



Minutes of Proceedings of the Legislation Review Committee

Friday, 3 June 2005, 12.00 pm
Room 1254, Parliament House

Members Present

The Hon Peter Primrose MLC (Chairman)
Ms Virginia Judge (Vice-chairman)
Ms Linda Burney MP
Ms Shelley Hancock MP
The Hon Don Harwin MLC
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 Melanie Carmeci, Assistant Committee Officer

Apologies

Ms Noreen Hay MP
The Hon Dr Peter Wong MLC

1. FORMAL BUSINESS

RESOLVED on the motion of Ms Hancock, seconded by Ms Burney:

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Consideration of Bills

That the Committee adopt reports on the:

- (i) **Appropriation Bill 2005, Appropriation (Parliament) Bill 2005, Appropriation (Special Offices) Bill 2005, Fiscal Responsibility Bill 2005 and State Revenue Legislation Amendment (Budget Measures) Bill 2005** (Item 5(a));
- (ii) **Brigalow and Nandewar Community Conservation Area Bill 2005** (Item 5(b));
- (iii) **Courts Legislation Amendment Bill 2005** (Item 5(d));
- (iv) **Crown Lands Legislation Amendment Bill 2005** (Item 5(f));
- (v) **Fire Brigades Amendment (Community Fire Units) Bill 2005** (Item 5(h));
- (vi) **National Park Estate (Reservations) Bill 2005** (Item 5(j));

- (vii) **Occupational Health and Safety Amendment (Workplace Deaths) Bill 2005** (Item 5(k));
- (viii) **Petroleum (Submerged Lands) Amendment (Permits and Leases) Bill 2005** (Item 5(l));
- (ix) **Poultry Meat Industry Amendment (Prevention of National Competition Policy Penalties) Bill 2005** (Item 5(m));
- (x) **Sydney 2009 World Masters Games Organising Committee Bill 2005** (Item 5(p));
- (xi) **Sydney University Settlement Incorporation Amendment Bill 2005*** (Item 5(q)); and
- (xii) **Transport Legislation Amendment (Waterfall Rail Inquiry Recommendations) Bill 2005** (Item 5(r)).

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2. **INCOMING CORRESPONDENCE**

RESOLVED on the motion of Mr Turner, declared carried by the Committee, that the Committee:

- (i) adopt the report on the letter dated 23 May 2005 from the Minister for Roads regarding the **Road Transport Legislation (Speed Limiters) Amendment Bill 2004**, subject to typographical corrections (Item 4(ii)); and
- (ii) adopt the report on the letter dated 26 May 2005 from the Minister for Education and Training regarding the **Institute of Teachers Regulation 2005** (Item 4(iii)).

3. **CONSIDERATION OF BILLS UNDER THE *LEGISLATION REVIEW ACT 1987***

Item 5(c) **Building Professionals Bill 2005**
(Committee Paper 4282)

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

Item 5(e) **Criminal Assets Recovery Amendment Bill 2005**
(Committee Paper 4294)

RESOLVED by the Committee, that the Committee adopt the report on the Bill.

Item 5(g) **Environmental Planning and Assessment Amendment (Infrastructure and Other Planning Reform) Bill 2005**
(Committee Paper 4292)

RESOLVED by the Committee that the Committee adopt the report on the Bill, noting changes to paragraphs 74 and 87 of the report.

Item 5(i) **Gambling (Two-up) Amendment Bill 2005**
(Committee Paper 4278)

RESOLVED by the Committee that the Committee adopt the report on the Bill.

Item 5(n) **Rural Workers Accommodation Amendment Bill 2005**
(Committee Paper 4275)

RESOLVED on the motion of Mr Harwin, seconded by Ms Hancock, that the Committee adopt the report on the Bill, subject to amendments to paragraphs 28-29 to refer the matter to Parliament.

Item 5(o) Surveying Amendment Bill 2005
(Committee Paper 4281)

RESOLVED by the Committee that the Committee adopt the report on the Bill.

4. NOTIFICATION OF POSTPONEMENTS OF REGULATIONS

RESOLVED on the motion of Mr Harwin, declared carried by the Committee, that:

- (i) adopt the recommendations of the report on the letter dated 26 May 2005 from the Minister for Fair Trading in relation to the proposed amendment of the *Subordinate Legislation Act 1989* to extend, for another year, the operation of the *Residential Tenancies (Residential Premises) Regulation 1995*;
- (ii) write to the Minister for Fair Trading in accordance with the recommendations in the report; and
- (iii) publish in the *Digest* a modified copy of the report, including the previous correspondence from the Minister for Fair Trading dated 20 December 2002, 5 April 2004 and 25 May 2005 and the Committee's letter dated 3 June 2005 (Item 6(a)).

5. LEGISLATION REVIEW DIGEST

RESOLVED on the motion of Ms Burney, seconded by Mr Turner, that, subject to any minor corrections, *Legislation Review Digest 7* of 2005 be adopted and tabled.

Chairman

Committee Manager