



Minutes of Proceedings of the Legislation Review Committee (No. 46)

8:30 AM, Tuesday 15 October 2013

Room 1254

Parliament House

Members Present

Mr Bromhead (Chair), Mr Edwards, Mr Flowers, Dr Phelps and Mr Shoebridge.

Staff Present

Bjarne Nordin, Jason Arditi, Jessica Falvey, Elspeth Dyer and Mohini Mehta.

Chair, Mr Bromhead, formally opened the meeting at 8:30 AM.

1. Apologies

Dr Lee, Mr Moselmane and Ms Mihailuk

2. Confirmation of Minutes

Resolved, on the motion of Dr Phelps, seconded Mr Flowers:

"That the minutes of the meetings of 10 September 2013 and 17 September 2013 be confirmed and tabled, and that appropriate minute extracts of these meetings be published on the Committee's website."

3. Consideration of Bills without comment

Resolved, on the motion of Mr Flowers, seconded Mr Edwards:

"That the Committee makes no comment under section 8A(1) of the *Legislation Review Act 1987* in relation to the following Bills:

- **Anti-Discrimination Amendment (Private Educational Authorities) Bill 2013***
- **Crimes (Sentencing Procedure) Amendment (Standard Non-parole Periods) Bill 2013**
- **Strata Schemes Management Amendment (Child Window Safety Devices) Bill 2013."**

4. Consideration of Bills with comment (made under section 8A(1) of the Legislation Review Act 1987)

- **Child Protection Legislation Amendment (Offenders Registration and Prohibition Orders) Bill 2013**

Resolved, on the motion of Dr Phelps, seconded Mr Flowers:

"That the Committee adopts the draft report on the *Child Protection Legislation Amendment (Offenders Registration and Prohibition Orders) Bill 2013*."

- **Firearms and Criminal Groups Legislation Amendment Bill 2013**

Resolved, on the motion of Mr Edwards, seconded Mr Flowers:

"That the Committee adopts the draft report on the *Firearms and Criminal Groups Legislation Amendment Bill 2013*."

- **Residential (Land Lease) Communities Bill 2013**

Resolved, on the motion of Mr Edwards, seconded Mr Flowers:

"That the Committee adopts the draft report on the *Residential (Land Lease) Communities Bill 2013*."

5. Regulations without papers

Mr Shoebridge proposed that comments be included with respect to the *Royal Botanical Gardens and Domain Trust Regulation 2013*.

Mr Shoebridge moved:

'That the creation of new offences concerning exercise in the Domain is not supported by evidence.'

The question was put that the motion be agreed to.

The Committee divided.

Ayes: [Mr Shoebridge]

Noes: [Mr Bromhead, Mr Edwards, Mr Flowers and Dr Phelps]

Negatived.

Mr Shoebridge proposed further comments to be included, and moved that:

'The Committee is concerned about the further exclusion of personal exercise in the Domain.'

The question was put that the motion be agreed to.

The Committee divided.

Ayes: [Mr Shoebridge]

Noes: [Mr Bromhead, Mr Edwards, Mr Flowers and Dr Phelps]

Negatived.

Resolved, on the motion of Mr Flowers, seconded Mr Edwards:

"That the Committee adopts the Regulations without papers."

6. Legislation Review Digest

Resolved, on the motion of Mr Flowers, seconded Mr Edwards:

"That the Committee adopts the Legislation Review Digest No 45 and that it be signed by the Chair and presented to the House."

7. General Business

No other business was raised.

8. Next meeting

The Committee was adjourned at 8:34 AM until 1:30 PM on Tuesday, 22 October 2013 in room 1254.

Chair

Inquiry Manager