



## **Minutes of Proceedings of the Legislation Review Committee (no. 2)**

10.15 am Wednesday 27 June 2007

Parliament House

### **Members Present**

Mrs Hopwood, MP

The Hon Robyn Parker, MLC

Mr Shearan, MP

Mr R.W. Turner, MP

Ms McMahon, MP

Mr Pearce, MP

The Hon Roy Smith, MLC

### **Apologies**

The Hon Amanda Fazio, MLC

### **General Business**

1. Resolved, on the motion (in globo) of Mr Pearce, seconded by Ms Parker:

That the Committee approve the Minutes of Proceedings of the Legislation Review Committee dated 26 June 2007.

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

That the Committee approve the reports on the following Bills:

- Anti-Discrimination Amendment (Offender Compensation) Bill 2007
- Appropriation Bill 2007; Appropriation (Parliament) Bill 2007; Appropriation (Special Offices) Bill 2007; Payroll Tax Bill 2007; State Revenue and Other Legislation Amendment (Budget) Bill 2007
- Births, Deaths and Marriages Registration Amendment Bill 2007
- Child Protection (Offenders Registration) Amendment (Suspended Sentences) Bill 2007
- Commission for Children and Young People Amendment (Parliamentary Joint Committee) Bill 2007
- Crimes Legislation Amendment (Mobile Phones in Places of Detention) Bill 2007

- Drug and Alcohol Treatment Bill 2007
- Drug Summit Legislative Response Amendment (Trial Period Extension) Bill 2007
- Fair Trading Amendment (Funeral Goods and Services) Bill 2007
- Human Cloning and Other Prohibited Practices Amendment Bill 2007
- Industrial and Other Legislation Amendment (APEC Public Holiday) Bill 2007
- Judicial Officers Amendment Bill 2007
- Police Superannuation Legislation Amendment Bill 2007
- Private Health Facilities Bill 2007
- Professional Standards Amendment (Mutual Recognition) Bill 2007
- Rural Communities Impacts Bill 2007
- Senators' Elections Amendment Bill 2007
- Transport Administration Amendment (Portfolio Minister) Bill 2007
- War Memorial Legislation Amendment (Increased Penalties) Bill 2007

3. Resolved, on the motion of Mr Pearce, seconded by Ms Parker:

That the Committee approve the report on the APEC Meeting (Police Powers) Bill 2007.

4. Resolved, on the motion of Mr Pearce, seconded by Mrs Hopwood:

That the Committee approve the report on the Criminal Procedure Amendment (Vulnerable Persons) Bill 2007.

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

That the Committee approve the report on the Guardianship Amendment Bill 2007.

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

That the Committee approve the report on the Mental Health Bill 2007.

7. Resolved, on the motion of Mr Pearce, seconded by Ms McMahon:

That the Committee approve the report on the Statute Law (Miscellaneous Provisions) Bill 2007.

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

That the Committee approve the report on the Terrorism (Police Powers) Amendment (Preventative Detention Orders) Bill 2007.

9. The Committee discussed the report on the Environmental Planning and Assessment Amendment (Designated Development) Regulation 2007, including the use of a regulation to overturn a court decision and the meaning of terms.

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

That the report be approved, subject to paragraph 16 being altered to read:

‘The Committee is conscious of balancing the issues of business impact, the need to reduce red tape, and to promote water recycling and the need to protect sensitive environmental areas and public health interests. Accordingly, the Committee has resolved to write to the Minister suggesting a regulation specifically dealing with sewer mining to encourage water recycling initiatives may be worthy of consideration as an alternative to this proposed regulation’.

10. The Committee discussed the wording to be used when a report declares an intention to write to the Minister. Decided to use ‘The Committee has resolved to write...’.

11. The Committee discussed the usual procedure for reading the draft digest and when copies of bill reports are usually received.

12. Resolved, on the motion of Ms Parker, seconded by Ms McMahon:

That the Legislation Review Digest No 1 of 2007 be tabled in both Houses.

13. The Committee discussed the forthcoming Scrutiny of Legislation Conference to be hosted by the Parliament of New Zealand from 31 July to 2 August 2007.

14. The Committee noted that a Briefing Note on the purpose of the Committee would be useful.

15. The Committee discussed the next meeting time for the consideration of Bills Digests and regulations. A meeting is to be organised sometime before Parliament recommences in September 2007.

16. The Committee adjourned at 10.45 am.

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Chair

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Committee Manager