



LEGISLATIVE ASSEMBLY

2023-24

FIRST SESSION OF THE FIFTY-EIGHTH PARLIAMENT

VOTES AND PROCEEDINGS

No. 42

THURSDAY 8 FEBRUARY 2024

1 MEETING OF THE HOUSE

The House met at 10.00 am pursuant to adjournment. The Speaker took the Chair, read the prayer and acknowledged the traditional owners, thanking them for their custodianship of country.

2 SUSPENSION OF STANDING AND SESSIONAL ORDERS—EXTEND THE LAPSING DATE OF THE HUMAN TISSUE AMENDMENT (ANTE-MORTEM INTERVENTIONS) BILL

Mr Ron Hoenig moved, That standing and sessional orders be suspended to extend the lapsing date for the Human Tissue Amendment (Ante-mortem Interventions) Bill to 31 May 2024.

Debate ensued.

Question put and passed.

3 NOTICES OF MOTIONS (GENERAL NOTICES)

4 PREVENTION OF CRUELTY TO ANIMALS AMENDMENT (VIRTUAL STOCK FENCING) BILL 2023

Mr Philip Donato moved, pursuant to notice, That a bill be introduced for an Act to amend the Prevention of Cruelty to Animals Act 1979 to permit the use of virtual stock fencing devices.

Question put and passed.

Bill introduced and read a first time.

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

Mr Philip Donato gave the mover's second reading speech.

Debate adjourned (Mr David Mehan) and the resumption of the debate made an order of the day for a future day.

5 FEDERAL GOVERNMENT'S INFRASTRUCTURE CUTS

Ms Kellie Sloane moved, pursuant to notice, That this House:

- (1) Condemns the Government for failing to stand up for the people of New South Wales against the Federal Government's savage infrastructure cuts.
- (2) Notes that Labor is cancelling 17 road projects, which will mean more congestion and pain for commuters, particularly in Western Sydney.
- (3) Calls on the Government to immediately confirm that they will find a way to fund these key projects.

Debate ensued.

It being 11.00 am, debate interrupted for Question Time.

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

6 QUESTION TIME

- (1) Following a request from Mr Warren Kirby pursuant to standing order 131 (3), the Premier provided additional information.
- (2) Following a request from Dr Michael Holland pursuant to standing order 131 (3), the Minister for Health, Minister for Regional Health, and Minister for the Illawarra and the South Coast provided additional information.
- (3) Following a request from Ms Kobi Shetty pursuant to standing order 131 (3), the Premier provided additional information.
- (4) Following a request from Mr Greg Warren pursuant to standing order 131 (3), the Deputy Premier, Minister for Education and Early Learning and Minister for Western Sydney provided additional information.
- (5) Following a request from Mrs Sally Quinnell pursuant to standing order 131 (3), the Minister for Planning and Public Spaces provided additional information.
- (6) Following a request from Mr Michael Kemp pursuant to standing order 131 (3), the Minister for Transport provided additional information.
- (7) Following a request from Mr David Mehan pursuant to standing order 131 (3), the Minister for Aboriginal Affairs and Treaty, Minister for Gaming and Racing, Minister for Veterans, Minister for Medical Research and Minister for the Central Coast provided additional information.
- (8) Following a request from Mr Philip Donato pursuant to standing order 131 (3), the Minister for Regional Transport and Roads provided additional information.

Mr Ron Hoenig, by leave under standing order 131 (7), tabled a written response from the Premier to a question asked of him by the Member for Kiama during Question Time on 6 February 2024.

7 PAPER

Mr Ron Hoenig tabled the Draft Constitution (Disclosures by Members) Amendment Regulation 2024.

8 STANDING COMMITTEE ON PARLIAMENTARY PRIVILEGE AND ETHICS—INQUIRY REFERRAL

Mr Ron Hoenig moved, by leave, That:

- (1) Under section 14A of the Constitution Act 1902 (NSW), the draft Constitution (Disclosures by Members) Regulation 2024 be referred to the Parliamentary Privilege and Ethics Committee for inquiry and report by Monday 2 September 2024.
- (2) If required, the Committee has leave of the House to confer with the Privileges Committee of the Legislative Council in order to meet the requirements of Standing Order 311.

Question put and passed.

9 INFORMATION AND PRIVACY COMMISSION—ERRATUM TO REPORT

The Speaker, in accordance with section 37 of the Government Information (Information Commissioner) Act 2009, announced receipt of the erratum to the report of the Information and Privacy Commission entitled 'Report on the Operation of the Government Information (Public Access) Act 2009: 2021-2022: Open Government, Open Access, Open Data', dated 7 February 2024 (received 7 February 2024).

Ordered to be printed.

10 CONDOLENCE MOTION—THE HONOURABLE MICHAEL EGAN AO, FORMER MINISTER OF THE CROWN

Mr Chris Minns moved, That this House:

- (1) Extends its deepest sympathies and sincere condolences to the friends, family and loved ones of Michael Egan who passed away on 31 January 2024.
- (2) Acknowledges Mr Egan's nearly quarter century of political service, including as:
 - (a) The Member for Cronulla between 1978 and 1984.
 - (b) Member of the Legislative Council between 1986 and 2005.
 - (c) Becoming the first New South Wales Treasurer to serve from the Legislative Council, going on to be the longest serving Treasurer in New South Wales history.
- (3) Recognises the extraordinary contribution Mr Egan made to the state of New South Wales, including the state's near-elimination of net government debt under his stewardship.
- (4) Acknowledges Mr Egan's career after politics in which he continued to dedicate himself to serving his community, including as Macquarie University's longest serving Chancellor from 2008 to 2019, Chair of the Australia Day Council of New South Wales, and Chair of the Centenary Institute of Cancer Medicine and Cell Biology.
- (5) Mourns the void left in our state by the loss of Mr Egan.

Debate ensued.

Ms Yasmin Catley speaking—

It being 1.30 pm, pursuant to the resolution of 7 February 2024, debate interrupted.

Ordered, That the resumption of the debate stand an order of the day for a later time.

The Deputy Speaker left the Chair at 1.30 pm.

The Temporary Speaker (Mr Alex Greenwich) resumed the Chair at 2.30 pm.

11 CONDOLENCE MOTION—THE HONOURABLE MICHAEL EGAN AO, FORMER MINISTER OF THE CROWN

The order of the day was read for the resumption of the interrupted debate, on the motion of Mr Chris Minns, That this House:

- (1) Extends its deepest sympathies and sincere condolences to the friends, family and loved ones of Michael Egan who passed away on 31 January 2024.
- (2) Acknowledges Mr Egan's nearly quarter century of political service, including as:
 - (a) The Member for Cronulla between 1978 and 1984.
 - (b) Member of the Legislative Council between 1986 and 2005.
 - (c) Becoming the first New South Wales Treasurer to serve from the Legislative Council, going on to be the longest serving Treasurer in New South Wales history.
- (3) Recognises the extraordinary contribution Mr Egan made to the state of New South Wales, including the state's near-elimination of net government debt under his stewardship.
- (4) Acknowledges Mr Egan's career after politics in which he continued to dedicate himself to serving his community, including as Macquarie University's longest serving Chancellor from 2008 to 2019, Chair of the Australia Day Council of New South Wales, and Chair of the Centenary Institute of Cancer Medicine and Cell Biology.
- (5) Mourns the void left in our state by the loss of Mr Egan.

Question again proposed and debate resumed.

Question put and carried unanimously— members and officers of the House standing.

12 FEDERAL GOVERNMENT'S INFRASTRUCTURE CUTS

The order of the day was read for the resumption of the interrupted debate, on the motion of Ms Kellie Sloane, That this House:

- (1) Condemns the Government for failing to stand up for the people of New South Wales against the Federal Government's savage infrastructure cuts.
- (2) Notes that Labor is cancelling 17 road projects, which will mean more congestion and pain for commuters, particularly in Western Sydney.
- (3) Calls on the Government to immediately confirm that they will find a way to fund these key projects.

Question again proposed and debate resumed.

Mrs Leslie Williams, by leave, also spoke to the motion.

Question put.

The House divided.

Ayes 34
Noes 45
Majority 11

AYES

Amon, R
Anderson, K
Ayyad, T
Clancy, J
Cooke, S
Cross, M
Davies, T
Di Pasqua, S
Donato, P
Griffin, J
Hannan, J
Henskens, A

Hodges, M
James, T
Kean, M
Kemp, M
Lane, J
Layzell, D
Marshall, A
McGirr, J
Perrottet, D
Petinos, E
Preston, R

Provest, G
Roberts, A
Saunders, D
Singh, G (teller)
Sloane, K
Taylor, M (teller)
Thompson, T
Toole, P
Ward, G
Williams, L
Wilson, F

NOES

Aitchison, J
Atalla, E
Bali, S
Barr, C
Butler, L
Car, P
Catley, Y
Chanthivong, A
Cotsis, S
Crakanthorp, T
Daley, M
Dalton, H
Davis, D
Dib, J
Doyle, T

Finn, J
Hagarty, N (teller)
Harris, D
Harrison, J
Haylen, J
Hoenig, R
Holland, M
Hornery, S
Kaliyanda, C
Kamper, S
Kirby, W
Leong, J
Li, J
McDermott, H
McKeown, K

Mehan, D
Park, R
Piper, G
Quinnell, S
Saliba, D
Scully, P
Shetty, K
Smith, T
Stuart, M
Tesch, L (teller)
Vo, T
Voltz, L
Warren, G
Whan, S
Wilkinson, K

PAIRS

Crouch, A
Speakman, M
Tuckerman, W
Williams, R
Williamson, R

Watson, A
Minns, C
O'Neill, M
Washington, K
Saffin, J

In the Chair: Mr Alex Greenwich.

Question negatived.

13 E-CIGARETTE INQUIRY

Ms Liesl Tesch moved, pursuant to notice, That this House:

- (1) Commends the Government on establishing the e-cigarette inquiry into the regulatory framework governing e-cigarettes and their prevalence among children and young people.

- (2) Acknowledges the Government's commitment to reducing e-cigarette related harm in young people with a further funding injection of \$6.8 million to crack down on the sale of illegal vapes and increase support for vape addicted young people.
- (3) Notes that by working with the Federal Government to introduce stronger reforms, commends the Government for taking strong and decisive action to stamp out e-cigarette related harm through stronger legislation, enforcement, education and support.

Debate ensued.

Mr Matt Kean moved, That the motion be amended by inserting:

- '(4) Commends the work of the former Government and former Minister for Health, the Hon. Brad Hazzard, for kickstarting the important work to combat the harm of e-cigarettes in 2022 through an education and awareness program.'

Debate continued.

Mr Nathan Hagarty, by leave, also spoke to the motion.

It being 4.00 pm, debate interrupted for the petition debate.

Ordered, That the resumption of the debate stand an order of the day for a future day.

14 DEBATE ON PAPER PETITION SIGNED BY 10,000 OR MORE PERSONS—REINTRODUCE PASSENGER TRAINS ON THE GREAT NORTHERN RAILWAY

The order of the day was read for the debate of the paper petition signed by 10,000 or more persons presented by Mr Adam Marshall, namely:

From certain citizens requesting the Legislative Assembly to Call on the Government to reintroduce passenger trains on the Great Northern Railway between Armidale and Jennings/Wallangara.

Question proposed—That the House take note of the petition.

Debate ensued.

Question put and passed.

15 RESIDENTIAL TENANCIES AMENDMENT (PROHIBITING NO GROUNDS EVICTIONS) BILL 2023

Ms Jenny Leong moved, pursuant to notice, That a bill be introduced for an Act to amend the Residential Tenancies Act 2010 to prohibit no grounds terminations of residential tenancy agreements; and for other purposes.

Question put and passed.

Bill introduced and read a first time.

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

Ms Jenny Leong gave the mover's second reading speech.

Debate adjourned (Mr Stephen Bali) and the resumption of the debate made an order of the day for a future day.

16 COMMUNITY RECOGNITION STATEMENTS

17 PRIVATE MEMBERS' STATEMENTS

18 MESSAGE FROM THE LEGISLATIVE COUNCIL—SHERIFF AND COURT SECURITY AMENDMENT BILL 2023

The Temporary Speaker (Ms Donna Davis) reported a message from the Legislative Council dated 8 February 2024, returning the Sheriff and Court Security Amendment Bill 2023, without amendment.

19 ADJOURNMENT

The House adjourned, pursuant to standing and sessional orders, at 7.03 pm, until Tuesday 12 March 2024, at 12.00 noon.

Attendance: All members present except Mr Adam Crouch, Dr Marjorie O'Neill, Mr Mark Speakman, Mrs Wendy Tuckerman, Mr Gareth Ward and Ms Anna Watson.

HELEN MINNICAN
Clerk of the Legislative Assembly

GREGORY PIPER
Speaker