



Minutes of Proceedings of the Legislation Review Committee

Tuesday, 20 September 2005, 12.30pm

Room 1254, Parliament House

Members Present

The Hon Peter Primrose MLC (Chairman)

Ms Virginia Judge MP (Vice-chairman)

Ms Shelley Hancock MP

The Hon Don Harwin MLC

Mr Paul Pearce 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 Melanie Carmeci, Assistant Committee Officer

Apologies

Ms Noreen Hay MP

The Hon Dr Peter Wong MLC

1. FORMAL BUSINESS

RESOLVED IN GLOBO on the motion of Ms Judge, seconded by Mr Turner:

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Incoming Correspondence

(xvi) Letter dated 4 September 2005 from the Minister for Natural Resources regarding the *Hunter-Central Rivers Catchment Management Authority Regulation 2005* (Committee Paper 4299a)

RESOLVED on the motion of Ms Judge, seconded by Mr Turner, that the Committee publish correspondence on this matter in the *Digest*.

(xvii) Letter dated 12 September 2005 from the Minister for Police regarding the **Child Protection (Offenders Prohibition Orders) Bill 2004**. (Committee Paper 4064a)

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

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Consideration of Bills

That the Committee adopt the reports on the following Bills:

- (i) **Duties Amendment (Abolition of Vendor Duty) Bill 2005** (Item 5(e))
- (iii) **Local Government Amendment (Stormwater) Bill 2005** (Item 5(f))
- (iv) **Property Legislation Amendment Bill 2005** (Item 5(g))
- (v) **Security Interests in Goods Bill 2005** (Item 5(i))
- (vi) **Sporting Venues (Offenders Banning Orders) Bill 2005** (Item 5(j))
- (vii) **Standard Time Amendment (Daylight Saving) Bill 2005** (Item 5(k))

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2. INCOMING CORRESPONDENCE

(xv) Letter dated 19 July 2005 from the Minister for Roads regarding the **Road Transport (General) Bill 2004**.

(Committee Paper 4202b)

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

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

Item 5(a) Anti-Discrimination Amendment (Religious Tolerance) Bill 2005*

(Committee Paper 4362)

RESOLVED on the motion of Mr Harwin, seconded by Ms Judge, that the Committee adopt the report on the Bill, subject to the inclusion of a paragraph noting the Committee's view that whether religion or any other specific characteristic should be the subject of anti-vilification laws is outside the scope of its functions under s8A of the *Legislation Review Act 1987*.

Item 5(b) Civil Liability Amendment (Offender Damages Trust Fund) Bill 2005

(Committee Paper 4359)

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

Item 5(c) Crimes Amendment (Protection of Innocent Accused) Bill 2005*

(Committee Paper 4308)

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

Item 5(d) Defamation Bill 2005

(Committee Paper 4356)

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

Item 5(h) Protection of the Environment Operations Amendment Bill 2005
(Committee Paper 4353)

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

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4. LEGISLATION REVIEW DIGEST

RESOLVED on the motion of Ms Judge, seconded by Mr Turner, that, subject to any minor corrections, ***Legislation Review Digest No. 10 of 2005*** be adopted and tabled.

Chairman

Committee Manager