



Minutes of Proceedings of the Legislation Review Committee

Tuesday, 1 March 2005, 12.30 pm

Room 1254, Parliament House

Members Present

The Hon Peter Primrose MLC (Chairman)

Ms Virginia Judge MP (Vice-chairman)

Ms Linda Burney MP

Ms Shelley Hancock MP

Ms Noreen Hay MP

Mr Russell Turner MP

Staff Present

Mr Russell Keith, Committee Manager

Ms Indira Rosenthal, Senior Committee Officer

Mr Mel Keenan, Senior Committee Officer

Ms Rachel White, Committee Officer

Ms Cathy Brown, Assistant Committee Officer

Apologies

The Hon Don Harwin MLC

The Hon Dr Peter Wong MLC

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2. Correspondence

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(b) Incoming

- (i) Letter dated 17 February 2005 from the Minister for Transport Services regarding the ***Passenger Transport (Drug and Alcohol Testing) Regulation 2004*** (Committee Paper 4016a)

RESOLVED on the motion of Ms Judge, seconded by Mr Turner, that the Committee:

- write again to the Minister:
 - thanking him for his reply; and

- noting that under s 9(1)(c) of the *Legislation Review Act 1987* the Committee is not restricted to recommending disallowance of a regulation but is “to make such reports and recommendations to each House of Parliament as it thinks desirable as a result of its consideration of any such regulations”, such as recommending a Minister give reconsideration to a provision of a regulation; and
- publish the Committee’s letters to the Minister dated 30 April 2004 and 1 March 2005, and the Minister’s letter dated 17 February 2005 in the *Digest*.

3. CONSIDERATION OF BILLS UNDER THE LEGISLATION REVIEW ACT 1987

(a) Sheriff Bill 2005
Committee Paper 4228

RESOLVED on the motion of Ms Judge, seconded by Mr Turner, that the Committee adopt the report on this Bill.

(b) Transport Administration Amendment (Transport Levy for Major Events) Bill 2005
Committee Paper 4231

RESOLVED on the motion of Ms Burney, seconded by Mr Turner, that the Committee adopt the report on this Bill.

(c) Standard Time Amendment (Co-ordinated Universal Time) Bill 2005
Committee Paper 4230

RESOLVED on the motion of Ms Burney, seconded by Ms Judge, that the Committee adopt the report on this Bill.

(d) Court Security Bill 2005
Committee Paper 4227

RESOLVED on the motion of Mr Turner, seconded by Ms Judge, that the Committee adopt the report on this Bill.

(e) Civil Liability Amendment (Offender Damages) Bill 2005
Committee Paper 4226

RESOLVED on the motion of Ms Judge, seconded by Mr Turner, that the Committee:

- write to the Minister for Justice to seek his advice as to the need for the retrospective application of the proposed amendments to Part 2A of the *Civil Liability Act 2002*; and
- adopt the report on this Bill.

(f) **Transport Legislation Amendment (Implementation of Waterfall Rail Inquiry Recommendations) Bill 2005***
Committee Paper 4235

RESOLVED on the motion of Ms Burney, seconded by Ms Judge, that the Committee adopt the report on this Bill.

(g) **Electricity Supply Amendment Bill 2005**
Committee Paper 4232

RESOLVED on the motion of Ms Hancock, seconded by Ms Judge, that the Committee:

- write to the Minister for Energy and Utilities to seek his advice as to the reasons for commencing the Bill by proclamation and a timeframe in which he expects the Act to be commenced; and
- adopt the report on this Bill.

(h) **Independent Commission Against Corruption Amendment Bill 2005**
Committee Paper 4223

RESOLVED on the motion of Ms Judge, seconded by Ms Burney, that the Committee:

- write to the Premier to seek his advice as to the reasons for commencing the Bill by proclamation and a timeframe in which he expects the Act to be commenced; and
- adopt the report on this Bill.

(i) **Police Integrity Commission Amendment (Shaw Investigation) Bill 2005***
Committee Paper 4234

RESOLVED on the motion of Ms Judge, seconded by Mr Turner, that the Committee adopt the report on this Bill.

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5. LEGISLATION REVIEW DIGEST

Approval of the *Legislation Review Digest* No 2 of 2005 for tabling.

RESOLVED on the motion of Ms Judge, seconded by Ms Hay, that, subject to any minor corrections, *Legislation Review Digest* 2 of 2005 be adopted and tabled.

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The meeting concluded at 1.20pm.

Chairman

Committee Manager