards of environmental integrity are maintained whilst accommodating urban growth.

Legislation will be introduced to reconstitute the Coastal Council of New South Wales. The Council will oversee and monitor the NSW Coastal Policy, and will ensure that matters in coastal areas are considered in a balanced manner.

Fundamental reform of local government has been targeted as a major initiative in the Government's regulatory reform program.

The Government is convinced that councils should be exposed to the same level of fundamental changes regarding integrity, accountability, financial and operating management as have been successfully introduced at State level. As a first step towards this goal and following completion of Stage 1 of the Local Government Act review, legislation dealing with the functions and powers of councils will be presented to the Parliament.

RESOURCES AND RURAL MATTERS

The Government is aware of the difficult and anxious times faced by rural communities as the national recession deepens. Options are being developed to assist rural industries and improved advisory and counselling services are being introduced to help individual farmers better identify technical and economic strategies to cope with this situation.

Reflecting its continuing commitment to managing our river systems on a sustainable basis, the Government will undertake further initiatives to protect and rehabilitate our riverine and flood plain environments, whilst also ensuring that the viability of agriculture and industry reliant on access to riverine resources is maintained.

To achieve this objective, during 1991 the Government will release a State Rivers Policy focussing on the protection and management of specific types of resource values and amenities such as scenic, recreational, ecological or agricultural values. This will include initiatives for the management of wetland, instream and riparian resources.

The introduction of the Catchment Management Act last year was a milestone for community participation in land management. In line with this strategy, 150 Landcare and Dunecare Groups have already been set up and this number will be significantly increased during the year.

In an historic agreement, the Government has joined with irrigators for the funding of work to enlarge the Pindari Dam on the Severn River. This will increase the dam's capacity nearly ten-fold for a total cost of some \$76 million. Of this, \$36.5 million will be contributed by irrigators over time through increased water charges.

The reform of the law on government acquisition of privately owned land is a Government priority. It is proposed that the legislation will introduce a uniform system for compulsory acquisition of private property, with compensation to be based on "Just Terms" principles. An exposure draft of a proposed Bill has been released for public comment and will be presented to Parliament when the consultation process has been completed.

In the aftermath of last year's devastating floods, work will commence to reconstruct and upgrade the Nyngan levee so that the town is more adequately protected from future floods.

With the help of local councils, the Government will also undertake a reconnaissance audit of the safety of all urban levees throughout the State.

To maintain the momentum of reforming the State's public sector and to give real benefits to the people of New South Wales, further reforms of the electricity industry will be implemented during the coming session of Parliament.

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The Government has reached agreement with the Commonwealth Government on a balanced settlement of issues in the south east forests of the State. This includes significant new park and reserve areas as well as ensuring continuity of supply for a restructured forest industry in the region. It is expected that these new reserves will be created during this session of Parliament.

In its continuing plantation programs, the Forestry Commission will plant some 3,200 hectares of new *Pinus radiata* plantations, a further 1,400 hectares of replanting following final harvest and 80 hectares of eucalypt plantation. In all, about 6 million trees will be planted.

Regulatory reform in the agricultural sector remains a key priority. The Fisheries and Oyster Farms Act 1935, will be replaced with new fisheries management legislation, emphasising the long-term sustainability of the fishing industry and the protection of fisheries environments. Input will be sought from all affected groups prior to finalising the proposed legislative changes.

Sensitive to the continuing pressures for Australian industry to be internationally competitive, the Government is also reviewing the operations of the various statutory marketing bodies for agricultural products, and legislative reform will be undertaken this year.

BUSINESS AND DEVELOPMENT

The Government will foster a stable and productive environment conducive to business investment and development, both in urban and country regions.

Integral to this objective is the Government's commitment to boosting the State's goods and services exports as well as generating increased employment by drawing the lion's share of foreign investment coming to Australia. Investment will be actively sought from the key economies with the intention of further internationalising the New South Wales economy.

The Government will bring forward legislation to abolish stamp duty on transfer of shares in listed companies effected on the stock exchange. This action will help ensure that the local stock exchange can compete for business on a level basis with overseas exchanges.

Legislation will also be introduced this session to permit the formation of limited liability partnerships, incorporating features of both companies and partnerships. This will facilitate investment, including venture capital and the establishment and operation of small businesses.

In the first half of this year, the Government will be releasing a major statement on economic development and this will outline expectations for the New South Wales economy in the coming year.

Reforming unnecessary or inappropriate intervention in market operations is central to the Government's policy of microeconomic reform.

The Government will maintain its commitment to the reduction of unnecessary red tape through the phased review of regulations. The interests of both business and consumer alike will be important considerations in this process.

Small business, in particular, has been hard hit by the recession. My Government has responded by upgrading the services to small business. Specialised training programs, workshops and publications are being introduced. More than 10,000 small business people will benefit from these programs.

The Government is committed to regional development and decentralisation and wants to promote the growth of business and communities in country regions. The relocation of the Head Office of NSW Agriculture and Fisheries to Orange will provide a major boost to the economy of the State's Central West, with significant long-term employment opportunities for local people.

Other new measures will be fostered by Regional Development Boards which have now been established across the State. These Boards will also have an input in advising on further targeted initiatives to promote economic growth in country areas. These measures will form the basis of a proposed New South Wales Country Strategy due for release later this year.

HOUSING

Responding to the ongoing problems with housing affordability and availability in the Sydney region, my Government is continuing to implement strategies specifically designed to help homeseekers. This work is largely being pursued through making more land available and special programs to increase home ownership and public and private rental opportunities.

Particular emphasis is being given to dealing with the problems of youth homelessness and housing for the elderly.

Total housing opportunities under these programs are expected to rise from 67,000 families assisted last financial year to more than 72,000 this year.

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Additionally, the Government's Homefund program is projected to increase the number of loans from 14,680 in 1989-90 to 16,900 this financial year. The total value of these loans is likely to rise from \$1.2 billion to \$1.5 billion.

In the medium-term, the Government plans the release of nearly 150,000 residential land lots located in the Rouse Hill and South Creek sectors West Menai, South Penrith, Scheyville and other areas already identified for urban development.

Such land releases will be subject to extensive planning and environmental assessment procedures to ensure that residential development does not proceed at the expense of the environment.

A package of reforms designed to facilitate the development of relocatable home parks will be presented for Parliament's consideration.

During the year, the Government will undertake a major review of the regulatory framework covering the real estate industry.

COMMUNITY SERVICES

My Government reaffirms its strong commitment for practical measures aimed at supporting and strengthening families.

The "Family Pledge" made last year will be maintained by ensuring that price increases in the coming year on a range of essential government services are frozen in real terms. This has been made possible by passing on the benefits achieved through continued structural reform of Government Trading Enterprises in the transport and energy areas.

Protection of our children from physical abuse and neglect is an issue of concern which can never be undervalued. Following a 4-year community awareness program on child sexual assault, the Child Protection Council has completed its report on the physical abuse and neglect of children and the Government is carefully examining the recommendations which have been put forward.

Effectiveness of the policies covering juvenile justice will continue to be watched closely. The policy of diverting young offenders from detention is working successfully in cases where a community-based sentencing option is appropriate.

Equally, the Government is aware of the need to maintain proper detention facilities to cater for young people who commit serious crimes. The completion of the \$14.3 million high security unit at Kariong later this year will provide a secure and rehabilitative environment for serious young offenders.

As a special initiative to alleviate the problem of homeless young people, the Government has made available \$10 million this financial year for the purchase of residential properties which are being leased to voluntary agencies for long-term accommodation of the young and homeless.

The Ethnic Affairs Commission has developed a strategic plan to improve access for people of non-English speaking background to key public sector services. Education, health, housing and the law have been targeted as priority areas under the plan.

SPORT, TOURISM AND THE ARTS

Sydney's bid for the Olympic Games 2000 is still under consideration but is dependent on adequate financial support being forthcoming from the Federal Government.

Planning in the tourism industry has been given a significant boost through release of the NSW Tourism Development Strategy. This blueprint for change is designed to identify and better co-ordinate tourism opportunities which exist in our State.

To bring the arts and cultural amenities to even greater numbers of our citizens, the Government will support new strategies to take the arts to Western Sydney and facilitate touring by city-based companies.

An integral part of that process will be the review of funding the festivals to make better use of available resources, with three major activities—the Festival of Sydney, Carnivale and the Biennale of Sydney—combining in a single exciting celebration of strong international and local appeal.

On the initiative of the Government, a new centre for the visual arts, better known as the Gunnery in Woolloomooloo, is being established. Further, a Writer's Centre is being established in Rozelle to assist New South Wales authors.

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HONOURABLE MEMBERS OF THE PARLIAMENT OF NEW SOUTH WALES,

It has been my pleasure to present to you, for the first time, my Government's proposals for this session of Parliament.

I now leave you to get on with the important task entrusted to you by the people of New South Wales.

Mr Packard moved, and Mr Fraser seconded the motion, 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:

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 on 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.

Ms Nori moved, That this debate be now adjourned.

Question put and passed.

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

13 VACANCY IN THE REPRESENTATION OF THE STATE IN THE
SENATE OF THE COMMONWEALTH OF AUSTRALIA

Madam Deputy Speaker reported the following message from the Legislative Council:

Mr SPEAKER

The Legislative Council, having taken into consideration the Legislative Assembly's message dated 21 February 1991, agrees to meet the Assembly for the purpose of sitting and voting together to choose a person to hold the place in the Senate rendered vacant by the resignation of Senator the Honourable Peter Baume, in the Legislative Council Chamber, today, Thursday 21 February 1991, at 3.00 p.m.

Legislative Council
21 February 1991

JOHN JOHNSON
President

Ordered, by Madam Deputy Speaker, That the joint sitting with the Legislative Council for the election of a Senator of the Commonwealth of Australia be set down as an Order of the Day for a later hour of the day.

14 SUSPENSION OF STANDING ORDERS

Mr Dowd moved, That so much of the Standing Orders be suspended as would preclude the Order of the Day for the resumption of the debate on the Address in Reply being postponed to allow the—

Constitution (Legislative Council) Amendment Bill
Constitution (Referendum) 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.

Debate ensued.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 February 1991

The House divided.

Ayes 50

Mr Andrews
Mr Armstrong
Mr Baird
Mr Berry
Mr Books
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Mr Glachan
Mr Graham
Mr Greiner
Mr Griffiths
Mr Hay

Mr Keegan
Mr Kerr
Mr Longley
Miss Machin
Mr Matheson
Mr Merton
Mr Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Petch
Mr Photios
Mr Pickard
Ms Read
Mr Rixon
Mr Roberts
Mr Schipp

Mr Schultz
Mr Small
Mr Smith
Mr Tink
Mr Turner
Mr Webster
Mr West
Mr White
Mr Wotton
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 45

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Arkell
Mr Cleary
Mr Davoren
Mr Doyle
Mr Face
Miss Fraser
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter

Mr Irwin
Mr Knight
Mr Knowles
Mr Langton
Mr Lovelee
Mr McManus
Mr Markham
Mr Mills
Mr H. P. Moore
Ms Moore
Mr Moss
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price

Mr Primrose
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Welsh
Mr Whelan
Mr Yeadon.

Tellers

Mr Beckroge
Mr Christie

Pairs

Mr Booth
Mr Hartcher
Mr Park

Mr Carr
Mr Martin
Mr J. H. Murray

And so it was resolved in the affirmative.

15 CONSTITUTION (LEGISLATIVE COUNCIL) AMENDMENT BILL

Mr Dowd, on behalf of Mr Greiner, moved, That leave be given to bring a bill for an Act:

- (a) to reduce the number of politicians in the Legislative Council and to reduce their maximum term of office; and
- (b) to apply to the Legislative Council the same method of filling casual vacancies as applies to the Senate.

Question put and passed.

Bill presented and read a first time.

Mr Dowd 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.

16 CONSTITUTION (REFERENDUM) BILL

Mr Dowd, on behalf of Mr Greiner, moved, That leave be given to bring a bill for an Act to provide for the holding of a referendum on the Bill entitled "A Bill for an Act:

- (a) to reduce the number of politicians in the Legislative Council and to reduce their maximum term of office; and
- (b) to apply to the Legislative Council the same method of filling casual vacancies as applies to the Senate".

Question put and passed.

Bill presented and read a first time.

Mr Dowd 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
21 February 1991

SUPPLEMENTARY ANSWER—RECORDS OF THE HOUSE

The Attorney General in proceeding to give a supplementary answer to a question without notice, asked this day, concerning an escapee from Malabar Training Centre—

Ordered, on motion of Mr Dowd (by leave), That all reference to the name of the escapee be expunged from the records of the House.

Mr Speaker left the Chair at 2.49 p.m.

Mr Speaker resumed the Chair upon the ringing of one long bell at 2.56 p.m.

17 VACANCY IN THE REPRESENTATION OF THE STATE IN THE
SENATE OF THE COMMONWEALTH OF AUSTRALIA

(1) The Order of the Day having been read, Mr Speaker informed the House that the time had arrived for this House to proceed to the Legislative Council Chamber to meet with the Legislative Council for the purpose of sitting and voting together to choose a person to hold the place in the Senate of the Commonwealth of Australia rendered vacant by the resignation of Senator the Honourable Peter Baume.

Whereupon the House proceeded to the Legislative Council Chamber to meet the Legislative Council.

And being returned—

Mr Speaker resumed the Chair upon the ringing of one long bell at 3.15 p.m.

(2) Mr Speaker reported that the House had met with the Legislative Council in the Legislative Council Chamber, this day, for the purpose of sitting and voting together to choose a person to hold the place in the Senate of the Commonwealth of Australia rendered vacant by the resignation of Senator the Honourable Peter Baume and that John William Tierney had been duly chosen to hold the vacant place.

(3) Mr Speaker laid upon the Table—Minutes of the Proceedings of the Joint Sitting of the Houses of Parliament of New South Wales to choose a person to hold the place in the Senate rendered vacant by the resignation of Senator the Honourable Peter Baume.

Ordered to be printed

18 THE GOVERNOR'S OPENING SPEECH

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

To 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.

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.

Mr Davoren moved, That this debate be now adjourned.

Question put and passed.

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 February 1991

19 ADJOURNMENT

Mr Baird moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 4.16 p.m., until Tuesday 26 February 1991, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 3

TUESDAY 26 FEBRUARY 1991

1. PETITIONS

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

Mr Cochran—from certain citizens requesting support to retain the three tier Aboriginal Land Council structure.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Mr Unsworth—from certain citizens opposing certain Roads and Traffic Authority proposals for the Princes Highway between Rockdale and Banksia.

Mr Price and Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Shedden—from certain citizens opposing a proposal to locate two high temperature incinerators at Chullora.

Mr Unsworth—from certain citizens requesting that the level of grants for adult leisure learning services be maintained.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr Unsworth—from certain citizens opposing the proposed downgrading of Rockdale Police Station.

Mr Harrison and Mr Rumble—from certain citizens opposing the diversion of effluent flow from the Port Kembla catchment area.

Mrs Cohen—from certain citizens requesting the establishment of a screening unit at Westmead Hospital and screening vans in Western and South Western Sydney for breast cancer.

Mr H. F. Moore—from certain citizens requesting the upgrading of Wyong Railway Station.

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Beck—from certain citizens opposing any mining of the seabed off Tweed Heads and Byron Bay.

Mr Hatton—from certain citizens requesting the continuation of the Albion Park rescue and emergency helicopter service.

2 NOTICES OF MOTIONS

3 PAPERS

(1) Mr Greiner laid upon the Table—

Statistical Return in respect of the By-election in the Electoral District of Coffs Harbour held on 3 November 1990.

Statistical Return in respect of the By-election in the Electoral District of Macquarie Fields held on 3 November 1990.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
26 February 1991

Report and Determination on the Remuneration of the Deputy General Manager of the Homebush Abattoir Corporation pursuant to section 14 of the Statutory and Other Offices Remuneration Act 1975, dated 11 December 1990. (Gazette 174/1990.)

Report and Determination on the Salary for the Office of Chairperson, Victims Compensation Tribunal pursuant to section 14 of the Statutory and Other Offices Remuneration Act 1975, dated 18 January 1991. (Gazette 18/1991.)

Debits Tax Act 1990—Debits Tax Regulation 1990—clauses 1 to 3. (Gazette 174/1990.)

Land Tax Management Act 1956—Land Tax Regulations—substituted regulation 3A, omission of regulation 3B. (Gazette 174/1990.)

Public Authorities (Financial Arrangements) Act 1987—

(a) Public Authorities (Financial Arrangements) Investment Powers Regulation 1990—amendment of clauses 7, 8, schedules 1 to 3. (Gazette 3/1991.)

(b) Public Authorities (Financial Arrangements) General Regulation 1990—amendment of clause 4. (Gazette 174/1990.)

Referred to the Printing Committee.

(2) Mr Murray laid upon the Table—

State Roads Act 1986—notifications of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for road purposes, at—

Bangalow. (Gazette 16/1991.)

Cammeray. (Gazette 183/1990.)

Cowper. (Gazette 8/1991.)

Dubbo. (Gazette 28/1991.)

Elderslie. (Gazette 28/1991.)

Erambie. (Gazette 20/1991.)

F4 Freeway between Hackney Street and Reservoir Road. (Gazette 28/1991.)

Figtree. (Gazette 28/1991.)

Parramatta. (Gazette 183/1990.)

Port Macquarie. (Gazette 169/1990.)

Queenscliff. (Gazette 8/1991.)

Richmond. (Gazette 161/1990.)

Rossmore. (Gazette 28/1991.)

Stevens Flat. (Gazette 183/1990.)

St Marys. (Gazette 20/1991.)

Sutton. (Gazette 28/1991.)

Wallerawang. (Gazette 161/1990.)

Wright's Creek. (Gazette 20/1991.)

Yass. (Gazette 20/1991.)

Traffic Act 1909—Motor Traffic Regulations 1935—amendment of regulations 5, 34, schedule K, substituted regulations 137, 138. (Gazettes 167/1990 (2), 174/1990.)

Referred to the Printing Committee.

(3) Mr Dowd laid upon the Table—

Report of the Law Society for year ended 30 June 1990.

Report of Committees of the Law Society for 1990.

Australian Mutual Provident Society Act 1988—Australian Mutual Provident Society Regulation 1990—clauses 1 to 3. (Gazette 180/1990.)

Compensation Court Act 1984—Compensation Court Rules 1990—parts 1 to 35, amendment of rule 49G. (Gazettes 167/1990, 183/1990.)

Confiscation of Proceeds of Crime Act 1989—Confiscation of Proceeds of Crime Regulation 1991—clauses 1 to 13, schedules 1, 2. (Gazette 11/1991.)

Coroners Act 1980—Coroners Regulation 1980—substituted clause 4. (Gazette 167/1990.)

District Court Act 1973—

(a) District Court (Fees) Regulations—substituted regulation 8. (Gazette 174/1990.)

(b) District Court Rules 1973—amendment of part 51A. (Gazette 8/1991.)

Dust Diseases Tribunal Act 1989—Dust Diseases Tribunal Rules—amendment of rule 3. (Gazette 123/1990.)

Justices Act 1902—

(a) Justices Act (General) Regulations—substituted schedule. (Gazette 174/1990.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
26 February 1991

(b) National Parks and Wildlife (Short Description of Offences) Regulation 1989—amendment of clause 2, substituted schedule 1. (Gazette 18/1991.)

(c) Passenger Transport (Short Description of Offences) Regulation 1990—clauses 1 to 3, schedule 1. (Gazette 152/1990.)

Land and Environment Court Act 1979—Land and Environment Court (Fees) Regulation—substituted schedule 1, omission of clause 6. (Gazette 174/1990.)

Local Courts (Civil Claims) Act 1970—Local Courts (Civil Claims) Rules 1988—amendment of part 2. (Gazette 174/1990.)

Registration of Births, Deaths and Marriages Act 1973—Registration of Births, Deaths and Marriages Regulations 1973—substituted schedule. (Gazette 174/1990.)

Supreme Court Act 1970—

(a) Supreme Court (Fees and Percentages) Regulations—substituted schedule. (Gazette 174/1990.)

(b) Supreme Court Rules 1970—amendments 248 to 250. (Gazettes 148/1990, 167/1990, 174/1990.)

Trustee Companies Act 1964—Trustee Companies Regulation 1980—amendment of clauses 5A, 7, substituted schedule 1. (Gazette 167/1990.)

Referred to the Printing Committee.

(4) Mr West laid upon the Table—

Crown Lands Act 1989—notifications of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for the following purposes, at—

Balranald—fisheries. (Gazette 16/1991.)

Batemans Bay—public recreation ground. (Gazette 174/1990.)

Barellan—public health purposes. (Gazette 174/1990.)

Referred to the Printing Committee.

(5) Mr Pickard laid upon the Table—

Energy Administration Act 1987—Energy Administration (General) Regulation 1987—clause 5. (Gazette 152/1990.)

Mining Act 1973—Mining Regulations 1974—amendment of regulation 36.
(Gazette 152/1990.)

Referred to the Printing Committee.

(6) Mr Causley laid upon the Table—

Report of the Department of Water Resources for the year ended 30 June 1990, volumes 1 and 2.

Referred to the Printing Committee.

4 QUESTIONS

5 SUSPENSION OF STANDING ORDERS—SENIOR EXECUTIVE SERVICE

Mr Carr moved, That so much of the Standing Orders be suspended as would preclude the consideration forthwith of the following motion, namely: That this House condemns the Premier for allowing wastage of taxpayers' money, especially with respect to the salary packages for members of the Senior Executive Service, rather than directing resources to wider community needs.

Question put.

The House divided.

Ayes 46

Ms Allan
Mr Aquilina
Mr A. S. Aquilina
Mr Arkell
Mr Carr
Mr Cleary
Mr Davoren
Mr Doyle
Mr Face
Miss Fraser
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter
Mr Irwin
Mr Keegan

Mr Knight
Mr Knowles
Mr Langton
Mr Lovelee
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. P. Moore
Ms Moore
Mr Moss
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price
Mr Primrose

Ms Read
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Walsh
Mr Welsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
26 February 1991

Noes 54

Mr Andrews	Mr Hartcher	Mr Schipp
Mr Armstrong	Mr Hay	Mr Schultz
Mr Baird	Mr Kerr	Mr Small
Mr Berry	Mr Longley	Mr Smiles
Mr Books	Miss Machin	Mr Smith
Mr Causley	Mr Matheson	Mr Tink
Mr Chappell	Mr Merton	Mr Turner
Mr Cochran	Dr Metherell	Mr Webster
Mrs Cohen	Mr Moore	Mr West
Mr Collins	Mr Morris	Mr White
Mr Cruickshank	Mr Murray	Mr Wotton
Mr Dowd	Mr Packard	Mr Yabsley
Mr Downy	Mr D. L. Page	Mr Yeomans
Mr Fahey	Mr Park	Mr Zammit
Mr Fraser	Mr Peacocke	
Mr Glachan	Mr Petch	Tellers
Mr Graham	Mr Photios	
Mr Greiner	Mr Pickard	Mr Beck
Mr Griffiths	Mr Rixon	Mr Phillips

Pairs

Mr J. H. Murray

Mr Booth

And so it passed in the negative.

6 QUESTIONS (continuation of entry No. 4).

7 THE GOVERNOR'S OPENING SPEECH

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

To 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.

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.

It being 5.30 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.

9 THE GOVERNOR'S OPENING SPEECH

Resumption of the interrupted debate on motion of Mr Packard, That the Address in Reply to the Governor's Opening Speech be now adopted by this House.

Mr Morris moved, That this debate be now adjourned.

Question put and passed.

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
26 February 1991

10 REGULATION REVIEW COMMITTEE—

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 Mr Shaw be appointed as a member of the Regulation Review Committee in the place of Mr Vaughan, resigned.

Legislative Council
26 February 1991

JOHN JOHNSON
President

11 ADJOURNMENT

Mr Peacocke moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.30 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

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 4

WEDNESDAY 27 FEBRUARY 1991

1 PETITIONS

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

Mr Markham—from certain citizens requesting support to retain the three tier Aboriginal Land Council structure.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Mr Shedden—from certain citizens opposing a proposal to locate two high temperature incinerators at Chullora.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr Harrison and Mr Rumble—from certain citizens opposing the diversion of effluent flow from the Port Kembla catchment area.

Mrs Cohen—from certain citizens requesting the establishment of a screening unit at Westmead Hospital and screening vans in Western and South Western Sydney for breast cancer.

Mr H. F. Moore—from certain citizens requesting the upgrading of Wyong Railway Station.

Mr Harrison and Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Harrison—from certain citizens requesting the continuation of the Albion Park rescue and emergency helicopter service.

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mr Yeadon—from certain citizens opposing the proposed tollway charge on the F4 Western Sydney Freeway.

Mr Hunter—from certain citizens requesting the continuation of suburban rail services within the Hunter and Lake Macquarie regions.

2 NOTICES OF MOTIONS

3 PAPERS

(1) Mr Schipp laid upon the Table—

Housing Act 1912—revocation of notification declaring an area to be a housing area at East Sydney, Darlinghurst and Woolloomooloo. (Gazette 109/1989.)

Housing Act 1976—notifications of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for the following purposes, at—

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 February 1991

Carrington—pensioner housing. (Gazette 183/1990.)
East Maitland—pensioner housing. (Gazette 21/1990.)
Erskine Park—public highway. (Gazette 24/1990.)
Moruya—pensioner housing. (Gazette 24/1990.)
Tuncurry—pensioner and general housing. (Gazette 16/1991.)

Housing Acts—Public Works Act 1912—erratum notice concerning the notification of acquisition of land at Narrabeen for housing purposes, published in Gazette 162/1986. (Gazette 109/1989.)

Referred to the Printing Committee.

(2) Mr Baird laid upon the Table—

Civil Aviation (Carriers' Liability) Act 1959 (Commonwealth)—Civil Aviation (Carriers' Liability) Regulations—clauses 1 to 4. (Commonwealth of Australia Gazette No. 9 22/1/91.)

Transport Administration Act 1988—notifications of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for railway purposes, at—

Farmborough Heights. (Gazette 18/1991.)
Kangaloon. (Gazette 18/1991.)
Liddell. (Gazette 18/1991.)
Sydney. (Gazette 18/1991.)
Thirroul. (Gazette 18/1991.)

Referred to the Printing Committee.

(3) Mr Fahey laid upon the Table—

Education Reform Act 1990—Education Reform Regulation 1990—clauses 1 to 11. (Gazette 174/1990.)

Macquarie University Act 1989—amendments of, and additions to, the by-laws of the Macquarie University. (Gazette 161/1990.)

University of Sydney Act 1989—amendments of, and additions to, the by-laws of the University of Sydney. (Gazette 33/1991.)

University of Technology, Sydney, Act 1989—amendments of, and additions to, the by-laws of the University of Technology, Sydney. (Gazette 18/1991.)

4 MINISTERIAL ARRANGEMENT

Mr Greiner informed the House that during the absence of the Honourable Garry Bruce West, Minister for Tourism and Minister for Lands and Forests, the Honourable Wallace Telford John Murray, Deputy Premier, Minister for Public Works and Minister for Roads, would be answering questions on behalf of the Minister today and tomorrow.

5 QUESTIONS

6 SUSPENSION OF STANDING ORDERS

Ordered; on motion of Mr Dowd, That so much of the Standing Orders be suspended as would preclude the Order of the Day for the resumption of the adjourned debate on the Address in Reply being postponed until after consideration of:

- (i) Government Business, Notice of Motions Nos 1, 11, 12 and 13; and
- (ii) Government Business, Orders of the Day Nos 1 and 2.

7 CRIMINAL RECORDS BILL

Mr Dowd moved, pursuant to notice, That leave be given to bring in a bill for an Act to limit the effect of a person's conviction for a relatively minor offence if the person completes a period of crime-free behaviour, and to make provision with respect to quashed convictions and pardons.

Question put and passed.

Bill presented and read a first time.

Mr Dowd 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 WORLD HERITAGE PROPERTIES (LORD HOWE ISLAND) BILL

Mr Moore moved, pursuant to notice, That leave be given to bring in a bill for an Act relating to the protection and conservation of Lord Howe Island; to repeal the Lord Howe Island Act 1953 and the Lord Howe Island Aerodrome Act 1974; and for other purposes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 February 1991

Question put and passed.

Bill presented and read a first time.

Mr Moore 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.

9 PETROLEUM (SUBMERGED LANDS) AMENDMENT BILL

Mr Pickard moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Petroleum (Submerged Lands) Act 1982 to reflect changes made by Commonwealth law.

Question put and passed.

Bill presented and read a first time.

Mr Pickard 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.

10 CONSTITUTION (LEGISLATIVE COUNCIL) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Greiner, 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 Dowd, on behalf of Mr Greiner, read a third time.

11 CONSTITUTION (REFERENDUM) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Greiner, 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 Dowd, on behalf of Mr Greiner, read a third time.

12 THE GOVERNOR'S OPENING SPEECH

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

To 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.

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.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
27 February 1991

And the question being again proposed—

The House resumed the said adjourned debate.

It being 5.30 p.m., private members' statements proceeded with.

13 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

14 THE GOVERNOR'S OPENING SPEECH

Resumption of the interrupted debate on motion of Mr Packard, That the Address in Reply to the Governor's Opening Speech be now adopted by this House.

Mr Schultz moved, That this debate be now adjourned.

Question put and passed.

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

15 ADJOURNMENT

Mr Moore moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.10 p.m., until tomorrow, at 10.30 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 5

THURSDAY 28 FEBRUARY 1991

1 COMMITTEE ON THE OFFICE OF THE OMBUDSMAN

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:

(1) That, in accordance with section 31A of the Ombudsman Act 1974, a Joint Committee, known as the Committee on the Office of the Ombudsman, be appointed.

(2) That, in accordance with section 31C (1) (a) of the Ombudsman Act 1974, Mr Dyer, Mr Gay and Mr Mutch be appointed to serve on such Committee as the Members of the Legislative Council.

The Legislative Council requests that the Legislative Assembly inform the Legislative Council of the names of the Members of the Legislative Assembly appointed to serve on the Committee.

Legislative Council
27 February 1991

JOHN JOHNSON
President

Ordered by Mr Speaker, That consideration of the Legislative Council's Message stand as an Order of the Day for a later hour of the day.

2 PETITIONS

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

Mr Markham and Mr Mills—from certain citizens requesting support to retain the three tier Aboriginal Land Council structure.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Mr Shedden—from certain citizens opposing a proposal to locate two high temperature incinerators at Chullora.

Mr Harrison and Mr Rumble—from certain citizens opposing the diversion of effluent flow from the Port Kembla catchment area.

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Harrison—from certain citizens requesting the continuation of the Albion Park rescue and emergency helicopter service.

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mr Unsworth—from certain citizens opposing certain Roads and Traffic Authority proposals for Rockdale and Banksia.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 February 1991

Mr Gibson—from certain citizens requesting that steps be taken to make Mount Druitt a drug free zone.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr Mills—from certain citizens requesting the upgrading of the Lake Macquarie Sewerage Scheme.

3 PAPERS

(1) Mr Greiner laid upon the Table—

Report of the Grain Corporation Holdings for the year ended 30 September 1990.

Financial Report of the Grain Corporation Holdings Ltd for the period 13 September 1990 to 30 September 1990.

Report of the State Bank of New South Wales for the year ended 30 September 1990.

Referred to the Printing Committee.

(2) Mr Armstrong laid upon the Table—

Report of the Barley Marketing Board for the year ended 31 August 1990.

Report of the New South Wales Rural Assistance Authority for the year ended 30 June 1990.

Cattle Compensation Act 1951—Cattle Compensation Regulations—amendment of forms 1, 1A, 2, omission of regulations 8, 9, 11, 12, 13, 14 and forms 3, 4 and 5. (Gazette 167/1990.)

Dairy Industry Act 1979—Dairy Industry (General) Regulation 1983—clause 6A, form 12, amendment of clause 5, forms 3, 4, 5, omission of form 2. (Gazette 167/1990.)

Farm Produce Act 1983—Farm Produce Regulation 1983—clause 16A.
(Gazette 31/1991.)

Referred to the Printing Committee.

(3) Mr Dowd laid upon the Table—

Report of the New South Wales Law Reform Commission—Criminal Procedure, Police Powers of Detention and Investigation after Arrest, dated December 1990.

Referred to the Printing Committee.

4 COMMITTEE ON THE INDEPENDENT COMMISSION AGAINST
CORRUPTION

Mr Kerr brought up the Second Report of the Committee on the Independent Commission Against Corruption on Inquiry into Commission Procedures and the Rights of Witnesses, dated February 1991.

Ordered to be printed.

Mr Kerr brought up the minutes of evidence taken before the Committee.

Mr Kerr (by leave) made a statement concerning the report.

5 QUESTIONS

6 SUSPENSION OF STANDING ORDERS

Ordered, on motion of Mr Dowd, That so much of the Standing Orders be suspended as would preclude such interruptions of the Order of the Day for the resumption of the debate on the Address in Reply to permit consideration of Government Business Notices of Motions Nos 1, 2 and 12.

7 SPECIAL ADJOURNMENT

Ordered, on motion of Mr Dowd, That this House at its rising this day do adjourn until Tuesday 12 March 1991, at 2.15 p.m.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 February 1991

8 OMBUDSMAN (AMENDMENT) BILL

Mr Dowd moved, on behalf of Mr Greiner, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Ombudsman Act 1974 to make further provision with respect to the offices of Deputy Ombudsman and Assistant Ombudsmen; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Dowd 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.

9 GROWTH CENTRES (DEVELOPMENT CORPORATIONS)
AMENDMENT BILL

Mr Peacocke moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Growth Centres (Development Corporations) Act 1974 to dissolve the Bathurst-Orange and Macarthur Development Corporations and to transfer the assets and liabilities of those corporations to the Ministerial Corporation for Industry; to repeal the Growth Centres (Land Acquisition) Act 1974; and for other purposes.

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 Irwin) and the resumption of the adjourned debate made an Order of the Day for a future day.

10 MURRAY-DARLING BASIN (AMENDMENT) BILL

Mr Causley moved, pursuant to notice, That leave be given to bring in a bill for an Act to approve an agreement for the amendment of the River Murray Waters Agreement and to amend the Murray-Darling Basin Act 1983 as a consequence of the making of that agreement.

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.

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 Packard, That the following Address in Reply to the Governor's Opening Speech be now adopted by this House:

To 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.

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.

Mr Turner moved, That this debate be now adjourned.

Question put and passed.

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 February 1991

12 COMMITTEE ON THE OFFICE OF THE OMBUDSMAN

The Order of the Day having been read for the consideration of the Legislative Council's Message of 27 February 1991, concerning the appointment of the Committee on the Office of the Ombudsman—

(1) Ordered, on motion of Mr Dowd, That in accordance with section 31C (1) (b) of the Ombudsman Act 1974 the following members of the Legislative Assembly be and are hereby appointed to serve on the Committee on the Office of the Ombudsman:

Mr Peter Thomas Anderson
Mr John Edward Hatton
Mr Malcolm John Kerr
Mr Patrick Carl Scully
Mr Andrew Arnold Tink, and
Mr John Harcourt Turner.

(2) Ordered, on motion of Mr Dowd, That the following message be sent to the Legislative Council:

MR PRESIDENT

The Legislative Assembly having had under consideration the Legislative Council's Message of 27 February 1991, relating to the Committee on the Office of the Ombudsman, acquaints the Legislative Council—

That the Legislative Assembly has this day agreed to the following resolution:

That in accordance with section 31C (1) (b) of the Ombudsman Act 1974 the following members of the Legislative Assembly be and are hereby appointed to serve on the Committee on the Office of the Ombudsman:

Mr Peter Thomas Anderson
Mr John Edward Hatton
Mr Malcolm John Kerr
Mr Patrick Carl Scully
Mr Andrew Arnold Tink, and
Mr John Harcourt Turner.

The Legislative Assembly also informs the Legislative Council that in accordance with section 31F (2) of the Ombudsman Act 1974 the Clerk of the Legislative Assembly has fixed Thursday 28 February 1991, at 5 p.m. in

Legislative Assembly Committee Room No. 1043 as the time and place for the first meeting.

Legislative Assembly
28 February 1991

K. R. ROZZOLI
Speaker

13 THE GOVERNOR'S OPENING SPEECH

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

To 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.

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.

Mr Glachan moved, That this debate be now adjourned.

Question put and passed.

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
28 February 1991

14 PRINTING COMMITTEE

Mr Small brought up Report No. 1 of the Printing Committee.

15 ADJOURNMENT

Mr Baird moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 4.15 p.m., until Tuesday 12 March 1991,
at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 6

TUESDAY 12 MARCH 1991

1. PETITIONS

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

Mr Hunter, Mr Markham and Mr Mills—certain citizens praying for support to retain the three tier Aboriginal Land Council structure.

Mr Shedden—from certain citizens opposing a proposal to locate two high temperature incinerators at Chullora.

Mr Harrison—from certain citizens opposing the diversion of effluent flow from the Port Kembla catchment area.

Mr Harrison—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Harrison and Mr Hatton—from certain citizens requesting the continuation of the Albion Park rescue and emergency helicopter service.

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mr Unsworth—from certain citizens opposing certain Roads and Traffic Authority proposals for Rockdale and Banksia.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr Mills—from certain citizens requesting the upgrading of the Lake Macquarie sewerage scheme.

Mrs Cohen—from certain citizens requesting the establishment of a screening unit at Westmead Hospital and screening vans in Western and South Western Sydney for breast cancer.

Mr Martin—from certain citizens requesting the reservation of Crown land between Mallabula and Lemon Tree Passage for nature purposes.

Miss Fraser—from certain citizens requesting the preservation of historic buildings on the Rozelle Hospital site.

Mr Newman—from certain citizens requesting an increase of police numbers and patrols in the Cabramatta district.

Mr H. F. Moore—from certain citizens requesting increased bus services to Mater Dei Catholic High School.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Tink—from certain citizens requesting the ongoing support for Financial Counselling Services.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 March 1991

Ms Allan—from certain citizens requesting the preservation of the Wallagoot Lake and its environs.

2 NOTICES OF MOTION

3 PAPERS

(1) Mr Greiner laid upon the Table—

Public Finance and Audit Act 1983—Determination of the Treasurer in terms of section 24—transfer, from the Ministry for the Environment to the Soil Conservation Service, of a grant to Greening Australia.

Referred to the Printing Committee.

(2) Mr Dowd laid upon the Table—

Report of the Police Internal Affairs Branch for 1990.

Compensation Court Act 1984—Compensation Court Rules 1990—amendment of parts 1, 6, 10, 23, 24, 27, Annexure A. (Gazette 37/1991.)

Firearms Act 1989—Firearms Regulation 1990—amendment of clauses 2, 12, 99, schedule 5. (Gazette 174/1990.)

Jury Act 1977—Jury Regulation 1977—amendment of clause 8. (Gazette 33/1991.)

Police Service Act 1990—Police Service Regulation 1990—clause 61A, 74A, amendment of clause 81. (Gazette 31/1991.)

Prohibited Weapons Act 1989—Prohibited Weapons Regulation 1990—amendment of schedule 1. (Gazette 154/1990.)

Supreme Court Act 1970—Supreme Court Rules—amendment 251. (Gazette 31/1991.)

Referred to the Printing Committee.

(3) Mr Collins laid upon the Table—

Chiropractic Act 1978—Chiropractic Regulation 1979—amendment of clauses 7, 8, 9. (Gazettes 161/1990, 174/1990, 20/1991.)

Dental Technicians Registration Act 1975—Dental Technicians Registration Regulation 1976—amendment of clause 11. (Gazette 20/1991.)

Dentists Act 1989—Dentists (Savings and Transitional) Regulation 1990—amendment of clause 3. (Gazette 33/1991.)

Food Act 1989—Food Standards Code (Adoption) Regulation 1989—amendment of schedule 1. (Gazette 148/1990.)

Health Administration Act 1982—Health Administration (Quality Assurance Committees) Regulation 1990—amendment of schedule 1, substituted clause 9. (Gazette 161/1990.)

Mental Health Act 1990—Mental Health Regulation 1990—amendment of schedule 1. (Gazette 18/1991.)

Nurses Registration Act 1953—Nurses Registration Regulations—amendment of regulation 33. (Gazette 161/1990.)

Nursing Homes Act 1988—Nursing Homes Regulation 1990—amendment of clauses 5, 7, 8. (Gazette 174/1990.)

Optical Dispensers Act 1963—Optical Dispensers Regulations—amendment of regulations 7, 10, 12. (Gazette 20/1991.)

Pharmacy Act 1964—Pharmacy Regulations—regulation 30A. (Gazette 33/1991.)

Podiatrists Act 1989—Podiatrists Regulation 1990—amendment of clauses 4, 9, 13. (Gazette 33/1991.)

Poisons Act 1966—

(a) Poisons Regulations—amendment of regulation 69. (Gazette 16/1991.)

(b) Proclamations amending the Poisons List. (Gazette 161/1990.)

Private Hospitals and Day Procedure Centres Act 1988—

(a) Day Procedure Centres Regulation 1990—amendment of clauses 6, 8, 9. (Gazette 174/1990.)

(b) Private Hospitals Regulation 1990—amendment of clauses 6, 9, 10. (Gazette 174/1990.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 March 1991

Public Health Act 1902—

- (a) Public Health (Funeral Industries) Regulation 1987—amendment of clauses 3, 4, 6, 7, 19, 25, 40, 47, schedule 1. (Gazette 152/1990.)
- (b) Public Health Regulations—amendment of regulation 41. (Gazette 167/1990.)

Radiation Control Act 1990—Radiation Control (Transitional) Regulation 1990—clauses 1 to 3. (Gazette 167/1990.)

Referred to the Printing Committee.

(4) Mr Moore laid upon the Table—

Hunter Water Board Act 1988—notification of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for sewerage purposes, at Metford. (Gazette 33/1991.)

Water Board Act 1987—notifications of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for the following purposes, at—

- Blackheath—sewage pumping station. (Gazettes 129/1990, 174/1990.)
- Blaxland—sewerage. (Gazette 129/1990.)
- Glenbrook—sewage pumping station. (Gazette 174/1990.)
- Hornsby Heights—sewage pumping station. (Gazette 129/1990.)
- Springwood—sewage pumping station. (Gazette 129/1990.)
- Winmalee—sewage pumping station. (Gazette 129/1990.)

Referred to the Printing Committee.

(5) Mr Baird laid upon the Table—

Maritime Services Act 1935—

- (a) Boating (Safety Equipment) Regulation N.S.W.—clauses 4B, 4C, amendment of schedule 2. (Gazette 174/1990.)
- (b) Management of Waters and Waterside Lands Regulations—N.S.W.—amendment of regulation 45. (Gazette 167/1990.)
- (c) Navigable Waters (Anti-pollution) Regulations—repeal of the regulations. (Gazette 57/1990.)

(d) Water Traffic Regulations—N.S.W.—regulation 3A, amendment of regulations 2, 3, 5A, 11, 19, Fourth Schedule. (Gazettes 167/1990, 174/1990.)

Referred to the Printing Committee.

(6) Mr Peacocke laid upon the Table—

Commercial Tribunal Act 1984—Commercial Tribunal Rules 1989—3.7. (Gazette 16/1991.)

Consumer Claims Tribunals Act 1987—Consumer Claims Tribunals Regulation 1988—clause 8A, amendment of clause 7. (Gazette 31/1991.)

Co-operation Act 1923—Co-operatives Regulations 1961—substituted regulation 29. (Gazette 33/1991.)

Credit Union Act 1969—Credit Union Regulations 1969—substituted regulation 23. (Gazette 33/1991.)

Fair Trading Act 1987—orders under section 31. (Gazette 28/1991 (2).)

Permanent Building Societies Act 1967—Permanent Building Societies Regulations 1967—substituted regulation 17. (Gazette 33/1991.)

Referred to the Printing Committee.

(7) Mr Pickard laid upon the Table—

Inquiry into Community Needs and High Voltage Transmission Line Development, dated February 1991.

Electricity Commission Act 1950—notification of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for the purpose of Tomage-Taree 132 kV transmission line. (Gazette 16/1991.)

Referred to the Printing Committee.

(8) Mr Causley laid upon the Table—

Liquor Act 1982—Liquor Regulation 1983—clauses 14A, 25A, 25B. (Gazette 28/1991.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 March 1991

Registered Clubs Act 1976—Registered Clubs Regulation 1983—clauses 26AA, 28A, amendment of schedule 1, substituted clause 28, omission of clause 22. (Gazettes 167/1990, 174/1990, 28/1991.)

Referred to the Printing Committee.

(9) Mr Hay laid upon the Table—

Animal Research Act 1985—Animal Research Regulation 1990—clause 25. (Gazette 8/1991.)

Environmental Planning and Assessment Act 1979—notifications of acquisition, appropriation and/or resumption of land and/or easements and of revocation under the Act, for public park and recreation purposes, at—

Avoca Beach. (Gazette 183/1990.)
Blackheath. (Gazettes 137/1990, 183/1990.)
Campbelltown. (Gazette 152/1990.)
Campsie. (Gazette 161/1990.)
Canterbury. (Gazette 152/1990.)
Emu Plains. (Gazette 125/1990.)
Ermington. (Gazette 80/1990.)
Fairfield. (Gazette 154/1990.)
Gordon. (Gazette 90/1990.)
Guildford. (Gazette 80/1990.)
Linden. (Gazettes 137/1990, 183/1990.)
Longueville. (Gazette 109/1990.)
Mortlake Point. (Gazette 90/1990.)
Mt Druitt. (Gazettes 90/1990, 8/1991.)
Narara. (Gazette 85/1990.)
Parramatta. (Gazette 80/1990.)
Shackles Estate. (Gazettes 115/1990, 120/1990.)
South Granville. (Gazette 80/1990.)
Stanwell Park. (Gazettes 154/1990, 161/1990.)
Sutherland. (Gazettes 8/1991 (2), 20/1991 (2).)
Wentworth Falls. (Gazette 137/1990.)

Local Government Act 1919—amendment of ordinances 5, 30, 46. (Gazettes 167/1990, 174/1990, 31/1991.)

Prevention of Cruelty to Animals Act 1979—Prevention of Cruelty to Animals (Repeals) Regulation 1990—clauses 1 to 3. (Gazette 174/1990.)

Referred to the Printing Committee.

4 PUBLIC ACCOUNTS COMMITTEE

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

5 March 1991

Transcripts of Proceedings taken by the Committee during the inquiry into the Auditor-General's Office, dated July 1990.

Transcripts of Proceedings taken by the Committee during the inquiry into the Forestry Commission, dated December 1990.

11 March 1990

Transcripts of Proceedings taken by the Committee during the inquiry into the Lord Howe Island Board, dated December 1990.

5 MINISTERIAL ARRANGEMENT

Mr Greiner informed the House that during the absence of the Honourable Ian Morton Armstrong, Minister for Agriculture and Rural Affairs, the Honourable Wallace Telford John Murray, Deputy Premier, Minister for Public Works and Minister for Roads, would be answering questions on behalf of the Minister.

6 QUESTIONS

7 SUSPENSION OF STANDING ORDERS

Mr Dowd moved, That so much of the Standing Orders be suspended as would preclude such interruptions of the Order of the Day for the resumption of the debate on the Address in Reply to permit consideration of Government Business Notices of Motions Nos 1, 2, 4, 5, 6, 7, 8 and 9.

Debate ensued.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 March 1991

The House divided.

Ayes 57

Mr Andrews
Mr Baird
Mr Berry
Mr Books
Mr Booth
Mr Caustey
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Mr Fraser
Mr Glachan
Mr Graham
Mr Griffiths
Mr Hartcher
Mr Hay

Mr Jeffery
Mr Kerr
Mr Longley
Miss Machin
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Ms Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Photios
Mr Pickard
Ms Read
Mr Rixon
Mr Roberts

Mr Schipp
Mr Schultz
Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr West
Mr White
Mr Wotton
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 45

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Arkell
Mr Cleary
Mr Davoren
Mr Doyle
Mr Face
Miss Fraser
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter

Mr Irwin
Mr Keegan
Mr Knight
Mr Knowles
Mr Langton
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. P. Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page

Mr Price
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Welsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

And so it was resolved in the affirmative.

8 EMPLOYEES LIABILITY BILL

Mr Dowd moved, pursuant to notice, That the Employees Liability Bill, 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.

Debate ensued.

Question put and passed.

Ordered, on motion of Mr Dowd, That the resumption of the adjourned second reading debate stand an Order of the Day for tomorrow.

9 OCCUPATIONAL LIABILITY BILL

Mr Dowd moved, pursuant to notice, That the Occupational Liability Bill, 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.

Ordered, on motion of Mr Dowd, That the resumption of the adjourned second reading debate stand an Order of the Day for tomorrow.

10 PERSONAL INJURY DAMAGES BILL

Ordered, on motion of Mr Dowd, pursuant to notice, That the Personal Injury Damages Bill, 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.

Ordered, on motion of Mr Dowd, That the resumption of the adjourned second reading debate stand an Order of the Day for tomorrow.

11 PUBLIC HEALTH BILL

Ordered, on motion of Mr Dowd, on behalf of Mr Collins, pursuant to notice, That the Public Health Bill, 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.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 March 1991

Ordered, on motion of Mr Dowd, That the consideration of the Legislative Council amendments stand an Order of the Day for tomorrow.

12 INDUSTRIAL ARBITRATION (VOLUNTARY UNIONISM)
AMENDMENT BILL

Mr Dowd moved, on behalf of Mr Fahey, pursuant to notice, That the Industrial Arbitration (Voluntary Unionism) Amendment 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.

Ordered, on motion of Mr Dowd, That the consideration of the Legislative Council amendments stand an Order of the Day for tomorrow.

13 WORKERS COMPENSATION (AMENDMENT) BILL

Ordered, on motion of Mr Dowd, on behalf of Mr Fahey, pursuant to notice, That the Workers Compensation (Amendment) Bill, 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.

Ordered, on motion of Mr Dowd, That the consideration of the Legislative Council message dated 5 December 1990, insisting on its amendment in the bill stand an Order of the Day for tomorrow.

14 THE GOVERNOR'S OPENING SPEECH

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

To 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.

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.

It being 5.30 p.m., private members' statements proceeded with.

15 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

16 THE GOVERNOR'S OPENING SPEECH

Resumption of the interrupted debate on motion of Mr Packard, That the Address in Reply to the Governor's Opening Speech be now adopted by this House.

Mr Cochran moved, That this debate be now adjourned.

Question put and passed.

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
12 March 1991

17 ADJOURNMENT

Mr Peacocke moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.28 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

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 7

WEDNESDAY 13 MARCH 1991

1 PETITIONS

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

Mr Markham—from certain citizens praying for support to retain the three tier Aboriginal Land Council structure.

Mr Shedden—from certain citizens opposing a proposal to locate two high temperature incinerators at Chullora.

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Rumble—from certain citizens requesting the continuation of the Albion Park rescue and emergency helicopter service.

Miss Fraser and Mr Hatton—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mr Unsworth—from certain citizens opposing certain Roads and Traffic Authority proposals for Rockdale and Banksia.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mrs Cohen—from certain citizens requesting the establishment of a screening unit at Westmead Hospital and screening vans in Western and South Western Sydney for breast cancer.

Mr H. F. Moore—from certain citizens requesting increased bus services to Mater Dei Catholic High School.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Mr Davoren—from certain citizens requesting the level of services of the Department of Housing be maintained.

Mr Unsworth—from certain citizens opposing cutbacks to adult leisure learning centres.

Mr Davoren—from certain citizens opposing certain parades and processions in the streets of Sydney.

Mr Longley—from certain citizens requesting the Maritime Services Board to adopt the recommendations of the Leach Report.

Mr Langton—from certain citizens requesting the retention of the Gemini Centre at Sutherland.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 March 1991

Mr Schultz—from certain citizens requesting the continued access for downhill skiers to the snowfields in the Kosciusko National Parks.

Mr Face, Mr Hunter, Mr Martin, Mr Mills and Mr Price—from certain citizens requesting the continuance of the Police Rescue Units.

2 NOTICES OF MOTIONS

3 PAPERS

(1) Mr Armstrong laid upon the Table—

Report on the Operations of the Banana Industry Committee for the year ended 30 June 1990.

Catchment Management Act 1989—Hunter Valley Catchment Management Trust (Transitional) Regulation 1990—clauses 1 to 8. (Gazette 174/1990.)

Referred to the Printing Committee.

(2) Mr Dowd laid upon the Table—

Report of the Community Justice Centres for the year ended 30 June 1990.

Referred to the Printing Committee.

(3) Mr West laid upon the Table—

Totalizator Act 1916—Superfecta Totalizator Rule 1986—substituted clause 18. (Gazette 167/1990.)

Referred to the Printing Committee.

(4) Mr Pickard laid upon the Table—

Electricity Commission Act 1950—notification of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for the purpose of Tallawarra power station. (Gazette 3/1991.)

Mines Rescue Act 1925—Mines Rescue Regulations 1925—omission of regulations 28, 28B, 30 to 45, 48, 54EE, 54FF, schedules 9, 10. (Gazette 33/1991.)

Referred to the Printing Committee.

(5) Mr Hay laid upon the Table—

Environmental Planning and Assessment Act 1979—Environmental Planning and Assessment Regulation 1980—substituted clause 41A. (Gazette 113/1990.)

Referred to the Printing Committee.

4 QUESTIONS

5 PLACING OR DISPOSAL OF BUSINESS

Mr Dowd withdrew Notice of Motion No. 4 of Government Business.

6 SUSPENSION OF STANDING ORDERS

Ordered, on motion of Mr Dowd, That so much of the Standing Orders be suspended as would preclude such interruptions of the Order of the Day for the resumption of the debate on the Address in Reply to permit consideration of Government Business Notice of Motion No. 1.

7 CHIROPRACTORS AND OSTEOPATHS BILL

Mr Collins moved, pursuant to notice, That leave be given to bring in a bill for an Act to regulate the practice of chiropractic and osteopathy and to repeal the Chiropractic Act 1978.

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 (Dr Refshauge) and the resumption of the adjourned debate made an Order of the Day for a future day.

8 THE GOVERNOR'S OPENING SPEECH

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

To 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.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
13 March 1991

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.

It being 5.30 p.m., private members' statements proceeded with.

9 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

10 THE GOVERNOR'S OPENING SPEECH

Resumption of the interrupted debate on motion of Mr Packard, That the Address in Reply to the Governor's Opening Speech be now adopted by this House.

Mr D. L. Page moved, That this debate be now adjourned.

Question put and passed.

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

11 ADJOURNMENT

Mr Moore moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.01 p.m., until tomorrow, at 10.30 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 8

THURSDAY 14 MARCH 1991

1 PETITIONS

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

Mr Shedden—from certain citizens opposing a proposal to locate two high temperature incinerators at Chullora.

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Rumble—from certain citizens requesting the continuation of the Albion Park rescue and emergency helicopter service.

Mr Unsworth—from certain citizens opposing certain Roads and Traffic Authority proposals for Rockdale and Banksia.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mrs Cohen—from certain citizens requesting the establishment of a screening unit at Westmead Hospital and screening vans in Western and South Western Sydney for breast cancer.

Mr H. F. Moore—from certain citizens requesting increased bus services to Mater Dei Catholic High School.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Mr Unsworth—from certain citizens opposing cutbacks to adult leisure learning centres.

Mr Mills—from certain citizens requesting the continuance of the Police Rescue Units.

Mr Welsh—from certain citizens requesting the full operation of heritage trains.

Mr Anderson—from certain citizens requesting an inquiry into Liverpool Hospital.

Mr Amery—from certain citizens requesting a bypass road for Goonellabah.

2 PAPERS

(1) Mr Greiner laid upon the Table—

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 March 1991

Report of the inquiry into the death of Peter Leonard Campbell by the Royal Commission into Aboriginal Deaths in Custody.

Report of the inquiry into the death of Bruce Thomas Leslie by the Royal Commission into Aboriginal Deaths in Custody.

Report of the inquiry into the death of Maxwell Roy Saunders by the Royal Commission into Aboriginal Deaths in Custody.

Report of the inquiry into the death of Peter Wayne Williams by the Royal Commission into Aboriginal Deaths in Custody.

Referred to the Printing Committee.

(2) Mr Fahey laid upon the Table—

Construction Safety Act 1912—Construction Safety Regulations 1950—regulations 17C, 121E, amendment of regulations 17A, 17B, 159B, 159G, 159J, 161E, form 4. (Gazettes 31/1991, 37/1991.)

Factories, Shops and Industries Act 1962—

(a) Boiler and Pressure Vessel Regulations—amendment of schedule 1. (Gazettes 16/1991, 37/1991.)

(b) Engine Drivers and Boiler Attendants Certification Regulations—substituted first schedule. (Gazette 37/1991.)

Workers Compensation Act 1987—Workers Compensation (General) Regulation 1987—amendment of schedule 4. (Gazette 20/1991.)

Referred to the Printing Committee.

3 QUESTIONS

4 SUSPENSION OF STANDING ORDERS—CONDEMNATION OF GOVERNMENT

Mr Carr moved, That so much of the Standing Orders be suspended as would preclude the consideration forthwith of the following motion, namely: That this House condemns the Premier and his Ministers for consistently misleading the House and the public with regard to the Senior Executive Service, Police administration, misdirected Government expenditure and political appointments to Statutory Boards.

Question put.

The House divided.

Ayes 44

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Carr
Mr Cleary
Mr Davoren
Mr Doyle
Mr Face
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter
Mr Irwin

Mr Keegan
Mr Knight
Mr Knowles
Mr Lovelee
Mr McManus
Mr Martin
Mr Mills
Mr H. F. Moore
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Ms Nori
Mr Page
Mr Price
Mr Primrose

Ms Read
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Walsh
Mr Welsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

Noes 57

Mr Andrews
Mr Armstrong
Mr Baird
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Mr Fraser
Mr Glachan
Mr Graham
Mr Greiner
Mr Hartcher

Mr Hay
Mr Jeffery
Mr Kerr
Mr Longley
Miss Machin
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Mr Rixon
Mr Roberts

Mr Schipp
Mr Schultz
Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr West
Mr White
Mr Wotton
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

And so it passed in the negative.

5 QUESTIONS (Continuation of entry No. 3)

6 SUSPENSION OF STANDING ORDERS

Ordered, on motion of Mr Dowd, That so much of the Standing Orders be suspended as would preclude such interruptions of the Order of the Day for the resumption of the debate on the Address in Reply to permit consideration of Government Business Notices of Motions Nos 1 and 2.

7 COURTS LEGISLATION (CIVIL PROCEDURE) AMENDMENT BILL

Mr Dowd moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend various Acts to make further provision for the civil procedure of the Supreme Court and the District Court and to increase the jurisdictional limits of the District Court and Local Courts.

Question put and passed.

Bill presented and read a first time.

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

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

8 COASTAL PROTECTION (AMENDMENT) BILL

Mr Hay moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Coastal Protection Act 1979 for the purposes of reconstituting the Coastal Council of New South Wales, redefining the functions of that Council and making further provision with respect to the development, occupation and use of the coastal zone of New South Wales; and for other purposes.

Question put and passed.

Bill presented and read a first time.

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

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

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 Packard, That the following Address in Reply to the Governor's Opening Speech be now adopted by this House:

To 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.

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.

Mr Hartcher moved, That this debate be now adjourned.

Question put and passed.

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

10 PRINTING COMMITTEE

Mr Small brought up Report No. 2 of the Printing Committee.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
14 March 1991

11 ADJOURNMENT

Mr Baird moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 4.17 p.m., until Tuesday 19 March 1991,
at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 9

TUESDAY 19 MARCH 1991

1 PETITIONS

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

Mr Shedden—from certain citizens opposing a proposal to locate two high temperature incinerators at Chullora.

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr McManus and Mr Rumble—from certain citizens requesting the continuation of the Albion Park rescue and emergency helicopter service.

Mr Unsworth—from certain citizens opposing certain Roads and Traffic Authority proposals for Rockdale and Banksia.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr H. F. Moore—from certain citizens requesting increased bus services to Mater Dei Catholic High School.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Mr Unsworth—from certain citizens opposing cutbacks to adult leisure learning centres.

Mr Face and Mr Martin—from certain citizens requesting the continuance of the Police Rescue Units.

Mr Primrose—from certain citizens requesting linear accelerators at Campbelltown Hospital and throughout New South Wales for the treatment of cancer patients.

Mr McManus—from certain citizens opposing the diversion of effluent flow from the Port Kembla catchment area.

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mr McManus—from certain citizens requesting renovations to Bulli District Hospital.

Mr Shedden—from certain citizens opposing cutbacks to home care services in Bankstown and Chester Hill.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 March 1991

2 NOTICES OF MOTIONS

3 PAPERS

Mr Murray laid upon the Table—

State Roads Act 1986—notifications of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for road purposes, at—

Frederickton. (Gazette 31/1991.)
Jerilderie. (Gazette 41/1991.)
Mulgoa. (Gazette 41/1991.)
Ourimbah. (Gazette 31/1991.)
Possum Brush. (Gazette 41/1991.)
Riverwood. (Gazette 33/1991.)
Riverwood and Beverly Hills. (Gazette 37/1991.)
Ryde. (Gazette 33/1991.)
South Hurstville. (Gazette 41/1991.)

Referred to the Printing Committee.

4 PARLIAMENTARY PRIVILEGE

Mr Dowd brought up and laid upon the Table: Discussion Paper on Parliamentary Privilege in New South Wales.

Referred to the Printing Committee.

5 REGULATION REVIEW COMMITTEE

Mr Cruickshank brought up and laid upon the Table: Report No. 10 of the Regulation Review Committee in relation to regulations, applying, adopting or incorporating codes or other publications, dated November 1990.

Ordered to be printed.

6 QUESTIONS

7 THE GOVERNOR'S OPENING SPEECH

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

To 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.

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.

Mr Moss moved, That this debate be now adjourned.

Question put and passed.

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

It being 5.30 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.

9 SUSPENSION OF STANDING ORDERS

Mr Dowd moved, That so much of the Standing Orders be suspended as would preclude such interruptions of the Order of the Day for the resumption of the debate on the Address in Reply to permit consideration of Government Business Orders of the Day Nos 11 and 12.

Question put and passed.

10 WORKERS COMPENSATION (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 consideration of the Legislative Council message dated 5 December 1990 insisting on its amendment in the bill.

Madam Deputy Speaker resumed the Chair and Mr Booth, Temporary Chairman, reported that the Committee had agreed to not insist upon its disagreement to the Legislative Council amendment.

Report adopted.

11 INDUSTRIAL ARBITRATION (VOLUNTARY UNIONISM)
AMENDMENT BILL

The Order of the Day having been read, Madam Deputy Speaker left the Chair, and the House resolved into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in the bill.

Madam Deputy Speaker resumed the Chair and Mr Booth, Temporary Chairman, reported that the Committee had disagreed to the Council amendments.

Mr Fahey moved, That the report be now adopted.

Question put.

The House divided.

Ayes 54

Mr Andrews	Mr Jeffery	Mr Schultz
Mr Baird	Mr Kerr	Mr Small
Mr Berry	Mr Longley	Mr Smiles
Mr Books	Mr Matheson	Mr Smith
Mr Booth	Mr Merton	Mr Souris
Mr Causley	Dr Metherell	Mr Tink
Mr Chappell	Mr Moore	Mr Turner
Mr Cochran	Mr Morris	Mr Webster
Mrs Cohen	Mr Murray	Mr West
Mr Collins	Mr Packard	Mr White
Mr Dowd	Mr D. L. Page	Mr Wotton
Mr Downy	Mr Park	Mr Yabsley
Mr Fahey	Mr Peacocke	Mr Yeomans
Mr Fraser	Mr Petch	Mr Zammit
Mr Glachan	Mr Photios	
Mr Graham	Mr Pickard	Tellers
Mr Griffiths	Mr Rixon	
Mr Hartcher	Mr Roberts	Mr Beck
Mr Hay	Mr Schipp	Mr Phillips

Noes 42

Ms Allan	Mr Knowles	Dr Refshauge
Mr Amery	Mr Langton	Mr Rogan
Mr Anderson	Mr McManus	Mr Rumble
Mr Aquilina	Mr Markham	Mr Scully
Mr Arkell	Mr Martin	Mr Shedden
Mr Davoren	Mr Mills	Mr Unsworth
Mr Face	Mr H. F. Moore	Mr Walsh
Mr Gibson	Ms Moore	Mr Welsh
Mrs Grusovin	Mr Moss	Mr Whelan
Mr Harrison	Mr J. H. Murray	Mr Yeadon
Mr Hatton	Mr Nagle	
Mr Hunter	Mr Newman	Tellers
Mr Irwin	Ms Nori	
Mr Keegan	Mr Page	Mr Beckroge
Mr Knight	Mr Price	Mr Christie

And so it was resolved in the affirmative.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 March 1991

Mr Fahey moved, That the following message be sent to the Legislative Council:

MR PRESIDENT

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 5 December 1990 requesting the concurrence of the Legislative Assembly with the amendments to the Industrial Arbitration (Voluntary Unionism) Amendment Bill (No. 2) 1990 as set forth in the Schedule to that Message, acquaints the Legislative Council as follows:

Amendment No. 1. The Assembly disagrees with the proposed amendment because:

The proposed amendment omits the proposed section 106E which makes provision for the abolition and prohibition of preference clauses in awards and agreements. It is inappropriate for persons to be selected and retained in employment otherwise than on the basis of merit. Further, the proposed amendment would unfairly place unionists in a privileged position vis a vis workers who are not unionists. This, in effect, reinstates the current provisions of section 129B (1) of the Industrial Arbitration Act 1940, dealing with preference to unionists which is a back door method to compulsory unionism.

Amendment Nos 2 and 3. The Assembly disagrees with the proposed amendments because:

Amendment No. 2 seeks to amend the proposed section 106H (2) and (3) by omitting the word "An" wherever occurring and inserts instead the words "Except as provided by subsection (4), an". This ties in with Amendment No. 3, which inserts after this proposed section 106H (2) and (3) new subclauses (4) and (5). The effect of these amendments is to exempt from the victimisation provisions any action by an industrial union and an employer to give effect to a preference clause. Further, legal recognition would be given to all closed shop arrangements, regardless of whether they are pre-entry closed shops or post-entry closed shops. This would be an unacceptable widening of the proposed section 106F which deals solely with post-entry closed shops. Finally, it would enable a deal to be done by an employer with an industrial union to create a closed shop arrangement against the employees' wishes, even if they did not want to belong to a union. This could, for instance, mean that a pre-entry closed shop was undemocratically imposed on unwilling employees.

Amendment No. 4. The Assembly disagrees with the proposed amendment because:

The proposed amendment provides that after the word "section" where thirdly occurring in the proposed clause 1 (b) of schedule 1 (page 11), the words "20 (1) (g) or" be inserted. This reinstates section 120 (1) (g) of the Industrial Arbitration Act 1940. That subsection, in essence, enables a conciliation committee to enquire into any industrial matter (in the industry or calling to which it is established) and to make an order or award "prescribing that absolute preference of employment within the meaning of section 129B shall be given to the members of any industrial union or unions of employees specified in the award." The effect, therefore, of Amendment No. 4 is to provide conciliation committees with powers to make orders or awards prescribing that absolute preference of employment within the meaning of section 129B shall be given to unionists. This is unacceptable because it enables preference to be given to unionists, which is abolished by the proposed section 106E.

Amendment Nos 5 and 6. The Assembly disagrees with the proposed amendments because:

Amendment No. 5 omits from section 20 (1) (g) of the Industrial Arbitration Act 1940, the word "absolute". This ties in with Amendment No. 6, which seeks to modify section 129B (1) of the Act which requires the Industrial Commission or a conciliation committee, on application, to insert in an award or industrial agreement a provision providing for absolute preference of employment to members of industrial unions (of employees) as against non-unionists at the point of entry into employment or in the case of retrenchment. These modifications seek to also remove the word "absolute" from section 129B (1) (as well as section 20 (1) (g)). They also seek to provide the Industrial Commission or a conciliation committee with a discretion as to whether or not to insert preference clauses in awards and industrial agreements. However, these modifications are unacceptable because they still enable preference clauses to be inserted in awards and industrial agreements. The proposed section 106E makes provision for the abolition and prohibition of such preference clauses. For this reason amendments Nos 5 and 6 are cosmetic. The reality is that they would leave the current preference to unionists provision of the Act virtually intact. They are therefore unacceptable.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 March 1991

And the Legislative Assembly requests the concurrence of the Legislative Council in its disagreement from the Council amendments in the bill.

Legislative Assembly
19 March 1991

K. R. ROZZOLI
Speaker

Question put.

The House divided.

Ayes 54

Mr Andrews
Mr Baird
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Dowd
Mr Downy
Mr Fahey
Mr Fraser
Mr Glachan
Mr Graham
Mr Griffiths
Mr Hartcher
Mr Hay

Mr Jeffery
Mr Kerr
Mr Longley
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Mr Rixon
Mr Roberts
Mr Schipp

Mr Schultz
Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr West
Mr White
Mr Wotton
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 42

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr Arkell
Mr Davoren
Mr Face
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter
Mr Irwin
Mr Keegan
Mr Knight

Mr Knowles
Mr Langton
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price

Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Welsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

And so it was resolved in the affirmative.

12 THE GOVERNOR'S OPENING SPEECH

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

To 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.

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.

Mr J. H. Murray moved, That this debate be now adjourned.

Question put and passed.

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
19 March 1991

13 ADJOURNMENT

Mr Peacocke moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.28 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

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS
No. 10

WEDNESDAY 20 MARCH 1991

1 PETITIONS

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

Mr Shedden—from certain citizens opposing a proposal to locate two high temperature incinerators at Chullora.

Mr Harrison and Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Harrison and Mr Rumble—from certain citizens requesting the continuation of the Albion Park rescue and emergency helicopter service.

Mr Unsworth—from certain citizens opposing certain Roads and Traffic Authority proposals for Rockdale and Banksia.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr H. F. Moore—from certain citizens requesting increased bus services to Mater Dei Catholic High School.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Mr Unsworth—from certain citizens opposing cutbacks to adult leisure learning centres.

Mr Mills—from certain citizens requesting the continuance of the Police Rescue Units.

Mr Harrison—from certain citizens opposing the diversion of effluent flow from the Port Kembla catchment area.

Mr Harrison, Mr McManus and Mr Rumble—from certain citizens requesting renovations to Bulli District Hospital.

Mr Markham—from certain citizens requesting support to retain the three tier Aboriginal Land Council structure.

Mr Gibson—from certain citizens requesting that steps be taken to make Mount Druitt a drug free zone.

Mrs Cohen—from certain citizens requesting the establishment of a screening unit at Westmead Hospital and screening vans in Western and South Western Sydney for breast cancer.

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 March 1991

2 NOTICES OF MOTIONS

3 PAPERS

(1) Mr Pickard laid upon the Table—

Electricity Act 1945—Electricity Councils Regulation 1987—amendment of clauses 4, 7. (Gazette 37/1991.)

Mining Act 1973—Mining Regulations 1974—substituted regulation 26. (Gazette 154/1990.)

Sydney Electricity Act 1990—Sydney Electricity (Savings and Transitional) Regulation 1991—clauses 1 to 3. (Gazette 37/1991.)

Referred to the Printing Committee.

(2) Mr Hay laid upon the Table—

Local Government Act 1919—amendment of ordinances 1, 5, 20, 22, 23, 29A, 77, 96. (Gazettes 33/1991, 37/1991.)

Referred to the Printing Committee.

4 QUESTIONS

Mr Moore proceeding to supply further information to the House in response to a question without notice asked of him yesterday by the Leader of the Opposition—

Mr Beckroge moved, That the honourable member for Gordon, Mr Moore, be not further heard.

Question put.

The House divided.

Ayes 39

Ms Allan	Mr Knight	Mr Primrose
Mr Amery	Mr Knowles	Dr Refshauge
Mr Anderson	Mr Langton	Mr Rogan
Mr Aquilina	Mr Lovelee	Mr Rumble
Mr A. S. Aquilina	Mr Markham	Mr Scully
Mr Cleary	Mr Martin	Mr Shedden
Mr Davoren	Mr Mills	Mr Unsworth
Mr Doyle	Mr H. F. Moore	Mr Whelan
Mr Face	Mr Moss	Mr Yeadon
Mr Gibson	Mr J. H. Murray	
Mrs Grusovin	Mr Nagle	Tellers
Mr Harrison	Mr Newman	
Mr Hunter	Ms Nori	Mr Beckroge
Mr Irwin	Mr Page	Mr Christie

Noes 60

Mr Andrews	Mr Jeffery	Mr Schipp
Mr Arkell	Mr Keegan	Mr Schultz
Mr Baird	Mr Kerr	Mr Small
Mr Berry	Mr Longley	Mr Smiles
Mr Books	Miss Machin	Mr Smith
Mr Booth	Mr Matheson	Mr Souris
Mr Causley	Mr Merton	Mr Tink
Mr Chappell	Dr Metherell	Mr Turner
Mr Cochran	Mr Moore	Mr Webster
Mrs Cohen	Ms Moore	Mr Welsh
Mr Collins	Mr Morris	Mr West
Mr Cruickshank	Mr Murray	Mr White
Mr Dowd	Mr Packard	Mr Wotton
Mr Downy	Mr D. L. Page	Mr Yabstey
Mr Fahey	Mr Park	Mr Yeomans
Mr Fraser	Mr Peacocke	Mr Zammit
Mr Glachan	Mr Petch	
Mr Graham	Mr Pickard	Tellers
Mr Griffiths	Ms Read	
Mr Hatton	Mr Rixon	Mr Beck
Mr Hay	Mr Roberts	Mr Phillips

And so it passed in the negative.

5 SUSPENSION OF STANDING ORDERS

Mr Dowd moved, That so much of the Standing Orders be suspended as would preclude such interruptions of the Order of the Day for the resumption of the debate on the Address in Reply to permit consideration of Government Business Notices of Motions Nos 1 to 5 and Government Business Orders of the Day Nos 1 to 6.

Question put and passed.

6 EVIDENCE BILL

Mr Dowd moved, pursuant to notice, That leave be given to bring in a bill for an Act relating to evidence in proceedings in State courts and in certain other legal and administrative proceedings; to repeal the Evidence Act 1898 and the Evidence (Reproductions) Act 1967; and to amend certain other Acts.

Question put and passed.

Bill presented and read a first time.

Mr Dowd 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.

7 REAL PROPERTY AND CONVEYANCING (AMENDMENT) BILL

Mr West moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Real Property Act 1900 with respect to proof of execution and attestation of documents and variations of registered leases; and to amend the Conveyancing Act 1919 with respect to variations of mortgages and service of notices.

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.

8 NURSES BILL

Mr Collins moved, pursuant to notice, That leave be given to bring in a bill for an Act to regulate the practice of nursing and to repeal the Nurses Registration Act 1953.

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 (Dr Refshauge) and the resumption of the adjourned debate made an Order of the Day for a future day.

9 CHIROPRACTORS AND OSTEOPATHS 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.

10 CRIMES LEGISLATION (FURTHER AMENDMENT) BILL

Mr Dowd moved, pursuant to notice, That the Crimes Legislation (Further 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:

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 March 1991

Mr PRESIDENT

A bill, intituled "An Act to amend the Crimes Act 1900 to make further provision with respect to medical examinations, inquiries subsequent to conviction, the taking of a conveyance without the consent of the owner and apprehended violence orders, and for other purposes; and to amend the Summary Offences Act 1988 to regulate climbing on and jumping from buildings and other structures"—forwarded to the Legislative Council for concurrence during the previous Session of the present Parliament not having been finally dealt with because of the prorogation of the Legislature, the Legislative Assembly requests that the said bill be proceeded with under the Council Standing Order in that behalf.

Legislative Assembly
20 March 1991

K. R. ROZZOLI
Speaker

Debate ensued.

Question put and passed.

11 JUSTICES (PROSTITUTION FINE ENFORCEMENT) AMENDMENT
BILL

Mr Dowd moved, pursuant to notice, That the Justices (Prostitution Fine Enforcement) 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 Justices Act 1902 with respect to the enforcement of the payment of fines for prostitution offences"—forwarded to the Legislative Council for concurrence during the previous Session of the present Parliament not having been finally dealt with because of the prorogation of the Legislature, the Legislative Assembly requests that the said bill be proceeded with under the Council Standing Order in that behalf.

Legislative Assembly
20 March 1991

K. R. ROZZOLI
Speaker

Debate ensued.

Question put and passed.

It being 5.30 p.m., private members' statements proceeded with.

12 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

13 CRIMINAL RECORDS BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, 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 the question be amended by leaving out the word "now" with a view to adding the words "this day four months".

Question proposed—That the word proposed to be left out stand part of the question.

Debate continued.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 March 1991

The House divided.

Ayes 52

Mr Andrews
Mr Baird
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Mr Fraser
Mr Giachan
Mr Graham
Mr Griffiths
Mr Hay
Mr Jeffery

Mr Kerr
Mr Longley
Miss Machin
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Ms Moore
Mr Morris
Mr Packard
Mr D. L. Page
Mr Park
Mr Petch
Mr Photios
Mr Pickard
Mr Rixon
Mr Roberts
Mr Schipp
Mr Schultz

Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr Turner
Mr Webster
Mr West
Mr White
Mr Wotton
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 42

Mr Amery
Mr Anderson
Mr Aquilina
Mr Arkell
Mr Cleary
Mr Davoren
Mr Face
Miss Fraser
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter
Mr Irwin
Mr Keegan

Mr Knight
Mr Knowles
Mr Langton
Mr Lovelec
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price

Mr Primrose
Ms Read
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Walsh
Mr Welsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

And so it was resolved in the affirmative.

Original question put and passed.

Bill read a second time.

Leave granted for the third reading to be moved forthwith.

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

14 EMPLOYEES LIABILITY BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, 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 Dowd, read a third time.

15 PETROLEUM (SUBMERGED LANDS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Pickard, 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 Pickard, read a third time.

16 MURRAY-DARLING BASIN (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.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
20 March 1991

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 OMBUDSMAN (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Greiner, 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 Dowd, on behalf of Mr Greiner, read a third time.

18 ADJOURNMENT

Mr Dowd moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.11 p.m., until tomorrow, at 10.30 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 11

THURSDAY 21 MARCH 1991

1 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

21 March 1991 a.m.,

Constitution (Legislative Council) Amendment Bill
Constitution (Referendum) Bill.

2 PETITIONS

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

Mr Shedden—from certain citizens opposing a proposal to locate two high temperature incinerators at Chullora.

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Rumble—from certain citizens requesting the continuation of the Albion Park rescue and emergency helicopter service.

Mr Unsworth—from certain citizens opposing certain Roads and Traffic Authority proposals for Rockdale and Banksia.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr H. F. Moore—from certain citizens requesting increased bus services to Mater Dei Catholic High School.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Mr Unsworth—from certain citizens opposing cutbacks to adult leisure learning centres.

Mr Hunter and Mr Mills—from certain citizens requesting the continuance of the Police Rescue Units.

Mr Rumble—from certain citizens requesting renovations to Bulli District Hospital.

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mr White—from certain citizens requesting that casinos not be legalised.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 March 1991

Mr Aquilina—from certain citizens opposing the rerouting of bus services at Blacktown.

Mr Markham—from certain citizens requesting additional safety infrastructure on Mount Ousley Road.

3 PAPERS

(1) Mr Greiner laid upon the Table—

Interim Report of the Royal Commission into Productivity in the Building Industry in New South Wales concerning the formation of a Task Force to complete investigations to prosecution and the appointment of an additional Commissioner to assist the Commissioner, dated 4 March 1991.

Referred to the Printing Committee.

(2) Mr Dowd laid upon the Table—

Legal Profession Act 1987—Legal Profession (Solicitor Corporations) Regulation 1991—clauses 1 to 5. (Gazette 41/1991.)

Referred to the Printing Committee.

(3) Mr Schipp laid upon the Table—

Housing Acts—notification of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for housing purposes, at Bathurst. (Gazette 41/1991.)

Referred to the Printing Committee.

(4) Mr Fahey laid upon the Table—

Industrial Arbitration Act 1940—Industrial Arbitration (General) Regulations—regulations 131B, 131C, form 71. (Gazette 18/1991.)

University and University Colleges Act 1900—amendments of, and additions to, the by-laws of University of Sydney. (Gazette 100/1989.)

Referred to the Printing Committee.

4 JOINT SELECT COMMITTEE UPON THE PROCESS AND FUNDING OF THE ELECTORAL SYSTEM

Mr Booth brought up and laid upon the Table: First Report of the Joint Select Committee upon the Process and Funding of the Electoral System, dated March 1991.

Ordered to be printed.

Mr Booth (by leave) made a statement concerning the report.

5 REGULATION REVIEW COMMITTEE

Mr Cruickshank brought up and laid upon the Table: Report No. 11 of the Regulation Review Committee in relation to regulations, dated March 1991.

Ordered to be printed.

6 MINISTERIAL ARRANGEMENT

Mr Greiner informed the House that during the absence of the Honourable Peter Edward James Collins, Minister for Health and Minister for the Arts, he would be answering questions on his behalf.

7 QUESTIONS

18 SUSPENSION OF STANDING ORDERS

Mr Dowd moved, That so much of the Standing Orders be suspended as would preclude such interruptions of the Order of the Day for the resumption of the debate on the Address in Reply to permit consideration of Business of the House Notices of Motions No. 1 and Government Business Notices of Motions No. 1.

Debate ensued.

Question put and passed.

9 PARLIAMENTARY PRIVILEGE

Mr Dowd moved, pursuant to notice, That this House take note of the discussion paper entitled "Parliamentary Privilege in New South Wales" tabled on Tuesday 19 March 1991.

Mr Beckroge moved, That this debate be now adjourned.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
21 March 1991

Question put and passed.

Ordered, that the resumption of the debate as an Order of the Day for tomorrow.

10 SPECIAL ADJOURNMENT

Mr Dowd moved, That this House at its rising this day do adjourn until Tuesday 9 April 1991, at 2.15 p.m.

Debate ensued.

Question put and passed.

11 INDUSTRIAL ARBITRATION (UNFAIR DISMISSAL) AMENDMENT BILL

Mr Fahey moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Industrial Arbitration Act 1940 with respect to unfair dismissal.

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 Price) and the resumption of the adjourned debate made an Order of the Day for a future day.

12 THE GOVERNOR'S OPENING SPEECH

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

To 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.

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.

Mr Anderson moved, That this debate be now adjourned.

Question put and passed.

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

13 PRINTING COMMITTEE

Mr Small brought up Report No. 3 of the Printing Committee.

14 ADJOURNMENT

Mr Baird moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 4.21 p.m., until Tuesday 9 April 1991, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 12

TUESDAY 9 APRIL 1991

1 MESSAGES FROM THE GOVERNOR

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

25 March 1991

Constitution (Referendum) Bill.

26 March 1991

Workers Compensation (Amendment) Bill.

2 PETITIONS

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

Mr Harrison and Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Harrison and Mr Rumble—from certain citizens requesting the continuation of the Albion Park rescue and emergency helicopter service.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Unsworth—from certain citizens opposing cutbacks to adult leisure learning centres.

Mr Face and Mr Mills—from certain citizens requesting the continuance of the Police Rescue Units.

Mr Chappell, Mr Irwin, Miss Machin and Mr Yeomans—from certain citizens requesting that casinos not be legalised.

Mr Harrison—from certain citizens opposing the diversion of effluent flow from the Port Kembla catchment area.

Mr H. F. Moore—from certain citizens requesting the upgrading of Wyong Railway Station.

Ms Read—from certain citizens requesting amendments to the Adoption Information Act 1990.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Mr Rumble—from certain citizens requesting renovations to Bulli District Hospital.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 April 1991

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mr Rumble—from certain citizens opposing the downgrading of Unanderra Police Station.

Mr Rumble—from certain citizens requesting that 16 to 18-year-olds who commit certain crimes be treated as criminals.

Mr Markham—from certain citizens requesting improved services and facilities for mature and aged disabled people in the Illawarra region.

3 NOTICES OF MOTIONS

4 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 concerning Neal and Mochalski, dated April 1991.

Ordered to be printed.

5 PAPERS

(1) Mr Greiner laid upon the Table—

Report of the inquiry into the death of Lloyd James Boney by the Royal Commission into Aboriginal Deaths in Custody.

Public Authorities (Financial Arrangements) Act 1987—Public Authorities (Financial Arrangements) Investment Powers Regulation 1990—amendment of schedules 2, 3, 4. (Gazette 45/1991.)

Referred to the Printing Committee.

(2) Mr Moore laid upon the Table—

Water Board Act 1987—notification of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for a sewerage pumping station, at Cronulla. (Gazette 45/1991.)

Referred to the Printing Committee.

(3) Mr West laid upon the Table—

Crown Lands Act 1989—notification of revocation of dedication for the purpose of Granville-Clyde Showground, at Parramatta. (Gazette 48/1991.)

Referred to the Printing Committee.

(4) Mr Peacocke laid upon the Table—

Business Licences Act 1990—orders relating to fees. (Gazette 45/1991 (2).)

Referred to the Printing Committee.

(5) Mr Causley laid upon the Table—

Lotteries and Art Unions Act 1901—Lotteries and Games of Chance Regulations 1966—regulation 10, substituted regulation 10. (Gazettes 33/1991, 41/1991, 52/1991.)

Referred to the Printing Committee.

6 ROYAL COMMISSION INTO ABORIGINAL DEATHS IN CUSTODY

The Clerk, pursuant to section 14B of the Royal Commissions Act 1923, announced receipt of the following paper:

5 April 1991

Report of the inquiry into the death of David John Gundy by the Royal Commission into Aboriginal Deaths in Custody.

7 QUESTIONS

8 SUSPENSION OF STANDING ORDERS—ADMINISTRATION OF MINISTER FOR MINERALS AND ENERGY

Mr Carr moved, That so much of the Standing Orders be suspended as would preclude the consideration forthwith of the following motion, namely:

That this House condemns the Minister for Minerals and Energy for the mismanagement of his portfolio and as a result calls on him to explain his competency to represent this State in London.

Question put.

The House divided.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 April 1991

Ayes 48

Ms Allan	Mr Keegan	Mr Primrose
Mr Amery	Mr Knight	Ms Read
Mr Anderson	Mr Knowles	Dr Refshauge
Mr Aquilina	Mr Langton	Mr Rogan
Mr A. S. Aquilina	Mr McManus	Mr Rumble
Mr Arkell	Mr Markham	Mr Scully
Mr Carr	Mr Martin	Mr Shedden
Mr Cleary	Mr Mills	Mr Unsworth
Mr Davoren	Mr H. F. Moore	Mr Walsh
Mr Doyle	Ms Moore	Mr Welsh
Mr Face	Mr Moss	Mr Whelan
Miss Fraser	Mr J. H. Murray	Mr Yeadon
Mr Gibson	Mr Nagle	
Mr Harrison	Mr Newman	Tellers
Mr Hatton	Ms Nori	
Mr Hunter	Mr Page	Mr Beckroge
Mr Irwin	Mr Price	Mr Christie

Noes 56

Mr Andrews	Mr Hay	Mr Schipp
Mr Armstrong	Mr Jeffery	Mr Schultz
Mr Baird	Mr Kerr	Mr Small
Mr Berry	Mr Longley	Mr Smith
Mr Books	Miss Machin	Mr Souris
Mr Booth	Mr Matheson	Mr Tink
Mr Causley	Mr Merton	Mr Turner
Mr Chappell	Dr Metherell	Mr Webster
Mr Cochran	Mr Moore	Mr West
Mrs Cohen	Mr Morris	Mr White
Mr Collins	Mr Murray	Mr Wotton
Mr Cruickshank	Mr Packard	Mr Yabsley
Mr Dowd	Mr D. L. Page	Mr Yeomans
Mr Downy	Mr Park	Mr Zammit
Mr Fahey	Mr Peacocke	
Mr Fraser	Mr Petch	
Mr Graham	Mr Photios	Tellers
Mr Greiner	Mr Pickard	
Mr Griffiths	Mr Rixon	Mr Beck
Mr Hartcher	Mr Roberts	Mr Phillips

And so it passed in the negative.

9 QUESTIONS (Continuation of entry No. 7)

Disorder: By direction of the Speaker, the honourable member for Ashfield, Mr Whelan, was removed from the Chamber by the Serjeant-at-Arms.

And Mr Aquilina, having conferred with the honourable member for Ashfield, conveyed Mr Whelan's apology to the House—

Mr Speaker made some observations, accepted the apology of the honourable member for Ashfield, and directed that the member be readmitted. However Mr Speaker further informed the House that in future he would not accept apologies if he believed such apologies were merely a pretext for readmission to the House and flouting the discipline of the Chair.

10 PLACING OF BUSINESS—POSTPONEMENT

Order of the Day No. 1 of Business of the House postponed, on motion of Mr Dowd, until tomorrow.

11 SUSPENSION OF STANDING ORDERS

Mr Dowd moved, That so much of the Standing Orders be suspended as would preclude the—

Listening Devices (Amendment) Bill
Victims Compensation (Amendment) Bill
Partnership (Limited Partnership) Amendment Bill
Centennial Park Trust (Amendment) Bill
Protection of the Environment Administration Bill
Coal and Oil Shale Mine Workers (Superannuation) 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.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 April 1991

The House divided.

Ayes 62

Mr Andrews
Mr Arkell
Mr Armstrong
Mr Baird
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Miss Fraser
Mr Fraser
Mr Graham
Mr Griffiths
Mr Hartcher
Mr Hatton

Mr Hay
Mr Jeffery
Mr Keegan
Mr Kerr
Mr Longley
Miss Machin
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Ms Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Ms Read
Mr Rixon

Mr Roberts
Mr Schipp
Mr Schultz
Mr Small
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr Welsh
Mr West
Mr White
Mr Wotton
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 40

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Carr
Mr Cleary
Mr Davoren
Mr Doyle
Mr Face
Mr Gibson
Mr Harrison
Mr Hunter
Mr Irwin
Mr Knight

Mr Knowles
Mr Langton
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price
Dr Refshauge

Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

And so it was resolved in the affirmative.

12 THE GOVERNOR'S OPENING SPEECH

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

To 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.

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.

Mr Phillips moved, That the question be now put.

The House divided.

Ayes 55

Mr Andrews	Mr Hay	Mr Roberts
Mr Armstrong	Mr Jeffery	Mr Schipp
Mr Baird	Mr Kerr	Mr Schultz
Mr Berry	Mr Longley	Mr Small
Mr Books	Miss Machin	Mr Smith
Mr Booth	Mr Matheson	Mr Souris
Mr Causley	Mr Merton	Mr Tink
Mr Chappell	Dr Metherell	Mr Turner
Mr Cochran	Mr Moore	Mr Webster
Mrs Cohen	Mr Morris	Mr West
Mr Collins	Mr Murray	Mr White
Mr Cruickshank	Mr Packard	Mr Wotton
Mr Dowd	Mr D. L. Page	Mr Yabsley
Mr Downy	Mr Park	Mr Yeomans
Mr Fahey	Mr Peacocke	Mr Zammit
Mr Fraser	Mr Petch	
Mr Graham	Mr Photios	Tellers
Mr Griffiths	Mr Pickard	Mr Beck
Mr Hartcher	Mr Rixon	Mr Phillips

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 April 1991

Noes 47

Ms Allan	Mr Keegan	Ms Read
Mr Amery	Mr Knight	Dr Refshauge
Mr Anderson	Mr Knowles	Mr Rogan
Mr Aquilina	Mr Langton	Mr Rumble
Mr A. S. Aquilina	Mr McManus	Mr Scully
Mr Arkell	Mr Markham	Mr Shedden
Mr Carr	Mr Martin	Mr Unsworth
Mr Cleary	Mr Mills	Mr Walsh
Mr Davoren	Mr H. F. Moore	Mr Welsh
Mr Doyle	Ms Moore	Mr Whelan
Mr Face	Mr Moss	Mr Yeadon
Miss Fraser	Mr J. H. Murray	
Mr Gibson	Mr Nagle	Tellers
Mr Harrison	Mr Newman	
Mr Hatton	Ms Nori	Mr Beckroge
Mr Hunter	Mr Page	Mr Christie
Mr Irwin	Mr Price	

And so it was resolved in the affirmative.

Original question put and passed.

Mr 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 p.m., this day, at Government House.

13 VICTIMS COMPENSATION (AMENDMENT) BILL

Mr Dowd moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Victims Compensation Act 1987 with respect to the payment of compensation under that Act and the recovery from offenders of compensation so paid; to make consequential amendments to the Prisons Act 1952; and for other purposes.

Question put and passed.

Bill presented and read a first time.

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

ADDRESS IN REPLY TO THE GOVERNOR'S OPENING SPEECH

It being 3.45 p.m., Mr Speaker ordered the ringing of one long bell. 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 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
9 April 1991

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.

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.

The Honourable the Speaker and Members
of the Legislative Assembly of New South Wales

P. R. SINCLAIR
Governor

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

14 LISTENING DEVICES (AMENDMENT) BILL

Mr Dowd moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Listening Devices Act 1984 to make further provision with respect to warrants authorising the use of listening devices.

Question put and passed.

Bill presented and read a first time.

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 April 1991

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

15 PARTNERSHIP (LIMITED PARTNERSHIP) AMENDMENT BILL

Mr Dowd moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Partnership Act 1892 to provide for limited partnerships.

Question put and passed.

Bill presented and read a first time.

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

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

16 INDUSTRIAL ARBITRATION (SECONDARY BOYCOTTS) AMENDMENT BILL

Mr Fahey moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Industrial Arbitration Act 1940 with respect to secondary boycotts and certain other restrictive trade practices.

Question put and passed.

Bill presented and read a first time.

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

It being 5.30 p.m., private members' statements proceeded with.

17 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

**18 INDUSTRIAL ARBITRATION (SECONDARY BOYCOTTS)
AMENDMENT BILL**

Resumption of the interrupted debate on the motion of Mr Fahey, That this bill be now read a second time.

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

**19 COAL AND OIL SHALE MINE WORKERS (SUPERANNUATION)
AMENDMENT BILL**

Mr Fahey moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Coal and Oil Shale Mine Workers (Superannuation) Act 1941 for the purpose of providing that, in determining whether or not a mine worker is to be entitled to a pension or lump sum benefit under the Act, the service of the mine worker in the coal mining industry in Queensland is to be treated as service in the coal or oil shale mining industries; 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 Price) and the resumption of the adjourned debate made an Order of the Day for a future day.

20 CENTENNIAL PARK TRUST (AMENDMENT) BILL

Mr Moore moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Centennial Park Trust Act 1983 in order to bring Moore Park and the E. S. Marks Field within the administration of the Centennial Park Trust; to change the name of that Trust; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Moore 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.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 April 1991

21 PROTECTION OF THE ENVIRONMENT ADMINISTRATION BILL

Mr Moore moved, pursuant to notice, That leave be given to bring in a bill for an Act to constitute the Environment Protection Authority and to make provision with respect to its general responsibilities and management; to amend various Acts; and for other purposes.

Question put and passed.

Bill presented and read a first time.

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

Mr Martin moved, That the honourable member for Gordon, Mr Moore, be not further heard.

Question put.

The House divided.

Ayes 38

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr Carr
Mr Davoren
Mr Doyle
Mr Face
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hunter
Mr Irwin
Mr Knight

Mr Knowles
Mr Langton
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price

Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Walsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

Noes 55

Mr Andrews	Mr Hay	Mr Roberts
Mr Arkell	Mr Jeffery	Mr Schipp
Mr Armstrong	Mr Keegan	Mr Schultz
Mr Baird	Mr Kerr	Mr Small
Mr Berry	Mr Longley	Mr Smith
Mr Books	Miss Machin	Mr Souris
Mr Booth	Mr Matheson	Mr Turner
Mr Causley	Dr Metherell	Mr Webster
Mr Chappell	Mr Moore	Mr West
Mr Cochran	Mr Morris	Mr White
Mr Collins	Mr Murray	Mr Wotton
Mr Cruickshank	Mr Packard	Mr Yeomans
Mr Dowd	Mr D. L. Page	Mr Zammit
Mr Downy	Mr Park	
Mr Fahey	Mr Peacocke	
Mr Fraser	Mr Petch	
Mr Graham	Mr Photios	Tellers
Mr Griffiths	Mr Pickard	
Mr Hartcher	Ms Read	Mr Beck
Mr Hatton	Mr Rixon	Mr Phillips

And so it passed in the negative.

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

22 PUBLIC HEALTH 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 bill.

Mr Tink, Acting Speaker, resumed the Chair, and the Chairman reported that the Committee had agreed to Legislative Council amendment No. 2 and disagreed to Legislative Council amendment Nos 1 and 3 to 15, but proposed three further amendments in the bill.

Report adopted.

Ordered on the motion of Mr Collins, That the following message be sent to the Legislative Council:

Mr PRESIDENT

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 4 December 1990 requesting the concurrence of the

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 April 1991

Legislative Assembly with the amendments to the Public Health Bill 1990 as set forth in the Schedule to that Message, acquaints the Legislative Council as follows:

Amendment No. 1.

The Assembly disagrees with the proposed amendment because there is no legislative mechanism to ensure that pre or post test counselling will be adequate in content or sensitively handled.

An essential component of all AIDS education for health care professionals includes the psycho-social effect of a positive diagnosis. Consequently, such training heavily emphasises the need for pre and post test counselling.

The proposed amendment is unnecessary in that a wide range of health care practitioners and organisations such as ACON and other support groups offer an outstanding counselling and support service.

Amendment No. 2.

The Assembly agrees with the proposed amendment.

Amendment Nos 3, 4 and 5.

The Assembly disagrees with these amendments because they are consequential to the proposed amendment No. 1.

Amendment No. 6.

The Assembly disagrees with the form of the proposed amendment and whilst the Assembly accepts the intention of the proposed amendment, it has been re-drafted by the Parliamentary Counsel to accord with the drafting style of the bill.

The Assembly accepts the intention of the amendment because it recognises that there is a perceived concern by community organisations that the proposed confidentiality provisions were still not broad enough to allay those concerns where they relate to persons outside the health system such as receptionists or prison officers.

Accordingly, the Assembly proposes the following further amendment in the bill:

Page 12, clause 17. Omit subclause (2), insert instead:

(2) A person who, in the course of providing a service, acquires information that another person:

- (a) has been, or is required to be, or is to be, tested for a Category 5 medical condition; or
- (b) is, or has been, infected with a Category 5 medical condition,

must take all reasonable steps to prevent disclosure of the information to another person.

(3) Information about a person that is of a kind referred to in subsection (2) may be disclosed:

- (a) with the consent of the person; or
- (b) in connection with the administration of this Act or another Act; or
- (c) by order of a court or a person authorised by law to examine witnesses; or
- (d) as a normal duty as a consequence of providing the service in the course of which the information was obtained; or
- (e) in such circumstances as may be prescribed.

Amendment Nos 7, 8, 9, 10 and 11.

The Assembly disagrees with the proposed amendments because they are consequential to proposed amendment No. 1.

Amendment No. 12.

The Assembly disagrees with the proposed amendment because it is consequential to proposed amendment No. 13.

Amendment No. 13.

The Assembly disagrees with the proposed amendment because the powers given to the Director-General under section 22 must be maintained independently of the powers proposed under section 23 for the making of a public health order. To require a test in order to be reasonably satisfied of the need to issue a public health order requires that the test be conducted before the order can be arranged.

It is also important to note that, should the test prove negative, then the issuing of a public health order would be unnecessary.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 April 1991

Amendment No. 14.

The Assembly disagrees with the proposed amendment because it believes that the intention of the amendment can not be fully achieved without further change.

The amendment proposed the removal of the reference to 12 years of age when considering a defence to the offence of selling tobacco to persons under the age of 16. The removal of this reference necessarily affects a consideration of the defence of reasonableness contained in subclause (2).

The Assembly has therefore taken this opportunity to reinforce the intention of the proposed amendment of preventing the sale of tobacco to youngsters by increasing the age limit of the prohibition from 16 to 18.

Accordingly, the Assembly proposes the following further amendments in the bill:

Page 31, clause 59. From subclause (1), omit "16", insert instead "18".

Page 32, clause 59. Omit subclause (2), insert instead:

(2) It is a defence to a prosecution for an offence under this section if the court is satisfied that, at the time of the sale, the person to whom the tobacco was sold was, on reasonable grounds, believed by the defendant to be at least 18 years of age.

Amendment No. 15.

The Assembly disagrees with the proposed amendment because the warning "smoking reduces your fitness" is one of the four health warnings prescribed in legislation throughout Australia. When the warnings became effective in 1987 there was an understanding with the tobacco manufacturers that they would remain unchanged for 5 years. All issues regarding the sale and advertising of tobacco products are currently under close scrutiny. The Ministerial Council on Drug Strategy has recently agreed that there be an examination of health warnings and contents labelling on tobacco products and it is intended that the Commonwealth, States and Territories approve a new agreement on health warnings by December 1991.

And the Legislative Assembly requests the concurrence of the Legislative Council in its disagreement from the Council amendments and the further amendments proposed by the Assembly in the bill.

23 NURSES 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.

24 INDUSTRIAL ARBITRATION (UNFAIR DISMISSAL) 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.

Mr Packard moved, That the debate be now adjourned.

Question put and passed.

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

25 POLICE SERVICE (POLICE BOARD) AMENDMENT 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 amend the Police Service Act 1990 in respect of the composition and procedure of the Police Board, and for other purposes" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
9 April 1991

JOHN JOHNSON
President

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
9 April 1991

Bill read a first time.

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

Mr Beckroge moved, That the honourable member for Lane Cove, Mr Dowd, be not further heard.

Question put.

The House divided.

Ayes 36

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr Doyle
Mr Face
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hunter
Mr Irwin
Mr Knight
Mr Langton

Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price
Dr Refshauge

Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

Noes 57

Mr Andrews
Mr Arkell
Mr Armstrong
Mr Baird
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Mr Fraser
Mr Graham
Mr Griffiths
Mr Hartcher
Mr Hatton

Mr Hay
Mr Jeffery
Mr Keegan
Mr Kerr
Mr Longley
Mr Matheson
Dr Metherell
Mr Moore
Ms Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Pearcocke
Mr Petch
Mr Photios
Mr Pickard
Ms Read
Mr Rixon

Mr Roberts
Mr Schipp
Mr Schultz
Mr Small
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr Welsh
Mr West
Mr White
Mr Wotton
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

And so it passed in the negative.

Debate adjourned (Mr Anderson) and the resumption of the debate made an Order of the Day for tomorrow.

26 ADJOURNMENT

Mr Dowd moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.54 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

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

**VOTES
AND
PROCEEDINGS**

No. 13

WEDNESDAY 10 APRIL 1991

1 PETITIONS

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

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Rumble—from certain citizens requesting the continuation of the Albion Park rescue and emergency helicopter service.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Unsworth—from certain citizens opposing cutbacks to adult leisure learning centres.

Mr Mills and Mr Walsh—from certain citizens requesting the continuance of the Police Rescue Units.

Mr H. F. Moore—from certain citizens requesting the upgrading of Wyong Railway Station.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Mr Rumble—from certain citizens requesting renovations to Bulli District Hospital.

Mr Rumble—from certain citizens opposing the downgrading of Unanderra Police Station.

Mr Rumble—from certain citizens requesting that 16 to 18-year-olds who commit certain crimes be treated as criminals.

Ms Moore—from certain citizens opposing proposed measures for the prevention of certain parades and processions in the streets of Sydney.

Mrs Grusovin—from certain citizens opposing changes to bus services from Kingsford to Botany.

Miss Fraser—from certain citizens opposing cutbacks at Australia Street infants and nursery school at Newtown.

Mr Yeadon—from certain citizens opposing cutbacks at Guildford Karitane Mothercraft Baby Health Clinic.

Mr Yeadon—from certain citizens opposing the proposed tollway charge on the F4 Western Sydney Freeway.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 April 1991

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

2 NOTICES OF MOTIONS

3 PAPERS

(1) Mr Murray laid upon the Table—

State Roads Act 1986—notifications of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for road purposes, at—

Bellata. (Gazette 48/1991.)
Clyde. (Gazette 48/1991.)
Coonabarabran. (Gazette 48/1991.)
Granville. (Gazette 48/1991.)
Kensington. (Gazette 48/1991.)
Lidcombe. (Gazette 48/1991.)
Nimmitabel. (Gazette 48/1991.)
Ryhope. (Gazette 48/1991.)
Silverwater. (Gazette 48/1991.)
Wallerawang. (Gazette 48/1991.)

Traffic Act 1909—

(a) Motor Traffic Regulations 1935—amendment of regulations 4A, 66D. (Gazette 48/1991 (2).)

(b) Motor Traffic (Business Licences) Amendment Regulation 1991—clauses 1 to 3. (Gazette 45/1991.)

Referred to the Printing Committee.

(2) Mr Dowd laid upon the Table—

Compensation Court Act 1984—Compensation Court Rules 1990—amendment of rule 15. (Gazette 48/1991.)

District Court Act 1973—District Court Rules 1973—amendment of parts 51, 53. (Gazette 52/1991.)

Supreme Court Act 1970—Supreme Court Rules 1970—amendment 252. (Gazette 45/1991.)

Referred to the Printing Committee.

(3) Mr Fahey laid upon the Table—

Dangerous Goods Act 1975—Dangerous Goods (Business Licences) Amendment Regulation 1991—clauses 1 to 3. (Gazette 45/1991.)

Workers Compensation Act 1987—Workers Compensation (General) Regulation 1987—amendment of clauses 9A, 10A, 10B. (Gazettes 45/1991, 48/1991.)

Referred to the Printing Committee.

(4) Mr Yabsley laid upon the Table—

Report of the Offenders Review Board for 1990.

Report of the Release on Licence Board and Serious Offenders' Review Board for the period 1 July 1989 to 31 December 1990.

Referred to the Printing Committee.

4 PUBLIC ACCOUNTS COMMITTEE

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

9 April 1991

Report of the Public Account Committee on the Examination of the Juvenile Transport Service of the Department of Family and Community Services, dated March 1991.

5 QUESTIONS

6 SUSPENSION OF STANDING ORDERS

Ordered, on motion of Mr Dowd, That so much of the Standing Orders be suspended as would postpone Business of the House Orders of the Day No. 1 until after consideration of Notices of Motions under Standing Order No. 113A and Government Business Notices of Motions No. 1 and Government Business Orders of the Day No. 1.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 April 1991

7 SUSPENSION OF STANDING ORDERS

Ordered, on motion of Mr Dowd, That so much of the Standing Orders be suspended as would preclude the—

Election Funding (Amendment) Bill
Parliamentary Electorates and Elections (Amendment) Bill
Residential Tenancies (Movable Dwellings) Amendment Bill
Local Government (Movable Dwellings) Amendment Bill
Justices (Costs) 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.

8 DISALLOWANCE OF REGULATION UNDER THE PREVENTION OF CRUELTY TO ANIMALS ACT 1979

Mr Page moved, pursuant to notice, That this House disallows the Prevention of Cruelty to Animals (Repeals) Regulation 1990 under the Prevention of Cruelty to Animals Act 1979, as set forth in the notice appearing in Government Gazette No. 174 of 21 December 1990 at page 11242.

Debate ensued.

Question put.

The House divided.

Ayes 44

Ms Allan	Mr Hunter	Mr Price
Mr Amery	Mr Irwin	Ms Read
Mr Anderson	Mr Knight	Dr Refshauge
Mr Aquilina	Mr Knowles	Mr Rogan
Mr A. S. Aquilina	Mr Langton	Mr Rumble
Mr Arkell	Mr McManus	Mr Shedden
Mr Carr	Mr Markham	Mr Unsworth
Mr Cleary	Mr Martin	Mr Welsh
Mr Davoren	Mr Mills	Mr Whelan
Mr Doyte	Ms Moore	Mr Yeadon
Mr Face	Mr Moss	
Miss Fraser	Mr J. H. Murray	
Mr Gibson	Mr Nagle	Tellers
Mrs Grusovin	Mr Newman	
Mr Harrison	Ms Nori	Mr Beckroge
Mr Hatton	Mr Page	Mr Christie

Noes 55

Mr Andrews	Mr Hay	Mr Schultz
Mr Armstrong	Mr Kerr	Mr Small
Mr Baird	Mr Longley	Mr Smith
Mr Berry	Miss Machin	Mr Souris
Mr Books	Mr Matheson	Mr Tink
Mr Booth	Mr Merton	Mr Turner
Mr Causley	Dr Metherell	Mr Webster
Mr Chappell	Mr Moore	Mr West
Mr Cochran	Mr Morris	Mr White
Mrs Cohen	Mr Murray	Mr Wotton
Mr Collins	Mr Packard	Mr Yabsley
Mr Cruickshank	Mr D. L. Page	Mr Yeomans
Mr Dowd	Mr Park	Mr Zammit
Mr Downy	Mr Peacocke	
Mr Fahey	Mr Petch	
Mr Fraser	Mr Photios	
Mr Glachan	Mr Pickard	Tellers
Mr Graham	Mr Rixon	
Mr Griffiths	Mr Roberts	Mr Beck
Mr Hartcher	Mr Schipp	Mr Phillips

And so it passed in the negative.

9 ELECTION FUNDING (AMENDMENT) BILL
PARLIAMENTARY ELECTORATES AND ELECTIONS (AMENDMENT)
BILL

Mr Dowd moved, on behalf of Mr Greiner, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to amend the Election Funding Act 1981 in relation to eligibility to receive election funding for general elections, the making of advance payments and prepayments of election funding, the eligibility of parties to receive election funding for by-elections, and the audit of declarations of political contributions and electoral expenditure; and for other purposes.
- (ii) A bill for an Act to amend the Parliamentary Electorates and Elections Act 1912 in relation to the registration of political parties.

Question put and passed.

Bills presented and read a first time.

Mr Dowd moved, That these bills be now read a second time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 April 1991

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

10 JUSTICES (COSTS) AMENDMENT BILL

Mr Dowd moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Justices Act 1902 with respect to the awarding of costs to defendants.

Question put and passed.

Bill presented and read a first time.

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

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

11 RESIDENTIAL TENANCIES (MOVABLE DWELLINGS) AMENDMENT
BILL
LOCAL GOVERNMENT (MOVABLE DWELLINGS) AMENDMENT
BILL

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

- (i) A bill for an Act to amend the Residential Tenancies Act 1987 with respect to the resolution of certain disputes concerning changes to caravan park rules, with respect to notices of termination of tenancies of caravan park sites and for other purposes.
- (ii) A bill for an Act to amend the Local Government Act 1919 with respect to movable dwellings and associated structures.

Question put and passed.

Bills presented and read a first time.

Mr Schipp 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 INDUSTRIAL ARBITRATION (UNIONS) AMENDMENT BILL

Mr Fahey moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Industrial Arbitration Act 1940 with respect to industrial unions, trade unions and other combinations; to repeal the Trade Union Act 1881 and to amend the Stamp Duties Act 1920 consequentially.

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 Price) and the resumption of the adjourned debate made an Order of the Day for a future day.

13 INDUSTRIAL ARBITRATION (UNFAIR DISMISSAL) 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.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 April 1991

The House divided.

Ayes 59

Mr Andrews
Mr Arkell
Mr Armstrong
Mr Baird
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Miss Fraser
Mr Fraser
Mr Glachan
Mr Graham
Mr Greiner

Mr Griffiths
Mr Hartcher
Mr Hatton
Mr Hay
Mr Jeffery
Mr Kerr
Mr Longley
Mr Matheson
Mr Merton
Ms Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Petch
Mr Photios
Mr Pickard
Ms Read
Mr Rixon
Mr Roberts

Mr Schipp
Mr Schultz
Mr Small
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr Welsh
Mr West
Mr White
Mr Wotton
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 38

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Carr
Mr Cleary
Mr Davoren
Mr Doyle
Mr Pace
Mr Gibson
Mrs Grusovin
Mr Hunter
Mr Irwin

Mr Knight
Mr Knowles
Mr Langton
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page

Mr Price
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Shedden
Mr Unsworth
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

And so it was resolved in the affirmative.

Bill read a second time.

It being 5.30 p.m., private members' statements proceeded with.

14 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

15 INDUSTRIAL ARBITRATION (UNFAIR DISMISSAL) AMENDMENT BILL

Resumption of the interrupted proceedings.

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 without amendment.

Mr Fahey moved, That the Report be now adopted.

Question put.

The House divided.

Ayes 60

Mr Andrews
Mr Arkell
Mr Armstrong
Mr Baird
Mr Berry
Mr Books
Mr Caustey
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Miss Fraser
Mr Fraser
Mr Glachan
Mr Graham
Mr Griffiths
Mr Hartcher

Mr Hatton
Mr Jeffery
Mr Keegan
Mr Kerr
Mr Longley
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Ms Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Ms Read
Mr Rixon

Mr Roberts
Mr Schipp
Mr Schultz
Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr Welsh
Mr West
Mr White
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
10 April 1991

Noes 32

Mr Amery	Mr McManus	Mr Rogan
Mr Anderson	Mr Markham	Mr Rumble
Mr Aquilina	Mr Mills	Mr Unsworth
Mr A. S. Aquilina	Mr H. F. Moore	Mr Walsh
Mr Doyle	Mr Moss	Mr Whelan
Mr Face	Mr J. H. Murray	Mr Yeadon
Mr Gibson	Mr Nagle	
Mrs Grusovin	Mr Newman	
Mr Hunter	Ms Nori	Tellers
Mr Irwin	Mr Page	
Mr Knight	Mr Price	Mr Beckroge
Mr Langton	Dr Refshauge	Mr Martin

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 Mr Fahey, read a third time.

16 PARLIAMENTARY PRIVILEGE

The Order of the Day having been read for the resumption of the adjourned debate, on the motion of Mr Dowd, That this House take note of the discussion paper entitled "Parliamentary Privilege in New South Wales" tabled on Tuesday 19 March 1991—

And the question being again proposed—

The House resumed the said adjourned debate.

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

Mr Rogan moved, That this debate be now adjourned.

Question put and passed.

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

17 FEDERATION OF PARENTS AND CITIZENS ASSOCIATIONS OF NEW SOUTH WALES INCORPORATION (AMENDMENT) 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 amend the Federation of Parents and Citizens Associations of New South Wales Incorporation Act 1976 to enable parents and citizens associations to be incorporated under that Act; to make a consequential amendment to the Education Reform Act 1990; and for other purposes" transmits the Bill to the Legislative Assembly for concurrence.

Legislative Council
10 April 1991

JOHN JOHNSON
President

Bill read a first time.

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

18 ADJOURNMENT

Mr Pickard moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 10.21 p.m., until tomorrow, at 10.30 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 14

THURSDAY 11 APRIL 1991

1 MESSAGES FROM THE LEGISLATIVE COUNCIL

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 19 March 1991, relating to the Industrial Arbitration (Voluntary Unionism) Amendment Bill, informs the Legislative Assembly that the Council insists upon its amendments Nos 1 to 6 in the Bill disagreed to by the Assembly.

Legislative Council
10 April 1991

JOHN JOHNSON
President

Ordered, by Mr Speaker, That consideration of the message be set down as an Order of the Day for a later hour of the day.

2 PETITIONS

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

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Harrison and Mr McManus—from certain citizens requesting the continuation of the Albion Park rescue and emergency helicopter service.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr Unsworth—from certain citizens opposing cutbacks to adult leisure learning centres.

Mr Downy, Mr Harrison and Mr Rogan—from certain citizens requesting that casinos not be legalised.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Mr Harrison, Mr McManus and Mr Rumble—from certain citizens requesting renovations to Bulli District Hospital.

Mr Rumble—from certain citizens opposing the downgrading of Unanderra Police Station.

Mr Markham—from certain citizens requesting improved services and facilities for mature and aged disabled people in the Illawarra region.

Ms Moore—from certain citizens opposing proposed measures for the prevention of certain parades and processions in the streets of Sydney.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 April 1991

Mr McManus—from certain citizens requesting work on the Northern Distributor be immediately resumed and continued to Bellambi Lane.

Mr H. F. Moore—from certain citizens requesting the upgrading of Wyong Railway Station.

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

3 PAPERS

(1) Mr Greiner laid upon the Table—

Report of the inquiry into the death of Shane Kenneth Atkinson by the Royal Commission into Aboriginal Deaths in Custody.

Report of the inquiry into the death of Mark Anthony Quale by the Royal Commission into Aboriginal Deaths in Custody.

Report and Determination under section 14 of the Statutory and Other Offices Remuneration Act 1975, dated 5 April 1991. (Gazette 54/1991.)

Referred to the Printing Committee.

(2) Mr Pickard laid upon the Table—

Electricity Commission Act 1950—notifications of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for the purposes of transmission lines, between—

Coffs Harbour and Grafton. (Gazette 41/1991.)

Newcastle and Tomago. (Gazette 20/1991.)

Vales Point-Wangi Wangi-Eraring. (Gazette 33/1991.)

Referred to the Printing Committee.

(3) Mr Fahey laid upon the Table—

Report of the Australian College of Theology for 1990.

Referred to the Printing Committee.

4 REGULATION REVIEW COMMITTEE

Mr Cruickshank brought up and laid upon the Table: Report No. 12 of the Regulation Review Committee concerning an inquiry and report by the Regulation Review Committee into a regulation under the Public Finance and Audit Act 1983 relating to payment of dividends of Statutory Authorities to the Consolidated Fund, dated April 1991.

Ordered to be printed.

5 QUESTIONS**6 NOTICES OF MOTIONS**

After time prescribed by Standing Orders—Mr Fahey.

7 PLACING OF BUSINESS—POSTPONEMENT

Order of the Day No. 1 of Business of the House postponed, on motion of Mr Dowd, until tomorrow.

8 MESSAGE FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported a message from the Legislative Council dated 10 April 1991, returning the Ombudsman (Amendment) Bill, without amendment.

9 LAND ACQUISITION (JUST TERMS COMPENSATION) BILL

Mr Murray moved, pursuant to notice, That leave be given to bring in a bill for an Act relating to the acquisition of land on just terms by authorities of the State.

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 Price) 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 April 1991

10 FEDERATION OF PARENTS AND CITIZENS ASSOCIATIONS OF NEW SOUTH WALES INCORPORATION (AMENDMENT) BILL

The Order of the Day having been read, Mr Fahey moved, That this bill be now read a second time.

And the question having been proposed—

Debate adjourned (Mr Aquilina) and the resumption of the debate made an Order of the Day for tomorrow.

11 COURTS LEGISLATION (CIVIL PROCEDURE) AMENDMENT BILL

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

And the question being again proposed—

The House resumed the said adjourned debate.

Mr Nagle (speaking) moved (by leave), 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 MESSAGE FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported a message from the Legislative Council dated 11 April 1991, returning the Employees Liability Bill, without amendment.

It being 2.15 p.m., General Business proceeded with.

13 TRUTH IN SENTENCING

Mr Park moved, pursuant to notice, That this House commends the Greiner/Murray government in maintaining its full support for the Sentencing Act of 1989 and its firm stand on truth in sentencing in New South Wales.

Debate ensued.

Mr Phillips moved, That the question be now put.

Question put.

The House divided.

Ayes 53

Mr Andrews
Mr Armstrong
Mr Baird
Mr Berry
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Fahey
Mr Fraser
Mr Glachan
Mr Graham
Mr Griffiths
Mr Hartcher
Mr Hay

Mr Jeffery
Mr Kerr
Mr Longley
Miss Machin
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Mr Rixon
Mr Roberts

Mr Schipp
Mr Schultz
Mr Small
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr West
Mr White
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 38

Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Arkell
Mr Cleary
Mr Davoren
Mr Doyle
Mr Face
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hunter
Mr Irwin

Mr Keegan
Mr Knight
Mr Knowles
Mr Langton
Mr Markham
Mr Martin
Mr Mills
Mr Moss
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price
Ms Read

Dr Refshauge
Mr Rogan
Mr Rumble
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

And so it was resolved in the affirmative.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
11 April 1991

Original question put.

The House divided.

Ayes 53

Mr Andrews
Mr Armstrong
Mr Baird
Mr Berry
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Fahey
Mr Fraser
Mr Glachan
Mr Graham
Mr Griffiths
Mr Hartcher
Mr Hay

Mr Jeffery
Mr Kerr
Mr Longley
Miss Machin
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Mr Rixon
Mr Roberts

Mr Schipp
Mr Schultz
Mr Small
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr West
Mr White
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 36

Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Cleary
Mr Davoren
Mr Doyle
Mr Face
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hunter
Mr Irwin

Mr Knight
Mr Knowles
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price

Dr Refshauge
Mr Rogan
Mr Rumble
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

And so it was resolved in the affirmative.

14 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

11 April 1991

Murray-Darling Basin (Amendment) Bill
Petroleum (Submerged Lands) Amendment Bill

15 PRINTING COMMITTEE

Mr Small brought up Report No. 4 of the Printing Committee.

16 ADJOURNMENT

Mr Schipp moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 4.20 p.m., until Tuesday 16 April 1991, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES.
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 15

TUESDAY 16 APRIL 1991

1 PETITIONS

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

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr Unsworth—from certain citizens opposing cutbacks to adult leisure learning centres.

Mr Downy—from certain citizens requesting that casinos not be legalised.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Mr McManus and Mr Rumble—from certain citizens requesting renovations to Bulli District Hospital.

Mr Rumble—from certain citizens opposing the downgrading of Unanderra Police Station.

Ms Moore—from certain citizens opposing proposed measures for the prevention of certain parades and processions in the streets of Sydney.

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Rumble—from certain citizens requesting that 16 to 18-year-olds who commit certain crimes be treated as criminals.

Mr Mills—from certain citizens requesting the continuance of the Police Rescue Units.

Mr Mills—from certain citizens requesting the upgrading of the Lake Macquarie Sewerage Scheme.

Mr Morris—from certain citizens requesting additional police surveillance at Wentworth Falls and Hazelbrook.

Mr Phillips—from certain citizens requesting support for the Caringbah Women's Health Service.

Mr Glachan—from certain citizens opposing the compulsory wearing of helmets for motorcyclists.

Mr Mills—from certain citizens requesting the restoration of certain bus services in the Elernmore Vale and South Wallsend areas.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 April 1991

Mr Cochran—from certain citizens requesting the continuation of the Home and Respite Care Service.

Ms Moore—from certain citizens opposing the sale of land and requesting the further public acquisition of land on the foreshores of Port Jackson.

2 NOTICES OF MOTIONS

3 PAPERS

(1) Mr Dowd laid upon the Table—

Report of the Law Reform Commission for the year ended 30 June 1990.

Referred to the Printing Committee.

(2) Mr Peacocke laid upon the Table—

Fair Trading Act 1987—Product Safety Regulation 1988—clause 29A, amendment of clauses 29, 31, substituted clause 30. (Gazette 52/1991.)

Referred to the Printing Committee.

(3) Mr Pickard laid upon the Table—

Coal Mines Regulation Act 1982—Coal Mines Regulation (General-Forms) Regulation 1984—clause 6, amendment of clause 1. (Gazette 48/1991.)

Mine Subsidence Compensation Act 1961—Mine Subsidence Compensation Regulations—substituted regulation 2A, schedule 4. (Gazette 48/1991.)

Referred to the Printing Committee.

4 QUESTIONS

5 PLACING OF BUSINESS—POSTPONEMENT

Order of the Day No. 1 of Business of the House postponed, on motion of Mr Dowd, until tomorrow.

6 SUSPENSION OF STANDING ORDERS

Mr Dowd moved, That so much of the Standing Orders be suspended as would preclude the—

Stock Diseases (Amendment) Bill
Albury-Wodonga Development (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.

Question put and passed.

7 STOCK DISEASES (AMENDMENT) BILL

Mr Armstrong moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Stock Diseases Act 1923 for the purpose of eradicating or reducing the incidence of footrot and other animal diseases by providing for the temporary closure of roads, travelling stock reserves and other public places to certain kinds of walking and grazing stock; 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 Amery) and the resumption of the adjourned debate made an Order of the Day for a future day.

8 ALBURY-WODONGA DEVELOPMENT (AMENDMENT) BILL

Mr Peacocke moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Albury-Wodonga Development Act 1974 for the purposes of providing for the execution and approval of the proposed Albury-Wodonga Area Development Agreement Amendment Agreement (No. 2), changing the composition of the Albury-Wodonga (New South Wales) Corporation and transferring certain planning functions of the Albury-Wodonga Development Corporation to the councils of the relevant local government areas and for other purposes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 April 1991

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 Irwin) and the resumption of the adjourned debate made an Order of the Day for a future day.

9 COURTS LEGISLATION (CIVIL PROCEDURE) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, 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 ten 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 without amendment.

Mr Dowd moved, That the Report be now adopted.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 April 1991

The House divided.

Ayes 54

Mr Andrews	Mr Jeffrey	Mr Schipp
Mr Armstrong	Mr Kerr	Mr Schultz
Mr Bools	Mr Longley	Mr Small
Mr Booth	Miss Martin	Mr Smith
Mr Causley	Mr Matheson	Mr Soutis
Mr Chappell	Mr Merton	Mr Tink
Mr Cochran	Dr McIverell	Mr Turner
Mr Cohen	Mr Moore	Mr Webster
Mr Collins	Mr Morris	Mr West
Mr Cruickshank	Mr Murray	Mr White
Mr Dowd	Mr Packard	Mr Wotton
Mr Downy	Mr D. L. Page	Mr Yabsley
Mr Fahy	Mr Park	Mr Yeomans
Mr Fraser	Mr Peacocke	Mr Zarnitt
Mr Glachan	Mr Perth	Tellers
Mr Graham	Mr Photios	Mr Beck
Mr Griffiths	Mr Richard	Mr Phillips
Mr Hartcher	Mr Rhon	
Mr Hay	Mr Roberts	

Noes 45

Ms Allan	Mr Keegan	Mr Price
Mr Amery	Mr Knight	Ms Read
Mr Anderson	Mr Knowles	Dr Reckhaug
Mr Aquilina	Mr Langton	Mr Rogan
Mr A. S. Aquilina	Mr McManus	Mr Rumble
Mr Aricall	Mr Marthan	Mr Sheddin
Mr Cleary	Mr Martin	Mr Unsworth
Mr Doyle	Mr Mills	Mr Walsh
Mr Face	Mr H. F. Moore	Mr Welsh
Miss Fraser	Ms Moore	Mr Whelan
Mr Gibson	Mr Moss	Mr Yeardon
Ms Grusovin	Mr J. H. Murray	Tellers
Mr Harrison	Mr Nagle	Mr Christie
Mr Hutton	Mr Newman	Mr Davoren
Mr Hunter	Ms Nori	
Mr Irvia	Mr Page	

And so it was resolved in the affirmative.

And Mr Speaker having consented to the third reading being taken forthwith—

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 April 1991

10 JUSTICES (COSTS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, 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 Dowd, read a third time.

11 ELECTION FUNDING (AMENDMENT) BILL
PARLIAMENTARY ELECTORATES AND ELECTIONS (AMENDMENT)
BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Greiner, That these bills be now read a second time—

And the question being again proposed—

The House resumed the said adjourned debate.

It being 5.30 p.m., private members' statements proceeded with.

12 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

**13 ELECTION FUNDING (AMENDMENT) BILL
PARLIAMENTARY ELECTORATES AND ELECTIONS (AMENDMENT)
BILL**

Resumption of the interrupted debate, on motion of Mr Greiner, That these bills be now read a second time.

Question put and passed.

Bills read a second time.

Leave granted for the third reading to be moved forthwith.

Bills, on motion of Mr Dowd, on behalf of Mr Greiner, read a third time.

**14 COAL AND OIL SHALE MINE WORKERS (SUPERANNUATION)
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.

**15 INDUSTRIAL ARBITRATION (SECONDARY BOYCOTTS)
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.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 April 1991

The House divided.

Ayes 60

Mr Arkell
Mr Armstrong
Mr Baird
Mr Berry
Mr Books
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Mr Fraser
Mr Glachan
Mr Graham
Mr Griffiths
Mr Hartcher
Mr Hatton
Mr Hay

Mr Jeffery
Mr Keegan
Mr Kerr
Mr Longley
Miss Machin
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Ms Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Ms Read
Mr Rixon

Mr Roberts
Mr Schipp
Mr Schultz
Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr Welsh
Mr West
Mr White
Mr Wotton
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 35

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr Doyle
Mr Face
Miss Fraser
Mr Gibson
Mrs Grusovin
Mr Hunter
Mr Irwin
Mr Knight
Mr Langton

Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price
Dr Refshauge

Mr Rogan
Mr Rumble
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Whelan
Mr Yeadon

Tellers

Mr Christie
Mr Davoren

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 Fahey, read a third time.

16 INDUSTRIAL ARBITRATION (UNIONS) 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.

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

Question put.

The House divided.

Ayes 61

Mr Artell
Mr Armstrong
Mr Baird
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Miss Fraser
Mr Fraser
Mr Glachan
Mr Graham
Mr Hartcher
Mr Hatton
Mr Hay

Mr Jeffery
Mr Keegan
Mr Kerr
Mr Longley
Miss Machin
Mr Matheson
Mr Merton
Dr Methereff
Mr Moore
Ms Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Ms Read
Mr Rixon
Mr Roberts

Mr Schipp
Mr Schultz
Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr Welsh
Mr West
Mr White
Mr Wotton
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
16 April 1991

Noes 32

Ms Allan	Mr Markham	Mr Rumble
Mr Amery	Mr Martin	Mr Shedden
Mr Anderson	Mr Mills	Mr Unsworth
Mr Aquilina	Mr H. F. Moore	Mr Walsh
Mr Face	Mr Moss	Mr Whelan
Mr Gibson	Mr J. H. Murray	Mr Yeadon
Mrs Grusovin	Mr Nagle	
Mr Hunter	Mr Newman	
Mr Irwin	Mr Page	Tellers
Mr Knight	Mr Price	
Mr Langton	Dr Refshauge	Mr Christie
Mr McManus	Mr Rogan	Mr Davoren

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 Fahey, read a third time.

17 CENTENNIAL PARK TRUST (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr 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 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 Booth, Temporary Chairman, reported the bill without amendment.

Mr Moore moved, That the Report be now adopted.

Question put and passed.

And Mr Speaker having consented to the third reading being taken forthwith—

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

18 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported messages from the Legislative Council returning the following bills without amendment:

16 April 1991

Criminal Records Bill
Nurses Bill.

19 ADJOURNMENT

Mr Moore moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 11.58 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

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 16

WEDNESDAY 17 APRIL 1991

1 PETITIONS

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

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Mr Unsworth—from certain citizens opposing cutbacks to adult leisure learning centres.

Mr Cruickshank, Mr Hartcher and Ms Read—from certain citizens requesting that casinos not be legalised.

Mr Rumble—from certain citizens requesting harsher penalties for offences against children.

Mr McManus and Mr Rumble—from certain citizens requesting renovations to Bulli District Hospital.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Rumble—from certain citizens requesting that 16 to 18 year olds who commit certain crimes be treated as criminals.

Mr Martin and Mr Mills—from certain citizens requesting the continuance of the Police Rescue Units.

Mr Mills—from certain citizens requesting that the casualty outpatients department of Wallsend District Hospital remain open.

Mr Christie and Mr Yeadon—from certain citizens opposing cutbacks at Guildford Karitane Mothercraft Baby Health Centre.

Mr McManus—from certain citizens requesting work on the Northern Distributor be immediately resumed and continued to Bellambi Lane.

Mr Small—from certain citizens requesting the banning of speed boats and water skiers from the Murray River between Yarrowonga Weir and Barooga.

Mr Hatton—from certain citizens requesting that an ambulance vehicle be stationed at Sussex Inlet.

Mr Mills—from certain citizens requesting the restoration of certain bus services in the Elermore Vale and South Wallsend areas.

Miss Machin—from certain citizens requesting that the Lord Howe Island Act 1953 not be repealed and that Lord Howe Island not be included in the World Heritage Properties (Lord Howe Island) Bill 1991.

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mrs Cohen—from certain citizens requesting the establishment of a screening unit at Westmead Hospital and screening vans in Western and South Western Sydney for breast cancer.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
17 April 1991

Mr Yeadon—from certain citizens opposing the proposed tollway charge on the F4 Western Sydney Freeway.

Mr D. L. Page—from certain citizens requesting the preservation of the Child Flight Helicopter Service.

Mr Irwin—from certain citizens opposing the closure of the Fairfield Community Aid and Information Service.

2 NOTICES OF MOTIONS

3 PAPERS

(1) Mr West laid upon the Table—

Greyhound Racing Control Board Act 1985—Rules of the Greyhound Racing Control Board 1983—amendment of schedule 1. (Gazette 48/1991.)

Referred to the Printing Committee.

(2) Mr Hay laid upon the Table—

Environmental Planning and Assessment Act 1979—

(a) Environmental Planning and Assessment Regulation 1980—substituted clauses 41A, 67A. (Gazettes 113/1990, 161/1990.)

(b) notifications of acquisition, appropriation and/or resumption of land and/or easements, for public recreational purposes, at—

Blacktown. (Gazette 48/1991.)

Northmead. (Gazette 54/1991.)

Referred to the Printing Committee.

4 MESSAGE FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported a message from the Legislative Council dated 16 April 1991, returning the Chiropractors and Osteopaths Bill, without amendment.

5 QUESTIONS

6 SUSPENSION OF STANDING ORDERS

Ordered, on motion of Mr Dowd, That so much of the Standing Orders be suspended as would preclude Business of the House Orders of the Day No. 1 being postponed for the consideration of Government Business Notices of Motions No. 1 and Government Business Orders of the Day Nos 1 to 8.

7 SUSPENSION OF STANDING ORDERS

Ordered, on motion of Mr Dowd, That so much of the Standing Orders be suspended as would preclude the Statute Law (Miscellaneous Provisions) 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.

8 WORKERS COMPENSATION LEGISLATION (AMENDMENT) BILL

Mr Fahey moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Compensation Court Act 1984 and the Workers Compensation Act 1987 and certain other Acts with respect to medical referees and panels and certain insolvent workers compensation insurers; 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 Price) and the resumption of the adjourned debate made an Order of the Day for a future day.

9 STATUTE LAW (MISCELLANEOUS PROVISIONS) BILL

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

Debate adjourned (Mr A. S. 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
17 April 1991

10 LAND ACQUISITION (JUST TERMS COMPENSATION) 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.

It being 5.30 p.m., private members' statements proceeded with.

11 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

12 LAND ACQUISITION (JUST TERMS COMPENSATION) BILL

Resumption of the interrupted debate, on motion of Mr Murray, 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 Murray, read a third time.

13 VICTIMS COMPENSATION (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, 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 54

Mr Andrews
Mr Arkell
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Miss Fraser
Mr Fraser
Mr Glachan
Mr Graham
Mr Griffiths

Mr Hartcher
Mr Hatton
Mr Hay
Mr Jeffery
Mr Kerr
Miss Machin
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard

Ms Read
Mr Rixon
Mr Roberts
Mr Schipp
Mr Schultz
Mr Small
Mr Smith
Mr Souris
Mr Turner
Mr West
Mr White
Mr Wotton
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 41

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Carr
Mr Cleary
Mr Davoren
Mr Doyle
Mr Face
Mr Gibson
Mr Harrison
Mr Hunter
Mr Irwin
Mr Knight

Mr Knowles
Mr Langton
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. P. Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price
Mr Primrose

Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

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 Dowd, read a third time.

14 PARTNERSHIP (LIMITED PARTNERSHIP) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, 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 Dubbo, Mr Peacocke, be allowed to continue his speech for a further period of ten 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 Dowd, read a third time.

15 LISTENING DEVICES (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, 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 54

Mr Andrews
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Mr Fraser
Mr Glachan
Mr Graham
Mr Greiner
Mr Griffiths
Mr Hartcher

Mr Hay
Mr Jeffery
Mr Kerr
Miss Machin
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Mr Rixon
Mr Roberts

Mr Schipp
Mr Schultz
Mr Small
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr West
Mr White
Mr Wotton
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 48

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Arkell
Mr Cleary
Mr Davoren
Mr Doyle
Mr Face
Miss Fraser
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter
Mr Irwin

Mr Keegan
Mr Knight
Mr Knowles
Mr Langton
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price

Mr Primrose
Ms Read
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Welsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

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 Dowd, read a third time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
17 April 1991

16 PARLIAMENTARY PRIVILEGE

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, That this House take note of the discussion paper entitled "Parliamentary Privilege in New South Wales", tabled on Tuesday 19 March 1991—

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 ten minutes.

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

Mr Hatton moved, That this debate be now adjourned.

Question put and passed.

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

17 GROWTH CENTRES (DEVELOPMENT CORPORATIONS)
AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Peacocke, 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 18 APRIL 1991 a.m.

Mr Knight moved, That this debate be now adjourned.

Question put and passed.

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

18 MESSAGES 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 "Industrial Arbitration (Unfair Dismissal) Amendment Bill" with the amendment indicated by the accompanying schedule, in which amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council
17 April 1991

JOHN JOHNSON
President

INDUSTRIAL ARBITRATION (UNFAIR DISMISSAL) AMENDMENT
BILL

Schedule of the amendment referred to in Message of 17 April 1991.

JOHN EVANS
Clerk of the Parliaments

Page 3, Schedule 1, Part 1. After proposed section 91ZA (3), insert:

(4) Nothing in this Division prevents the commission (pursuant to section 30) from having the powers or exercising the jurisdiction conferred on a conciliation commissioner by this Division.

Examined

ADRIAN SOLOMONS
Chairman of Committees

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
17 and 18 April 1991 a.m.

Ordered, by Mr Speaker, That the Legislative Council message be taken into consideration tomorrow.

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 9 April 1991, concerning proposed amendments to the Public Health Bill informs the Legislative Assembly that the Council does not insist upon its amendments Nos 1 and 3 to 15 disagreed to by the Assembly and agrees to the further amendments proposed by the Assembly in the Bill.

Legislative Council
17 April 1991

JOHN JOHNSON
President

19 ADJOURNMENT

Mr Peacocke moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 12.29 a.m., until 10.30 a.m., This Day.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 17

THURSDAY 18 APRIL 1991

1 SPEAKER'S STATEMENT—PHOTOGRAPH OF HOUSE IN SESSION

Mr Speaker reminded the House that a photograph of the House in session was about to be taken for historical purposes.

2 PETITIONS

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

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Mr McManus and Mr Rumble—from certain citizens requesting renovations to Bulli District Hospital.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Rumble—from certain citizens requesting that 16 to 18 year olds who commit certain crimes be treated as criminals.

Mr Martin and Mr Mills—from certain citizens requesting the continuance of the Police Rescue Units.

Mr McManus—from certain citizens requesting work on the Northern Distributor be immediately resumed and continued to Bellambi Lane.

Mr Mills and Mr Price—from certain citizens requesting the restoration of certain bus services in the Elermore Vale and South Wallsend areas.

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mrs Cohen—from certain citizens requesting the establishment of a screening unit at Westmead Hospital and screening vans in Western and South Western Sydney for breast cancer.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Mr Rumble—from certain citizens opposing the downgrading of Unanderra Police Station.

Ms Moore—from certain citizens opposing proposed measures for the prevention of certain parades and processions in the streets of Sydney.

Ms Moore—from certain citizens opposing the sale of land and requesting the further public acquisition of land on the foreshores of Port Jackson.

Mr Cleary—from certain citizens praying for support to retain the three tier Aboriginal Land Council structure.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 April 1991

3 NOTICES OF MOTIONS

4 PAPERS

(1) Mr Armstrong laid upon the Table—

Report of the Dairy Industry Conference for the year ended 30 September 1990.

Dairy Industry Act 1979—Dairy Industry (Pricing) Regulation 1984—amendment of clause 4, schedule 1. (Gazette 45/1991.)

Pesticides Act 1978—Pesticides Regulation 1979—amendment of clause 40, omission of clauses 29, 31, forms 6, 8, 13. (Gazette 48/1991.)

Plant Diseases Act 1924—Plant Diseases Regulations—regulations 23, 24, 25, 69, 70, 71, amendment of regulations 21, 47, substituted regulations 19, 34, 35, 38, 39, 40, 43, 67. (Gazette 41/1991.)

Referred to the Printing Committee.

(2) Mr Schipp laid upon the Table—

Report of the Building Services Corporation for 1990.

Referred to the Printing Committee.

(3) Mr Pickard laid upon the Table—

Mining Act 1973—Mining Regulations 1974—amendment of regulation 7. (Gazette 52/1991.)

Referred to the Printing Committee.

(4) Mr Causley laid upon the Table—

Public Works Act 1912—notification of acquisition, appropriation and/or resumption of land and/or easements for the Jemalong Domestic and Stock Water and Irrigation District at Forbes. (Gazette 48/1991.)

Referred to the Printing Committee.

(5) Mr Yabsley laid upon the Table—

Community Service Orders Act 1979—Community Service Orders Regulation 1988—clause 15, amendment of schedule 1. (Gazette 48/1991.)

Referred to the Printing Committee.

5 INDEPENDENT COMMISSION AGAINST CORRUPTION

Mr Kerr brought up and laid upon the Table: 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 27 March 1991.

Ordered to be printed.

Mr Kerr (by leave) made a statement in relation to the document.

6 QUESTIONS

7 PLACING OF BUSINESS—POSTPONEMENT

Order of the Day No. 1 of Business of the House postponed, on motion of Mr Dowd, until tomorrow.

8 SUSPENSION OF STANDING ORDERS

Mr Dowd moved, That so much of the Standing Orders be suspended as would preclude the—

Public Finance and Audit (Auditor-General) Amendment Bill
Annual Reports Legislation (Amendment) Bill
Crimes (Amendment) Bill
Criminal Procedure (Police Custody of Property) Amendment Bill
Grain Marketing Bill
Trade Measurement Administration (Charges) Amendment Bill
Prisons (Escape) 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.

Debate ensued.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 April 1991

The House divided.

Ayes 55

Mr Andrews	Mr Jeffery	Mr Small
Mr Armstrong	Mr Kerr	Mr Smiles
Mr Berry	Mr Longley	Mr Smith
Mr Books	Miss Machin	Mr Souris
Mr Booth	Mr Matheson	Mr Tink
Mr Causley	Mr Merton	Mr Turner
Mr Chappell	Dr Metherell	Mr Webster
Mr Cochran	Mr Moore	Mr West
Mrs Cohen	Mr Morris	Mr White
Mr Collins	Mr Murray	Mr Wotton
Mr Cruickshank	Mr Packard	Mr Yabsley
Mr Dowd	Mr D. L. Page	Mr Yeomans
Mr Downy	Mr Park	Mr Zammit
Mr Fahey	Mr Peacocke	
Mr Fraser	Mr Petch	
Mr Glachan	Mr Photios	
Mr Graham	Mr Pickard	Tellers
Mr Griffiths	Mr Rixon	
Mr Hartcher	Mr Roberts	Mr Beck
Mr Hay	Mr Schultz	Mr Phillips

Noes 48

Ms Allan	Mr Keegan	Mr Primrose
Mr Amery	Mr Knight	Ms Read
Mr Anderson	Mr Knowles	Dr Refshauge
Mr Aquilina	Mr Langton	Mr Rogan
Mr A. S. Aquilina	Mr McManus	Mr Rumble
Mr Arkell	Mr Markham	Mr Scully
Mr Cleary	Mr Martin	Mr Shedden
Mr Davoren	Mr Mills	Mr Unsworth
Mr Doyle	Mr H. F. Moore	Mr Walsh
Mr Face	Ms Moore	Mr Welsh
Miss Fraser	Mr Moss	Mr Whelan
Mr Gibson	Mr J. H. Murray	Mr Yeadon
Mr Grusovin	Mr Nagle	
Mr Harrison	Mr Newman	Tellers
Mr Hatton	Ms Nori	
Mr Hunter	Mr Page	Mr Beckroge
Mr Irwin	Mr Price	Mr Christie

And so it was resolved in the affirmative.

9 SUSPENSION OF STANDING ORDERS

Mr Dowd moved, That so much of the Standing Orders be suspended as would preclude the resumption of the adjourned debate on the Albury-Wodonga Development (Amendment) Bill.

Question put and passed.

10 CRIMES (AMENDMENT) BILL

Mr Dowd moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Crimes Act 1900 with respect to the definition of sexual intercourse and the reduction of sentences.

Question put and passed.

Bill presented and read a first time.

Mr Dowd 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.

11 CRIMINAL PROCEDURE (POLICE CUSTODY OF PROPERTY)
AMENDMENT BILL

Mr Dowd moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Criminal Procedure Act 1986 with respect to police custody of property held in connection with an offence and to repeal section 358A of the Crimes Act 1900.

Question put and passed.

Bill presented and read a first time.

Mr Dowd 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.

12 GRAIN MARKETING BILL

Mr Armstrong moved, pursuant to notice, That leave be given to bring in a bill for an Act relating to the marketing of coarse grains and oilseeds; to constitute the New South Wales Grains Board; and for other purposes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 April 1991

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 Amery) and the resumption of the adjourned debate made an Order of the Day for a future day.

13 PUBLIC FINANCE AND AUDIT (AUDITOR-GENERAL) AMENDMENT
BILL
ANNUAL REPORTS LEGISLATION (AMENDMENT) BILL

Mr Baird moved, on behalf of Mr Greiner, pursuant to notice, That leave be given to bring in the following cognate bills:

- (i) A bill for an Act to amend the Public Finance and Audit Act 1983 with respect to the auditing of Departments and statutory authorities, reporting requirements, the office of Auditor-General and in other respects; and to amend certain other Acts consequentially.
- (ii) A bill for an Act to amend the Annual Reports (Departments) Act 1985 and the Annual Reports (Statutory Bodies) Act 1984 to make further provision with respect to the functions of the Auditor-General and the contents of annual reports.

Question put and passed.

Bills presented and read a first time.

Mr Baird moved, That these bills 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.

14 TRADE MEASUREMENT ADMINISTRATION (CHARGES)
AMENDMENT BILL

Mr Peacocke moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Trade Measurement Administration Act 1989 to make further provision with respect to the charges payable under that Act.

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 Nagle) and the resumption of the adjourned debate made an Order of the Day for a future day.

15 PRISONS (ESCAPE) AMENDMENT BILL

Mr Yabsley moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Prisons Act 1952 to make further provision with respect to the offence of escaping or attempting to escape from lawful custody.

Question put and passed.

Bill presented and read a first time.

Mr Yabsley 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.

It being 2.15 p.m., General Business proceeded with.

16 GOVERNMENT CHARGES AND SERVICES IN THE ILLAWARRA REGION

Mr McManus moved, pursuant to notice, That this House condemns the Government for the rate of increase in charges whilst failing to maintain adequate services in the Illawarra region.

Whereupon Mr Longley moved, That the motion be amended by leaving out all words after the word "House" with a view of inserting the following words: "commends the Government on its economic management to the benefit of all the people of New South Wales.", instead thereof.

Question proposed, That the amendment be agreed to.

Debate ensued.

It being 4.15 p.m., debate interrupted.

Motion lapsed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
18 April 1991

17 PRINTING COMMITTEE

Mr Small brought up Report No. 5 of the Printing Committee.

18 SPECIAL ADJOURNMENT

Mr Dowd moved, That this House at its rising this day do adjourn until Tuesday 30 April 1991, at 2.15 p.m.

Debate ensued.

Question put and passed.

19 ADJOURNMENT

Mr Dowd moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 4.29 p.m., until Tuesday 30 April 1991, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 18

TUESDAY 30 APRIL 1991

1 VISITORS—SCHOOLS IN PARLIAMENT

Mr Speaker drew the attention of honourable members to the presence in the gallery of school students participating in the Law Week Schools in Parliament project.

2 MESSAGES FROM THE GOVERNOR

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

17 April 1991

Ombudsman (Amendment) Bill.

22 April 1991

Employees Liability Bill
Murray-Darling Basin (Amendment) Bill
Petroleum (Submerged Lands) Amendment Bill.

3 PETITIONS

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

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr McManus and Mr Rumble—from certain citizens requesting renovations to Bulli District Hospital.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Rumble—from certain citizens requesting that 16 to 18 year olds who commit certain crimes be treated as criminals.

Mr Martin and Mr Mills—from certain citizens requesting the continuance of the Police Rescue Units.

Mr Mills—from certain citizens requesting the restoration of certain bus services in the Elermore Vale and South Wallsend areas.

Mr Rumble—from certain citizens opposing the downgrading of Unanderra Police Station.

Mr Armstrong, Mr Glachan and Mr Turner—from certain citizens requesting that casinos not be legalised.

Mr Christie and Mr Yeadon—from certain citizens opposing cutbacks at Guildford Karitane Mothercraft Baby Health Centre.

Mr Yeadon—from certain citizens opposing the proposed tollway charge on the F4 Western Sydney Freeway.

Mr Smith—from certain citizens requesting support for legislation to implement citizen-initiated referendums.

Mr Smith—from certain citizens requesting that measures be taken for the prevention of offensive parades in the streets of Sydney.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
30 April 1991

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Mr Matheson—from certain citizens requesting adequate Arts and Crafts services for the Penrith District.

Mr Amery—from certain citizens requesting flood protection measures for Lismore.

Mr Morris—from certain citizens requesting that the existing facilities at Springwood Hospital remain open.

Mr Aquilina—from certain citizens requesting a police station for Doonside.

Mr Markham—from certain citizens requesting the installation of traffic control signals on the intersection of Gipps and Foley Streets, Gwynneville.

Mr Markham—from certain citizens requesting improved services and facilities for mature and aged disabled people in the Illawarra region.

4 NOTICES OF MOTIONS

5 PAPERS

(1) Mr Greiner laid upon the Table—

Public Authorities (Financial Arrangements) Act 1987—Public Authorities (Financial Arrangements) Investment Powers Regulation 1990—amendment of schedule 1. (Gazette 59/1991.)

Referred to the Printing Committee.

(2) Mr Murray laid upon the Table—

State Roads Act 1986—notifications of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for road purposes, at—

Beverly Hills. (Gazettes 54/1991, 57/1991.)

Carlingford. (Gazette 54/1991.)

Castle Hill. (Gazette 54/1991.)

Collector. (Gazette 57/1991.)

Ourimbah. (Gazette 54/1991.)

Pymont. (Gazette 57/1991.)

Springwood. (Gazette 54/1991.)

Telarah. (Gazette 54/1991.)

West Pennant Hills. (Gazette 59/1991.)
Wyoming. (Gazette 54/1991.)
Yass. (Gazette 54/1991.)

Traffic Act 1909—Motor Traffic Regulations 1935—amendment of regulation 95, schedule F. (Gazette 54/1991.)

Referred to the Printing Committee.

(3) Mr West laid upon the Table—

Wentworth Irrigation Act 1890—Wentworth Irrigation Regulations 1926—amendment of regulations 2, 3 to 7, 9, 13, 14, 15, 17, 18, 20 to 35, schedule A, substituted regulation 16, omission of regulation 36. (Gazette 54/1991.)

Referred to the Printing Committee.

(4) Mr Fahey laid upon the Table—

Report of the Acupuncture Colleges (Australia) dated January 1991.

Dangerous Goods Act 1975—

(a) Dangerous Goods Regulation 1978—amendment of clauses 31, 284A. (Gazette 54/1991.)

(b) Dangerous Goods (Gas Installations) Regulation 1982—amendment of clauses 4, 5, 6, 8, 9, 11, 12, 26, schedule 1, substituted clause 7. (Gazette 54/1991.)

University of New England Act 1989—amendments of, and additions to, the by-laws of the University of New England. (Gazettes 54/1991, 57/1991.)

University of Sydney Act 1989—amendments of, and additions to, the by-laws of the University of Sydney. (Gazette 57/1991.)

University of Wollongong Act 1989—amendments of, and additions to, the by-laws of the University of Wollongong. (Gazette 54/1991.)

Referred to the Printing Committee.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
30 April 1991

(5) Mr Causley laid upon the Table—

Lotteries and Art Unions Act 1901—Lotteries and Games of Chance Regulations 1966—amendment of regulations 3, 5, 6, 7, 9, omission of forms 3 to 10. (Gazette 54/1991.)

Referred to the Printing Committee.

(6) Mr Webster laid upon the Table—

Adoption Information Act 1990—Adoption Information Regulation 1991—clauses 1 to 20. (Gazette 41/1991.)

Referred to the Printing Committee.

(7) Mr Dowd laid upon the Table—

Report of the Security (Protection) Industry for the year ended 30 June 1990.

Referred to the Printing Committee.

6 REPORTS RECEIVED BY THE CLERK

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

26 April 1991

Report of the Aboriginal Land Council for the year ended 30 June 1989.

Report of the Aboriginal Land Council for the year ended 30 June 1990.

7 QUESTIONS

8 SUSPENSION OF STANDING ORDERS—GOVERNMENT DEFICIT

Mr Carr moved, That so much of the Standing Orders be suspended as would preclude the consideration forthwith of the following motion, namely: That this House condemns the Premier and Treasurer for misleading the public about the extent of the New South Wales deficit caused by his Government's record of waste and mismanagement.

Question put.

The House divided.

Ayes 46

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Carr
Mr Cleary
Mr Davoren
Mr Doyle
Mr Face
Miss Fraser
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter
Mr Irwin

Mr Keegan
Mr Knight
Mr Knowles
Mr Langton
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Ms Moore
Mr Moss
Mr Nagle
Mr Newman
Mr Page
Mr Price
Mr Primrose
Ms Read

Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Welsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

Noes 56

Mr Armstrong
Mr Baird
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Mr Fraser
Mr Glachan
Mr Graham
Mr Greiner
Mr Griffiths
Mr Hartcher

Mr Hay
Mr Jeffery
Mr Kerr
Mr Longley
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Mr Rixon
Mr Roberts
Mr Schipp

Mr Schultz
Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr Tink,
Mr Turner
Mr Webster
Mr West
Mr White
Mr Wotton
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

And so it passed in the negative.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
30 April 1991

10 PLACING OF BUSINESS—POSTPONEMENT

Order of the Day No. 1 of Business of the House postponed, on motion of Mr Dowd, until tomorrow.

11 PERSONAL INJURY DAMAGES BILL

(1) Ordered, on motion of Mr Dowd, That the Order of the Day for the second reading of this bill be discharged.

(2) Ordered, on motion of Mr Dowd, That the bill be withdrawn.

12 SUSPENSION OF STANDING ORDERS

Mr Dowd moved, That so much of the Standing Orders be suspended as would preclude the Local Government (Elections) 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.

Question put and passed.

13 PETROLEUM (ONSHORE) BILL

Mr Pickard moved, pursuant to notice, That leave be given to bring in a bill for an Act to regulate the search for and mining of petroleum; to repeal the Petroleum Act 1955; and for other purposes.

Question put and passed.

Bill presented and read a first time.

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

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

14 LOCAL GOVERNMENT (ELECTIONS) AMENDMENT BILL

Mr Hay moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Local Government Act 1919 to change the date on which ordinary elections for local councils are to be held.

Question put and passed.

Bill presented and read a first time.

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

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

15 GROWTH CENTRES (DEVELOPMENT CORPORATIONS)
AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Peacocke, 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 Peacocke, read a third time.

16 ALBURY-WODONGA DEVELOPMENT (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Peacocke, 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 Peacocke, read a third time.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
30 April 1991

17 STATUTE LAW (MISCELLANEOUS PROVISIONS) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, 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, on behalf of Mr Dowd, read a third time.

18 PUBLIC FINANCE AND AUDIT (AUDITOR-GENERAL) AMENDMENT
BILL
ANNUAL REPORTS LEGISLATION (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Greiner, 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 Drummoyne, Mr J. H. Murray, be allowed to continue his speech for a further period of ten minutes.

It being 5.30 p.m., private members' statements proceeded with.

19 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

20 PUBLIC FINANCE AND AUDIT (AUDITOR-GENERAL) AMENDMENT
BILL
ANNUAL REPORTS LEGISLATION (AMENDMENT) BILL

Resumption of the interrupted debate, on motion of Mr Greiner, That these bills be now read a second time.

Question put and passed.

Bills read a second time.

Leave granted for the third reading to be moved forthwith.

Bills, on motion of Mr Baird, on behalf of Mr Greiner, read a third time.

21 GRAIN MARKETING 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.

22 PROTECTION OF THE ENVIRONMENT ADMINISTRATION BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr 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 Ryde, Mr Photios, be allowed to continue his speech for a further period of ten minutes.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
30 April 1991

Mr Longley moved, That this debate be now adjourned.

Question put and passed.

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

23 CLOSURE—ALLOCATION OF TIME FOR DISCUSSION

Mr Moore, on behalf of the Premier, gave notice of business to be dealt with on 1 May 1991—

Protection of the Environment Administration Bill.

24 INDUSTRIAL ARBITRATION (UNFAIR DISMISSAL) 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 consideration of the amendment made by the Legislative Council in the bill.

Madam Deputy Speaker resumed the Chair, and Mr Booth, Temporary Chairman of Committees, reported that the Committee had agreed to the Council amendment.

Report adopted.

25 WORKERS COMPENSATION 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.

Leave granted for the third reading to be moved forthwith.

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

26 ADJOURNMENT

Mr Fahey moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 11.06 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

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 19

WEDNESDAY 1 MAY 1991

1 MESSAGES FROM THE GOVERNOR

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

26 April 1991

Chiropractors and Osteopaths Bill
Criminal Records Bill
Nurses Bill
Public Health Bill.

2 PETITIONS

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

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Rumble—from certain citizens requesting renovations to Bulli District Hospital.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Rumble—from certain citizens requesting that 16 to 18 year olds who commit certain crimes be treated as criminals.

Mr Mills and Mr Price—from certain citizens requesting the continuance of the Police Rescue Units.

Mr Rumble—from certain citizens opposing the downgrading of Unanderra Police Station.

Mr Arkell, Mr Davoren and Mr Pickard—from certain citizens requesting that casinos not be legalised.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Mr Mills and Mr Price—from certain citizens requesting the restoration of certain bus services in the Elmore Vale and South Wallsend areas.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Ms Moore—from certain citizens opposing proposed measures for the prevention of certain parades and processions in the streets of Sydney.

Ms Moore—from certain citizens opposing the sale of land and requesting the further public acquisition of land on the foreshores of Port Jackson.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 May 1991

Mr Armstrong—from certain citizens opposing the proposed closure of the Temora Pathology Laboratory.

Mr Beck—from certain citizens requesting that the crossroads at the Pacific Highway and Eviron Road, Condong, be improved.

Mr Doyle—from certain citizens opposing the removal of shellfish in excessive quantities at Brisbane Waters.

Mr Unsworth—from certain citizens requesting that the platform be raised at Arncliffe Railway Station.

Mr Knowles—from certain citizens requesting a pedestrian overpass between the F5 Freeway and Cross Roads, Liverpool.

Mr Aquilina—from certain citizens requesting the installation of traffic lights at the intersection of Bungarribee and Flushcombe Roads, Blacktown.

Mr Aquilina—from certain citizens requesting the transfer of certain Department of Housing residents at Doonside.

3 NOTICES OF MOTIONS

4 PAPERS

(1) Mr Armstrong laid upon the Table—

Report of the Hunter Valley Conservation Trust for 1990.

Agricultural Tenancies Act 1990—Agricultural Tenancies Regulation 1991—clauses 1 to 14. (Gazette 59/1991.)

Egg Industry (Repeal and Deregulation) Act 1989—Egg Standards Regulation (Repeal) Regulation 1991—clauses 1 to 3. (Gazette 59/1991.)

Referred to the Printing Committee.

(2) Mr Peacocke laid upon the Table—

Fair Trading Act 1987—order under section 31. (Gazette 106/1990.)

Referred to the Printing Committee.

(3) Mr Pickard laid upon the Table—

Mines Rescue Act 1925—Mines Rescue Regulations 1925—regulation 54HH, schedule 12. (Gazette 59/1991.)

Pipelines Act 1967—Pipelines Regulations 1968—regulation 4A, amendment of regulations 3, 5 to 8, 18, 21, 22, 25, 30, 32, 39, 40, 47, forms 1, 1A, 1B, 2, 2A, 2B, 3, 5, 6, 6A, 6B, 7, 8, 9, 10, schedules 1, 2, omission of regulation 2. (Gazette 59/1991.)

Referred to the Printing Committee.

(4) Mr Fahey laid upon the Table—

Entertainment Industry Act 1989—Entertainment Industry Regulation 1990—clauses 1 to 6. (Gazette 65/1990.)

Industrial Arbitration Act 1940—Industrial Arbitration (General) Regulations—regulation 156E. (Gazette 102/1989.)

Technical and Further Education Act 1974—notification of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for the purpose of a technical college, at Bathurst. (Gazette 68/1990.)

University of New England Act 1989—amendments of, and additions to, the by-laws of the University of New England. (Gazette 59/1991.)

Referred to the Printing Committee.

(5) Mr Causley laid upon the Table—

Report of the Broken Hill Water Board for 1990.

Referred to the Printing Committee.

5 QUESTIONS

6 SUSPENSION OF STANDING ORDERS—PROPOSED SUPER MINISTRIES

Mr Carr moved, That so much of the Standing Orders be suspended as would preclude the consideration forthwith of the following motion, namely: That this House condemns the Premier for his plans for Super Ministries as a further waste of taxpayers' money.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 May 1991

Question put.

The House divided.

Ayes 40

Ms Allan	Mr Knight	Mr Rogan
Mr Amery	Mr Knowles	Mr Rumble
Mr Anderson	Mr Langton	Mr Scully
Mr Aquilina	Mr McManus	Mr Shedden
Mr A. S. Aquilina	Mr Markham	Mr Unsworth
Mr Carr	Mr Martin	Mr Walsh
Mr Cleary	Mr Mills	Mr Whelan
Mr Davoren	Mr H. F. Moore	Mr Yeadon
Mr Doyle	Mr Moss	
Mr Face	Mr J. H. Murray	
Mr Gibson	Mr Nagle	Tellers
Mrs Grusovin	Mr Newman	
Mr Harrison	Mr Page	
Mr Hunter	Mr Price	Mr Beckroge
Mr Irwin	Dr Refshauge	Mr Christie

Noes 64

Mr Arkell	Mr Hay	Mr Schipp
Mr Armstrong	Mr Jeffery	Mr Schultz
Mr Baird	Mr Keegan	Mr Small
Mr Berry	Mr Kerr	Mr Smiles
Mr Books	Mr Longley	Mr Smith
Mr Booth	Miss Machin	Mr Souris
Mr Causley	Mr Matheson	Mr Tink
Mr Chappell	Mr Merton	Mr Turner
Mr Cochran	Dr Metherell	Mr Webster
Mrs Cohen	Mr Moore	Mr Welsh
Mr Collins	Ms Moore	Mr West
Mr Cruickshank	Mr Morris	Mr White
Mr Dowd	Mr Murray	Mr Wotton
Mr Downy	Mr Packard	Mr Yabsley
Mr Fahey	Mr D. L. Page	Mr Yeomans
Miss Fraser	Mr Park	Mr Zammit
Mr Fraser	Mr Peacocke	
Mr Glachan	Mr Petch	
Mr Graham	Mr Photios	
Mr Greiner	Mr Pickard	Tellers
Mr Griffiths	Ms Read	
Mr Hartcher	Mr Rixon	Mr Beck
Mr Hatton	Mr Roberts	Mr Phillips

And so it passed in the negative.

DISTINGUISHED VISITORS—Mr Speaker drew the attention of honourable members to the presence in the gallery of Jiangsu Friendship Mission, from the People's Republic of China.

7 **QUESTIONS** (Continuation of entry No. 5)

8 **SUSPENSION OF STANDING ORDERS—HAWKESBURY NEPEAN WATERWAY**

Ms Allan moved, That so much of the Standing Orders be suspended as would preclude the consideration forthwith of the following motion, namely: That this House condemns the Minister for the Environment for not introducing legislation to protect the Hawkesbury Nepean River System and for mismanaging this waterway.

Question put.

The House divided.

Ayes 42

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Davoren
Mr Doyle
Mr Face
Miss Fraser
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hunter
Mr Irwin
Mr Knight

Mr Knowles
Mr Langton
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Mr Page
Mr Price
Ms Read

Dr Refshaug
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Welsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 May 1991

Noes 60

Mr Arkell	Mr Hatton	Mr Roberts
Mr Armstrong	Mr Hay	Mr Schipp
Mr Baird	Mr Jeffery	Mr Schultz
Mr Berry	Mr Keegan	Mr Small
Mr Books	Mr Kerr	Mr Smiles
Mr Booth	Mr Longley	Mr Smith
Mr Causley	Miss Machin	Mr Souris
Mr Chappell	Mr Matheson	Mr Tink
Mr Cochran	Mr Merton	Mr Turner
Mrs Cohen	Dr Metherell	Mr Webster
Mr Collins	Mr Moore	Mr West
Mr Cruickshank	Mr Morris	Mr White
Mr Dowd	Mr Murray	Mr Wotton
Mr Downy	Mr Packard	Mr Yabsley
Mr Fahey	Mr D. L. Page	Mr Yeomans
Mr Fraser	Mr Park	Mr Zammit
Mr Glachan	Mr Peacocke	
Mr Graham	Mr Petch	Tellers
Mr Greiner	Mr Photios	
Mr Griffiths	Mr Pickard	Mr Beck
Mr Hartcher	Mr Rixon	Mr Phillips

And so it passed in the negative.

9 SUSPENSION OF STANDING ORDERS

Ordered, on motion of Mr Dowd, That so much of the Standing Orders be suspended as would preclude Business of the House Orders of the Day No. 1 being postponed for the consideration of Government Business Notices of Motions Nos 1 to 3 and Government Business Orders of the Day Nos 1 to 11.

10 SUSPENSION OF STANDING ORDERS

Ordered, on motion of Mr Dowd, That so much of the Standing Orders be suspended as would preclude the resumption of the adjourned debate on the Local Government (Elections) Amendment Bill.

11 SUSPENSION OF STANDING ORDERS

Mr Dowd moved, That so much of the Standing Orders be suspended as would preclude the—

National Parks and Wildlife (Aboriginal Ownership) Amendment Bill
Aboriginal Land Rights (Aboriginal Ownership of Parks) Amendment Bill
National Parks and Wildlife (Karst Conservation) Amendment Bill
Wilderness (Karst Conservation) Amendment Bill

Personal Injury Damages Bill
Rivers and Foreshores Improvement (Amendment) Bill
Periodic Detention of Prisoners (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.

Debate ensued.

Question put and passed.

12 NATIONAL PARKS AND WILDLIFE (ABORIGINAL OWNERSHIP)
AMENDMENT BILL
ABORIGINAL LAND RIGHTS (ABORIGINAL OWNERSHIP OF
PARKS) AMENDMENT BILL

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

- (i) A bill for an Act to amend the National Parks and Wildlife Act 1974 to enable the revocation of the reservation or dedication under that Act of certain land of Aboriginal cultural significance and the vesting of that land in an Aboriginal Land Council subject to a lease in favour of the Minister and subsequent reservation or dedication of the leased land; and for other purposes.
- (ii) A bill for an Act to amend the Aboriginal Land Rights Act 1983 relating to the lease of certain land vested in Aboriginal Land Councils under the National Parks and Wildlife Act 1974 to the Minister administering that Act; and for other purposes.

Question put and passed.

Bills presented and read a first time.

Mr Moore moved, That these bills be now read a second time.

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

13 NATIONAL PARKS AND WILDLIFE (KARST CONSERVATION)
AMENDMENT BILL
WILDERNESS (KARST CONSERVATION) AMENDMENT BILL

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

- (i) A bill for an Act to amend the National Parks and Wildlife Act 1974 to make provision for karst conservation within reserved or dedicated lands, including karst conservation reserves, or lands subject to a conservation agreement or wilderness declaration.
- (ii) A bill for an Act to amend the Wilderness Act 1987 to make provision for wilderness declarations in respect of subterranean lands.

Question put and passed.

Bills presented and read a first time.

Mr Moore moved, That these bills 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.

14 PERSONAL INJURY DAMAGES BILL

Mr Dowd moved, pursuant to notice, That leave be given to bring in a bill for an Act relating to the recovery of damages for death or personal injury caused by the fault of a person.

Question put and passed.

Bill presented and read a first time.

Mr Dowd 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.

15 INSURANCE (AMENDMENT) BILL

Mr Dowd moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Insurance Act 1902 in relation to the rights of insurers in respect of false claims.

Question put and passed.

Bill presented and read a first time.

Mr Dowd 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.

16 PROTECTION OF THE ENVIRONMENT ADMINISTRATION BILL

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

And it being after 4 p.m., the time specified under Standing Order 175B for the completion of the business up to a certain stage (second reading; committee stage and all remaining stages)—

Mr Phillips moved, That the question be now put.

Question put—"That the question be now put."

The House divided.

Ayes 54

Mr Armstrong	Mr Jeffery	Mr Schultz
Mr Baird	Mr Kerr	Mr Small
Mr Berry	Mr Longley	Mr Smiles
Mr Books	Mr Matheson	Mr Smith
Mr Booth	Mr Merton	Mr Souris
Mr Causley	Dr Metherell	Mr Tink
Mr Chappell	Mr Moore	Mr Turner
Mr Cochran	Mr Morris	Mr Webster
Mrs Cohen	Mr Murray	Mr West
Mr Collins	Mr Packard	Mr White
Mr Cruickshank	Mr D. L. Page	Mr Wotton
Mr Dowd	Mr Park	Mr Yabsley
Mr Downy	Mr Peacocke	Mr Yeomans
Mr Fahey	Mr Petch	Mr Zammit
Mr Fraser	Mr Photios	
Mr Glachan	Mr Pickard	Tellers
Mr Graham	Mr Rixon	
Mr Griffiths	Mr Roberts	Mr Beck
Mr Hay	Mr Schipp	Mr Phillips

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 May 1991

Noes 41

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Arkell
Mr Davoren
Mr Doyle
Miss Fraser
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hatton
Mr Hunter
Mr Irwin

Mr Knight
Mr Knowles
Mr Langton
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Mr Page
Mr Price

Ms Read
Dr Refshauge
Mr Rumble
Mr Scully
Mr Shedden
Mr Unsworth
Mr Welsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

And so it was resolved in the affirmative.

Original question put.

The House divided.

Ayes 55

Mr Armstrong
Mr Baird
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Mr Fraser
Mr Glachan
Mr Graham
Mr Griffiths
Mr Hatton
Mr Hay

Mr Jeffery
Mr Kerr
Mr Longley
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Mr Rixon
Mr Roberts
Mr Schipp
Mr Schultz

Mr Small
Mr Smiles
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr West
Mr White
Mr Wotton
Mr Yabstey
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 42

Ms Allan	Mr Knight	Ms Read
Mr Amery	Mr Knowles	Dr Refshauge
Mr Anderson	Mr Langton	Mr Rumble
Mr Aquilina	Mr McManus	Mr Scully
Mr A. S. Aquilina	Mr Markham	Mr Shedden
Mr Arkell	Mr Martin	Mr Unsworth
Mr Davoren	Mr Mills	Mr Walsh
Mr Doyle	Mr H. F. Moore	Mr Welsh
Miss Fraser	Ms Moore	Mr Whelan
Mr Gibson	Mr Moss	Mr Yeadon
Mrs Grusovin	Mr J. H. Murray	
Mr Harrison	Mr Nagle	Tellers
Mr Hunter	Mr Newman	
Mr Irwin	Mr Page	Mr Beckroge
Mr Keegan	Mr Price	Mr Christie

And so it was resolved in the affirmative.

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 Booth, Temporary Chairman of Committees, reported the bill with amendments.

Question—That the report be now adopted—put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 May 1991

The House divided.

Ayes 60

Mr Arkell	Mr Hatton	Mr Roberts
Mr Armstrong	Mr Hay	Mr Schipp
Mr Baird	Mr Jeffery	Mr Schultz
Mr Berry	Mr Keegan	Mr Small
Mr Books	Mr Kerr	Mr Smiles
Mr Booth	Mr Longley	Mr Smith
Mr Causley	Mr Matheson	Mr Souris
Mr Chappell	Mr Merton	Mr Tink
Mr Cochran	Dr Metherell	Mr Turner
Mrs Cohen	Mr Moore	Mr Webster
Mr Collins	Ms Moore	Mr West
Mr Cruickshank	Mr Morris	Mr White
Mr Dowd	Mr Murray	Mr Wotton
Mr Downy	Mr Packard	Mr Yabsley
Mr Fahey	Mr D. L. Page	Mr Yeomans
Miss Fraser	Mr Park	Mr Zammit
Mr Fraser	Mr Peacocke	
Mr Glachan	Mr Petch	Tellers
Mr Graham	Mr Photios	
Mr Griffiths	Mr Pickard	Mr Beck
Mr Hartcher	Mr Rixon	Mr Phillips

Noes 39

Ms Allan	Mr Langton	Mr Rogan
Mr Amery	Mr McManus	Mr Rumble
Mr Anderson	Mr Markham	Mr Scully
Mr Aquilina	Mr Martin	Mr Shedden
Mr A. S. Aquilina	Mr Mills	Mr Unsworth
Mr Davoren	Mr H. F. Moore	Mr Walsh
Mr Doyle	Mr Moss	Mr Welsh
Mr Gibson	Mr J. H. Murray	Mr Whelan
Mrs Grusovin	Mr Nagle	Mr Yeadon
Mr Harrison	Mr Newman	
Mr Hunter	Mr Page	Tellers
Mr Irwin	Mr Price	
Mr Knight	Ms Read	Mr Beckroge
Mr Knowles	Dr Refshauge	Mr Christie

And so it was resolved in the affirmative.

Report adopted.

Question—That this bill be now read a third time—put.

The House divided.

Ayes 59

Mr Arkell
Mr Armstrong
Mr Baird
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Miss Fraser
Mr Fraser
Mr Glachan
Mr Graham
Mr Griffiths
Mr Hartcher

Mr Hatton
Mr Hay
Mr Jeffery
Mr Keegan
Mr Kerr
Mr Longley
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Ms Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Mr Rixon

Mr Roberts
Mr Schipp
Mr Schultz
Mr Small
Mr Smiles
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr West
Mr White
Mr Wotton
Mr Yabsley
Mr Yeomans
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 39

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Davoren
Mr Doyle
Mr Gibson
Mrs Grusovin
Mr Harrison
Mr Hunter
Mr Irwin
Mr Knight
Mr Knowles

Mr Langton
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Mr Page
Mr Price
Ms Read
Dr Refshauge

Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Welsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

And so it was resolved in the affirmative.

Bill read a third time.

17 BOARDING HOUSES AND LODGING HOUSES BILL

Mr Schipp moved, pursuant to notice, That leave be given to bring in a bill for an Act relating to the rights and obligations of the operators and residents of boarding houses and lodging houses; and for other purposes.

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 Page) and the resumption of the adjourned debate made an Order of the Day for a future day.

18 ELECTRICITY AND OTHER LEGISLATION (AMENDMENT) BILL

Mr Pickard moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Electricity Act 1945 with respect to electrical safety, the administration of electricity supply authorities and offences relating to electricity; to amend certain other Acts; and for other purposes.

Question put and passed.

Bill presented and read a first time.

Mr Pickard 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.

19 RIVERS AND FORESHORES IMPROVEMENT (AMENDMENT) BILL

Mr Causley moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Rivers and Foreshores Improvement Act 1948 to make further provision with respect to the control of operations which adversely affect the flow of rivers and certain other waters; 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 Amery) and the resumption of the adjourned debate made an Order of the Day for a future day.

20 PUBLIC ACCOUNTS COMMITTEE

Mr Smiles brought up the Report of the Public Accounts Committee on Payment Performance, dated April 1991.

Ordered to be printed.

It being 5.30 p.m., private members' statements proceeded with.

21 PRIVATE MEMBERS' STATEMENTS

Question proposed—That private members' statements be noted.

Debate ensued.

Question put and passed.

22 MESSAGE FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported a message from the Legislative Council, dated 1 May 1991, returning the Grain Marketing Bill, without amendment.

23 PERIODIC DETENTION OF PRISONERS (AMENDMENT) BILL

Mr Yabsley moved, pursuant to notice, That leave be given to bring in a bill for an Act to amend the Periodic Detention of Prisoners Act 1981 with respect to the suitability of convicted persons to serve periodic detention, the variation of detention periods and the supervision of periodic detainees.

Question put and passed.

Bill presented and read a first time.

Mr Yabsley 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.

24 CRIMES (AMENDMENT) BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, 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.

Mr Speaker resumed the Chair, and Mr Booth, Temporary Chairman of Committees, reported the bill without amendment.

Report adopted.

Mr Speaker, having consented to the third reading being taken forthwith.

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

25 CRIMINAL PROCEDURE (POLICE CUSTODY OF PROPERTY)
AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, 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 Dowd, read a third time.

26 PARLIAMENTARY PRIVILEGE

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, That this House take note of the discussion paper entitled "Parliamentary Privilege in New South Wales" tabled on Tuesday 19 March 1991—

And the question being again proposed, and Mr Dowd having pre-audience under Standing Order 118—

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 ten minutes.

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

Mr A. S. Aquilina moved, That this debate be now adjourned.

Question put and passed.

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

27 LOCAL GOVERNMENT (ELECTIONS) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Hay, 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 Schipp, on behalf of Mr Hay, read a third time.

28 STOCK DISEASES (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.

29 POLICE SERVICE (POLICE BOARD) AMENDMENT BILL

The Order of the Day having been read for the resumption of the adjourned debate, on motion of Mr Dowd, 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 Dowd, read a third time.

30 MESSAGES FROM THE LEGISLATIVE COUNCIL

Mr Tink, Acting Speaker, reported messages from the Legislative Council returning the following bills without amendment:

1 May 1991

Election Funding (Amendment) Bill

Parliamentary Electorates and Elections (Amendment) Bill

Statute Law (Miscellaneous Provisions) Bill.

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

Mr SPEAKER

The Legislative Council has this day agreed to the "Courts Legislation (Civil Procedure) Amendment Bill" with the amendments indicated by the accompanying schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council
1 May 1991

JOHN JOHNSON
President

COURTS LEGISLATION (CIVIL PROCEDURE) AMENDMENT BILL

Schedule of the amendments referred to in Message of 1 May 1991.

JOHN EVANS
Clerk of the Parliaments

-
- No 1. Page 2, clause 2 (2). Omit the subclause.
 - No 2. Page 2, clause 4. Omit the clause.
 - No 3. Pages 7-9, Schedule 1 (5). Omit the item.
 - No 4. Pages 14-16, Schedule 2 (5). Omit the item.
 - No 5. Page 19, Schedule 4. Omit the Schedule.

Examined
ADRIAN SOLOMONS
Chairman of Committees

Ordered, by Mr Tink, Acting Speaker, That the Legislative Council message be set down as an Order of the Day for tomorrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
1 and 2 May 1991

31 FEDERATION OF PARENTS AND CITIZENS ASSOCIATIONS OF NEW
SOUTH WALES INCORPORATION (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.

And the House continuing to sit after midnight—

THURSDAY 2 MAY 1991 a.m.

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.

32 ADJOURNMENT

Mr Fahey moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 12.03 a.m., until tomorrow, at 10.30 a.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PARLIAMENT OF NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

1991

FOURTH SESSION OF THE FORTY-NINTH PARLIAMENT

VOTES
AND
PROCEEDINGS

No. 20

THURSDAY 2 MAY 1991

1 PRIVILEGE—PRIVACY OF DOCUMENTS

The honourable member for Ku-ring-gai, Mr Greiner, drew the attention of the House to the fact that yesterday during a division he had left a back-up folder on a seat behind him and that when he returned the folder was missing, and a prima facie case having been established—

Whereupon Mr Greiner moved, That this House—

- (i) reaffirms the privilege of any honourable member to the privacy of papers and documents brought into the Chamber with confidence that such material is free from interference from other honourable members;
- (ii) deems such interference as disorderly conduct; and
- (iii) refers this matter to the Standing Orders and Procedure Committee for consideration and report.

Debate ensued.

Upon which Mr Unsworth moved, That the motion be amended by the addition of the following words, namely:

(iv) views with concern the Government's and Government members' actions in removing personal papers of the honourable member for Rockdale.

(v) is of the view that the Standing Orders and Procedures Committee should consider penalties to be applied should any breach of this privilege occur.

Mr Phillips moved, That the question be now put.

Question put.

The House divided.

Ayes 53

Mr Armstrong	Mr Hay	Mr Schipp
Mr Baird	Mr Jeffery	Mr Schultz
Mr Berry	Mr Kerr	Mr Smiles
Mr Books	Miss Machin	Mr Smith
Mr Booth	Mr Matheson	Mr Souris
Mr Causley	Mr Merton	Mr Tink
Mr Chappell	Dr Metherell	Mr Turner
Mr Cochran	Mr Moore	Mr Webster
Mrs Cohen	Mr Morris	Mr West
Mr Collins	Mr Murray	Mr White
Mr Cruickshank	Mr Packard	Mr Wotton
Mr Dowd	Mr D. L. Page	Mr Yabsley
Mr Fahey	Mr Park	Mr Zammit
Mr Fraser	Mr Peacocke	
Mr Glachan	Mr Petch	
Mr Graham	Mr Photios	Tellers
Mr Greiner	Mr Pickard	
Mr Griffiths	Mr Rixon	Mr Beck
Mr Hartcher	Mr Roberts	Mr Phillips

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
2 May 1991

Noes 47

Ms Allan	Mr Knight	Ms Read
Mr Amery	Mr Knowles	Dr Refshauge
Mr Anderson	Mr Langton	Mr Rogan
Mr Aquilina	Mr McManus	Mr Rumble
Mr A. S. Aquilina	Mr Markham	Mr Scully
Mr Arkell	Mr Martin	Mr Shedden
Mr Carr	Mr Mills	Mr Unsworth
Mr Davoren	Mr H. F. Moore	Mr Walsh
Mr Doyle	Ms Moore	Mr Welsh
Mr Face	Mr Moss	Mr Whelan
Miss Fraser	Mr J. H. Murray	Mr Yeadon
Mr Gibson	Mr Nagle	
Mrs Grusovin	Mr Newman	Tellers
Mr Hatton	Ms Nori	
Mr Hunter	Mr Page	
Mr Irwin	Mr Price	Mr Beckroge
Mr Keegan	Mr Primrose	Mr Christie

And so it was resolved in the affirmative.

Question—That the amendment be agreed to—put and negated.

Original question again proposed.

Debate continued.

Mr Phillips moved, That the question be now put.

Question put.

The House divided.

Ayes 54

Mr Armstrong
Mr Baird
Mr Berry
Mr Books
Mr Booth
Mr Causley
Mr Chappell
Mr Cochran
Mrs Cohen
Mr Collins
Mr Cruickshank
Mr Dowd
Mr Downy
Mr Fahey
Mr Fraser
Mr Glachan
Mr Graham
Mr Greiner
Mr Griffiths

Mr Hartcher
Mr Hay
Mr Jeffery
Mr Kerr
Miss Machin
Mr Matheson
Mr Merton
Dr Metherell
Mr Moore
Mr Morris
Mr Murray
Mr Packard
Mr D. L. Page
Mr Park
Mr Peacocke
Mr Petch
Mr Photios
Mr Pickard
Mr Rixon

Mr Roberts
Mr Schipp
Mr Schultz
Mr Smiles
Mr Smith
Mr Souris
Mr Tink
Mr Turner
Mr Webster
Mr West
Mr White
Mr Wotton
Mr Yabsley
Mr Zammit

Tellers

Mr Beck
Mr Phillips

Noes 47

Ms Allan
Mr Amery
Mr Anderson
Mr Aquilina
Mr A. S. Aquilina
Mr Arkell
Mr Carr
Mr Davoren
Mr Doyle
Mr Face
Miss Fraser
Mr Gibson
Mrs Grusovin
Mr Hatton
Mr Hunter
Mr Irwin
Mr Keegan

Mr Knight
Mr Knowles
Mr Langton
Mr McManus
Mr Markham
Mr Martin
Mr Mills
Mr H. F. Moore
Ms Moore
Mr Moss
Mr J. H. Murray
Mr Nagle
Mr Newman
Ms Nori
Mr Page
Mr Price
Mr Primrose

Ms Read
Dr Refshauge
Mr Rogan
Mr Rumble
Mr Scully
Mr Shedden
Mr Unsworth
Mr Walsh
Mr Welsh
Mr Whelan
Mr Yeadon

Tellers

Mr Beckroge
Mr Christie

And so it was resolved in the affirmative.

Original question put and passed.

2 PETITIONS

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

Mr Rumble—from certain citizens requesting a pedestrian crossing on Tongarra Road, Albion Park Rail.

Mr Rumble—from certain citizens requesting that 16 to 18 year olds who commit certain crimes be treated as criminals.

Mr Rumble—from certain citizens opposing the downgrading of Unanderra Police Station.

Mr Welsh—from certain citizens requesting completion of work on the Swansea S-bends deviation.

Miss Fraser—from certain citizens requesting certain amendments in the Swimming Pools Act 1990.

Mr Unsworth—from certain citizens opposing the downgrading of Rockdale Police Station.

Ms Moore—from certain citizens opposing the proposed sale and redevelopment of the Royal Agricultural Society Showground and part of Moore Park.

Ms Moore—from certain citizens opposing the proposed demolition of the Finger Wharf at Woolloomooloo Bay.

Ms Moore—from certain citizens opposing proposed measures for the prevention of certain parades and processions in the streets of Sydney.

Ms Moore—from certain citizens opposing the sale of land and requesting the further public acquisition of land on the foreshores of Port Jackson.

Mr Unsworth—from certain citizens requesting the platform be raised at Arncliffe Railway Station.

Mr J. H. Murray—from certain citizens requesting that measures be taken for the prevention of offensive parades in the streets of Sydney.

Mr Arkell—from certain citizens requesting a boat ramp for Port Kembla.

Mr Downy—from certain citizens requesting a new public school at Alfords Point.

Mr Fahey—from certain citizens requesting an amendment to the Anti-Discrimination Act 1977 to include age as a ground for discrimination.

Mr H. F. Moore—from certain citizens requesting that paramedics be retained at Toukley Ambulance Station.

Mr Knight and Mr Primrose—requesting a five year moratorium on rapid growth in Campbelltown.

3 NOTICES OF MOTIONS

4 PAPERS

(1) Mr West laid upon the Table—

Report of the Parramatta Stadium Trust for 1990.

Referred to the Printing Committee.

(2) Mr Pickard laid upon the Table—

Coal Mines Regulation Act 1982—Coal Mines Regulation (Coal Preparation Plants) Regulation 1991—clauses 1 to 48. (Gazette 59/1991.)

Electricity Commission Act 1950—notifications of acquisition, appropriation and/or resumption of land and/or easements under the Public Works Act 1912, for transmission lines, between—

Coffs Harbour and Grafton. (Gazette 59/1991 (4).)

Mount Piper and Marulan. (Gazette 59/1991.)

Newcastle and Tomago. (Gazette 33/1991.)

Royalla and Cooma. (Gazette 45/1991.)

Referred to the Printing Committee.

(3) Mr Causley laid upon the Table—

Liquor Act 1982—Liquor Regulation 1983—clause 57AB, amendment of clause 57, substituted clause 57A. (Gazette 59/1991.)

Referred to the Printing Committee.

(4) Mr Dowd laid upon the Table—

Report and Determination of the Legal Fees and Costs Board pursuant to section 180 of the Legal Profession Act 1987.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
2 May 1991

District Court Act 1973—District Court Rules 1973—amendment of parts 3, 19A, 39, 51A. (Gazette 62/1991.)

Justices Act 1902—Justices (Short Description of Motor Traffic and Other Offences) Regulations 1935—amendment of regulation 84. (Gazette 57/1991.)

Supreme Court Act 1970—Supreme Court Rules 1970—amendment 253. (Gazette 59/1991.)

Referred to the Printing Committee.

5 QUESTIONS

6 SUSPENSION OF STANDING ORDERS—HEALTH CARE NEEDS

Dr Refshauge moved, That so much of the Standing Orders be suspended as would preclude the consideration forthwith of the following motion, namely: That this House condemns the Government for its wasteful mismanagement, its failure to meet the health care needs of New South Wales, and its failure to adopt solutions to these problems proposed a year ago by the A.L.P.

Question put.

The House divided.

Ayes 43

Ms Allan	Mr Langton	Mr Rogan
Mr Amery	Mr McManus	Mr Rumble
Mr Anderson	Mr Markham	Mr Scully
Mr Aquilina	Mr Martin	Mr Shedden
Mr A. S. Aquilina	Mr Mills	Mr Unsworth
Mr Carr	Mr H. F. Moore	Mr Walsh
Mr Davoren	Mr Moss	Mr Welsh
Mr Doyle	Mr J. H. Murray	Mr Whelan
Mr Face	Mr Nagle	Mr Yeadon
Mr Gibson	Mr Newman	
Mrs Grusovin	Ms Nori	
Mr Harrison	Mr Page	
Mr Hunter	Mr Price	Tellers
Mr Irwin	Mr Primrose	
Mr Knight	Ms Read	Mr Beckroge
Mr Knowles	Dr Refshauge	Mr Christie

Noes 58

Mr Arkell	Mr Hartcher	Mr Roberts
Mr Armstrong	Mr Hatton	Mr Schipp
Mr Baird	Mr Hay	Mr Schultz
Mr Berry	Mr Jeffery	Mr Smiles
Mr Books	Mr Keegan	Mr Smith
Mr Booth	Mr Kerr	Mr Souris
Mr Causley	Miss Machin	Mr Tink
Mr Chappell	Mr Matheson	Mr Turner
Mr Cochran	Mr Merton	Mr Webster
Mrs Cohen	Dr Metherell	Mr West
Mr Collins	Mr Moore	Mr White
Mr Cruickshank	Mr Morris	Mr Wotton
Mr Dowd	Mr Murray	Mr Yabsley
Mr Downy	Mr Packard	Mr Zammit
Mr Fahey	Mr D. L. Page	
Miss Fraser	Mr Park	
Mr Fraser	Mr Peacocke	
Mr Glachan	Mr Petch	Tellers
Mr Graham	Mr Photios	
Mr Greiner	Mr Pickard	Mr Beck
Mr Griffiths	Mr Rixon	Mr Phillips

And so it passed in the negative.

7 QUESTIONS (Continuation of entry No. 5)

8 SUSPENSION OF STANDING ORDERS—EDUCATIONAL PROGRAMS

Mr Aquilina moved, That so much of the Standing Orders be suspended as would preclude the consideration forthwith of the following motion, namely: That this House condemns the Premier and Treasurer for his disregard of the needs of the children of New South Wales in allowing the waste and mismanagement of education funds to the detriment of educational programs in schools.

Question put.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
2 May 1991

The House divided.

Ayes 46

Ms Allan	Mr Knight	Dr Refshauge
Mr Amery	Mr Knowles	Mr Rogan
Mr Anderson	Mr Langton	Mr Rumble
Mr Aquilina	Mr McManus	Mr Scully
Mr A. S. Aquilina	Mr Markham	Mr Shedden
Mr Arkell	Mr Martin	Mr Unsworth
Mr Carr	Mr Mills	Mr Walsh
Mr Davoren	Mr H. F. Moore	Mr Welsh
Mr Doyle	Mr Moss	Mr Whelan
Miss Fraser	Mr J. H. Murray	Mr Yeadon
Mr Gibson	Mr Nagle	
Mrs Grusovin	Mr Newman	
Mr Harrison	Ms Nori	Tellers
Mr Hatton	Mr Page	
Mr Hunter	Mr Price	
Mr Irwin	Mr Primrose	Mr Beckroge
Mr Keegan	Ms Read	Mr Christie

Noes 53

Mr Armstrong	Mr Hartcher	Mr Schipp
Mr Baird	Mr Jeffery	Mr Schultz
Mr Berry	Mr Kerr	Mr Smiles
Mr Books	Miss Machin	Mr Smith
Mr Booth	Mr Matheson	Mr Souris
Mr Causley	Mr Merton	Mr Tink
Mr Chappell	Dr Metherell	Mr Turner
Mr Cochran	Mr Moore	Mr Webster
Mrs Cohen	Mr Morris	Mr West
Mr Collins	Mr Murray	Mr White
Mr Cruickshank	Mr Packard	Mr Wotton
Mr Dowd	Mr D. L. Page	Mr Yabsley
Mr Downy	Mr Park	Mr Zammit
Mr Fahey	Mr Peacocke	
Mr Fraser	Mr Petch	
Mr Glachan	Mr Photios	Tellers
Mr Graham	Mr Pickard	
Mr Greiner	Mr Rixon	Mr Beck
Mr Griffiths	Mr Roberts	Mr Phillips

And so it passed in the negative.

9 PLACING OF BUSINESS—POSTPONEMENT

Order of the Day No. 1 of Business of the House postponed, on motion of Mr Dowd, until tomorrow.

10 SUSPENSION OF STANDING ORDERS

Mr Pickard moved, That so much of the Standing Orders be suspended as would preclude the Mining 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.

Debate ensued.

Question put and passed.

11 MINING BILL

Mr Pickard moved, pursuant to notice, That leave be given to bring in a bill for an Act to make provision with respect to prospecting for and mining minerals.

Question put and passed.

Bill presented and read a first time.

Mr Pickard 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.

12 MESSAGE FROM THE LEGISLATIVE COUNCIL

Mr Speaker reported a message from the Legislative Council, dated 2 May 1991, returning the Local Government (Elections) Amendment Bill, without amendment.

13 COURTS LEGISLATION (CIVIL PROCEDURE) 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 bill.

Mr Speaker resumed the Chair, and Mr Booth, Temporary Chairman, reported that the Committee had agreed to the Council amendments.

Report adopted.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY
2 May 1991

It being 2.15 p.m., General Business proceeded with.

14 GRIEVANCE DEBATE

Question proposed—That grievances be noted.

Debate ensued.

Question put and passed.

15 PRINTING COMMITTEE

Mr Small brought up Report No. 6 of the Printing Committee.

16 INDUSTRIAL ARBITRATION (VOLUNTARY UNIONISM)
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 Legislative Council message of 10 April 1991 in reference to the amendments in the bill.

Mr Speaker resumed the Chair, and the Chairman reported progress and sought leave to sit again tomorrow.

17 ADJOURNMENT

Mr Dowd moved, That this House do now adjourn.

Question put and passed.

The House adjourned accordingly at 4.47 p.m., until Tuesday 7 May 1991, at 2.15 p.m.

RUSSELL D. GROVE
Clerk of the Legislative Assembly

K. R. ROZZOLI
Speaker



PROCLAMATION

NEW SOUTH WALES

TO WIT

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.

IN pursuance of the power and authority vested in me by the Constitution Act 1902, I
hereby dissolve the Legislative Assembly.

(L.S.) GIVEN under my hand and Seal, at Sydney, this 3rd day of May, 1991.

By His Excellency's Command,

NICK GREINER.

GOD SAVE THE QUEEN!