



## **Minutes of Proceedings of the Legislation Review Committee (No. 15)**

12:03 pm Monday 8 November 2010

Room 1136 Parliament House

### **Members Present**

Mr Shearan, MP (Chair)

Mr Furolo, MP

The Hon Trevor Khan, MLC

Mr Pearce, MP

Mr David Shoebridge, MLC

Mr Turner, MP

### **Apologies**

Apologies were received from Ms Griffin and Mrs Hopwood

### **General Business**

1. Resolved, on the motion of Mr Furolo, seconded by Mr Turner:

That the Committee adopt the Minutes of Proceedings of the Legislation Review Committee dated 26 October 2010.

2. Resolved, on the motion of Mr Shoebridge, seconded by Mr Furolo:

That the Committee authorise the publication of the Minutes and their inclusion on website of minute extracts and their tabling.

3. Resolved, on the motion of Mr Furolo, seconded by Mr Turner:

That the Committee adopt the report on the following Bills (in globo):

Australian Jockey and Sydney Turf Clubs Merger Bill 2010

Radiation Control Amendment Bill 2010

Totalizator Amendment Bill 2010

4. Resolved, on the motion of Mr Furolo, seconded by Mr Shoebridge:

That the Committee amend the draft report on the Children and Young Persons (Care and Protection) Amendment (Homelessness Reporting Age) Bill 2010 by inserting the words "when their consent can be

reasonably obtained" at the end of the first sentence in Paragraph 16 of the Bill Report.

5. Resolved, on the motion of Mr Pearce, seconded by Mr Furolo:

That the Committee amend the draft report on the Court Suppression and Non-publication Orders Bill 2010 by creating a new issue to be considered by the Committee which is:

"Trespasses on personal rights and liberties [s 8A(1)(b)(i) LRA]

Issue: Closed Justice"

And inserting a new Paragraph 19 under the newly created heading to read: "The Committee will write to the Attorney General to seek clarification regarding the scope of the Bill."

That the Committee write to the Attorney General.

6. Mr Khan moved, seconded by Mr Shoebridge:

That Paragraph 24 and the word "However" at the beginning of Paragraph 25 be deleted from the draft report on the Election Funding and Disclosures Amendment Bill 2010

Question put – That the proposed amendments be agreed to –

The Committee divided.

Ayes 3 [Khan, Shoebridge, Turner] Noes 3 [Shearan, Furolo, Pearce]

Due to the equality of votes, the Chair exercised a casting vote and the question was negatived

Mr Shoebridge moved, seconded by Mr Pearce:

That Paragraph 24 of the draft report be amended to insert the words: "However, the reasonableness of any such restrictions must be tested against the overall objectives of the Act which is to ensure that no one voice is dominant." at the beginning of the Paragraph.

Amendment put, and agreed to.

7. Resolved, on the motion of Mr Shoebridge, seconded by Mr Khan:

That the Committee adopt the draft report on the Electricity Supply Amendment (Solar Bonus Scheme) Bill 2010

8. Resolved, on the motion of Mr Pearce, seconded by Mr Shoebridge:

That the Committee adopt the draft report on the Police Regulation (Superannuation) Amendment Bill 2010

9. Resolved, on the motion of Mr Turner, seconded by Mr Pearce:

That the Committee adopt the Regulations without papers.

10. Resolved, on the motion of Mr Pearce, seconded by Mr Turner:

That the Legislation Review Digest No. 15 of 2010 be tabled today.

11. The Committee is to reconvene on Monday 22 November 2010 at 12.00 pm at Room 1136, Parliament House.

12. The Committee adjourned at 12:40 pm

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Chair

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Committee Manager