



Unconfirmed Extracts of Minutes

Meeting no. 2

TIME & DATE: 3.00PM, 21 AUGUST 2023

LOCATION: MEETING ROOM 1136

MEMBERS PRESENT

Lynda Voltz (**Chair**), Maryanne Stuart (**Deputy Chair**) (by Webex), Donna Davis, Nathan Hagarty (by Webex), Sue Higginson, Jacqui Munro and Cameron Murphy.

APOLOGIES

Dave Layzell.

OFFICERS PRESENT

Sam Griffith, Anna Tran, Alex Read, Ashley Kim, Kate McCorquodale, Nicolle Gill and Caitlin Bailey.

AGENDA ITEM

1. Confirmation of minutes

Resolved, on the motion of Ms Davis, seconded Ms Munro: That the minutes of the meeting of 31 July 2023 be confirmed.

2. Procedural resolutions

Resolved, on the motion of Ms Davis, seconded Mr Murphy:

1. That, for the duration of the 58th Parliament:

- a. The Committee meet every Monday at 3.00 pm of a parliamentary sitting week.
- b. The Committee publishes an appendix of regulations without comment in each Digest.
- c. The Committee authorises the secretariat to notify the Government once the Digest has been tabled so that:
 - i. the Government may inform relevant Ministers in a timely manner of Digest comments on Bills requiring a response in line with sessional order 188A
 - ii. Ministers may respond to Digest comments on regulations.
- d. The Committee authorises the secretariat to notify any private members with carriage of a Bill once the Digest has been tabled and of the requirements under sessional order 188A.
- e. The Committee authorises the publishing to the Committee website of correspondence from responsible Ministers or members responding to Digest comments on a Bill or regulation, after such correspondence has been noted by the Committee.
- f. The Committee be provided with a table listing the status of regulations to be reviewed as part of the meeting papers for each meeting, as relevant.

2. That the Chair write to the Cabinet Office, Ministers and Department Secretaries in relation to the Committee's operations in the 58th Parliament, including about sessional order 188A and that written responses to the Committee be provided from the Minister with carriage, and to provide a non-exhaustive list of matters commonly reviewed by the Committee.
3. That the Committee authorises the publishing of a non-exhaustive list of matters commonly reviewed by the Committee to the Committee website and in each Digest this Parliament.

3. Correspondence

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4. Consideration of Bills with comment for Legislation Review Digest 1/58

Resolved, on the motion of Mr Murphy, seconded by Ms Davis: That the Committee adopt the following draft bill reports *in globo*:

- a. *Forestry Amendment (Timber Harvesting Safety Zones) Bill 2022*
- b. *Health Services Amendment (Nurse-to-Patient and Midwife-to-Patient Ratios) Bill 2022*
- c. *Energy and Utilities Administration Amendment Bill 2022.*

5. Consideration of Regulations with comment that are past their disallowance date for Legislation Review Digest No 1/58

The Committee noted that 252 regulations tabled in Parliament have not been reviewed by the Committee in or since its final Digest of the 57th Parliament on 15 November 2022. These regulations have now passed their disallowance date. Of these 252 regulations, 9 raised issues and were the subject of the Chair's draft regulation reports.

The Committee also noted the following:

- Section 9(1A) of the Act provides that the Committee is not precluded from exercising its functions under section 9(1) in relation to a Regulation after it has ceased to be subject to disallowance if, while it is subject to disallowance, the Committee resolves to review and report to Parliament on the Regulation.
- In this case, no such resolution was made during the disallowance period concerning the 9 regulations.

Resolved on the motion of Mr Murphy, seconded by Mr Hagarty:

1. That the Committee include an explanatory note in Part Two of the Legislation Review Digest No. 1/58 about this issue and the following regulation reports are for the information of Members.
2. That the Committee adopt the following draft regulation reports *in globo*:
 - a. *Bail Amendment (Proceedings for Administration of Sentence) Regulation 2022*
 - b. *Biodiversity Conservation Amendment (Bee Keeping and Grazing) Regulation 2022*
 - c. *Electricity Supply (General) Amendment (Energy Security Safeguard Schemes) Regulation 2022*
 - d. *Environmental Planning and Assessment Amendment (Miscellaneous) Regulation (No 2) 2022*
 - e. *Government Advertising Amendment (Exemptions) Regulation 2022*
 - f. *Place Management NSW Regulation 2022*

- g. *Point to Point Transport (Taxis and Hire Vehicles) Amendment Regulation 2022*
- h. *Protection of the Environment Operations (General) Regulation 2022*
- i. *Totalizator Regulation 2022.*

6. Regulations without comment for Legislation Review Digest 1/58 (Appendix Two)

Resolved, on the motion of Ms Munro, seconded by Ms Davis: That the Committee adopts the regulations without comment as Appendix Two to Digest 1/58.

7. Legislation Review Digest 1/58

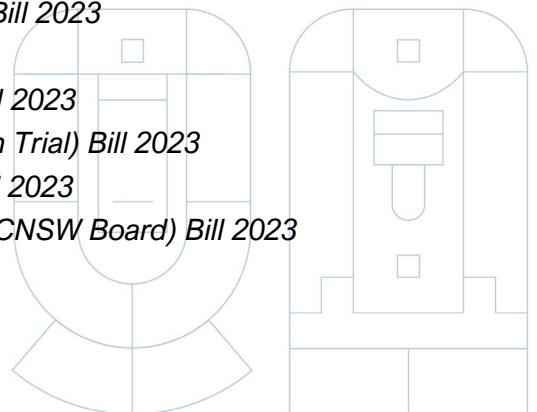
Resolved, on the motion of Mr Murphy, seconded by Ms Stuart:

- That the Committee adopts the Legislation Review Digest No. 1/58 and that it be signed by the Chair and presented to the House.
- That appropriate minute extracts of this meeting be published on the Committee's webpage.

8. Consideration of Bills with comment for Legislation Review Digest 2/58

Resolved, on the motion of Mr Murphy, seconded by Ms Munro: That the Committee adopt the following draft bill reports *in globo*:

- a. *Anti-Discrimination Amendment (Religious Vilification) Bill 2023*
- b. *Crimes Amendment (Breaking and Entering) Bill 2023*
- c. *Crimes Legislation Amendment (Assaults on Retail Workers) Bill 2023*
- d. *Criminal Legislation Amendment (Knife Crimes) Bill 2023*
- e. *Drug Misuse and Trafficking Amendment (Appointed Persons) Bill 2023*
- f. *Electoral Funding Amendment (Registered Clubs) Bill 2023*
- g. *Environmental Planning and Assessment Amendment (Housing and Productivity Contributions) Bill 2023*
- h. *Forestry Amendment (Timber Harvesting Safety Zones) Bill 2023*
- i. *Government Sector Finance Amendment (Grants) Bill 2023*
- j. *Independent Commission Against Corruption Amendment (Validation) Bill 2023*
- k. *Law Enforcement (Powers and Responsibilities) Amendment (Digital Evidence Access Orders) Bill 2023*
- l. *Prevention of Cruelty to Animals Amendment (Battery Cage Prohibition) Bill 2023*
- m. *Prevention of Cruelty to Animals Amendment (Gassing Devices Prohibition) Bill 2023*
- n. *Property Services Council Bill 2023*
- o. *Residential Tenancies Amendment (Rent Freeze) Bill 2023*
- p. *Residential Tenancies Amendment (Rental Fairness) Bill 2023*
- q. *Revenue Legislation Amendment Bill 2023*
- r. *Revenue, Fines and Other Legislation Amendment Bill 2023*
- s. *Road Transport Amendment (Demerit Point Reduction Trial) Bill 2023*
- t. *Road Transport Amendment (Medicinal Cannabis) Bill 2023*
- u. *State Insurance and Care Governance Amendment (ICNSW Board) Bill 2023*
- v. *Statute Law (Miscellaneous Provisions) Bill 2023.*



9. Consideration of Bills without comment for Legislation Review Digest 2/58

Resolved, on the motion of Ms Stuart, seconded by Ms Higginson: That the Committee adopt the following draft bill reports *in globo*:

- a. *Constitution Amendment (Sydney Water and Hunter Water) Bill 2023*
- b. *Electoral Funding Amendment Bill 2023*
- c. *First Home Buyer Legislation Amendment Bill 2023*
- d. *Fiscal Responsibility Amendment (Wellbeing Budget) Bill 2023*
- e. *Forestry Amendment (Koala Habitats) Bill 2023*
- f. *Government Sector Finance Amendment (Grants) Bill (No 2) Bill 2023*
- g. *ICAC and LECC Legislation Amendment Bill 2023*
- h. *Minerals Legislation Amendment (Offshore Drilling and Associated Infrastructure Prohibition) Bill 2023*
- i. *Parliamentary Remuneration Amendment Bill*
- j. *Statutory and Other Offices Remuneration Amendment Bill 2023*
- k. *Water Management Amendment (Transfer of Water) Bill 2023.*

10. Regulations without comment for Legislation Review Digest 2/58 (Appendix Two)

Resolved, on the motion of Ms Stuart, seconded by Ms Higginson: That the Committee adopts the regulations without comment as Appendix Two to Digest 2/58.

11. Legislation Review Digest 2/58

Resolved, on the motion of Mr Murphy, seconded by Ms Higginson:

- That the Committee adopts the Legislation Review Digest No. 2/58 and that it be signed by the Chair and presented to the House.
- That appropriate minute extracts of this meeting be published on the Committee's webpage.

12. Regulation to be reviewed

The Committee noted the table circulated to members listing the status of regulations to be reviewed.

13. General Business

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14. Next Meeting

The meeting adjourned at 3.25pm until 11 September 2023 at 3.00pm.

Chair

Director

