



LEGISLATIVE COUNCIL

NOTICE PAPER

No. 184

TUESDAY 1 MARCH 2011

The House meets this day at 2.30 pm

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BUSINESS OF THE HOUSE—NOTICE OF MOTION

1. Mr Gay to move—

That, under section 41(1) of the Interpretation Act 1987, this House disallows the Road Transport (General) Amendment (Heavy Vehicle Driver Fatigue and Speeding Compliance) Regulation 2008, published in the Government Gazette No. 123, dated 26 September 2008, page 9407 and tabled on 21 October 2008.

(Notice given 21 October 2008)

(The question that the motion proceed as business of the House put and passed on 1 September 2010)

GOVERNMENT BUSINESS—ORDER OF THE DAY

1. Plumbing Bill 2010: second reading—Mr Primrose.

(Standing Orders suspended for remaining stages, Tuesday 30 November 2010)

PRIVATE MEMBERS' BUSINESS

ITEMS IN THE ORDER OF PRECEDENCE

- *1. Game and Feral Animal Control Amendment Bill 2009:** resumption of the adjourned debate (2 September 2010) of the question on the motion of Mr Brown: That this bill be now read a second time—Mr Colless speaking. (18 minutes)
- *2. Crimes Amendment (Grievous Bodily Harm) Bill 2010:** resumption of the adjourned debate (11 November 2010) of the question on the motion of Revd Mr Nile: That this bill be now read a second time—Revd Dr Moyes speaking. (13 minutes remaining)
- 3. Custom Coaches—**resumption of the interrupted debate (21 October 2010) of the question on the motion of Ms Sharpe: That this House:
 - 1. That this House notes that:
 - (a) Custom Coaches in Villawood has delivered one thousand buses to the State Transit Authority of New South Wales,
 - (b) these buses are part of a record \$250 million investment in new buses by the Government of New South Wales,

- (c) Custom Coaches will deliver 250 Volvo Euro 5 buses and 255 Mercedes-Benz buses powered by Compressed Natural Gas as part of their contract with the Government, and
 - (d) the five-year 505 bus contract has created an extra 80 jobs at Custom Coaches plant in Smithfield, a further 200 jobs in the supply chain and 60 new apprentice positions.
2. That this House congratulates Custom Coaches for their 50 year commitment to quality manufacturing supporting public transport, the economy and jobs in Western Sydney—Dr Kaye speaking (17 minutes remaining).

Debate: 2 hours 24 minutes remaining

4. Miss Gardiner to move—

1. That this House notes that:
- (a) the Performance Audit report of the Auditor General entitled “Tackling Cancer with Radiotherapy: NSW Department of Health”, released in June 2009, identifies Hunter/New England as a “geographic area of need” for radiotherapy services,
 - (b) the New South Wales Cancer Council’s report entitled “Improving Radiotherapy - where to from here? A roadmap for the NSW Government”, released in June 2009, identifies that both Tamworth and Dubbo Hospitals “should be considered for new or expanded radiotherapy services”, and
 - (c) the New South Wales Labor Government is still yet to release its Radiotherapy Services Plan 2007-2011.
2. That this House calls on the Government to:
- (a) release its future plans for radiotherapy services in New South Wales, and
 - (b) make planning and funding for radiotherapy services for people in the New England area, the north west and the mid and far west of New South Wales a high priority and ensure that Dubbo and Tamworth, as hubs for such services, are given the highest priority in tendering for New South Wales’ share of the \$560 million available from the Federal Government to establish up to 10 regional cancer centres.

(Notice given 22 September 2009)

5. Mr Clarke to move—

That this House:

- (a) notes that the Assyrian people have an illustrious history going back some 7,000 years with an equally long history of outstanding cultural, social and religious achievements,
- (b) notes that for hundreds of years the Assyrian people in the Middle East have sustained a persistent and escalating campaign of discrimination, persecution and genocide because of their ethnic, cultural and religious heritage,
- (c) recognises with alarm that in recent years this campaign of persecution has developed into nothing less than a full scale campaign of genocide which has reached such alarming proportions that the Assyrian community still resident in the Middle East faces the prospect of total physical annihilation and extinction in the immediate future,
- (d) calls upon the Federal Government to greatly accelerate the intake of Assyrian refugees into Australia,

- (e) urges the United Nations to recognise as an Act of Genocide the campaign presently being waged in the Middle East against the Assyrian people,
- (f) recalls with gratitude that in World War 1 and World War 2 the Assyrian people and Australia were united as allies with Assyrian armed services personnel fighting side by side with Australian armed services personnel in Europe, the Middle East and elsewhere, and
- (g) acknowledges the outstanding and continuing contribution to Australian society of the Assyrian–Australian community.

(Notice given 3 December 2008)

(First postponement 28 October 2010)

- *6. Threatened Species Conservation Amendment (Ecological Consultants Accreditation Scheme) Bill 2010:** resumption of the adjourned debate of the question on the motion of Mr Cohen: That this bill be now read a second time (5 calendar days from 24 November 2010)—Mr Donnelly. (20 minutes)

7. Ms Faehrmann to move—

That leave be given to bring in a bill for an Act to establish the right of persons who are terminally ill to request assistance from a medically qualified person to voluntarily end their own life; and for related purposes.

(Rights of the Terminally Ill Bill)

(Notice given 19 October 2010)

* Council Bill

ITEMS OUTSIDE THE ORDER OF PRECEDENCE

1. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to amend the Liquor Act 1982 to require packaged liquor to contain a health warning about the danger of drinking when pregnant.

(Liquor Amendment (Health Warning for Pregnant Women) Bill)

(Notice given 9 May 2007)

2. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to amend the Crimes Act 1900 to make it an offence to publish material that incites or promotes terrorism or other violence.

(Crimes Amendment (Incitement or Promotion of Terrorism and Violence) Bill)

(Notice given 9 May 2007)

3. Mr Cohen to move—

That this House:

- (a) expresses its concern about the Canadian human rights report which found that political prisoners in China are being executed and their body parts harvested for use in transplants,
- (b) notes with concern the report's claim that since 2000 almost 40,000 transplants have been carried out using body parts harvested from executed members of the Falun Gong movement,
- (c) expresses its abhorrence of the practice of organ harvesting, and
- (d) calls on the Federal Government to pressure the Chinese Government to begin an independent investigation into claims of human organ harvesting.

(Notice given 9 May 2007)

4. Mr Cohen to move—

1. That this House calls on COAG Health Group, as well as the Commonwealth and State Governments, to deliver a comprehensive solution to the current problem of young people living in nursing homes, which should include:
 - (a) a comprehensive funding plan involving partnerships with all relevant jurisdictions, their provider sector, consumers and a timetable for implementation,
 - (b) a clearly articulated transition process to enable individuals to plan how their housing, support and respite needs, along with those of their families/carers will be met in the future, and to enable support services to be delivered into their current nursing home accommodation as a matter of priority while they wait for alternative options to be created,
 - (c) a blueprint for the development of new accommodation options for targeted individuals living in aged care that provide 'whole of life', and 'rest of life' options,
 - (d) a process by which disability, aged care and carer support providers can work together with individuals and families in the developments of new services,
 - (e) plans for permanent joint funding arrangements that create a more responsive community care system to prevent inappropriate admissions of young people into aged care,
 - (f) development of a sustainable funding and service pathway out of aged care and acute care settings for younger people who have no other options, and
 - (g) mechanisms to ensure that young people have access to appropriate social environments as a key element of their support.
2. That this House urges the Government:
 - (a) to allocate the necessary funding to ensure a smooth transition from the existing unsatisfactory situation, to a situation that enables young people to live in their communities with family and friends, and
 - (b) to work with the Commonwealth to institute a national no fault insurance scheme for people suffering catastrophic injury.

(Notice given 9 May 2007)

5. Mr Cohen to move—

1. That this House:

- (a) notes the looming crisis of dwindling global oil supplies known as peak oil.
- (b) calls on the Government to adopt the Oil Depletion Protocol, which can be found in full at www.oildepletionprotocol.org, as drafted by international authority on peak oil, Dr Colin Campbell, and is also known, with slight changes in wording, as the “The Rimini Protocol” and “The Uppsala Protocol”, and
- (c) calls on the Government to commit signatories to the following principles, namely that:
 - (a) a convention of nations shall be called to consider the issue with a view to agreeing to an accord with the following objectives:
 - (i) to avoid profiteering from shortage, such that oil prices may remain in reasonable relationship with production cost,
 - (ii) to allow poor countries to afford their imports,
 - (iii) to avoid destabilising financial flows arising from excessive oil prices,
 - (iv) to encourage consumers to avoid waste,
 - (v) to stimulate the development of alternative energies,
 - (b) such an accord shall have the following outline provisions:
 - (i) the world and every nation shall aim to reduce oil consumption by at least the world depletion rate,
 - (ii) no country shall produce oil at above its present depletion rate,
 - (iii) no country shall import at above the world depletion rate,
 - (iv) the depletion rate is defined as annual production as a per cent of what is left (reserves plus yet-to-find),
 - (v) the preceding provisions refer to regular conventional oil—which category excludes heavy oils with cut-off of 17.5 API, deepwater oil with a cut-off of 500 metres, polar oil, gas liquids from gas fields, tar sands, oil shale, oil from coal, biofuels such as ethanol, etc,
 - (vi) detailed provisions shall cover the definition of the several categories of oil, exemptions and qualifications, and the scientific procedures for the estimation of depletion rate,
 - (vii) the signatory countries shall cooperate in providing information on their reserves, allowing full technical audit, such that the depletion rate may be accurately determined,
 - (viii) the signatory countries shall have the right to appeal their assessed depletion rate in the event of changed circumstances.

2. That this House notes that the Oil Depletion Protocol has already been adopted by a number of Australian organisations and is reportedly being considered by Brisbane City Council.

(Notice given 9 May 2007)

6. Mr Gay to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents:

- (a) all documents, whether in written or electronic form, including briefing preparation, notes and correspondence, not previously provided to the House, and created between 1 January 2002 and 18 October 2006, in the possession, custody or control of The Cabinet Office, the Roads and Traffic Authority (RTA), the Premier’s Department, the Department of Infrastructure, the

Premier, the Minister for Roads and the Minister for Transport, relating to the decision to proceed with the widening of the Spit Bridge,

- (b) all documents, whether in written or electronic form, including briefing preparation, notes and correspondence, not previously provided to the House, and in the possession, custody or control of The Cabinet Office, the Roads and Traffic Authority (RTA), the Premier's Department, the Department of Infrastructure, the Premier, the Minister for Roads and the Minister for Transport, relating to the decision not to proceed with the widening of the Spit Bridge,
- (c) the following documents considered exempt and not provided, either in whole or in part, in response to the freedom of information request from Mike Baird MP, and referred to in the "Determination – Notification of Partial Access Approval – posting Documents to Applicant s.28 (1) & (2)", FOI Ref No 2007/FL/0202, dated 11 May 2007, by the following identifying numbers:
 - (i) documents 148, 160, 202, 424, 426-452, 488-509, 510-517, 518-523, 526, 528-530 543-549 550-571 572-580 582-603,
 - (ii) documents 582-603 titled 'Spit Bridge Widening- Tender Comparison Summary Sheet and Schedule of Prices',
 - (iii) documents 374-375 in entirety,
 - (iv) document 376 dated December 1, 2006, and
- (d) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 29 May 2007)

- * 7. **Child Protection (Nicole's Law) Bill 2009**—resumption of the adjourned debate of the question on the motion of Revd Mr Nile: That this bill be now read a second time (5 calendar days from 22 October 2009)—Mr Smith. (20 minutes)

8. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to amend the Crimes Act 1900 with respect to the age of consent in relation to sexual offences against males and females.

(Crimes Amendment (Age of Consent) Bill)

(Notice given 29 May 2007)

9. Mr Gallacher to move—

That this House:

- (a) notes that Labor has taken the Hunter region for granted over the past 12 years and has failed to invest in vital infrastructure,
- (b) notes that Labor's Lower Hunter Strategy contains no details for infrastructure spending for the Hunter region,
- (c) condemns the Government for its failure to provide vital infrastructure spending for the Hunter in recent state budgets, and
- (d) calls on the Treasurer and the Minister for the Hunter to commit to vital infrastructure funding for the Hunter in the upcoming June state budget.

(Notice given 29 May 2007)

10. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to provide for the establishment of the Family Impact Commission to study the moral, social and economic effects on the family unit of certain laws and proposed laws and the Government expenditure; and for related purposes.

(Family Impact Commission Bill)

(Notice given 29 May 2007)

11. Mr Gay to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody or control of the Premier, The Cabinet Office, the Minister for Lands, the Department of Lands, the Treasurer, NSW Treasury, the Minister for Planning, the Department of Planning, the Minister for Local Government, or the Department of Local Government, created since March 2003:

- (a) all documents relating to the sale or potential sale of Crown land administered by a Crown land trust, to private or commercial developers or any other body,
- (b) all documents relating to the leasing of Crown land administered by a Crown land trust, to private or commercial developers or any other body, and
- (c) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 29 May 2007)

- * **12. Educational Support for Dyslexic Children Bill 2007**—resumption of the adjourned debate of the question on the motion of Revd Mr Nile: That this bill be now read a second time (5 calendar days from 7 June 2007)—Mr Veitch. (20 minutes)

13. Mr Cohen to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution any document, created since 1996, in the possession, custody or control of the Minister for Primary Industries, of the Department of Primary Industries which shows:

- (a) annual total shark catch records for New South Wales,
- (b) annual shark catch records for New South Wales by species,
- (c) annual shark catch records for New South Wales by fishing region,
- (d) annual shark catch records for New South Wales by method of catch, and
- (e) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 31 May 2007)

14. Dr Kaye to move—

That leave be given to bring in a bill for an Act to amend the Uranium Mining and Nuclear Facilities (Prohibitions) Act 1986 to make further provision for prohibiting nuclear facilities and in connection

with the storage and disposal of nuclear waste in the State and to require a plebiscite to be held in the event of the Commonwealth government taking steps to support or allow the construction of a prohibited nuclear facility in the State.

(Uranium Mining and Nuclear Facilities (Prohibitions) Amendment (Plebiscite and Stronger Prohibitions) Bill)

(Notice given 19 June 2007)

15. Mr Gay to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody or control of the Roads and Traffic Authority, the Minister for Roads, the Department of Premier and Cabinet, and NSW Treasury, created since 18 October 2005:

- (a) all documents, including any legal advice, relating to any liabilities, or potential liabilities, of the Government, or any Government agency, in relation to the Cross City Tunnel, or to the owners of the Cross City Tunnel, or the owner's shareholders, and
- (b) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 26 June 2007)

16. Mr Gallacher to move—

1. That this House notes:

- (a) highway patrol officers are an indispensable element in a safe road network,
- (b) refocusing highway patrol officers on their core role of policing our roads must be top priority,
- (c) in June 2006, the NRMA President Alan Evans stated:

“the visible presence [of highway patrol officers] is by far the best deterrent and the best way of convincing people to behave”,
- (d) the Chairman of the Pedestrian Council of Australia has stated:

“the NSW Government can do much more. But after twelve years of procrastination and complacency, the legacy is an annual road trauma bill of \$6 billion and immeasurable – and avoidable – pain and grief”,
- (e) at the recent election the NSW Liberal/Nationals coalition committed to strengthen the Highway Patrol Command by an extra 300 officers, an additional 120 highway patrol motor vehicles and 50 motorcycles, and
- (f) the Coalition was also committed to consolidating highway patrol, traffic police and the Accident Investigation Squad into their own State Command.

2. That this House calls on the Minister for Police to create a new specialist State Command comprising highway patrol officers, traffic police and the Accident Investigation Squad

(Notice given 28 June 2007)

17. Mr Gay to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody and control of the Department of Education and Training relating to bullying in Government schools since 2000:

- (a) any document showing the number of serious incident reports from government schools by school and school area,
- (b) any document listing instances of bullying in any government school by school and school area,
- (c) any reports, statistics or advice dealing with the incidence of bullying in government schools, and
- (d) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 28 June 2007)

18. Mr Cohen to move—

1. That this House:

- (a) upholds the right of all Australian children to be safe, secure and free from neglect and abuse,
- (b) expresses serious misgivings that the Howard Government's intervention into Northern Territory communities has taken place without consultation with the Aboriginal communities concerned, and is not consistent with the recommendations contained in the "Little Children are Sacred" report,
- (c) notes that amendments to the Northern Territory Land Rights Act overturning land tenure and disposing of the Aboriginal Community Permit System is not an appropriate response to child abuse and will be counterproductive because the police acknowledge that the permit system assists both them and the communities to enforce alcohol and pornography bans, and regulates visitation to communities by ill-willed outsiders, and
- (d) requests that the Federal Government and Opposition endorse, and work to implement, the recommendations of the "Little Children are Sacred" report and the proposed Emergency Response and Development Plan to protect Aboriginal Children put forward by the Combined Aboriginal Organisations of the Northern Territory.

2. That this House condemns:

- (a) the provisions of the legislation which seek to override the operation of the Racial Discrimination Act, and
- (b) any legislative attempt to override Australia's international human rights obligations.

(Notice given 25 September 2007)

19. Mrs Pavey to move—

That, under standing order 52, there be laid upon the table of the House within 7 days of the date of passing of this resolution all documents, created since July 2005, in the possession, custody or control of the Minister for Local Government or the Department of Local Government relating to the Glasshouse Arts, Conference and Entertainment Centre, Port Macquarie, and the current inquiry being

conducted by Frank Willhem, and any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 25 September 2007)

- * **20. Callan Park Trust Bill 2008**—resumption of the adjourned debate of the question on the motion of Ms Hale: That this bill be now read a second time (5 calendar days from 25 September 2008)—Mr Colless. (20 minutes)

21. Ms Voltz to move—

That this House congratulates former US Vice President Al Gore for his work on climate change and the awarding of the Nobel Peace Prize. We note that his film *An Inconvenient Truth* singled Australia out for not having signed the Kyoto Protocol. We also note the comments by Australian Federal Police Commissioner Mick Keelty that climate change will turn border security into Australia's biggest policing issue this century. This House condemns the Howard Government for having failed Australia by not ratifying Kyoto and, for its inaction on climate change issues. We urge the Federal Government to immediately ratify Kyoto.

(Notice given 16 October 2007)

22. Ms Voltz to move—

That this House:

- (a) congratulates Kevin Rudd and the Federal Labor Party on their election to Federal Government, and
- (b) notes that the election of the Rudd Labor Government will significantly benefit the people of New South Wales in particular through the abolition of WorkChoices, the ratification of Kyoto, a formal apology to Aboriginal people and the re-instatement of the Community Development Employment Projects scheme.

(Notice given 27 November 2007)

23. Dr Kaye to move—

That this House:

- (a) notes that New South Wales is the only state that has failed to introduce twice yearly Consumer Price Indexation of State Superannuation Defined Benefit Pensions for state public sector employees as recommended by the Senate Select Committee on Superannuation and Financial Services,
- (b) notes that this failure means that there is no amelioration of the current indexation lag, resulting in a continuing financial disadvantage to New South Wales public sector retirees who will be in receipt of State Superannuation Defined Benefit Pensions, compared to equivalent public sector employees in other states and the Commonwealth, and
- (c) calls on the Government to implement the recommendation of the Senate Select Committee on Superannuation and Financial Services to provide twice yearly Consumer Price Indexation of State Superannuation Defined Benefit Pensions.

(Notice given 28 November 2007)

24. Dr Kaye to move—

That this House:

- (a) notes that the current 9 per cent employer contribution to public sector employees' superannuation is inadequate to ensure financial security for public sector retirees,
- (b) notes that the Government has a responsibility to ensure New South Wales fire fighters, rail workers, teachers, police, nurses and all other state workers enjoy a decent standard of living when they retire, and
- (c) calls on the Government to increase its superannuation contribution to a minimum of 15 per cent for all public sector employees to ensure their financial security in retirement.

(Notice given 28 November 2007)

25. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to require women seeking an abortion to be informed that the procedure may cause pain to the child in utero.

(Abortion (Information) Bill)

(Notice given 26 February 2008)

26. Ms Voltz to move—

1. That this House congratulates the Rudd Federal Government on its support of a bid by Football Australia for the 2018 Football World Cup.
2. That this House calls on Football Australia to bid for the next available Women's Football World Cup as this event has filled a 100,000 seat stadium in America.
3. That this House notes that New South Wales has venues ready to host a Women's World Cup such as Sydney Football Stadium, ANZ Stadium, Parramatta Stadium, Gosford Stadium and Wollongong Stadium.

(Notice given 26 February 2008)

- * **27. Energy Services Corporations Ownership (Parliamentary Powers) Bill 2008**—resumption of the adjourned debate (14 May 2008) of the question on the motion of Dr Kaye: That this bill be now read a second time—Ms Voltz speaking. (11 minutes remaining)

28. Ms Ficarra to move—

That this House:

- (a) notes the concern in the community over the increasing use of the drug ICE – crystal methamphetamine,
- (b) notes the former Prime Minister, John Howard's comments that a concerted effort by all governments and the community is required to combat the drug ICE,
- (c) notes the former Prime Minister's commitment to a new \$150 million drugs package designed to tackle Australia's ICE epidemic which includes a major boost to the Government's law

enforcement efforts, further support for non-government rehabilitation services and money for drug education, and

- (d) calls on the Rudd and Iemma governments to adopt the Coalition Tough on Drugs Strategy that saw illicit drug use reduced from 22% to 15% under the previous government.

(Notice given 26 February 2008)

* **29. Alcoholic Beverages Advertising Prohibition Bill 2010**—resumption of the adjourned debate of the question on the motion of Revd Mr Nile: That this bill be now read a second time (5 calendar days from 2 December 2010)—Mr Harwin. (20 minutes)

* **30. Liquor Amendment (Drinking Age) Bill 2010**: resumption of the adjourned debate of the question on the motion of Revd Mr Nile: That this bill be now read a second time (5 calendar days from 24 November 2010)—Mr Donnelly. (20 minutes)

31. Mr Lynn to move—

That this House notes that:

- (a) Australian soldiers who served on active service in Vietnam received the Vietnam Medal, the Vietnam Logistic and Support Medal, the Vietnamese Campaign Medal, the Australian Active Service Medal 1945-75 in addition to awards and decorations for individual gallantry which included four Victoria Crosses,
- (b) Australian soldiers who served in Vietnam acted in accordance with directions and orders issued from the Australian Federal Parliament by the Australian Government, as they are required to do,
- (c) returning units from the Australian Task Force marched through our cities and participated in annual Anzac Day marches where they were acknowledged and welcomed,
- (d) radical protestors against Australia's involvement in the Vietnam War actively targeted returned Vietnam Veterans who participated in these marches,
- (e) radical protestors actively targeted senior ex-military veterans who took the salute at these parades including one of our nation's most respected war heroes and former Governor of New South Wales, Sir Roden Cutler VC,
- (f) radical protestors actively denigrated and mocked symbols that are significant to war veterans by defacing war memorials and jumping into the Pool of Remembrance at Hyde Park during Anzac Day services,
- (g) radical left-wing unions betrayed Australian soldiers and their families by refusing to load ships with vital military supplies and refusing to deliver mail to the Australian Task Force,
- (h) Vietnam Veterans were the first returned servicemen to be betrayed by radical left-wing groups on Australian soil and any attempt by these groups to rewrite this disgraceful chapter of our history will be treated with the contempt it deserves, and
- (i) the misleading statements made by Ms Rhiannon of the Greens on Tuesday 1 April 2008 as part of this strategy to re-write the history of the Vietnam era.

(Notice given 3 April 2008)

32. Ms Ficarra to move—

1. That this House notes that:
 - (a) the Labor Government closed Seaforth TAFE against the community's wishes,
 - (b) since the Labor Government closed the TAFE it has sat vacant while it could be being used for the benefit of the community,
 - (c) there is currently a national skills shortage, and
 - (d) apart from the northern beaches community calling for the Seaforth TAFE to be reopened, unions, the Dee Why branch of the Australian Labor Party as well as the former Labor Candidate for Wakehurst and Mackellar, Chris Sharp have also called for Seaforth TAFE to be reopened.
2. That this House:
 - (a) condemns the Labor Government for its closure of Seaforth TAFE and lack of care for adult education in New South Wales, and
 - (b) calls upon the Labor Government to immediately reopen Seaforth TAFE.

(Notice given 3 April 2008)

33. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to amend the Education Act 1990 to authorise the random drug testing of secondary school students.

(Education Amendment (Random Drug Testing of Students) Bill)

(Notice given 3 April 2008)

34. Ms Ficarra to move—

1. That this House notes that:
 - (a) the Government misled the community and breached legislative requirements prior to closing Beacon Hill High School at Tristram Road, Beacon Hill,
 - (b) the document entitled 'New Horizons: A proposal to restructure secondary education provision in the Northern Beaches District', dated May 2000, proposed a multi-campus college for years 7 to 10 at Beacon Hill High School,
 - (c) on 26 July 2000, Beacon Hill High School was advised by the Government that no year 7 pupils would be accepted in 2001, which was a de facto closure, although the Minister for Education allegedly did not make a decision to close the school until 14 June 2001,
 - (d) the NSW Ombudsman's found that the Government failed to accord with legislative requirements before closing Beacon Hill High School,
 - (e) the Government and Department of Education failed to accord with the Freedom of Information Act in that the document 'New Horizons: A proposal to restructure secondary education provision in the Northern Beaches District' was not provided to FOI applicants nor in the order for papers under standing order 52 from the Parliament,

- (f) the memorandum from Brian Frankham to Helen Hillier telling her to “remove the Beacon Hill demographics from her public slide presentation as it was inconvenient for Landcom, which wanted to profit from selling the land”, and
- (g) the Government’s failure to comply with its promise to link the Northern Beaches Secondary Colleague, Freshwater to a university.

2. That this House:

- (a) condemns the Government for misleading the community of the northern beaches and failing to accord with legislative requirements prior to closing Beacon Hill High School, and
- (b) calls upon the Independent Commission Against Corruption and Department of Premier and Cabinet to undertake an investigation into the conduct of those Ministers for Education, Departmental staff and any other public official who have committed corrupt conduct by their failure to act honestly in their handling of the closure of Beacon Hill High School and failure to accord with legislative requirements.

(Notice given 3 April 2008)

35. Ms Cusack to move—

That this House:

- (a) congratulates the Defense Reserve Support Council for Awards held at HMAS Darwin on 9 April 2008 and presented by the Australian Surgeon General Rear Admiral Graeme Shirtley to recognise outstanding employer support for our Reserves who are called on for active duty in times of war and humanitarian crisis,
- (b) congratulates the staff and administration of Lismore Base Hospital for winning the major category, NSW Employer of the Year Award,
- (c) acknowledges our former colleague Brigadier the Honourable Brian Pezzutti and his medical colleagues at Lismore Base Hospital for their extensive record of service in emergency retrieval, and medical treatment of thousands of victims of war in Afghanistan, Iraq, and East Timor, and humanitarian disasters in Aceh, Pakistan and Solomon Islands, and for their participation in the emergency response to the Bali Bombings, and
- (d) pays tribute to the 41 RNSWR (Royal New South Wales Regiment) Commanded by Lieutenant Colonel Wally Jensen which is based in Lismore and counts amongst its members staff from the Lismore Base Hospital, which has seen extraordinary service in recent years including deployments to Butterworth in Malaysia, Sydney for APEC support and the Sydney Olympics, the Solomon Islands, Fiji, Papua New Guinea and the current operation assisting indigenous Australians in the Northern Territory.

(Notice given 10 April 2008)

36. Ms Cusack to move—

That this House:

- (a) notes that the issue of product safety, especially for children’s products, is of national concern and the interests of families of New South Wales are best served by a national system of standards and enforcement,
- (b) congratulates the Infant and Nursery Product Association of Australia and Standards Australia for their work in improving national safety standards for prams,

- (c) notes that the work of industry has filled the regulatory void in Australia which has been created by our dysfunctional system of nine regulatory regimes all competing to do the same job, resulting in ongoing confusion, irrationalities, gaps and costs in our consumer protection system,
- (d) regrets that the Government continues to block a national product safety regime for the benefit of all consumers, by continuing to insist on a parochial states-based approach, and
- (e) notes that the Government's outdated approach has been repeatedly discredited by inquiries conducted by the Productivity Commission and Choice magazine, the main voice of Australian consumers.

(Notice given 14 May 2008)

37. Mr Lynn to move—

1. That this House congratulates the Prime Minister of New Zealand, the Right Honourable Helen Clark, for the apology to her country's Vietnam war veterans.
2. That this House notes Prime Minister Clark's statement that:

"The Crown extends to New Zealand Vietnam veterans and their families an apology for the manner in which their loyal service in the name of New Zealand was not recognised as it should have been.

The service of those who fell and all who served in that conflict should now be honoured, alongside that of other brave service personnel deployed to other conflicts in the service of our country.

For too long, successive governments ignored concerns being raised by Vietnam veterans."

3. That this House notes the comments of the New Zealand Ex-Vietnam Services Association President, Mr Terry Culley, when he advised Radio New Zealand that after the publication of death notices in newspapers, some grieving widows or parents received notices saying, "He got what he deserved. When they came home they were treated like pariahs. They were called baby killers".

4. That this House acknowledges that Australian Vietnam veterans were betrayed in a similar way.

5. That this House calls on the Federal and State governments in Australia to follow the lead of Prime Minister Helen Clark and apologise to Australian Vietnam veterans for the betrayal they endured when they returned from active service in Vietnam.

(Notice given 5 June 2008)

38. Ms Cusack to move—

1. That this House:
 - (a) notes the Commonwealth of Australia Constitution Act, Section 117 reads:

Rights of residents in States

A subject of the Queen, resident in any State, shall not be subject in any other State to any disability or discrimination which would not be equally applicable to him if he were a subject of the Queen resident in such other State,

- (b) cautions the Queensland Government against any unilateral measures that would discriminate against citizens of New South Wales when purchasing fuel in Queensland, and
 - (c) considers the Premier of Queensland's stated intention to co-fund the private and business consumption of fuel on an exclusive basis to its citizens, by paying an 8.35 cent subsidy per litre at the point of sale as an act of flagrant economic and social hostility against the citizens of Northern New South Wales.
2. That this House calls on the Government:
- (a) to immediately convey a message to the Premier of Queensland, expressing adamant opposition to such discriminatory measures which are contrary to the principles of Federation and detrimental to relations between our states,
 - (b) to initiate legal action to preserve the citizenship and Constitutional rights of residents of New South Wales who will suffer unfair economic and social hardship as a result of this unilateral and discriminatory action by the Queensland Government, and
 - (c) consider appropriate and proportionate retaliatory action should the Queensland Government proceed with such discriminatory measures.

(Notice given 5 June 2008)

39. Ms Cusack to move—

That this House notes:

- (a) the plight of clients, tradesmen and unsecured creditors, who have been impacted upon by the collapse of Beechwood Homes,
- (b) that Fair Trading Minister Linda Burney's media release of 14 May 2008 'Beechwood Homes - Home owners not to panic' stated: NSW Fair Trading Minister, Linda Burney, today urged clients of Beechwood Homes not to panic following news that the company had gone into voluntary administration. Fair Trading is working with the administrator and home warranty insurer to bring about a quick resolution for all consumers and will contact them with advice as soon as further information comes to hand from the administrator" (emphasis added),
- (c) the numerous promises and reassurances the Minister gave to Beechwood clients, before, during and after her taxpayer funded trip to the Cannes Film Festival, that they should stay calm, that they would be looked after, that they had not been forgotten, that this was exactly the situation her home warranty scheme was designed for, and more recently that things would "get sorted", and
- (d) news today that 580 Beechwood clients are being denied copyright on their plans, are not covered by private insurance and have been left completely in the lurch by Fair Trading Minister Linda Burney.

(Notice given 19 June 2008)

40. Mr Colless to move—

- 1. That this House notes an ongoing spate of vandalism attacks and anti-social behaviour in the Bathurst Electorate including:
 - (a) the Bathurst Carillon War Memorial being defaced with anti-war slogans immediately prior to ANZAC Day commemorations due to be held at the site in 2007,

- (b) ten separate incidents of vandalism on business premises in the Bathurst CBD from December 2007 to mid January 2008, as detailed in the Western Advocate on 17 January,
 - (c) the senseless destruction of Bathurst's Changi "Broken Blade" War memorial on Saturday 17 May this year,
 - (d) a vandalism rampage through Kelso Public School which left almost every classroom damaged, and included profanities being painted onto computer screens, furniture being upturned and paint and excrement being smeared around classrooms,
 - (e) ongoing problems of vandalism in the Kelso Estate with local residents regularly being harassed and having bricks thrown through their windows and fence panels kicked in, and
 - (f) a recent vandal attack which left a Lithgow service station with an estimated \$34,000 in damage.
2. That this House:
- (a) calls on the Government to detail what policing measures are currently in place to combat repeated incidences of vandalism and anti-social behaviour in the Bathurst Electorate, and
 - (b) outline any future policing initiatives being developed to stamp out vandal attacks.

(Notice given 24 June 2008)

41. Mr Harwin to move—

That leave be given to bring in a bill for an Act to provide for the scrutiny of, and guidelines for, government publicity which has or is likely to have the capacity to influence public support for a political party or for candidates for election to, or members of, Parliament; and for other purposes.

(Government Publicity Control Bill)

(Notice given 26 June 2008)

42. Dr Kaye to move—

1. That this House notes:
- (a) that a 2007 study conducted by Southampton University in the United Kingdom found that consumption of bright, artificial food colourings No. 102 tartrazine (lemon yellow), 104 quinoline yellow, 110 sunset yellow FCF, 122 carmoisine (red), 124 ponceau 4R (red), and 129 allura red AC had a "significantly adverse" impact on hyperactivity levels in children,
 - (b) that in July 2008 the European Parliament passed legislation that compels the labelling of products that contain any of these six artificial food colourings with the warning "may have an adverse effect on activity and attention in children",
 - (c) that the United Kingdom Food Standards Agency has called for manufacturers to voluntarily remove these six artificial food colourings from their products, and the United Kingdom branches of Nestlé and Cadbury-Schweppes have both taken action to remove these colourings from their sweets and replace them with suitable alternatives, and

- (d) that Australian children are being exposed to the dangers of the six artificial food colourings because of inaction by the Australia and New Zealand Food Regulation Ministerial Council which still permits the sale of food products containing these colourings in Australia.

2. That this House calls on:

- (a) the Government to ban the manufacture and sale of food in New South Wales that contains any of the artificial food colourings No. 102 tartrazine (lemon yellow), 104 quinoline yellow, 110 sunset yellow FCF, 122 carmoisine (red), 124 ponceau 4R (red), and 129 allura red AC, and
- (b) the Minister for Primary Industries and the Minister for Health to move at the Australia and New Zealand Food Regulation Ministerial Council for a national ban on the manufacture and sale of food that contains any of these six artificial food colourings.

(Notice given 23 September 2008)

43. Dr Kaye to move—

1. That this House notes:

- (a) mounting evidence that junk food advertising on television plays a significant role in accelerating childhood obesity,
- (b) calls by medical, consumer and parent groups for a ban on junk food advertising on television in peak viewing times for children,
- (c) the refusal of the Australia Communications and Media Authority to instigate a ban on junk food advertising,
- (d) the announcement by Queensland Premier Anna Bligh of plans to ban junk food advertising on television in peak viewing times for children, and
- (e) the legal advice Ms Bligh relied on to indicate that state governments have the power to instigate such bans in the absence of action by the Federal Government.

2. That this House calls on the Premier to follow the lead of the Queensland Government in moving to ban junk food advertising on television in peak viewing times for children.

(Notice given 23 September 2008)

44. Mr Cohen to move—

1. That this House notes:

- (a) that mercury and its compounds are highly toxic to ecosystems, wildlife populations and humans, especially to the developing nervous system,
- (b) that during five years of the life of a compact fluorescent light bulb (CFL) the electricity generated to power it will have led to smokestack emissions into the atmosphere of 2.4mg of mercury whereas over the same five year period the electricity consumed by incandescent bulbs will result in 10mg of mercury emissions,
- (c) that the New South Wales Greenhouse Gas Reduction Scheme (GGAS) has seen the distribution of 23 million CFLs under the scheme as of July 2008 and that the NSW Energy Efficiency Trading Scheme (“NEET Scheme”) is likely to ensure New South Wales households and businesses continue to install and use CFLs,

- (d) that 4mg of mercury contained in your average CFL can pollute 30,000L of water and vapours from the mercury in landfill released into the air causes wind and air pollution,
 - (e) that an estimated 99% of 50 – 70 million fluorescent tubes and bulbs consumed annually are currently being landfilled,
 - (f) that the United Nations Environmental Program (UNEP) Governing Council has established an ad hoc open-ended mercury working group to review and assess options for enhanced voluntary measures and new or existing legal instruments to reduce mercury risks,
 - (g) that with the Federal Department of the Environment, Water, Heritage and the Arts as the lead agency, the Environmental Protection Heritage Council (EPHC) is currently investigating the end-of-life management (disposal methods) of CFLs to identify the nature and extent of problems associated with landfill disposal of them,
 - (h) that lighting products were listed as a waste of concern in the 2004 New South Wales Extended Producer Responsibility (EPR) Priority Statements, fluorescent tubes were listed in the 2005-06 New South Wales EPR Priority Statement, but CFLs and fluorescent light bulbs were not listed in the New South Wales Extended Producer Responsibility Priority Statement 2007 as wastes of concern or a priority waste, and
 - (i) that despite the exponential growth of mercury containing fluorescent tubes and CFLs, there is still no industry scheme for recovery.
2. That this House calls on the Minister for Environment and Climate Change:
- (a) to release the EPHC report on end-of-life management for CFLs,
 - (b) to publicly consult on the terms of reference required for a rigorous and independent economic analysis of an EPR scheme for CFL and fluorescent light bulbs,
 - (c) to, on the basis of such consultation, commission an economic analysis of an EPR Scheme for CFL and fluorescent light bulbs, and
 - (d) if the economic analysis endorses the need for an EPR Scheme for CFL and fluorescent light bulbs, implement a regulation based EPR Scheme for CFL and fluorescent light bulbs in New South Wales.

(Notice given 24 September 2008)

45. Mr Lynn to move—

That this House:

- (a) acknowledges that the use of the M5 East Tunnel is a health hazard for motorcyclists,
- (b) acknowledges that motorcyclists can be trapped in the tunnel in the event of a traffic delay caused by the regular breakdown of computer systems,
- (c) recommends that health warning signs be erected at both entrances to the M5 East Tunnel to warn motorcyclists not to enter the tunnel during peak periods because of the amount of deadly toxins in the tunnel during these periods,
- (d) calls on the Government to acknowledge the daily gridlock on Camden Valley Way, Narellan Road, the M5 Motorway and the M5 East Tunnel,

- (e) calls on the Government to introduce measures to encourage commuters to ride motorcycles and scooters by reducing all tolls by 50 per cent for such vehicles.

(Notice given 25 September 2008)

46. Mr Veitch to move—

That this House:

- (a) acknowledges the significant contribution that foster carers make to the lives of vulnerable children in New South Wales,
- (b) acknowledges the significant personal sacrifice foster carers make when accepting children into their homes, and
- (c) welcomes the significant increase in funding to support the role foster carers play in the New South Wales child protection framework.

(Notice given 21 October 2008)

47. Mr Lynn to move—

That this House:

- (a) notes the release of Cabinet papers for 1975 that reveal Labor's objectionable policy in regard to offering safe haven for refugees from the Vietnam War,
- (b) notes the opposing comments by the then leader of the ACTU, Bob Hawke, on 28 November, 1977, when he said "Any sovereign nation has the right to determine how it will exercise its compassion and how it will increase its population",
- (c) notes the reason for then Prime Minister Gough Whitlam's objectionable opposition to providing safe haven for Vietnamese refugees was motivated by a policy of not upsetting the North Vietnamese communist government,
- (d) condemns Gough Whitlam for the dispatch of a cable to the Australian Embassy in Saigon which stated "Locally engaged embassy staff [he was referring to locally employed Vietnamese] are not to be regarded as endangered by their Australian embassy associations and therefore should not, repeat not, be granted entry to Australia.",
- (e) condemns Gough Whitlam for the objectionable handwritten note on an office file in the Cabinet Papers that instructed, "Do not accept that a person claiming to be a refugee is entitled to claim residence in Australia. War criminals from Baltic States and Yugoslavia, not from Vietnam.",
- (f) congratulates former Liberal Prime Minister Malcolm Fraser and the Liberal Government for reversing Labor's inhumane policies towards refugees from the Vietnam War and offering them safe haven in Australia,
- (g) notes that there would not be a Vietnamese community in Cabramatta if it were not for Malcolm Fraser and the Liberal Government, and
- (h) calls on Fairfield Council to rename Cabra-Vale Park as 'Malcolm Fraser Park' to honour the decision of Malcolm Fraser to allow refugees from the Vietnam War to settle in Australia.

(Notice given 22 October 2008)

48. Mr Lynn to move—

1. That this House condemns:
 - (a) the Government for neglecting the electorate of Cabramatta by allowing the former Member for Cabramatta, Reba Meagher to live in the distant seaside suburb of Coogee during her term of office, and
 - (b) the Mayor of Fairfield, Nick Lalich, for not calling the Government to account by demanding the Labor Government instruct their local Member to live in the electorate during the past 14 years.
2. That this House calls on the Government to action the concerns raised by the Liberal Candidate for the Cabramatta by-election, Dai Le, and address the issues that impact on the daily lives of Cabramatta residents, including:
 - (a) the development of adequate car parking facilities for commercial and private use,
 - (b) the development of a transport plan to address the issue of traffic congestion in the area,
 - (c) the development of an alternative plan for the South West Rail Link that does not include a physical barrier between east and west Cabramatta,
 - (d) the development of public toilet facilities that will be open beyond the current hours of 9.00 am to 5.00 pm,
 - (e) the development of a tourism plan that links Cabramatta's multicultural attractions to Sydney Harbour and the Blue Mountains for international visitors,
 - (f) the development of a park in honour of Malcolm Fraser who reversed Gough Whitlam's inhumane policies and provided safe haven for Vietnamese refugees from the Vietnam War,
 - (g) the development of interpretative memorials in the proposed 'Malcolm Fraser Park' that tell the diverse story of ethnic settlements in Cabramatta,
 - (h) the upgrade of Canley Vale and Cabramatta rail stations to the standard of other refurbished stations on the Sydney Rail Network, and
 - (i) the development of a beautification plan, which includes the upgrading and proper maintenance of local parks, to the same standard as other parks in the Sydney metropolitan area.

(Notice given 22 October 2008)

49. Ms Cusack to move—

1. That this House notes:
 - (a) that the New South Wales Branch of the Australian Labor Party has removed the Australian flag from its logo and replaced it with the Southern Cross, and
 - (b) that the ALP logo used on material distributed during the recent by-elections in Lakemba, Cabramatta and Ryde was a simple red cross box that did not even feature the Southern Cross.

2. That this House regrets the New South Wales Labor Party's decision to abandon our greatest and most loved symbol of democracy and political freedom, and strongly reaffirms its support for the national flag.

(Notice given 22 October 2008)

50. Mrs Pavey to move—

That this House notes:

- (a) that the organisation known as Country Labor is scheduled to conduct its annual meeting on 1 November 2008 in Port Macquarie,
- (b) that the ALP's or Country Labor's primary vote in the Port Macquarie by-election held on 18 October 2008 was zero,
- (c) that the ALP's or Country Labor's two-candidate preferred vote in that by-election was zero,
- (d) that the swing to or from Labor in the by-election was also zero,
- (e) that this sad and unfortunate result was due to the inability of the ALP and/or Country Labor to field any candidate in the by-election,
- (f) that the ALP's endorsed candidate for Lyne in the 2007 general election, Mr James Langley, resigned in disgust at the failure of his Party to field a candidate in Port Macquarie and then ran in Port Macquarie himself as an "Independent" but scored only 1571 votes, or 4.9% of the vote, and
- (g) that Country Labor's vacation of the field in the Port Macquarie by-election follows on its defeat by endorsed Nationals' candidates last year in both the inland Murray-Darling and coastal Tweed electorates and contrasts with the massive 23% swing to The Nationals endorsed candidate for Port Macquarie, Mrs Leslie Williams, in the recent by-election.

(Notice given 22 October 2008)

51. Ms Cusack to move—

That this House:

- (a) notes that during the period from 2005 to 2008, the Department of Housing made 46,404 applications to the Consumer Tenancy and Trader Tribunal against its own tenants,
- (b) notes that in 2005 the number of applications was 9,747 but that this grew to 14,649 in the 2008 year - an astonishing increase of 55% over the four year period,
- (c) notes that an examination of the Tribunal's applications concerning public housing reveals 96% of applications are made by the Department of Housing and only 4% are made by tenants,
- (d) notes that the Tribunal is substantially funded by interest earned on tenants bond money,
- (e) questions the fairness of tenants cross-subsidising the Department of Housing's relentless campaign of harassment against its own tenants, and
- (f) calls on the Government to review application fees for NSW Housing and require it to fully fund the costs of these mass eviction notices being issued against its own residents.

(Notice given 22 October 2008)

52. Mr Veitch to move—

That this House notes:

- (a) the public divisions within the State and Federal Coalition highlighted by the following:
 - (i) comments by Federal Member for Hume, Alby Schultz MHR, a member of the Liberal Party, in the Sydney Morning Herald on 20 October 2008: “the hypocrisy of the Nationals is breathtaking”, and “They [the Nationals] are the worst perpetrators of opportunistic politics of any political party in Australia”,
 - (ii) comments by National Party Leader, Andrew Stoner, in the Sydney Morning Herald on 20 October 2008: “the Liberal Party needed to control some of the Nat haters in the Liberal Party.”,
 - (iii) comments by Senator Ron Boswell to Senator Bill Heffernan during a Senate estimates hearing on 21 October 2008: “You start picking on the National Party and you’ll get it back in trucks”
 - (iv) comments by the National Party Leader, Andrew Stoner in the Sydney Morning Herald on 22 October 2008: “Mr Schulz is an idiot. He’s not acting in the best interest of the Coalition. If I had my way, I’d march him out at dawn, put a blind fold on him, and shoot him.”,
- (b) the public bickering amongst Coalition members over the Port Macquarie by-election result and the alleged interference in the by-election by Mr Schulz, Liberal Party Member for Hume, who actively campaigned on behalf of an independent candidate against the National Party candidate,
- (c) the very confusing Coalition arrangements across the nation:
 - (i) a Liberal National Party member as Leader of the Federal National Party,
 - (ii) a Country Liberal Party member as Deputy Leader of the Federal National Party,
 - (iii) a Liberal National Party member as Leader of the National Party in the Senate,
 - (iv) a National Party minister in a Labor State Government in South Australia,
 - (v) National Party Ministers in the Western Australia Government based upon an inequitable power-sharing agreement,
- (d) the confusion that the bickering and haphazard Coalition arrangements are causing and the reduction in the ability of the Coalition to act as a coherent opposition in New South Wales, and
- (e) the calls by Mr Schultz and others in the Liberal Party to end the confusion, end the charade, and for the National Party to merge with the Liberals.

(Notice given 23 October 2008)

53. Ms Voltz to move—

That this House:

- (a) notes that the Minister for Education and Training recently opened new facilities at Lane Cove Public School West, and
- (b) congratulates the State and Federal governments for their \$3.6 million investment in this school which has provided:
 - (i) a new administration and staff building,
 - (ii) a new classroom block containing six classrooms and student toilets, and
 - (iii) associated sitework, services and landscaping.

(Notice given 11 November 2008)

54. Mr Cohen to move—

That this House notes:

- (a) that in 2006, 11% of New South Wales greenhouse gas (GHG) emissions were attributable to agricultural practices and management,
- (b) that changes in tillage practices, paddock and livestock management and soil carbon sequestration capacity of land have the potential to deliver significant GHG emission reductions and enhance on-farm ecosystem services,
- (c) that investment by the Government in soil carbon sequestration quantification projects are inadequate and a percentage of funding for the Clean Coal Fund should be redirected into agricultural based emission reduction projects, and
- (d) that a voluntary offset market mechanism for agricultural based emission abatement and reduction projects, modelled on existing offset scheme methodologies, will give the agricultural sector incentives to start preparing for climate change impacts on agriculture.

(Notice given 13 November 2008)

*** 55. Environmental Planning and Assessment Amendment (Restoration of Community Participation) Bill 2008**—resumption of the adjourned debate (21 October 2009) of the question on the motion of Ms Hale: That this bill be now read a second time—Mr Harwin speaking (8 minutes remaining).

56. Mr Lynn to move—

1. That this House acknowledges the outstanding academic record of Hurlstone Agricultural High School in the field of agriculture over the past 101 years.
2. That this House notes the following factors in regard to the current agricultural and educational status of the school:
 - (a) there is no surplus land on the Hurlstone Agricultural High School farm as the entire farm is valued and used for educational and farming practices,
 - (b) the Hurlstone Farm is a vital resource for the quality teaching of agriculture,
 - (c) a wide range of plant and animal enterprises are maintained for students to observe and perform husbandry operations and enterprise management,
 - (d) a number of animals are required in each enterprise for a class of students to effectively participate in the practical experience of agriculture,
 - (e) sustainable and ethical practices are demonstrated and used that support productive and profitable agriculture, such as tillage and other practices,
 - (f) the Board of Studies agriculture curriculum states that for year 7 to 10 students, practical experience should occupy 50% of coursework and for year 11 to 12 students practical experience should occupy 30% of coursework, and
 - (g) the Hurlstone Farm is a valuable and necessary facility for students to complete this practical experience.
3. That this House notes that the Hurlstone Dairy Enterprise:
 - (a) is a commercial dairy that is vital to the practical component of the senior agriculture course, and also brings in \$100,000 annually,

- (b) allows year 11 and 12 students to study practical aspects of reproduction such as artificial insemination and embryo transfer, growth development, pest and disease control such as antibiotic treatment and vaccination, dipping and drenching, digestion and nutrition such as pasture/fodder, crop/feed supplements evaluation, machine milking and butter making,
 - (c) allows year 11 and 12 students to analyse farm performance and management records, regional performance data and feedback information on herd recording data,
 - (d) provides year 10 students with hands-on practical experience with drenching, vaccinating and milking dairy cattle,
 - (e) provides cows and heifers for the students to show at the Camden Show and Royal Easter Show and calves at the Ayshire Calf Day, and
 - (f) gives students the valuable opportunity to meet and work with other dairy producers.
4. That this House notes that:
- (a) 15 hectares of land that is now Hurlstone Agricultural High School is irrigated to grow crops such as oats, sorghum, maize and rye grass, which provides grazing, hay and silage for beef cattle, dairy cattle, sheep and goats,
 - (b) other paddocks provide grazing for sheep, cattle and goats,
 - (c) the farm allows year 11 and 12 students to study the practical aspects of pasture and crop establishment, use, maintenance and improvement,
 - (d) the farm allows year 11 and 12 students to examine sustainable versus non-sustainable practices such as soil preparation, pasture mulching, soil aeration, minimum tillage, and fodder conservation,
 - (e) the farm allows year 11 and 12 students to study soil science, including clay loam and analysis of texture, structure, fertility, organic matter content, acidity and soil profile, and
 - (f) Agricultural and Primary Industry students develop soil, plant and animal husbandry and handling skills.
5. That this House further notes that in regard to the Hurlstone Agricultural High School enterprises:
- (a) the beef cattle enterprise allows year 10 students to handle animals, drench, vaccinate and ear-tag,
 - (b) students prepare and break-in steers, usually after school hours, for a number of shows, including Hawkesbury Steer Show and the Dubbo National Steer Show,
 - (c) students observe artificial insemination of dairy and beef cattle,
 - (d) the sheep enterprise allows year 9 students to handle, drench, foot pare, mouth and vaccinate sheep,
 - (e) the goat enterprise allows year 10 students to handle, weigh, drench, vaccinate, foot pare and ear tag kids,
 - (f) the pig enterprise allows year 9 students to handle, weigh and give iron injections to piglets,
 - (g) the poultry enterprise allows students to observe different breeds and bird behaviour and monitor egg production, and

- (h) the potato enterprise allows year 10 students to prepare the soil, sow seed potatoes, carry out management operations and harvest the crop.
6. That this House notes that:
- (a) the recent objection to a proposal for an Islamic High School at Camden by the Department of Primary Industries was based on the importance of protecting prime agricultural land against development in the Sydney basin,
- (b) the proposed sale of 140 hectares of prime agricultural land at Hurlstone Agricultural High School is 26 times larger than the proposal at Camden which was rejected,
- (c) Hurlstone Agricultural High School provides a unique bridge in inter-cultural understanding between city and country as 87% of students are from non English speaking backgrounds and boarding students from rural New South Wales.
7. That this House calls on the Government to acknowledge the historical integrity of the school and its significant heritage value, and reverse its decision to sell off the land for development.

(Notice given 3 December 2008)

57. Miss Gardiner to move—

1. That this House notes that the Reports of the Special Commission of Inquiry into Acute Care Services in NSW Public Hospitals (Garling Reports) confirm that New South Wales public hospitals are in crisis.
2. That this House condemns the fourteen year old New South Wales Labor Government for taking the hospital system to the brink of collapse.

(Notice given 3 December 2008)

58. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to amend the Crimes Act 1900 to prohibit a person soliciting another for sexual gratification for payment.

(Crimes Amendment (Soliciting Sex for Payment) Bill)

(Notice given 3 March 2009)

59. Mr Gay to move—

That this House:

- (a) notes that the Greater Western Area Health Service has been unable to pay its bills, by the Government's own benchmark of 45 days, since August 2008,
- (b) notes that the Government has committed unreservedly to paying all outstanding creditor accounts immediately,
- (c) expresses concern at the hardship the Government has caused, through financial mismanagement, to small business and working families, and
- (d) calls on Premier Nathan Rees and Health Minister John Della Bosca to take personal responsibility for resolving all financial failings of the Greater Western Area Health Service.

(Notice given 3 March 2009)

- * **60. Crimes (Administration of Sentences) Amendment (Private Contractors) Bill 2009**—resumption of the adjourned debate of the question on the motion of Ms Hale: That this bill be now read a second time (5 calendar days from 5 March 2009)—Mr Harwin. (20 minutes)

61. Mr Cohen to move—

That leave be given to bring in a bill for an Act to restrict the supply of single-use plastic shopping bags.

(Plastic Shopping Bags (Waste Avoidance) Bill)

(Notice given 3 March 2009)

62. Ms Sharpe to move—

1. That this House welcomes the substantial funding being provided to schools in New South Wales as part of the Rudd Labor Government's "Building the Education Revolution Program".
2. That this House notes that the Federal Liberal and National parties opposed the "Building the Education Revolution Program".
3. That this House notes that the "Building the Education Revolution Program":
 - (a) comprises three programs:
 - (i) "Primary School for the 21st Century" that will fund halls and libraries, replace demountables and refurbish existing facilities,
 - (ii) "National School Pride" that will fund roof, sewer and power upgrades, works to improve access for students with special needs and other maintenance works not picked up by existing programs,
 - (iii) "Science and Language Centres for 21st Century Secondary Schools" that will fund new specialist science and language facilities, and
 - (b) builds on existing Rees Government programs including the \$2 billion "Building Better Schools" initiative and the \$150 million "Principal's Priority Building Program".
4. That this House congratulates the Rudd Government on its use of infrastructure funds to support jobs in the New South Wales' economy and investment in our future through our schools.

(Notice given 3 March 2009)

63. Ms Robertson to move—

1. That this House:
 - (a) congratulates the Nationals on the formation of the Wollondilly branch, and
 - (b) notes that the members of the branch are primarily disaffected Liberal Party members unhappy with the right wing takeover of the Liberal Party.
2. That this House:
 - (a) notes that the Honourable Charlie Lynn MLC was seen standing under a street light filming attendees at meetings of the abovementioned branch, and
 - (b) recommends that the Honourable Charlie Lynn MLC consider covert operations training as his actions were hardly discreet.

(Notice given 3 March 2009)

64. Ms Ficarra to move—

1. That this House notes with concern:
 - (a) that the Government owes over \$132 million to small businesses across the State in unpaid bills,
 - (b) that NSW Health Department figures reveal that 74,414 bills were unpaid for more than 45 days in seven area health services as at 31 December 2008,
 - (c) that the outstanding payment of bills is having an adverse impact on small business in New South Wales, and
 - (d) that the Government's failure to expeditiously pay bills could adversely affect the State's AAA credit rating.
2. That this House condemns the Government for its continued incompetence and mismanagement of the State's administration which has caused an adverse impact on small business in New South Wales.
3. That this House calls on the Government to adopt the Coalition policy which provides that:
 - (a) bills from small business suppliers with contracts of up to \$1 million will be paid within 30 days,
 - (b) failure to meet that benchmark will result in penalty interest being paid to the creditor,
 - (c) all agencies are to provide quarterly reports about their payment performance with results to be posted on the Department of Commerce website, and
 - (d) the Auditor General is to undertake compliance audits of payment systems across government to ensure agencies meet the new on-time bill payment policy.

(Notice given 3 March 2009)

65. Mr Cohen to move—

That leave be given to bring in a bill for an Act to amend the Gene Technology (GM Crop Moratorium) Act 2003 to impose liability in tort for harm caused by certain genetically engineered organisms.

(Gene Technology (GM Crop Moratorium) Amendment (Right to Damages) Bill)

(Notice given 3 March 2009)

66. Ms Ficarra to move—

1. That this House notes with concern:
 - (a) that Premier Rees has admitted that the State's budget is likely to go into further deficit,
 - (b) that New South Wales' AAA credit rating is at risk because of the Government's continued incompetence and mismanagement,
 - (c) that a credit rating fall will result in additional costs to taxpayers in funding any major infrastructure projects and indeed may now make future funding impossible, and
 - (d) that the Government's mismanagement puts at risk the development and building of essential future infrastructure.

2. That this House condemns the Government for its continued incompetence and mismanagement of New South Wales.
3. That this House calls on the Premier, Nathan Rees, and the Treasurer, Eric Roozendaal, to resign.

(Notice given 3 March 2009)

67. Dr Kaye to move—

1. That this House notes that:
 - (a) special examination provisions are an important mechanism to remove some of the barriers faced by Higher School Certificate (HSC) students with special needs,
 - (b) the proportion of 2008 HSC students receiving special provisions at 25 elite private schools was twice the state wide average,
 - (c) one of these wealthy private schools obtained additional reading time and other advantages for almost 30 per cent of its students,
 - (d) consultants commissioned by the NSW Board of Studies failed to investigate systematic roting of the special provisions by individual private schools, and
 - (e) students sitting for the 2009 HSC will face the same level of systematic roting of the special provisions by a small number of elite private schools.
2. That this House calls on the Minister for Education and Training and the Board of Studies to immediately reform the system of special provisions to ensure that no school can obtain unfair advantages for students who do not have genuine special needs, including:
 - (a) a thorough audit of any school that submits applications for more than twice the state-wide average, including the Board sending its own medical investigators to examine each applicant,
 - (b) a thorough audit of clinics, medical practices and other medical professionals that have supplied an unusually high proportion of certificates in support of special provisions applications, and
 - (c) an independent inquiry to examine the historical record of special provisions applications from 2005 to 2008 with particular emphasis on:
 - (i) schools which are significantly above or below the state average,
 - (ii) identifying and analysing trends in the categories of special provisions applied for and granted,
 - (iii) identifying clinics/medical practices that specialise in special provisions applications,
 - (iv) identifying the strengths and any weaknesses of the School Certificate and Higher School Certificate Special Examination Provisions policy with particular reference to the appropriateness of course selection for students seeking special provisions for learning difficulties and the required documentation to establish illegible handwriting as a learning difficulty, and
 - (v) the adequacy of the Board of Studies' administrative system to monitor the use of special provisions by individual schools and school systems.

(Notice given 3 March 2009)

68. Mrs Pavey to move—

That this House:

- (a) notes the recent disbandment of the Shipley Rural Fire Service (RFS) in the Blue Mountains,
- (b) expresses some concern that there are 40 fire fighter volunteers at Shipley RFS with 400 years combined experience wanting to fight fires, who are now without a brigade,
- (c) notes that the Blue Mountains Council is refusing to cut down the trees needed to re-occupy the existing station and will not provide land for a new station,
- (d) expresses some concern that the local RFS will not allow them to build a new station and that their equipment has been resumed by the Blue Mountains District RFS, and
- (e) expresses concern that this may lead to a lack of hazard reduction measures, which may have a devastating impact upon the region if bushfires were to ignite.

(Notice given 4 March 2009)

69. Mr Lynn to move—

1. That this House notes that:

- (a) the lack of an adequate car park in Cabramatta is a major issue concerning residents, business people and visitors to this vibrant community in south west Sydney,
- (b) Cabramatta voters were denied effective local representation in Parliament because this Government allowed Reba Meagher to live in the distant seaside resort of Coogee for more than a decade, rather than live in her Western Sydney electorate,
- (c) the current Mayor of Fairfield, Nick Lalich, did not make any demands for Reba Meagher to live in her electorate during his eight year term in office,
- (d) the central business district of Cabramatta is located within the Fairfield local government area,
- (e) the Mayor of Fairfield, Nick Lalich, has not made any representations to build any new car park in Cabramatta at any time over the past eight years, and
- (f) there is no provision in the current budget to plan or build a car park in Cabramatta.

2. That this House congratulates Dai Le for her ability to represent the people of Cabramatta at the recent by-election and for initiating a campaign to have a car park built in Cabramatta.

3. That this House acknowledges that the Government does not have the money or the will to build a car park in Cabramatta.

4. That this House calls on the Federal Government to provide \$5 million from its stimulus package to invest in the construction of a car park in Cabramatta to meet the needs of the residential and business community, and to encourage more tourism in the area.

(Notice given 4 March 2009)

70. Mr Lynn to move—

1. That this House congratulates the Community Relations Advisor for the Liberal Party, Dai Le, for her initiative in co-ordinating the results of the ethnic communities' response to the Victorian Bushfire Appeal.
2. That this House congratulates the following communities for their generosity in assisting our Victorian brothers and sisters in their hour of need:
 - (a) the Vietnamese community which raised over \$1 million through Vietnamese community language radios such as SBS and 2VNR,
 - (b) the young Vietnamese-Australians who donated their "lucky money" received during New Year celebrations on 26 January,
 - (c) the Jewish community which raised over \$300,000 including donations from individuals in Israel, Italy, the United States of America, Canada and New Zealand,
 - (d) the Arabic community which donated in excess of \$300,000,
 - (e) the Chinese community which raised over \$1 million through the Australian Chinese Charity Foundation, Lions and the Peaceful Reunification of China, and
 - (f) the Indian community who advised they are raising funds for bushfire victims.
3. That this House acknowledges the spirit of the ethnic communities, demonstrated by one eight year old Vietnamese girl who rang into a community radio and said she would like to donate her \$20 "lucky money" for the people of Victoria and by a member of the Jewish community in New Orleans who survived Hurricane Katrina and felt grateful to be able to return the favour they received from the international community during their hour of need.

(Notice given 5 March 2009)

71. Ms Westwood to move—

That this House:

- (a) applauds the Rees Labor Government's commitment to providing a major boost to jobs for young people by announcing 6,000 new government apprenticeships and cadetships over the next four years, and
- (b) acknowledges the Rees Labor Government's leadership during this severe global economic downturn by providing these new jobs and training places within government, by providing career opportunities for many young people and thus stimulating the New South Wales economy.

(Notice given 5 March 2009)

72. Ms Westwood to move—

That this House:

- (a) applauds the opening of the \$12 million Bernie Banton Centre for asbestos research located in the Concord Hospital Research and Education Precinct,
- (b) commends the Rees Labor Government for its ongoing commitment to the prevention, improvement in early diagnosis and treatment of asbestos related disease, and

- (c) acknowledges the great contribution made by the Australian trade union movement in highlighting the danger of asbestos and pursuing justice for those suffering asbestos related diseases.

(Notice given 5 March 2009)

73. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to amend the Summary Offences Act 1988 to prohibit nudity in public places; and to amend the Local Government Act 1993 to restrict the beaches on which nudity is permitted.

(Summary Offences and Local Government Legislation Amendment (Prohibition of Nudity in Public Places) Bill)

(Notice given 10 March 2009)

74. Ms Ficarra to move—

1. That this House notes with concern that:

- (a) 100 beds at Westmead Hospital have been closed,
- (b) elective surgery has been cancelled,
- (c) 1,027 people are waiting for surgery at Westmead Hospital, an increase despite an injection of Federal funds that was supposed to reduce such waiting lists,
- (d) patients are waiting longer for their treatment, adversely affecting their physical and mental wellbeing, as well as very often their employment,
- (e) Westmead Hospital should be the jewel in the New South Wales health system's crown but only continues to function due to the dedication of the health professionals and volunteers working there,
- (f) several hospitals in Sydney West Area Health Service, including Nepean and Westmead, will have elective surgery cut or reduced from 20 April to 18 May as administrators face budgetary problems,
- (g) casual nursing shifts at Royal Prince Alfred, Liverpool, Concord and Canterbury hospitals have been cut to six hours to reduce costs,
- (h) the shallowness of Premier Rees's promise in his disastrous mini-budget that no frontline service would be cut, and
- (i) the ever-growing bureaucracy continues to grow at the expense of frontline positions.

2. That this House condemns the Government:

- (a) for its failure to properly manage the New South Wales health system, particularly financial management and bill payment,
- (b) for its increased bureaucracy in the area health service structure which has had an adverse impact on local communities, patients and health care professionals, and
- (c) for its failure to hold accountable the area health service bureaucracy.

(Notice given 10 March 2009)

75. Miss Gardiner to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody or control of the Minister for Roads or the Roads and Traffic Authority:

- (a) any document that details the results or findings of the Sideways-force Coefficient Routine Investigation Machine (SCRIM) testing along the Pacific Highway at Sexton Hill undertaken on 11 April 2008,
- (b) any document that details the results or findings of the annual SCRIM testing along the Pacific Highway at Sexton Hill for the years 2004, 2005, 2006 and 2007, and
- (c) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 12 March 2009)

76. Mr Colless to move—

1. That this House notes that there is a need to amend the Food Standards Code to require that labelling on food packaged for sale in Australia should contain details of artificially produced trans fatty acids.
2. That labelling on food packaged for sale in Australia that contains artificially produced trans fatty acids should:
 - (a) indicate that the food contains trans fatty acids in the statement of ingredients required by the Food Standards Code,
 - (b) provide information on the trans fatty acids separate to other fats in the food on the nutrition information panel required by the Food Standards Code, and
 - (c) contain a warning that the consumption of trans fatty acids is a health hazard.
3. That this House calls on the Minister for Primary Industries and the Minister for Health:
 - (a) to introduce a resolution for consideration by the Australia and New Zealand Food Regulation Ministerial Council to initiate amendments to the Food Standards Code that contain proposals as noted in (2) above, and
 - (b) to make representations to the Federal Government to introduce legislation prohibiting the importation of food into Australia that does not comply with (2) above.

(Notice given 12 March 2009)

77. Mr Gallacher to move—

That this House:

- (a) notes with concern the escalating violence being committed by members of outlaw motorcycle gangs in New South Wales, and
- (b) condemns the failure of the State Labor Government to address this violence.

(Notice given 24 March 2009)

78. Ms Westwood to move—

That this House:

- (a) congratulates Anna Bligh and the Queensland Labor Government on their re-election for an historic fifth term,
- (b) notes the significance of Anna Bligh's achievement as the first Australian woman to be elected the Premier of a State, and
- (c) notes the increasing number of women holding senior cabinet positions throughout Australian governments, particularly Labor governments.

(Notice given 24 March 2009)

79. Mr Gallacher to move—

1. That this House notes that:

- (a) at its peak in 2003, the New South Wales Police Force had 15,168 sworn police officers and, as of 30 November 2008, there were 15,354 sworn officers, an increase of just 186 officers,
- (b) 56 of the 80 Local Area Commands have less officers than they did at their peak in 2003, including the commands at Botany Bay, City Central, Surry Hills, Harbourside, Kings Cross, The Rocks, Newtown and North Shore, all of which may need to be drawn upon in the unfortunate event of a serious security incident in Sydney's central business district, and
- (c) 40 of the Local Area Commands have less police officers than they are currently authorised to have.

2. That this House expresses its dissatisfaction with the Government's delivery of police resources to our community.

(Notice given 24 March 2009)

80. Miss Gardiner to move—

That this House:

- (a) notes that 17 May 2009 is the fifth anniversary of the Government's axing of the Casino to Murwillumbah rail service,
- (b) urges the Government to allocate funds in the 2009-2010 Budget to introduce commuter rail services on the line, and
- (c) urges the Government to speedily identify and reserve a rail corridor so that the missing link can be built to Queensland's proposed railway station at the Gold Coast airport.

(Notice given 24 March 2009)

81. Mr Lynn to move—

1. That this House notes:

- (a) the failure of the Rees Government to deliver a single commuter car park in south-western Sydney despite putting \$56 million aside in last year's mini-budget,
 - (b) that car parks identified to get a slice of the \$56 million include Waterfall, Ourimbah, Berowra, Woonona, Katoomba, Campbelltown, Wollongong, Helensburg, Emu Plains, Quakers Hill and Macarthur,
 - (c) that Cabramatta has been specifically excluded from receiving any funds for a new car park,
 - (d) that the reason for the exclusion of a car park for Cabramatta is related to a report published in the 'Fairfield Advance' on 8 August 2007 where the Mayor of Fairfield and now member for Cabramatta, Nick Lalich, publicly humiliated Cabramatta business owners by branding them as "selfish" for wanting more car parking to allow customers access to their business precinct,
 - (e) that Mr Lalich has never refuted or challenged the report published in the newspaper,
 - (f) the lack of planned infrastructure in Cabramatta is due to ineffective representation in government from the time the local Labor member, Reba Meagher, moved her residence to the distant seaside resort city of Coojee,
 - (g) the ongoing tireless work of former Liberal Candidate for the seat of Cabramatta, Dai Le, in campaigning for a new car park in Cabramatta by starting a petition on 23 February 2009 and collecting over 600 signatures, and
 - (h) the blatant hypocrisy of Nick Lalich in shadowing Dai Le and copying her petition after publicly branding Cabramatta business owners as being selfish for wanting a car park.
2. That this House calls on Premier Rees to acknowledge that Cabramatta is now a marginal seat and calls on him to ignore the advice of Nick Lalich and reverse the Treasurer's decision to exclude this vibrant city from the list of areas to receive funding for a car park.
 3. That this House congratulates Dai Le for her ongoing campaign to ensure the residents get a better deal from the State Government.

(Notice given 26 March 2009)

82. Mr Gallacher to move—

That this House notes that the Government has failed to adopt the NSW Liberal/Nationals policy of mandatory life sentences for those convicted of murdering a police officer.

(Notice given 31 March 2009)

83. Mr Clarke to move—

1. That this House:
 - (a) notes the claim by the Honourable Christine Robertson in the House on 1 April 2009 that police in the Quakers Hill Local Area Command had an authorised strength of 66 officers in November 2004 and now the number stands at 103,
 - (b) notes with alarm that, on 26 March 2009, Quakers Hill Police Station was closed due to a lack of police to meet their first response agreement, the closure occurring only a few hours before a drive by shooting in Beaumont Hills to which Quakers Hill Police Station was the closest police station to the site of the shooting,

- (c) notes that, according to the latest figures on the NSW Police Force website, the number of actual police at the Quakers Hill Local Area Command has decreased from 115 in December 2003 to 104 in November 2008, despite a substantial population increase in the area over that time,
 - (d) notes that local area commands did not exist in 1994 as predicated by the Honourable Christine Robertson, rather police patrols were in place,
 - (e) notes that in 1994 there were 165 police patrols and today there are 80 Local Area Commands,
 - (f) notes that the Honourable Christine Robertson is comparing police numbers in police patrols against police numbers in local area commands which is akin to comparing apples with oranges, or in Labor parlance “Terrigals” with “Trogloodytes” or as has become the norm of late, “Sensibles” with “Terrigals”, and
 - (g) notes that between 1995 when the State Labor Government came to power and 2007, which is the latest of the full year figures, the Bureau of Crime Statistics and Research shows that in outer Western Sydney, a region covering the Blue Mountains, Hawkesbury and Penrith local government areas, assaults have increased by 102.6%, sexual assaults by 76.6%, robbery with a weapon by 61.2% and robbery with a weapon not a firearm 117.5%.
2. That this House condemns the Government for its failure to maintain police numbers in New South Wales at levels high enough to adequately protect the citizens of New South Wales.
 3. That this House condemns the Government for its manipulation of crime and police statistics to meet its political ends.

(Notice given 2 April 2009)

84. Ms Robertson to move—

That this House:

- (a) challenges the State Opposition to clarify for the people of New South Wales how their economic plans to cut revenue, increase spending whilst ensuring “expense growth will be less than, or equal to, revenue growth” is fiscally possible,
- (b) calls on the Opposition to identify which services and jobs will be cut to maintain their impossible fiscal strategy, and
- (c) calls on the Nationals to explain how rural and regional New South Wales will be assisted by their opposition to the Rees Government’s stimulus package, which includes new apprenticeships, infrastructure spending worth \$56 billion and faster planning approvals amongst a range of achievable strategies that will create jobs.

(Notice given 2 April 2009)

85. Mr Gay to move—

That, under standing order 52, there be laid upon the table of the House within 24 hours from the passing of this resolution the report of the Ombudsman into a complaint raised by The Daily Telegraph about the way the Roads and Traffic Authority handled simple freedom of information requests for data on travel times and potholes, in the possession, custody or control of the Premier, or the Department of Premier and Cabinet, and any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 2 April 2009)

86. Mr Cohen to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody or control of the Premier, the Department of Premier and Cabinet, the Minister for Aboriginal Affairs or the Department of Aboriginal Affairs:

- (a) any report, created since January 2008, on the New South Wales Aboriginal Trust Fund Repayment Scheme authored by a member, or members, of the scheme's Indigenous advisory panel, and
- (b) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 5 May 2009)

87. Mr Lynn to move—

That this House:

- (a) supports the need for a multi-storey carpark in Hughes Street, on the western side of the railway line, in the Cabramatta central business district,
- (b) congratulates the organisers of a community rally, Dr Thomas Diep and his wife Maria Diep, in support of a carpark in Hughes Street on Saturday 2 May 2009,
- (c) acknowledges the Cabramatta Business Association, under the stewardship of Dr Thomas Diep and Mr Keith Hewlatt and the many other dedicated members, for their ongoing efforts to obtain a better deal for Cabramatta,
- (d) condemns the decision of Fairfield Mayor and Cabramatta MP, Nick Lalich, to deploy council rangers to enter shops in the Cabramatta central business district and order the removal of signs supporting the rally,
- (e) calls on Fairfield Mayor and Cabramatta MP, Nick Lalich, to respect the democratic right of Cabramatta business owners and managers to conduct a peaceful rally for a carpark in the central business district and instruct his council rangers to desist from any further intimidatory practices against them,
- (f) notes the failure of the former member for Cabramatta, Reba Meagher, and the Mayor of Fairfield, Nick Lalich, to support the construction of a carpark for the Cabramatta central business district over the past eight years,
- (g) congratulates the Liberal candidate, Dai Le, for making Cabramatta a marginal seat and forcing the State and Federal governments to finally address the need for a carpark in the Cabramatta central business district,
- (h) notes the State and Federal Labor governments now plan a political quick-fix to the issue by approving \$5.6 million of taxpayers' money on a "white elephant" carpark on the eastern side of the railway line in Fisher Street,
- (i) notes that elderly shoppers will have to carry their bags approximately half a kilometre from the shops to Labor's proposed "white elephant" carpark,
- (j) calls on the State and Federal governments to abandon this political quick-fix and allocate the funds to a carpark that meets the needs of shoppers and visitors to the Cabramatta central business district in Fisher Street, and

- (k) notes that the irresponsible expenditure of millions of dollars of taxpayers funds in the midst of a global financial crisis is a wanton act of political and economic recklessness.

(Notice given 7 May 2009)

88. Mr Harwin to move—

1. That this House commends the Waverley Action for Youth Services (WAYS) for delivering specialist employment and related services to disadvantaged young people in Sydney's Eastern Suburbs over the past 16 years.
2. That this House notes that WAYS:
 - (a) is a community-based organisation with offices located in Redfern, Maroubra, Bondi Junction and Double Bay,
 - (b) employs 46 permanent full-time and part-time staff,
 - (c) is one of the largest community-based not-for-profit youth organisations in New South Wales,
 - (d) offers a holistic approach to youth employment services, integrating job placement programs with programs concerned with skills training, counselling, alcohol and drug use, gambling, sexual health, homelessness and mental health issues, and
 - (e) has consistently ranked in the top 20 per cent of youth employment service providers in Australia.
3. That this House condemns the Federal Labor Government for cutting \$1.8 million in funding from WAYS which will result in:
 - (a) the axing of youth employment programs at a time of rising youth unemployment,
 - (b) the reduction of other youth outreach services aimed at reducing anti-social behaviour, preventing drug and alcohol abuse and re-engaging disadvantaged youth with education and training,
 - (c) the loss of at least 25 full-time jobs and nine casual positions,
 - (d) the closure of two WAYS offices in Maroubra and Redfern, and
 - (e) the reduction of the WAYS Youth Centre's operating hours from five days per week to four days per week.
4. That this House notes the support for WAYS demonstrated at community rallies held on Wednesday 6 May and Friday 8 May 2009 in protest against the funding cut.
5. That this House calls on the Rees Labor Government to lobby the Federal Government for the funding of WAYS to be immediately restored.

(Notice given 12 May 2009)

89. Mr Pearce to move—

That this House:

- (a) notes, with extreme concern, the continuing decline in building approvals which, in the quarter expiring March 2009, saw New South Wales building approvals fall to a paltry 1,618 compared to 3,958 in Victoria, and
- (b) calls on the Rees Labor Government to immediately reverse its anti-business and anti-housing development policies and provide instead a positive environment for business and development in this State and support for economic growth.

(Notice given 12 May 2009)

90. Mrs Pavey to move—

That this House notes:

- (a) that this week, from 11 to 17 May, is National Volunteer Week (NVW) which is the largest celebration of volunteers and volunteerism in Australia, and provides an opportunity to highlight the role of volunteers in our communities and to say thank you to the more than five million Australians who volunteer,
- (b) that Australian volunteers are essential to society and they contribute more than 700 million hours of community service to so many areas of society, including community health care, heritage and arts, environment conservation, education, social justice, sports and emergency services,
- (c) the tireless efforts of the volunteers under the Emergency Services agencies, including the NSW Rural Fire Service, the NSW Fire Brigade, NSW State Emergency Services, Volunteer Coast Guard, Volunteer Coastal Patrol, Volunteer Rescue Association, Surf Life Saving Australia and many people across New South Wales in rescue organisations,
- (d) that the 5.4 million adults (34% of the population) who carry out voluntary work each year are everyday people who make an extraordinary contribution, and
- (e) that the volunteer rate is higher outside of capital cities (32% to 38%), reflecting the commitment of our rural and regional communities who are so dedicated to helping make our State a safer place to live.

(Notice given 12 May 2009)

91. Mr Pearce to move—

That this House:

- (a) notes, with extreme concern, the continuing decline in employment in the Illawarra which, in the quarter expiring March 2009, saw the number of people employed in the Illawarra fall from 195,300 in September 2008 to 180,800, a loss of 14,500 jobs or 70 per day, and
- (b) calls on the Rees Labor Government to immediately reverse its anti-business and anti-development policies and provide instead a positive environment for business and development in this State and support for economic growth, particularly in the Illawarra.

(Notice given 12 May 2009)

92. Ms Westwood to move—

That this House:

- (a) commends the Rudd Labor Government for its historic decision in the 2009-10 Federal Budget to introduce a government funded paid parental leave scheme for Australian families, and
- (b) notes the benefits the scheme will bring mothers and babies, working families, employers and the broader community.

(Notice given 14 May 2009)

93. Ms Ficarra to move—

1. That this House notes with concern that:
 - (a) due to Labor Premier Nathan Rees' fractured relationship with Labor Prime Minister, Kevin Rudd, and the incompetent submission made by this Government to Infrastructure Australia, out of the \$8.45 billion for road, rail and port projects, Sydney has only received \$91 million for a feasibility study into the Western metro—just one per cent of the total pool of national funding,
 - (b) the Rees Labor Government's Infrastructure Australia submission was criticised for its lack of detail,
 - (c) there is not one piece of bitumen or one piece of railway track for Sydney out of the Federal Budget,
 - (d) the Prime Minister, Kevin Rudd, has no confidence in Nathan Rees' ability to deliver infrastructure, and this Labor Government's incompetence has cost Sydney its fair share of infrastructure funding, and
 - (e) over 14 years, State Labor has shown it is incapable of delivering major infrastructure projects on time or on budget justifying such a lack of confidence in the Government by Prime Minister Kevin Rudd.
2. That this House condemns the Premier, Nathan Rees, and this Labor Government for its continued incompetence and mismanagement that continues to adversely affect the people of New South Wales.

(Notice given 14 May 2009)

94. Mr Khan to move—

That this House:

- (a) notes that the Keepit Dam on the Namoi River near Gunnedah does not meet modern dam safety requirements for extreme floods and earthquakes,
- (b) notes that the New South Wales Dams Safety Committee requires State Water to undertake a safety upgrade of Keepit Dam to comply with current safety requirements,
- (c) notes that this process has been going on since 1997 and that interim works were completed in March 2003,
- (d) condemns the Rees State Labor Government cabinet for its delay in approving the funds for Keepit Dam safety upgrade,
- (e) condemns the Rees State Labor Government for its failure to progress vital water infrastructure in the region including the Keepit Dam Safety Upgrade and the augmentation of the Chaffey Dam, and

- (f) calls on the Rees State Labor Government to commence construction of the safety upgrade of the Keepit Dam.

(Notice given 2 June 2009)

95. Mr Ajaka to move—

That this House:

- (a) notes the Rees Labor Government's rejection of 44 of the 45 recommendations made by General Purpose Standing Committee No. 2 in its Report No. 27 of October 2008, entitled 'The management and operations of the Ambulance Service of NSW',
- (b) condemns, in particular, the rejection of Recommendation No. 37 'that the Ambulance Service of NSW provide a dedicated ambulance service in Bundeena consisting of an ambulance station or a car stationed with 24 hour rostered cover', and
- (c) calls on the Minister for Health to prioritise the health and safety of the residents of Bundeena and Maianbar, specifically by providing adequate ambulance station infrastructure, vehicles and on-call paramedics, as recommended by the committee.

(Notice given 2 June 2009)

96. Mr Lynn to move—

1. That this House notes the following statement by the Mayor of Fairfield and member for Cabramatta, Nick Lalich, published in the Fairfield Champion on 29 May 2009:

"I did not call the police. The police rang us and said that there was a group of people that had been causing trouble at meetings in the last few months, were planning a protest and could they help. The protesters didn't go to the local police to ask to do the protest. They went to the Police Commissioner because they know the Police Commissioner and they knew the commissioner would give them permission. These protesters are all the normal people who make trouble who didn't have tape over their mouths, not the 'silent protesters'.

That information was conveyed to the local command that rang us and told us they had heard there could be trouble at the meeting. I gagged only the people who I knew had caused problems in the past. We got abuse hurled from the gallery from the protesters not the 'silent majority' protesters."

2. That this House notes the following statement by Fairfield Local Area Commander, Inspector Jason Donald, "Police were informed about the silent protest planned for last Tuesday night's council meeting on Friday 22 May by the protest organiser" and the police told council's general manager, who had already been informed, that the protest would take place.
3. That this House notes Inspector Jason Donald stated, "The Mayor then requested the police presence in order to keep the peace on the night."
4. That this House calls on the Mayor of Fairfield and member for Cabramatta, Nick Lalich, to admit that he misled the Fairfield Champion because, according to Inspector Donald, Mayor Lalich personally requested the police to attend the Fairfield City Council meeting on Tuesday 19 May 2009.
5. That this House calls on the Mayor of Fairfield and member for Cabramatta, Nick Lalich, to apologise to the Police Commissioner, Andrew Scipione, for questioning his integrity.

(Notice given 3 June 2009)

97. Mr Ajaka to move—

That this House:

- (a) notes that full-time domestic tertiary students who are in paid part-time employment, or otherwise receiving an income, are ineligible for a New South Wales public transport concession, and
- (b) calls on the Rees Labor Government to:
 - (i) support full-time domestic tertiary students undertaking part-time work,
 - (ii) encourage students to use public transport, and
 - (iii) alleviate a significant financial burden on students,

by extending public transport concession entitlements to such students.

(Notice given 3 June 2009)

98. Mr Colless to move—

1. That this House:

- (a) recognises the value of manufacturing and agricultural output from the Central West region of New South Wales, and acknowledges the importance of transporting these goods and produce to markets in metropolitan New South Wales and export ports west of the Blue Mountains,
- (b) further recognises the extreme strain already being placed on the overburdened Great Western Highway as the primary roadway over the Blue Mountains, and its inability to handle the most effective means of road transport, B-double semi-trailers,
- (c) acknowledges that the Great Western Highway as the most dangerous stretch of road in New South Wales and the excessive number of speed zone changes across its length pose a further hazard and inconvenience to drivers, and
- (d) recognises the vital importance of an improved roadway across the Blue Mountains in boosting the economic development and jobs growth of communities throughout the State's Central West.

2. That this House condemns the Rees Labor Government and rookie Roads Minister Michael Daley's failure to provide a single cent to the most important piece of infrastructure to the people of central western New South Wales, the Bells Line Expressway, in the recently leaked roads budget.

3. That this House acknowledges the enormous weight of support for this project by transport industry groups and local government bodies including the NRMA, the Long Distance Road Haulage Association, the Central West Regional Organisation of Councils (CENTROC) group of councils and regional chambers of commerce, among many others.

4. That this House notes:

- (a) the extensive studies already conducted into the future transport needs of the Central West, including studies by the Roads and Traffic Authority which have already identified four potential routes for the Bells Line Expressway across the Blue Mountains, with one already identified as the preferred route, and

- (b) the member for Bathurst is a member of the Bell's Line Expressway Board and his impotency in securing funding for the Bells Line Expressway in the 2009-2010 NSW Budget.

(Notice given 4 June 2009)

99. Ms Parker to move—

That this House:

- (a) notes that 34 fire stations in New South Wales could be closed down due to a State Government order regarding minimum staffing numbers of retained fire fighters,
- (b) notes that 13 fire stations in the Hunter may be taken offline, including Morpeth, Telarah and Kurri Kurri fire stations, due to the Government's imposed order,
- (c) notes that the closure of fire stations in New South Wales began in October last year, including Morpeth fire station which was closed during the warm spring and summer months of October, November and December because it failed to meet staffing requirements of four available fire fighters at any one time,
- (d) condemns the Government for closing fire stations around the State during summer months, when there is an increased need for protection from fires for homes and businesses,
- (e) further condemns the Government for failing to recruit fire fighters in regional areas to meet their requirement of minimum staffing numbers, and
- (f) calls on the Government to support fire stations in regional areas, by adequately resourcing and recruiting staff to all stations, which provide a vital service to their local communities.

(Notice given 16 June 2009)

100. Mr Mason-Cox to move—

That this House:

- (a) notes the feeble economic assumptions that underpin the New South Wales Labor Government's 2009-2010 budget projections for revenue and expenses over the forward estimates period,
- (b) notes the blow-out in the 2009-2010 budget's underlying deficit camouflaged by the Federal Government's funding under its Nation Building program,
- (c) notes the myriad of expense blow-outs and infrastructure delays in the 2009-2010 budget,
- (d) notes the alarming blow-out in the State's debt position as a result of the Government's economic incompetence,
- (e) calls on the Treasurer and the New South Wales Labor Government to accept responsibility for New South Wales' appalling budgetary position rather than continuing to blame the global financial crisis,
- (f) nominates the 2009-2010 budget for this year's Booker Prize as a work of fiction, particularly in respect of its lack of any believable pathways back to surplus, and
- (g) condemns the New South Wales Labor Government for again failing the people of New South Wales with its 2009-2010 budget.

(Notice given 16 June 2009)

101. Ms Ficarra to move—

1. That this House notes with concern the answer from the Minister for Education and Training to question on notice No. 2762 asked in the Legislative Council on 3 March 2009 by the Honourable Marie Ficarra MLC that indicates that Cranebrook High School is not scheduled by the Department of Education and Training to have a security fence erected in 2009-10.
2. That this House calls on the Government to:
 - (a) immediately install an appropriate security fence at Cranebrook High School in consultation with the School Principal, staff and the school's Parents and Citizens Association,
 - (b) acknowledge the strong advocacy provided by the former Principal, Mr Keith Miles, and current Principal, Ms Deb Summerhayes, in making regular and repeated requests to the Department of Education and Training and their local Labor member for the provision of improved security along the back perimeter of the school,
 - (c) respond to the vast number of local citizens who have attended school security-related meetings, signed petitions and made representations on the matter from the suburbs of Cranebrook, Glenmore Park, Kingswood, Lapstone, Werrington County, Winmalee, Llandilo and Glenbrook, and
 - (d) acknowledge and take immediate action to avoid reoccurrence of the unacceptable behaviour occurring at Cranebrook High School with seven attacks taking place out of school hours since late 2007, resulting in the death and torture of school animals, damage to agricultural and garden plots along with excessive graffiti.

(Notice given 16 June 2009)

102. Ms Ficarra to move—

1. That this House notes:
 - (a) plans by Unions NSW to campaign in and around New South Wales schools to recruit members,
 - (b) plans by Unions NSW to distribute campaign material in and around New South Wales schools,
 - (c) that lectures on workers' rights and the role of unions to be built into the curriculum in subjects such as business studies, careers education, vocational work placements and the School to Work program could amount to political partisanship in schools,
 - (d) that schools should be free from attempts to politicise children by Labor and Union NSW, and
 - (e) that the Labor Prime Minister of Australia, Kevin Rudd MP, has objected to the actions of Unions NSW stating that "When it comes to active recruitment to join an organisation I have some alarm bells starting to ring."
2. That this House calls on the Minister for Education to:
 - (a) give a commitment that she will ensure the children of this State are not subjected to political campaigns by Unions NSW, political parties or any other person or organisation,
 - (b) prohibit all union representatives from entering school grounds unless it is to meet with teachers and/or school staff,

- (c) prohibit the circulation of any political campaign materials in or around schools in New South Wales, and
- (d) prohibit lectures in schools and curriculum material from containing information that is partisan and for political campaigning purposes.

(Notice given 16 June 2009)

103. Ms Ficarra to move—

1. That this House notes that:
 - (a) on 8 April 2009 the Cross Border Transport Taskforce report was released,
 - (b) the taskforce received a number of submissions from a wide section of the community,
 - (c) the submissions generally endorsed improving transport connectivity to south-east Queensland,
 - (d) in the submissions, there was broad support for identifying a corridor and an interchange location to connect rail services to Queensland,
 - (e) the current Labor Government closed the only rail service to this region in 2004,
 - (f) the Rees Labor Government continues to neglect the citizens of far northern New South Wales,
 - (g) the Government continues to ignore repeated community support for a rail service to the Tweed region,
 - (h) the Minister for Transport, after publicly stating, “It’s time to move forward towards considering the future of transport in the region, including across the border”, continues to do nothing for this region,
 - (i) following the Minister’s statement, the taskforce concluded, “that no further work be advanced on potential rail links between northern New South Wales and south-east Queensland”, and
 - (j) while the Queensland Government is extending its heavy rail commuter services into Coolangatta and establishing a large light rail network for the whole metropolitan Gold Coast region, on the New South Wales side of the border the Rees Government continues to sit idle like the train tracks it has decommissioned.
2. That this House condemns the Rees Labor Government for its continued mismanagement of transport in New South Wales.
3. That this House calls on the Rees Labor Government to immediately take action to ensure transport connectivity to south-east Queensland and better public transport options in the Tweed and the northern region.

(Notice given 17 June 2009)

104. Dr Kaye to move—

1. That this House notes that:

- (a) under the Australian and New Zealand Food Standards Code 1.2.5 there is no requirement for canned goods with a shelf life of more than two years to contain a 'best-before' or 'use-by' date stamp, or any indication of the date of manufacture,
 - (b) CSIRO's Food Sciences Australia advises that canned foods have a storage life of up to four years, and
 - (c) consequently many canned goods sold in New South Wales have no indication of when they become unsafe or unsuitable for human consumption, nor how old they are at the time of sale or use.
2. That this House calls on the New South Wales Minister for Primary Industries and the Minister for Health, or their representatives, to move at the next Food Regulatory Ministerial Council to amend the Food Standards Code to require date labelling of all tinned foods sold in Australia.

(Notice given 23 June 2009)

105. Mr Harwin to move—

That this House:

- (a) condemns the Rees Labor Government for its decision to close the Malabar Police Station, one of only three stations in the Eastern Beaches Local Area Command,
- (b) notes that the number of officers assigned to the Eastern Beaches Local Area Command fell by 14 between December 2008 and April 2009,
- (c) notes that the Eastern Beaches Local Area Command now has 15 officers less than its authorised strength,
- (d) notes that the closure of the Malabar Police Station will place considerable strain on the under resourced officers at Randwick Police Station, and
- (e) notes that the latest figures from the Bureau of Crime Statistics and Research reveal that in the Randwick Local Government Area over the three years to March 2009 there was:
 - (i) a 75% increase in incidents of dealing/trafficking ecstasy,
 - (ii) a 24% increase in incidents of harassment/threatening behaviour,
 - (iii) a 17% increase in incidents of liquor offences,
 - (iv) a 71% increase in incidents of possession/use of cannabis,
 - (v) a 22% increase in incidents of possession/use of ecstasy,
 - (vi) a 52% increase in receiving/handling of stolen goods,
 - (vii) a 6% increase in incidents of theft from motor vehicles,
 - (viii) a 21% increase in incidents of theft from retail stores,
 - (viii) no improvement in incidents of theft from dwellings.

(Notice given 23 June 2009)

106. Ms Westwood to move—

1. That this House welcomes the announcement in the 2009-2010 Budget of:
- (a) the continuation of the Mothering at a Distance program that involves mothers being reconnected with their children while in custody, and

- (b) the extension of the Hey Dad! program that supports Indigenous dads, pops and uncles through a program to enhance leadership skills, facilitate family restoration and create early intervention opportunities for the next generation.
2. That this House notes the social benefits of programs such as these that are aimed at breaking the intergenerational cycle of crime.

(Notice given 23 June 2009)

107. Ms Westwood to move—

That this House:

- (a) welcomes the increase in funding announced in the 2009-2010 Budget for New South Wales cultural institutions,
- (b) supports the announcement of funding to Western Sydney arts programs including:
 - (i) the establishment of a Children's Literature Centre in Western Sydney,
 - (ii) an annual symphony concert at Parramatta Park,
 - (iii) a boost to the annual budget of the State's network of 35 regional galleries, which include arts centres in Campbelltown, Penrith, and Liverpool,
 - (iv) the funding of an annual Western Sydney arts budget to expand opportunities for artists of the region, and
- (c) notes the contribution to and development of the arts by Western Sydney based arts and cultural organisations and institutions.

(Notice given 23 June 2009)

108. Ms Robertson to move—

That this House:

- (a) notes the \$2.1 million in the 2009-2010 Budget for funding regional conservatoriums in New South Wales, and
- (b) further notes the quality of the funding submission for New South Wales regional conservatoriums and the strong support and lobbying on their behalf by Country Labor members.

(Notice given 23 June 2009)

109. Ms Cusack to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody or control of the Premier, Department of Premier and Cabinet, the Treasurer or NSW Treasury, the Minister for Commerce or the Department of Commerce, in relation to NSW Government advertising in the 2008/09 and 2009/10 financial years:

- (a) all documents and advice provided to the Premier, Treasurer or Minister for Commerce in relation to any advertising campaign,
- (b) all documents relating to costs of any advertising campaign,

- (c) all documents in relation to the compliance of any advertising campaign with the Government's advertising guidelines,
- (d) all documents in relation to the implementation of the Premier's stated 25% cut in Government advertising expenditure, and
- (e) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 24 June 2009)

110. Mr Gay to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody or control of the Premier, the Department of Premier and Cabinet, the Minister for Education and Training, the Department of Education and Training, the Treasurer, or NSW Treasury, relating to the delivery of the Commonwealth Government's Building the Education Revolution program in NSW schools:

- (a) any correspondence relating to the Building the Education Revolution program,
- (b) any quotes received from contractors and/or third parties, including but not limited to:
 - (i) Bovis Lend Lease Pty Limited,
 - (ii) Richard Crookes Constructions Pty Limited,
 - (iii) Reed Constructions Australia Pty Limited,
 - (iv) Laing O'Rourke Australia Construction Pty Ltd,
 - (v) Hansen Yuncken Pty Ltd,
 - (vi) Abigroup Contractors Pty Ltd,
 - (vii) Brookfield Multiplex Constructions Pty Ltd,
- (c) any document relating to fees paid to any New South Wales department or agency for the purpose of managing, supervising or conducting projects within the Building the Education Revolution program,
- (d) any document relating to fees paid to managing contractors for the purpose of managing, supervising or conducting projects within the Building the Education Revolution program,
- (e) any document relating to fees paid to the Building the Education Revolution Integrated Program Office for the purpose of managing, supervising, or conducting projects within the Building the Education Revolution program,
- (f) any document relating to New South Wales job projections and New South Wales apprenticeship projections resulting from the Commonwealth Government's Building the Education Revolution program,
- (g) any briefings provided to New South Wales Government members of Parliament and the Premier regarding the Building the Education Revolution program, and
- (h) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 24 June 2009)

111. Ms Cusack to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody or control of the Premier,

the Department of Premier and Cabinet, the Attorney General, or the Attorney General's Department, relating to the removal from office and withdrawal of the commission of Tony Stewart MP as Minister for Small Business, Minister for Science and Medical Research, and Minister Assisting the Minister for Health (Cancer) and as a member of the Executive Council:

- (a) all advice provided to the Premier or Attorney General by the New South Wales public service or other Government Ministers,
- (b) all documents relating to the investigation conducted by Christine Ronalds SC,
- (c) all correspondence to the Premier in relation to the issue, and
- (d) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 24 June 2009)

112. Ms Cusack to move—

That, under standing order 52, there be laid upon the table of the House within 21 days of the date of passing of this resolution the following documents in the possession, custody or control of the Premier, Department of Premier and Cabinet, the Treasurer, the NSW Treasury, the Minister for Commerce, and the Department of Commerce, in relation to the Government's procurement policy – Local Jobs First:

- (a) all advice provided to the Premier, Treasurer or Minister for Commerce,
- (b) all documents relating to financial implications and costings,
- (c) all correspondence to and from third parties,
- (d) all documents relating to media coverage of the new procurement policy, and
- (e) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 24 June 2009)

113. Mr Cohen to move—

1. That this House notes that:

- (a) there is no provision for back-up or emergency services, outside of normal office hours, for home and community care services operated by the Department of Ageing, Disability and Home Care (DADHC),
- (b) over 52,000 New South Wales citizens receiving home and community care services from DADHC do not have access to a backup service,
- (c) DADHC funded non-government organisations delivering home and community care services are required to provide emergency procedures if, or when, the service breaks down outside of the regular office administration hours, and
- (d) an out of hours backup service for DADHC operated home and community care services will benefit people with a disability and frail and aged people by delivering a structured system to address any breakdown in service outside the general office administration hours, providing peace of mind to service users that there is a coordinated system to address any breakdown in services out of hours.

2. That this House calls on the Government to:
- (a) proceed immediately with the implementation of an out of hours contact number and service for DADHC provided services accessible by both care staff and service recipients,
 - (b) deliver uniformity and equity in home care services through implementing a universal contractual policy that brings into line DADHC provided services with DADHC funded services, and
 - (c) undertake a feasibility study into an out of hours emergency backup service to provide unscheduled care when a person with a disability is at risk.

(Notice given 1 September 2009)

114. Mr Lynn to move—

That this House expresses its sincere sympathy to the families of the Australian and Papua New Guinea victims of the fatal air crash on the Kokoda Trail on 11 August 2009.

(Notice given 1 September 2009)

- * **115. Game and Feral Animal Control Repeal Bill 2010:** resumption of the adjourned debate of the question on the motion of Ms Rhiannon: That this bill be now read a second time (5 calendar days from 23 June 2010)—Mr Brown. (20 minutes)

116. Mr Mason-Cox to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution:

- (a) any document in the possession, custody or control of the Premier or the Department of Premier and Cabinet which relates or refers to the proposed restructure of the New South Wales public service into 13 super departments as announced on 11 June 2009,
- (b) any document created as a result of the proposed restructure of the New South Wales public service into 13 super departments as announced on 11 June 2009, in the custody or control of any Minister, agency or department, and
- (c) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 3 September 2009)

117. Mr Ajaka to move—

That this House:

- (a) notes the Minister for Health's denial in this House on 3 September 2009 that 13 closures in the emergency department at Bulli Hospital since 27 May 2009 are precursory indications of the impending closure of the entire hospital,
- (b) condemns the Government for its gross incompetence in placing the vital health portfolio in the hands of five different Health Ministers in four years, and

- (c) calls on the Rees Labor Government to give an undertaking to ensure that there are sufficient staff rostered to meet the needs of patients seeking treatment at Bulli Hospital, particularly in the emergency department.

(Notice given 8 September 2009)

118. Dr Kaye to move—

That leave be given to bring in a bill for an Act to define, and to regulate the labelling of, free-range eggs.

(Truth in Labelling (Free-range Eggs) Bill)

(Notice given 10 September 2009)

119. Ms Ficarra to move—

1. That this House notes that:

- (a) a total of 250,000 New South Wales students sat the NAPLAN test,
- (b) more than 90 per cent of New South Wales students in the four grades achieved or bettered the national standard in five of the six areas, outdoing the national average scores, and
- (c) New South Wales also ranked first in almost every group in writing.

2. That this House congratulates:

- (a) New South Wales students, teachers and parents for their efforts and achievements, and
- (b) the Shadow Minister for Education, Mr Adrian Piccoli MP, in opposing simplistic league tables, a position supported by the following organisations:
 - (i) The Association of Heads of Independent Schools of Australia,
 - (ii) NSW Secondary Principals' Council,
 - (iii) NSW Primary Principals' Association,
 - (iv) Catholic Secondary Principals Australia,
 - (v) NSW Federation of Parents and Citizens Associations,
 - (vi) Public Schools Principal Forum,
 - (vii) NSW Teachers Federation,
 - (viii) NSW/ACT Independent Education Union.

3. That this House calls on the Government to adopt the Coalition's "Making NSW Smarter - Education Policy Goals" in the field of education, skills and youth affairs to:

- (a) deliver equity and excellence by ensuring all students receive a world-class education,
- (b) provide for universal participation in early childhood education,
- (c) ensure every young person has opportunities in education, training or employment, and
- (d) improve the voice of students, parents and teachers in our education system.

(Notice given 22 September 2009)

- * **120. State Senate Bill 2010**—resumption of the adjourned debate of the question of the motion of Revd Mr Nile: That this bill be now read a second time (5 calendar days from 25 February 2010)—Mr Donnelly. (20 minutes)

121. Mr Mason-Cox to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody or control of the Premier, the Department of Premier and Cabinet, the Treasurer, NSW Treasury and Communities NSW regarding or relating to the Community Building Partnership program:

- (a) all emails, briefing notes, memos and correspondence, assessment criteria, rankings and assessments of projects, excluding any application from a community organisation or local council for funding under the program, and
- (b) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 22 September 2009)

122. Miss Gardiner to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of the passing of this resolution all documents, created since January 2003, in relation to the lobbying activities of Mr Graham Richardson, in the possession, custody or control of the Premier, the Department of Premier and Cabinet, the Minister for Planning, or the Department of Planning or any other relevant department or agency relating to the following companies or land owned by the following companies:

- (a)
 - (i) Walker Group,
 - (ii) Medich Property Holdings,
 - (iii) Hardie Holdings,
 - (iv) Bradcorp,
 - (v) Berowra Waters Marina Pty Ltd,
 - (vi) National Ceramic Industries Aust. Pty Ltd,
 - (vii) Tri Epsilon Group,
 - (viii) Guardian Foundation, and
- (b) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 23 September 2009)

123. Mr Lynn to move—

1. That this House notes that:
 - (a) the Last Post signifies the passing of a fellow warrior, the death of mates in battle and a reminder to a nation of the sacrifice of its son and daughters in its name. It is the most haunting sound that a soldier can hear!
 - (b) in Australia, the Last Post is played on days of commemoration, in RSL Branches, Clubs and other ex-service gathering places to mark the end of the day and an opportunity to remember those mates who are no longer with us. It is a soldier's farewell!, and
 - (c) the Australian War Memorial in Canberra is the most important setting for the nation to "commemorate the sacrifice of those Australians who had died in war". It is, by

reputation, the most visited location in Canberra. On the Roll of Honour are the names of over 102,000 men and women who have died in war. In The Hall of Memory is the Tomb of the Unknown Australian Soldier. Countless thousands of people visit the Memorial each year to remember and seek to “understand the Australian experience of war and its enduring impact on Australian society”.

2. That this House:
 - (a) expresses its serious concerns over the proposal to transform the Last Post from a significant symbolic ceremony into a sponsored corporate event,
 - (b) agrees that the playing of the Last Post at the end of each day is a service that is sacred to veterans and should not be auctioned off to the highest bidder, and
 - (c) calls on the Federal Government and the Defence Force to retain the daily Last Post ceremony at the Australian War Memorial in its current format and provide an assurance that this sacred part of our heritage will never again be put up for sale.

(Notice given 24 September 2009)

124. Revd Mr Nile to move—

1. That this House notes:
 - (a) that marijuana (also known as cannabis) has a negative impact on the human psyche through cognitive impairment, anxiety, depression, paranoia, schizophrenia and psychosis,
 - (b) that marijuana has a negative impact on human physiology through an increased risk of bronchitis, stroke, heart disease, Alzheimer’s disease and the onset of various forms of cancer, such as respiratory and testicular cancer,
 - (c) that marijuana use or exposure during pregnancy can reduce fetal growth, lead to permanent cognitive deficits, hyperactivity, concentration disorders and impaired social interactions within children,
 - (d) that marijuana smoke has up to 20 times more ammonia and nitrogen oxide than tobacco smoke, two compounds that combine as nitric acid to destroy lung tissue, and
 - (e) that marijuana smoke has up to five times more hydrogen cyanide than tobacco smoke, the same poison employed in Nazi death camps during WWII.
2. That this House calls on the Government to:
 - (a) resist calls from The Greens party to legalise marijuana,
 - (b) prohibit recreational use of marijuana, and
 - (c) prohibit cultivation, procurement and possession of any marijuana substance where the concentration of tetrahydrocannabinol exceeds one per cent.

(Notice given 20 October 2009)

125. Mr Colless to move—

1. That this House acknowledges:

- (a) the existence and content of the report commissioned by the New South Wales Government and prepared by Frontier Economics entitled “Report on the Economic Effects of Climate Change Abatement Policies”, and
 - (b) the existence and content of the internal NSW Treasury minute stating the findings of Frontier Economics were unsatisfactory.
2. That this House notes:
- (a) that the assessment by Frontier Economics identifies the long term economic impact on the Hunter may be as much as five times the national impact and that economic output is projected to be reduced by 20 per cent relative to a non Carbon Pollution Reduction Scheme (CPRS) scenario,
 - (b) that Frontier Economics’ assessment identifies the long term economic impact on the Illawarra may be more than twice the national impact,
 - (c) that Frontier Economics estimates that over the next 40 years, following the introduction of the CPRS, Australia’s gross domestic product will suffer a loss of \$2 trillion at 2007 prices with New South Wales incurring a greater negative impact than the Australian average,
 - (d) that the Commonwealth has not provided analysis of alternative approaches to emissions reductions that could achieve the same environmental outcome at a lower economic cost,
 - (e) that Frontier Economics identify that introduction of the CPRS could lead to a reduction in real wages of eight per cent if long term unemployment is to be avoided, and
 - (f) that Frontier Economics identifies there are potentially large and irreversible costs associated with an emissions trading scheme and as such Commonwealth Treasury modelling should be subject to intense scrutiny.
3. That this House calls on the New South Wales Government to identify measures proposed to be implemented to protect New South Wales farmers, industries and jobs should the Carbon Pollution Reduction Scheme be implemented, as currently proposed by the Commonwealth Government.

(Notice given 20 October 2009)

126. BreastScreen NSW—resumption of the interrupted debate (29 October 2009) of the question on the motion of Ms Westwood: That this House:

- (a) acknowledges the good work being done by the Cancer Institute NSW, in particular in relation to BreastScreen NSW,
- (b) notes the \$26 million invested in digital mammography equipment that provides clearer images, more rapid analysis, and more accurate diagnoses,
- (c) notes with concern and sympathy the 12,000 Australian women diagnosed with breast cancer annually, and
- (d) notes that the chances of survival from breast cancer are improving, with a 97 per cent chance of survival if the cancer is detected early, and that deaths from breast cancer have declined by 14 per cent in the last 10 years.”—Ms Westwood speaking in reply.

Debate: Mover in reply—6 minutes remaining.

127. Dr Kaye to move—

1. That this House:

- (a) notes the proposal by TransGrid to build a 330 kV power line from Bonshaw in the Dumaresq supply area on the Queensland border to Lismore, purportedly to cater for population growth on the North Coast and to improve supply reliability,
- (b) expresses its concern that justification for the transmission line proposal relies on projected forward growth in the maximum demand that:
 - (i) is not supported by the historical record,
 - (ii) assumes that each new resident will contribute on average 40 per cent more to the peak demand than each existing resident,
 - (iii) ignores the opportunities for demand management, improved energy efficiency and local generation,
- (c) notes with concern that the proposed transmission line would:
 - (i) increase the carbon footprint of North Coast residents by increasing their dependence of coal-fired electricity from Queensland and New South Wales,
 - (ii) destroy the visual amenity of many residences and farms along the route,
 - (iii) undermine job opportunities in renewable energy, demand management, and other local generation on the North Coast,
 - (iv) destroy valuable habitat, riparian areas and land of ecological significance, and
 - (v) create a 60 metre wide cleared zone that will permanently disconnect the Great Eastern Ranges Initiative green corridor and thus compromise the ability of species to maintain genetic diversity and migrate to adapt to climate change.

2. That this House calls on the Minister for Energy and the TransGrid shareholding ministers to intervene and insist that TransGrid drop the proposal and instead work on developing higher employment, lower emissions, lower impact and local solutions to the future energy needs of the North Coast of New South Wales.

(Notice given 27 October 2009)

128. Ms Westwood to move—

That this House:

- (a) congratulates the Government on the overwhelming success of the inaugural, ‘Breakfast on the Bridge’ in Sydney,
- (b) recognises that ‘Breakfast on the Bridge’ is part of the “crave” festivals, a 31 day event that celebrates Sydney’s love of food, art and outdoor fun, and
- (c) acknowledges the significant international media coverage generated by ‘Breakfast on the Bridge’.

(Notice given 28 October 2009)

129. Mr Gallacher to move—

1. That this House notes that:

- (a) tomorrow is the 91st anniversary of the end of World War I,

- (b) at 11.00 am on the eleventh day of the eleventh month a period of silence is observed throughout Australia to mark this solemn occasion, and
 - (c) at 11.00 am on 11 November 2009 this House is scheduled to resume.
2. That this House calls on the Leader of the Government to resume this House earlier than 11.00 am to allow members to be present in the House and mark this anniversary in silence.

(Notice given 10 November 2009)

130. Ms Westwood to move—

That this House:

- (a) notes that 25 November is White Ribbon Day, a day on which the community seeks to raise awareness about violence against women, and to challenge the idea that violence in relationships is ever acceptable,
- (b) recognises that the success of White Ribbon Day comes from the grass-roots efforts and activism of people who keep domestic violence on the political agenda, and in the public eye,
- (c) notes the particular importance of the message given by men who wear white ribbons, and who take a stand against violence in their households, families, and communities,
- (d) congratulates those members of the Parliament of New South Wales who have taken on the role of White Ribbon Ambassadors, on both sides, including the Premier, Nathan Rees, and
- (e) endorses White Ribbon Day and says “No” to violence against women.

(Notice given 10 November 2009)

131. Mr Harwin to move—

1. That this House notes that:
- (a) aerial patrols are an essential preventative tool when it comes to protecting surfers and swimmers from sharks along Sydney’s beaches, and
 - (b) SurfWatch Australia plays an important role in warning beachgoers about sharks and provides valuable information about shark movements.
2. That this House calls on the Government to allocate funding to SurfWatch Australia to ensure the continued operation of its service to the public during the summer months of 2009-2010.

(Notice given 10 November 2009)

132. Ms Westwood to move—

That this House:

- (a) notes that 7 to 15 November is National SES Week providing the community with the ideal opportunity to thank those who volunteer their services during times of crisis,
- (b) acknowledges the dedication, professionalism and commitment of State Emergency Service volunteers during emergency events that occur across New South Wales,
- (c) notes that last weekend the mid-North Coast endured its fifth flood since February 2009,

- (d) extends its sympathy to residents and business people who have been affected by this most recent flood,
- (e) thanks SES volunteers who, along with other emergency service officers, have provided swift and vital assistance to those in need during this most recent mid-North Coast flood, and
- (f) notes that the community can show their support for the SES by wearing something orange on Friday 13 November 2009.

(Notice given 10 November 2009)

133. Mr Colless to move—

1. That this House:

- (a) notes the failure of the Minister for State Development, Ian Macdonald, to honour his publicly stated promise on Sunday 11 October 2009 to proponents of a second race circuit at Australia's iconic home of motorsports, Mount Panorama, that he would announce State Government funding for a feasibility study into the project within 10 days,
- (b) acknowledges the obvious anger of the wider Bathurst community, as noted in today's edition of the local paper, *The Western Advocate*, at the State Government's continued failure to commit vital funding to allow a feasibility study into this project to proceed,
- (c) notes the justifiable concern of Bathurst Mayor, Paul Toole, that without swift delivery by the Government of the estimated \$200,000 needed to fund a feasibility study into the second track proposal, this worthwhile project is in danger of losing momentum,
- (d) notes the impotence of local member, Gerard Martin, in persuading his Labor colleague, Ian Macdonald, to honour his commitment and deliver the funds desperately needed to see this proposal progress in a timely fashion, and
- (e) commends designer of the track and former Superbikes champion, Allan Cunynghame, along with Bathurst Regional Council for their continued passionate advocacy on behalf of this project, in spite of the fickle approach taken by the broken State Labor Government and Minister Macdonald in aiding its development.

2. That Minister Macdonald, local member Gerard Martin and the entire State Labor Government stand condemned should these vital funds not be forthcoming within a week, as was the suggested timeframe for delivery mentioned by Mr Martin and quoted by the editor in today's edition of *The Western Advocate* of 12 November 2009.

(Notice given 12 November 2009)

134. Ms Voltz to move—

That this House:

- (a) condemns the divisive and extremist views of the One Nation party,
- (b) notes the negative impact One Nation's views have on Australia's economic and international reputation with our international trading partners, particularly in Asia,
- (c) calls on the NSW Liberal party leader, Mr Barry O'Farrell, to immediately disendorse Mr Chris Spence as the Liberal party candidate for The Entrance as he has run as a One Nation candidate twice and served in senior leadership positions with the organisation, including national president and ACT-NSW president, and

- (d) condemns Mr Spence for his extremist statements in relation to Australia's Indigenous people.

(Notice given 26 November 2009)

135. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to require a referendum to be held in conjunction with the next NSW State Election, before any current laws can be changed that would allow same sex couples, that is, two men or two women, to adopt children.

(Same Sex Adoption (Referendum) Bill)

(Notice given 26 November 2009)

136. Dr Kaye to move—

That this House:

- (a) notes moves to establish a single national regulator of Vocational Education and Training in Australia, possibly involving the Tertiary Education Quality and Standards Agency,
- (b) notes the potential consequences for the viability of TAFE NSW and for the quality and accessibility of vocational education and training that could result from changes in the regulatory structure,
- (c) calls on the Minister for Education and Training to publicly release details of all proposed models of regulation, including any reports from the Nous Consulting Group,
- (d) calls on the Minister for Education and Training to consult widely with all interested parties in New South Wales, including students, the community, teachers and their union, before agreeing to any change in regulatory arrangements for vocational education and training, and
- (e) calls on the Minister for Education and Training to commit to protecting the viability of TAFE NSW as the dominant and public provider of vocational education and training and to ensuring that its ability to serve the New South Wales community is not undermined by the growth of low quality private providers or the dilution of its separate identity.

(Notice given 26 November 2009)

137. Mr Pearce to move—

That this House:

- (a) recognises the need for adequate and appropriate social housing, especially for the elderly and disabled,
- (b) notes the community's concerns about the State's implementation of the Federal Stimulus Funding under the Nation Building and Jobs Plan, including many proposed Department of Housing developments in areas such as Maitland, Charlestown, Swansea, Lake Macquarie, Ryde and Kiama electorates which are being pushed through using special state planning powers and procedures without proper consultation with Department of Housing tenants or surrounding communities, and
- (c) calls on the Government to consult each community and address their concerns before plans are finalised and development commences on the proposed public housing developments.

(Notice given 26 November 2009)

138. Dr Kaye to move—

That this House:

- (a) notes the release of the report of the inquiry into Hurlstone Agricultural High School, chaired by Mal Peters,
- (b) welcomes the recommendations to increase the size of the farm land and to upgrade both the farm facilities and the boarding school, and encourages the Minister for Education and Training to implement both of these positive recommendations,
- (c) expresses its concern that Mr Peters recommended that investment in the capital assets of the school be funded by the sale of 10.6 hectares of school farm land,
- (d) calls on the Minister for Education and Training to reject this recommendation and instead explore alternative funding mechanisms, including the use of a long-term no interest loan to the school to be repaid from the proceeds from the improved operations of the farm and the boarding facility,
- (e) welcomes the recommendation that the Government declare the Hurlstone site an area of state heritage significance,
- (f) calls on the Government to proceed rapidly to implement this recommendation,
- (g) strongly rejects the recommendation that management of the farm and boarding facilities no longer remain the responsibility of the school, but are considered resources and facilities of the South Western Sydney Region, which if implemented would weaken the school's focus on agriculture and cause the land to become vulnerable, and
- (h) calls on the Minister for Education and Training to reject this recommendation.

(Notice given 26 November 2009)

139. Mr Harwin to move—

1. That this House notes that:

- (a) State-appointed members of Joint Regional Planning Panels are not required to provide a publicly available declaration of all their pecuniary interests,
- (b) State-appointed members of Joint Regional Planning Panels are only required to declare pecuniary interests as they arise,
- (c) Joint Regional Planning Panels and the Minister for Planning have the power to rule a declared pecuniary interest to be irrelevant to applications under consideration, and
- (d) State-appointed members of Joint Regional Planning Panels are subject to a lower standard of accountability and transparency than local councillors.

2. That this House calls on the Government to revise the Joint Regional Planning Panels' code of conduct to ensure that all members of Joint Regional Planning Panels are:

- (a) required to provide a publicly available declaration of all their pecuniary interests, and
- (b) subject to the same standard of accountability as local councillors.

(Notice given 26 November 2009)

140. Mr Pearce to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution all documents in the possession or control of NSW Treasury in relation to the total \$514 million “employee related” and “other operating” expenses variation between the June 2009-2010 Budget projections and the audited 2008-2009 State accounts and all papers relevant to the establishment and exercise of functions of the Better Value and Services Taskforce including any expense savings.

(Notice given 26 November 2009)

141. Mr Cohen to move—

That this House notes:

- (a) that the Snowy River Scientific Committee has not had sufficient time to comprehensively provide input into the first five year review of the Snowy water licence,
- (b) that a decision to increase environmental water releases after the finalisation of the first five-year review of the Snowy water licence may result in significant compensation being paid by New South Wales, and
- (c) calls on the Government to delay finalisation of the current Snowy water licence review for at least six months to allow further scientific research and consultation.

(Notice given 26 November 2009)

142. Mrs Pavey to move—

1. That this House notes that:

- (a) in compliance with an order of the House of 26 November 2009 the government lodged with the Clerk certain health care data in electronic format,
- (b) that the data has been provided in a format which does not allow the information to be accessed, searched, or displayed, and
- (c) that the Government has claimed privilege from public disclosure of the data on the grounds that it contains information which could potentially be used to identify individuals and health information on individuals.

2. That, under standing order 52, there be laid upon the table of the House and made public without restricted access, within 21 days of the date of passing of this resolution, the following documents in the possession, custody or control of the Minister for Health or the Department of Health:

- (a) the data for the 2007-08 and 2008-2009 years, provided by the Government to the Federal Government according to the National Healthcare Agreement for the Admitted Patient Care National Minimum Data Set (APCNMDS), in ASCII text file format with information and instructions to enable the data file to be divided into the designated fields including, but not limited to, the data type, format, and the maximum character length for each data element,
- (b) that any data fields which, taken together, would potentially identify individual patients and thereby form the basis of a grounds for claiming privilege of the data sets, specifically data items on State record identifier, person identifier, sex, date of birth, country of birth, Indigenous status, area of usual residence and postcode, be removed

from the data set prior to being returned to the House and, if possible, include a field for year of birth only, separated from day and month of birth, and

- (c) any documents which record or refer to the production of documents as a result of this order of the House.

(Notice given 23 February 2010)

143. Ms Cusack to move—

1. That this House notes that:

- (a) between 2004 and 2008 NSW Police participated in 200 search and rescue missions in the Blue Mountains National Park, an average of one per week, and
- (b) between 1 January and 20 February this year NSW Police have so far been called to 51 search and rescue missions in the Blue Mountains National Park, an average of one per day.

2. That this House:

- (a) calls on the Minister for Climate Change and the Environment to respond to this alarming increase in incidents by ordering a review of public safety in the Blue Mountains National Park,
- (b) calls for an increase in the number of locator beacons available free of charge to visitors in the park, and
- (c) calls for the availability of locator beacons to be properly advertised on line and be made more easily accessible.

(Notice given 23 February 2010)

144. Mr Pearce to move—

That this House:

- (a) acknowledges the need for public housing across New South Wales for those in need,
- (b) condemns the State Labor Government for steamrolling local communities and overriding local planning controls in its construction of social housing,
- (c) condemns Premier Kristine Keneally for back flipping on her promise to repeal temporary planning provisions, and
- (d) calls on the State Labor Government and Premier Keneally to hand planning decisions back to local communities.

(Notice given 23 February 2010)

145. Mr Harwin to move—

1. That this House notes that:

- (a) the Yaralla Estate in Concord is historically significant as one of the last large nineteenth century estates remaining in metropolitan Sydney with an entire eighteenth century land grant incorporated within its boundaries,

- (b) the historic Yaralla Mansion has been unoccupied since the Dame Eadith Walker Dialysis Unit was closed on 28 July 2008,
- (c) over the past 18 months the buildings and grounds have deteriorated to an alarming extent,
- (d) in December 2006 the member for Drummoyne promised that a heritage management plan would be developed for the site in the following year, but has failed to produce any such plan,
- (e) the member for Drummoyne established a Friends of Yaralla working group, which met once in late 2006 and has since been inactive, despite promises that it would meet regularly to lobby for State Government funds and to develop a heritage plan, and
- (f) the member for Drummoyne has failed to secure funds from either the State or Federal Labor Governments for the preservation of the historic Yaralla Mansion despite her repeated promises to do so and her empty claims to be lobbying hard for such monies.

2. That this House:

- (a) congratulates the Concord Heritage Society and Canada Bay Council for their efforts to preserve the Yaralla Estate for the enjoyment of the local community,
- (b) condemns the member for Drummoyne for her failure to secure the site's future and for allowing it to fall into such a disgraceful state of disrepair, and
- (c) calls on the Keneally Government to fund the restoration of the estate and to secure its future as an uncompromised site open to the people of New South Wales.

(Notice given 23 February 2010)

146. Ms Cusack to move—

That this House notes:

- (a) that the Natural Resources Commission has proposed that a Red Gum National Park be established in the vicinity of the Millewa State Forest,
- (b) that the Natural Resources Commission held community forums in Deniliquin and Barham on 27 January 2010 and Mathoura and Balranald on 28 January 2010 to discuss their report with affected communities,
- (c) that in excess of 1,000 local residents attended these community consultations,
- (d) that each of the four community forums voted unanimously to reject the recommendations of the Natural Resources Commission,
- (e) that at each meeting the community expressed anger that:
 - (i) the promised tourism at Yanga National Park has not been delivered,
 - (ii) 19 of the 23 jobs promised for Yanga National Park are located in Hay, 130 kms away from the park,
 - (iii) visitor numbers are less than four per day, and
- (f) the Government's promise that a new National Park at Millewa will deliver increased tourism has no credibility, and the establishment of a park may result in a fall in tourism due to the loss of dispersed camping in the forest.

(Notice given 23 February 2010)

147. Ms Cusack to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody or control of the Minister for Climate Change and the Environment or the Department of Environment, Climate Change and Water relating to the 2009-2010 restructure of the Department of Environment, Climate Change and Water, including the restructure of regions and local National Parks and Wildlife Service offices:

- (a) all briefing notes and any attachments to those briefing notes, concerning the restructure that were provided to the Director General of the Department of Environment, Climate Change and Water,
- (b) any approvals or directives concerning the restructure given by current and former Ministers responsible for the climate change and environment portfolio, and
- (c) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 23 February 2010)

148. Ms Cusack to move—

1. That this House notes:
 - (a) that, on 18 January 2010, Mrs Kerry Tonkin of Sunset Strip, a small community on Menindee Lake, wrote to the Office of Water concerning Menindee Lake, and
 - (b) that in the letter, Mrs Tonkin expressed her “disappointment and disgust at having a dry lake” and her concern that this was having a profound impact on employment and business in the town.
2. That this House notes:
 - (a) the loss of biodiversity resulting from the Government’s decision not to fill Menindee Lake in spite of recent rainfall, and
 - (b) that the dust from the dry lake bed blowing into people’s homes is adversely affecting their respiratory health.
3. That this House notes that, in her letter to the Office of Water, Mrs Tonkin further stated, “Now that water is available for Lake Menindee I strongly oppose flushing the river mouth at Goolwa S.A. South Australia has a much higher rainfall than the outback N.S.W and most of their rainfall is allowed to go out to sea. Adelaide is expanding at a rapid rate, these new suburbs and shopping centers are in demand of water. It’s time for South Australia to harvest more of the rainfall they receive.”

(Notice given 23 February 2010)

149. Dr Kaye to move—

1. That this House notes that:
 - (a) the Government is continuing with its plans to sell off baseload power station development sites with development approval for up to 4000 megawatts of coal or gas fired capacity,
 - (b) if these plants are built as coal-fired generators, they would increase the state’s greenhouse gas emissions by up to 15 per cent,

- (c) the construction of additional baseload plants would undermine the development of a high employment electricity industry in New South Wales based on renewable energy and energy efficiency, and
- (d) that arguments for the need for additional baseload plants have been entirely discredited as there is no looming shortage in generation capacity in New South Wales.

2. That this House:

- (a) warns the Keneally Government that the construction of new coal-fired capacity in New South Wales would turn New South Wales into an international pariah state, inflict long term damage on the economy and deprive New South Wales of a sustainable energy future, and
- (b) calls on the Keneally Government to abandon plans to provide development approval and sell the generation sites.

(Notice given 24 February 2010)

*** 150. Summary Offences Amendment (Full-face Coverings Prohibition) Bill 2010:** resumption of the adjourned debate (22 June 2010) of the question on the motion of Revd Mr Nile: That this bill be now read a second time—Mr Brown. (20 minutes)

151. Dr Kaye to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody or control of Minister for Planning or the Department of Planning, in relation to the making of State Environmental Planning Policy (Major Projects) 2005 (Amendment No 32):

- (a) the submission to the Minister by the relevant Director-General,
- (b) any document that records or refers to the Minister's reasons for deciding to recommend the said policy or forming the opinion that the matters in the policy are of significance for environmental planning for the State,
- (c) any document that records or refers to the Minister's reasons for deciding not to publicise any draft of the policy, or to seek or consider submissions from the public before making the recommendation,
- (d) any associated memoranda or briefing papers, and
- (e) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 25 February 2010)

152. Dr Kaye to move—

That, under standing order 53, an Address be presented to the Governor requesting that Her Excellency may be pleased to cause to be laid upon the table of the House within 14 days of the date of passing of this resolution, the Minister's recommendation to the Governor in relation to the making of State Environmental Planning Policy (Major Projects) 2005 (Amendment No 32) in the possession, custody or control of Minister for Planning or the Department of Planning.

(Notice given 25 February 2010)

153. Ms Ficarra to move—

1. That this House notes with concern that:
 - (a) Premier Keneally's first major announcement concerning the MyZone Ticket scheme was marred by misleading the public resulting in the pulping and re-printing of 650,000 MyZone brochures causing great financial waste to New South Wales' taxpayers,
 - (b) Premier Keneally misled the public in the brochure in that details were inaccurate and failed to disclose price hikes,
 - (c) the MyZone program fails to make up for Labor's 15-year failure to deliver an electronic integrated ticketing system which was meant to be operational for the Sydney 2000 Olympic Games,
 - (d) Premier Keneally has misled the public by wrongly stating on 2GB on 3 March 2010 that all forms of public transport are available on the one MyZone ticket; and
 - (e) prices have increased for commuters at some stations across Western Sydney.
2. That this House condemns Premier Keneally for her continued incompetence, increase in travel costs, obsession with spin and failure to tell the truth to the commuters of New South Wales.

(Notice given 9 March 2010)

154. Dr Kaye to move—

1. That this House notes that:
 - (a) the Minister for Education and Training, Verity Firth, told ABC TV Stateline on 3 July 2009 that "We're absolutely against league tables, as is Julia Gillard, as provided by the protocols that the Commonwealth have also put around the legislation. So the Commonwealth have protocols. They've asked all jurisdictions to put in place strategies to prevent league tables.", and
 - (b) following the release of the My School website, media outlets published numerical 'top-to-bottom' ranking of New South Wales schools based on the NAPLAN test results as harvested from the website, contrary to the undertakings made by the Minister.
2. That this House censures the Minister for Education and Training, Verity Firth, for failing to put in place strategies to prevent the publication of simplistic comparisons of schools and for misleading the people of New South Wales about the ability of the Commonwealth protocols to stop the publication of league tables.

(Notice given 10 March 2010)

155. Ms Cusack to move—

1. That this House notes that:
 - (a) there is a need for Commonwealth and State governments to work together to achieve renewable energy and energy efficiency targets,
 - (b) the four key strategies proposed by the Rudd Government include:
 - (i) a carbon trading scheme; which was defeated in the Senate,

- (ii) a solar homes scheme which was abruptly shut down with eight hours' notice ahead of its deadline in June 2009, and the shock early closure on 22 June 2009 of the Renewable Remote Power Generation Program,
 - (iii) the home insulation and solar hot water programs, which resulted in four deaths nationally, 70 house fires in New South Wales alone, which was halted on 19 February 2010 so that safety checks of all affected homes can be conducted and about which Minister Peter Garrett stated:
 “Nearly 4,000 operators under the cancelled programs would have been suspended and 1,000 would have been deregistered if the rules of the new scheme had applied”,
 - (iv) the Green Loans Program which collapsed in February after it was found that 210,864 home sustainability assessments had been completed but few processed by the Commonwealth; the promised \$50 green discount cards had not been distributed to any households; more than 9,000 people had completed the Association of Building Sustainability Assessors course to gain accreditation as assessors; 7,500 have been accredited even though the Government capped the number at 5,000; no quality control was being exercised over the program; assessors could not contact the Government to obtain booking references; and as of 28 February 2010, only 1,705 Green Loans had been approved, and
- (c) the announcement by the Commonwealth Minister for Climate Change, Energy Efficiency and Water, Senator the Honourable Penny Wong, that the Green Loans Program will continue but with “discontinuation of the loans component of the program”.

2. That this House:

- (a) requests the Commonwealth Minister for Climate Change, Energy Efficiency and Water clarify how a loans program can continue without the loans component, and
- (b) calls on the Federal Labor Government and State Labor Government to clarify what, if any, agenda is left to justify claims that “green energy is a priority”, and to urgently clarify what collaborative plans, if any, are in place for the future.

(Notice given 16 March 2010)

156. Ms Cusack to move—

That this House notes:

- (a) that the New South Wales North Coast has five per cent of the state's population but 15 per cent of the state's road toll,
- (b) the deaths of two people on 12 March 2010, which occurred as a result of another head-on collision on the Pacific Highway at Tabbimobile,
- (c) that the location of the accident, 15 kilometres south of New Italy, is a notorious single-lane “black spot” on the Pacific Highway and part of the 212 kilometre section North Coast mayors have invited state politicians to tour on 8 April 2010,
- (d) that Opposition Leader, Barry O'Farrell, has accepted the invitation and will accompany the mayors on the black spot tour,
- (e) that Premier Kristina Keneally has declined the mayors' invitation to view the black spots, and
- (f) editorial comment in the Northern Star on 13 March 2010, that:

“New South Wales Premier Kristina Keneally was born in Los Vegas, so she should know a thing or two about gambling. Those people travelling on the dilapidated section of the Pacific

Highway between Coffs Harbour and Ballina take a gamble with their lives each and every day. It's not a gamble of choice, but of necessity for many people that ply that narrow, windy, potholed bit of bitumen ... Ms Keneally wants to send Regional Development Minister Ian Macdonald in her place, but that's not good enough. She should realise that New South Wales doesn't begin and end in Macquarie Street, or on the outskirts of Sydney. So please Ms Premier, take a chance, roll the dice and get in a car to take a closer look beyond your own backyard. After all, what have you got to lose? You're not scared of a little road trip are you?"

(Notice given 18 March 2010)

- * **157. Carers Recognition Bill 2010**—resumption of the adjourned debate of the question on the motion of Ms Parker: That this bill be now read a second time (5 calendar days from 22 April 2010)—Mr Harwin. (20 minutes)

158. Mr Moselmane to move—

That this House notes that:

- (a) the environmental, social and economic benefits of sustainable and renewable forestry policies to New South Wales,
- (b) these policies play a significant role in reducing greenhouse gas emissions and enhancing carbon storage, and
- (c) the positive benefits from the use of forestry biomass materials for cogeneration for the environment.

(Notice given 21 April 2010)

159. Mr Catanzariti to move—

That this House:

- (a) supports the New Market Expansion Program established by Industry & Investment NSW,
- (b) acknowledges that the program assists regional firms develop the confidence and skills to pursue new markets, and break the cycle of dependence on traditional markets and local economies,
- (c) notes the program's upcoming travelling expert workshops on online marketing and social media for local businesses, and
- (d) acknowledges the vital contribution of innovative business practice to a robust economy.

(Notice given 21 April 2010)

160. Mr Clarke to move—

That this House:

- (a) notes with concern:
 - (i) State Labor's cuts to surgery at Lithgow and Blue Mountains hospitals occasioning patients to wait longer for surgery,

- (ii) State Labor's gross mismanagement of operating theatres at Lithgow and Blue Mountains hospitals which has resulted in decreasing quality of life for patients who are forced to wait longer for surgery needed by patients,
 - (iii) State Labor's downgrading and removal of services at Blue Mountains Hospital,
 - (iv) that operating theatres sit empty while the Area Health Service refuses to accept new patients,
- (b) congratulates the hard working health workers at Blue Mountains and Lithgow hospitals who are working diligently under challenging conditions,
 - (c) condemns the State Labor Government for its continued mismanagement of the New South Wales health system which is adversely affecting all New South Wales' residents and health workers, particularly those in the Blue Mountains and Lithgow, and
 - (d) calls upon the Government to cease all cuts to surgery and downgrading of services at Blue Mountains and Lithgow hospitals and allocate adequate funds and resources to properly service the people of Blue Mountains and Lithgow.

(Notice given 22 April 2010)

161. Mrs Pavey to move—

That, under standing order 52, there be laid upon the table of the House and made public without restricted access, within 10 days of the date of passing of this resolution, the following documents in the possession, custody or control of the Minister for Health or the Department of Health:

- (a) the data for the 2008-2009 year, provided by the Government to the Federal Government according to the National Healthcare Agreement for the Admitted Patient Care National Minimum Data Set (APCNMDS), in ASCII text file format with information and instructions to enable the data file to be divided into the designated fields including, but not limited to, the data type, format, and the maximum character length for each data element,
- (b) that any data fields which, taken together, would potentially identify individual patients and thereby form the basis of a grounds for claiming privilege of the data sets, specifically data items on State record identifier, person identifier, sex, date of birth, country of birth, Indigenous status, area of usual residence and postcode, be removed from the data set prior to being returned to the House and, if possible, include a field for year of birth only, separated from day and month of birth, and
- (c) any documents which record or refer to the production of documents as a result of this order of the House.

(Notice given 11 May 2010)

162. Dr Kaye to move—

That this House:

- (a) concurs with the grave concerns expressed by teachers, principals, parents and education experts that the publication of school average National Assessment Program – Literacy and Numeracy (NAPLAN) results on the 'My School' website will inevitably result in the publication of unfair and misleading comparisons of schools and damaging and deceptive league tables,
- (b) condemns the Minister for Education and Training, the Honourable Verity Firth MP, for sanctioning the use of bullying tactics by her department against schools, principals and teachers who intended to implement the moratorium on conducting the 2010 NAPLAN tests, including the raids on schools to remove test papers, the threats of penalties and the misuse of the Industrial Relations Commission,

- (c) notes that shortly after reaching an agreement with the Australian Education Union to lift the moratorium on the NAPLAN tests, Federal Education Minister, the Honourable Julia Gillard, publicly announced her intention to continue publishing average test scores on the 'My School' website,
- (d) notes that despite any other material that might be published on the site, media outlets will therefore still be able to harvest the average results and use them to construct league tables,
- (e) notes that Federal and New South Wales Ministers have repeatedly stated their opposition to simplistic comparisons, including the commitment contained in Ms Gillard's letter to the Australian Education Union (AEU) dated 6 May 2010 which places on the record the Rudd Government's commitment to 'opposition to the misuse of student performance data including simplistic league tables',
- (f) condemns both State and Federal Ministers for continuing to facilitate 'the misuse of student performance data including simplistic league tables' by publishing the school average test scores on the 'My School' website, and
- (g) calls on Federal Education Minister the Honourable Julia Gillard and the New South Wales Minister for Education and Training the Honourable Verity Firth MP to take action to stop the production of deceptive comparisons and damaging league tables, including replacing school average test results with graphs of the spread of outcomes within each school that would:
 - (i) make it very difficult to produce league tables, and
 - (ii) provide much richer information for parents and the community.

(Notice given 11 May 2010)

163. Ms Robertson to move—

That this House:

- (a) congratulates the Government and the NSW Aboriginal Land Council for their innovative and long-term partnership to address water and sewerage infrastructure and ongoing maintenance in Aboriginal communities across the state,
- (b) acknowledges the \$205 million jointly funded program over 25 years, and
- (c) notes in particular the additional funding to connect all houses in Tingha to the town's sewerage scheme, in addition to the \$4.87 million Tingha Sewerage Scheme.

(Notice given 11 May 2010)

164. Ms Cusack to move—

1. That this House notes that:

- (a) on 4 May 2010 a public meeting was held at Mamre Hall to protest against Dellara Pty Ltd's application for a waste facility at Orchard Hills, and
- (b) over 200 residents unanimously passed resolutions stating that the community:
 - (i) "strongly objects to the project being declared State Significant under Part 3A of the Environmental Planning and Assessment Act 1979 which enables the State Government to remove the decision from Penrith Council which represents our interests, and instead hand control to the Minister for Planning", and
 - (ii) "calls on the Member for Mulgoa, the Hon Diane Beamer MP, and the Minister for Planning, the Hon Tony Kelly MLC, to reject this development application

which has profound adverse impacts on the local environment and the health and wellbeing of local residents”.

2. That this House calls on the Keneally Labor Government to reject the application by Dellara Pty Ltd for a waste facility at Orchard Hills.

(Notice given 12 May 2010)

165. Ms Voltz to move—

1. That this House congratulates the Rudd Federal Government on delivering a responsible and sustainable budget that gives New South Wales its fair share of Commonwealth funding.

2. That this House notes that:

(a) this budget includes:

- (i) \$1.87 billion to be invested in road and rail infrastructure in New South Wales, which includes \$544 million invested in Australian Rail Track Corporation to support upgrading freight rail infrastructure,
- (ii) \$2.1 billion in health and hospital investment, including \$1.1 billion for new hospital beds,
- (iii) \$71 million towards the development of an intermodal terminal precinct at Moorebank in Sydney, and
- (iv) the announcement that work will start on the Hunter Expressway, Kempsey Bypass, the Sapphire to Woolgoolga stretch of the Pacific Highway, the Devils Pulpit stretch of Pacific Highway, the Holbrook Bypass and the Port Botany Rail Line Upgrade Stage 2, and

(b) this budget adds to other Rudd Government commitments under the \$77 billion Nation Building Recovery Plan laid out over three stages to ensure a stronger Australia which included:

- (i) cash payments to pensioners, carers, veterans and families to support the 1.5 million Australians working in the retail and wholesale sectors,
- (ii) the trebling of the first home-owners bonus to support the housing industry,
- (iii) the biggest school modernisation program in Australia’s history.
- (iv) building almost 20,000 units and repairing 45,000 units of social housing,
- (v) local government infrastructure investments through the biggest national partnership with local government ever,
- (vi) rail, roads and port infrastructure, including the first Commonwealth investments ever in urban rail.
- (vii) large-scale building programs in hospitals, universities and TAFEs, and
- (viii) investing up to \$43 billion in a high-speed National Broadband Network that will deliver superfast broadband to 90 per cent of homes, schools and workplaces.

(Notice given 12 May 2010)

166. Mr Catanzariti to move—

That this House:

- (a) notes the Pyrmont Pact, an agreement between the Government and New South Wales commercial fishers to develop a much needed reform process for the industry,
- (b) commends the New South Wales commercial fishing industry for their enthusiasm and co-operation while working closely with the Government on the Pyrmont Pact agenda,

- (c) acknowledges that New South Wales' commercial fishers face many challenges in maintaining economic viability,
- (d) notes recent progress on an adjustment package and online business systems for the industry, and
- (e) supports the Pymont Pact, which will deliver tangible reforms to the commercial fishing sector.

(Notice given 18 May 2010)

167. Ms Cusack to move—

That General Purpose Standing Committee No. 5 inquire into, and report on, the role of the Environmental Protection Authority and the Department of Planning in relation to the Macarthur Resource Recovery Park, Orchard Hills Quarry, and the proposed Orchard Hills waste facility, including:

- (a) the assessment of development applications,
- (b) licensing conditions and monitoring,
- (c) community consultation and complaints handling,
- (d) community concerns regarding illegal dumping, odour emissions, dust and asbestos contamination, and
- (e) any other related matters.

(Notice given 18 May 2010)

168. Ms Robertson to move—

1. That this House notes:

- (a) the important work of the Government's Derelict Mines Program in rehabilitating derelict mine sites in New South Wales to improve safety and environmental conditions, and
- (b) the significant projects completed by the Derelict Mines Program in the past 12 months and the economic and environmental benefits to regional New South Wales.

2. That this House acknowledges the Government's commitment to implementing measures such as the introduction of the Mining Act Amendments and Mining Regulation 2010 to prevent the creation of future derelict mines.

(Notice given 18 May 2010)

169. Mr Catanzariti to move—

That this House:

- (a) supports the New Market Expansion Program established by Industry and Investment NSW,
- (b) acknowledges that the program assists regional firms to develop the confidence and skills to pursue new markets, and break the cycle of dependence on traditional markets and local economies,

- (c) notes the program's upcoming travelling expert workshops on online marketing and social media for local businesses, and
- (d) acknowledges the vital contribution of innovative business practice to a robust economy.

(Notice given 18 May 2010)

170. Mr Khan to move—

1. That this House notes that:
 - (a) the Friends of Nioka and New England Area Palliative Care Services Incorporated is a voluntary organisation committed to keeping the Palliative Care Unit open at Tamworth Referral Hospital and providing funding and services,
 - (b) the Nioka Palliative Care Unit at Tamworth Referral Hospital is currently a stand-alone facility away from the actual hospital having six functioning rooms, and there is often a waiting list to use the facilities,
 - (c) the Nioka Palliative Care Unit has been supported by the Friends of Nioka and has been funded consistently through volunteer work,
 - (d) the Nioka Palliative Care Unit provides a service to the community that is widely recognised,
 - (e) this voluntary group of concerned citizens have valued the need for the Nioka Palliative Care Unit at Tamworth Referral Hospital and have raised substantial funds in the past, including most recently approximately \$500,000 to extend the services to provide a doctors' room, store room, lounge room and to relocate two of the existing bedrooms so that ensuites could be added, and
 - (f) the Friends of Nioka understand that there is a proposal for the Palliative Care Unit to be reduced in size and relocated to a normal hospital ward on the top floor of the building if the redevelopment of Tamworth Hospital proceeds.
2. That this House calls on the Minister for Health to ensure that the redevelopment plans for the Tamworth Referral Hospital do not lead to the closure of the Nioka Palliative Care Unit.

(Notice given 20 May 2010)

171. Ms Cusack to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody or control of the Department of Environment, Climate Change and Water or the Minister:

- (a) all versions of the study by Price Waterhouse Coopers into estimating consumers' willingness to pay for improvements to packaging and beverage container waste management,
- (b) any document by ABARE which reviews the Price Waterhouse Coopers' report,
- (c) any document which relates or refers to the study or to any ABARE review,
- (d) any document created in the last 12 months relating to container deposits, and

- (e) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 20 May 2010)

172. Mr Khan to move—

1. That this House notes:
 - (a) the evidence given by the Chief Executive of NSW Maritime, Steve Dunn, at a Budget Estimates hearing on Monday 14 September 2009, and in particular his understanding of the Legal Branch of NSW Maritime,
 - (b) that during the hearing, Mr Dunn criticised the Sydney Morning Herald stating that their investigations were vexatious, malicious, anonymous allegations,
 - (c) that, prior to Mr Dunn giving evidence, Paul Bertram had been stood aside purportedly because of the result of issues within the Legal Branch of NSW Maritime,
 - (d) that questions were put to the Chief Executive of NSW Maritime in the Budget Estimates hearing on 14 September 2009 regarding Tonette Kelly's Professional Indemnity Insurance and who paid for that insurance,
 - (e) the answers to questions on notice given by NSW Maritime in relation to Professional Indemnity Insurance, and
 - (f) that, in evidence before the Independent Commission Against Corruption, the Chief Executive clarified the situation in relation to his concerns regarding Professional Indemnity Insurance cover gained by NSW Maritime but used by Ms Kelly in her private conveyancing practice.
2. That this House calls on the Minister for Ports and Waterways:
 - (a) to investigate the management and oversight of NSW Maritime by Mr Dunn in relation to the Legal Department of NSW Maritime,
 - (b) to review the practices and procedures of the Legal Department of NSW Maritime,
 - (c) to apologise to the whistleblowers involved in disclosing the corrupt behaviours including, Paul Bertram, and
 - (d) to withdraw Government funding for Tonette Kelly in respect of criminal proceedings bought against her.

(Notice given 20 May 2010)

- * **173. Marine Parks Amendment (Moratorium) Bill 2010**—resumption of the adjourned debate (24 June 2010) of the question on the motion of Mr Brown: That this bill be now read a second time—Mr Robertson speaking. (17 minutes)

174. Italian Republic Day—resumption of the interrupted debate (3 June 2010) of the question on the motion of Mr Catanzariti: That this House:

- (a) notes that 2 June 2010 marks Italian Republic Day, commemorating the day when Italy was proclaimed a republic in 1946,

- (b) acknowledges the long-standing bond that Australians share with Italy, in particular through the contributions of Australians of Italian heritage who have enriched the business, social, sporting and cultural life of New South Wales,
- (c) recognises that over 55,000 people living in New South Wales were born in Italy, and nearly a quarter of a million have Italian heritage, and
- (d) wishes all Australians who share a connection with Italy well for this proud celebration—Mr Catanzariti speaking (12 minutes remaining)

Debate: 2 hours 41 minutes remaining

175. Ms Robertson to move—

That this House notes that:

- (a) public comment is currently being sought on significant changes to the Mining Regulation 2003 and the introduction of an exploration code,
- (b) the purpose of the proposed New South Wales Code for Routine Exploration Activities with Low Environmental Impact is to exempt routine low impact activities carried out in accordance with the Code from Part 5 of the Environmental Planning and Assessment Act 1979, and
- (c) Mr Mal Peters has been appointed to conduct a stakeholder review of key components of the state's minerals and petroleum exploration processes.

(Notice given 1 June 2010)

176. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to amend the Classification (Publications, Films and Computer Games) Enforcement Act 1995 to prohibit the possession of films classified X 18+.

(Classification (Publications, Films and Computer Games) Enforcement Amendment (Banning X 18+ Films) Bill)

(Notice given 2 June 2010)

177. Dr Kaye to move—

1. That this House notes that:

- (a) TAFE NSW suffered a \$50 million reduction in funding over the next three years for the Federal Government's Language Literacy and Numeracy Program (LLNP), including Sydney, South Western Sydney, Illawarra and Riverina Institutes of TAFE losing all of their funding and the Northern Sydney Institute facing an 87 per cent reduction to its funding,
- (b) LLNP funds are delivered by a competitive tendering process that awards contracts to the lowest price bidders that conform to certain minimum quality standards,
- (c) the successful bidders included Mission Australia and the private provider ACL which is a wholly owned subsidiary of the stock exchange listed company Navitas Ltd, and
- (d) as LLNP becomes increasingly market-driven, consequences for New South Wales will include job losses for many part time casual TAFE teachers and a steep decline in pay and conditions for education professionals. For some of the nation's most disadvantaged

students this will mean interruptions to their studies and a decline in the quality of teaching.

2. That this House opposes the inappropriate application of market mechanisms to public education and training, and calls on the Federal Government to reverse its policy of competitive tendering in favour of increased funding and support for the nation's TAFE systems.
3. That this House calls on the New South Wales Minister for Education and Training, the Honourable Verity Firth MP, to lobby the Federal Minister for Education, the Honourable Julia Gillard MP, to:
 - (a) immediately reinstate all of the \$50 million that TAFE NSW has lost as a result of the competitive tendering process for the LLNP funding,
 - (b) end the process of using competitive tendering for vocational education and training programs, as it inevitably results in a race to the lowest levels of pay and conditions for teachers and declining quality of outcomes for students, leading to a massive loss in social and economic benefits, and
 - (c) substantially increase Federal Government funding for TAFE to deliver quality public education and training benefits for all qualified Australians.

(Notice given 2 June 2010)

178. Mr Donnelly to move—

That this House:

- (a) notes the contribution of the 650,000 small businesses to the New South Wales economy,
- (b) acknowledges the significant role of young entrepreneurs in developing new small ventures, and
- (c) congratulates the Government on supporting young entrepreneurs through training and business mentoring programs.

(Notice given 8 June 2010)

179. Dr Kaye to move—

1. That this House notes that:

- (a) the Dalwood Assessment Centre and Palm Avenue School have provided highly effective literacy support services for children from regional, rural and remote New South Wales,
- (b) equivalent intensive services are not available in remote and rural locations in this State,
- (c) the unique combination of a clinical assessment service, an intensive school and a caring and supportive residential facility have contributed to the educational success of hundreds of students from regional, rural and remote New South Wales,
- (d) without these services many regional, rural and remote children will not receive the boost in literacy skills needed to thrive in school and in later life,
- (e) the Government has attempted to close Dalwood and Palm Avenue,
- (f) the last intake for Dalwood and Palm Avenue finishes on 22 June 2010,

- (g) the Expert Advisory Panel investigating the future of services for regional, rural and remote students with literacy needs is not scheduled to finish its report until after this date, effectively closing the service until August 2010 at the earliest, and
 - (h) consequently many students will be left without access to high quality professional diagnosis and treatment.
2. That this House condemns the Keneally Government for destroying the highly successful expert intensive literacy program.
3. That this House calls on the Keneally Government as a matter of urgency to:
- (a) recreate an intensive residential literacy support program drawing together an expert clinical diagnosis team, specialist teachers and a supportive residential service, such as has existed at Dalwood and Palm Avenue; and
 - (b) ensure that that facility be appropriately located to the emotional needs of the students and hence not be sited at or near a major hospital.

(Notice given 10 June 2010)

180. Mr Catanzariti to move—

That this House notes that:

- (a) on 3 July 2008, New South Wales, the Commonwealth and other Murray-Darling Basin jurisdictions entered into the Intergovernmental Agreement for Murray-Darling Basin Reform for the co-operative, efficient and effective planning and management of the Basin's water and other natural resources,
- (b) the Federal Government is investing \$12.9 billion in Water for the Future, a 10-year plan to secure water supplies for all Australians, including in-principle agreement to provide \$1.3 billion for water saving projects across rural and regional New South Wales such as the piping of stock and domestic water supply systems, irrigated farm modernisation, improved water metering, reforming the management of water on floodplains, and for private irrigation infrastructure operators to improve their system efficiency,
- (c) New South Wales led the national water debate for many years and continues to lead the way in water reform, being the first state to separate water title from land title and specifically provide water for the environment by managing over 90 per cent of water extraction in New South Wales through statutory water sharing plans, providing an additional 200 GL per year on average for the environment in the major regulated rivers above that required under the Murray-Darling Basin cap, and investing in water recovery and efficiency programs,
- (d) New South Wales proactively reduced entitlements in six major inland alluvial aquifer systems to ensure the long-term sustainability of the groundwater sources, has led the way in the expansion of interstate water trade and established the Independent Pricing and Regulatory Tribunal to set water prices through a transparent and public process,
- (e) New South Wales, through its efforts to protect the environment, has established water management principles to ensure economic and social wellbeing whilst sharing water for rural and regional cities, towns, industries, seasonal cropping and high security uses such as permanent plantings, and
- (f) irrigation in New South Wales contributes around \$4.6 billion annually to the Australian economy and directly supports the employment of people in rural and regional New South

Wales, and while accounting for the majority of water used in the state, our predominantly annual cropping system directly responds to varying water availability from year to year in order to achieve a balanced outcome between environmental, social and economic needs.

(Notice given 22 June 2010)

181. Ms Robertson to move—

That this House:

- (a) recognises the significance of the annual remembrance of the Myall Creek massacre and the place of the Myall Creek story in both the history of New South Wales and the spirit of reconciliation,
- (b) recognises the importance of historical truth in educating the nation about its past, and
- (c) commemorates the work and commitment of the Myall Creek Memorial Committee, and all those Aboriginal and non-Aboriginal Australians who share their dedication to reconciliation.

(Notice given 22 June 2010)

182. Mr Harwin to move—

1. That this House notes that:

- (a) on 23 June 2010 the NSW Liberal Nationals coalition announced the formation of the South-East Sydney Transport Taskforce to investigate sustainable options to transform the way people move around south-east Sydney,
- (b) the region has major education, health, sporting, entertainment, tourist, business and community hubs which are significant to our city and state, and yet there is no integrated transport strategy for the area, and
- (c) Councillor Bruce Notley-Smith has been a strong, local advocate for better public transport, particularly light rail options to areas such as Kensington, Randwick and Coogee.

2. That this House congratulates:

- (a) the Leader of the Opposition Barry O'Farrell and the Shadow Minister for Transport Gladys Berejiklian for recognizing that the south-east Sydney region needs an integrated approach to public transport to meet the growing demand for public transport services in the area, and
- (b) Councillor Bruce Notley-Smith on his appointment as Chair of the South-East Sydney Transport Taskforce.

(Notice given 23 June 2010)

183. Mr Pearce to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution:

- (a) the “survey” or “piece of research” referred to by the Treasurer in his answer to a question without notice in relation to the State Budget on 22 June 2010 and to which the Treasurer

referred in his answer as, “ ... this document”, as he claimed that, “I believe the document is of a confidential nature ...”,

- (b) any document which refers to the conduct of preparation of the “survey” or “piece of research”,
- (c) any other document which refers to the results of responses to such “survey or “piece of research” or any analysis of those results or responses, and
- (d) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 24 June 2010)

- * 184. Library Amendment (Arrangements for Mutual Provision of Library Services) Bill 2010—**resumption of the adjourned debate of the question on the motion of Ms Cusack: That this bill be now read a second time (5 calendar days from 11 November 2010)—Mr Donnelly. (20 minutes)

185. Mr Gallacher to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of the passing of this resolution, the following documents in the possession, custody or control of the Premier, Treasurer, Minister for the Hunter, Minister for Transport, Minister for Infrastructure, Department of Premier and Cabinet, State and Regional Development, Tourism NSW, Transport NSW, NSW Treasury, Transport NSW, RailCorp, Transport Construction Authority or the Department of Industry and Investment NSW:

- (a) all studies, documents, briefings, background notes or information prepared by the Government or by external parties, relating to any proposal for Light Rail in the city of Newcastle or any other alternative transportation options for Newcastle, and
- (b) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 31 August 2010)

186. Mr Gallacher to move—

That this House:

- (a) acknowledges the NSW Police Force and in particular the NSW Police Force Highway Patrol are the best means by which road rules can be enforced, and consequently road toll be driven down,
- (b) acknowledges that Highway Patrol are the best means by which driver behaviour can be changed and controlled,
- (c) acknowledges that covert speed cameras are not as effective a means for controlling driver behaviour, that a fine in the mail is too late a reminder of dangerous driving, and that only Highway Patrol can stop dangerous drivers and issue infringements on the spot,
- (d) acknowledges that if high visibility policing is deployed for every other kind of anti-social behaviour, it makes no sense that the Government would tackle speeding by using covert cameras,
- (e) condemns the use of covert speed cameras as a revenue raising measure, not a life saving measure, and

- (f) calls on the Government to hand control of their few covert speed cameras over to the NSW Police Force Highway Patrol to be deployed where they can maximise their impact on dangerous driving, instead of maximising their impact on the Government's bottom line.

(Notice given 31 August 2010)

187. National Stroke Week—resumption of the interrupted (9 September 2010) of the question on the motion of Ms Griffin: That this House notes that:

- (a) National Stroke Week commences on Monday 13 September 2010,
- (b) stroke is Australia's second single greatest killer after coronary heart disease and a leading cause of disability, and
- (c) people can show their support through the purchase of a tartan ribbon on Wednesday, 15 September 2010 to support the Stroke Recovery Association, which is a not-for-profit organisation that has been providing support services to stroke survivors and their families since 1977—Ms Westwood speaking. (18 minutes remaining)

Debate: 2 hours 26 minutes remaining

188. Mr Ajaka to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents relating to the CBD Metro project (announced by former Premier Nathan Rees on 24 October 2008), in the possession, custody or control of the Treasurer, NSW Treasury, the Premier, the NSW Department of Premier and Cabinet, the Minister for Transport, the NSW Department of Transport and Infrastructure, Transport NSW, the Minister for Planning, the NSW Department of Planning and Sydney Metro:

- (a) any document which reveals costs incurred or estimates to be incurred due to compensation costs, payments and claims,
- (b) Deloitte and KPMG reports into CBD Metro compensation claims,
- (c) any documents in relation to complaints made by property owners, lessees or small business owners who are dissatisfied with the assessment of their claims, including any reviews,
- (d) any documents in relation to the compensation process, including the time taken to access claims or to provide compensation, and
- (e) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 7 September 2010)

189. Dr Kaye to move—

1. That this House notes that:

- (a) the Balickera pumps that normally transfer storm flows from the Williams River at Seaham Weir to Grahamstown Dam were turned off from May 2008 to May 2010,
- (b) during this period there were a number of storm flow events which would have flushed out any algal growth and would have been available for pumping,

- (c) during this period the level of Grahamstown Dam fell from almost full to less than 77 per cent,
 - (d) in December 2008, Hunter Water Managing Director Kevin Young told the Newcastle Herald that Hunter Water had difficulty promoting the \$477 million Tillegra project during a period of record high storages and Mr Young told the paper that, “It’s a hard message to sell when we have gone through the greatest run of all time over 90 per cent”, and
 - (e) since May 2009, Grahamstown Dam storage levels have been dropping, but in that time over 200,000 ML has gone past the Balickera pumps and it would only take 43,000 ML to fill Grahamstown back up to 100 per cent.
2. That this House notes that:
- (a) Hunter Water’s failure to maintain levels at Grahamstown contradicts their normal operating regime and may potentially result in water restrictions in the Hunter that would not otherwise be required, and
 - (b) Hunter Water has been accused of deliberately running down the region’s water supplies to remove the embarrassment that almost full storages were inflicted on their case for Tillegra Dam.
3. 1. That General Purpose Standing Committee No. 5 inquire into and report on allegations that Hunter Water deliberately manipulated the water levels in Grahamstown dam to bolster their case for Tillegra Dam, and in particular:
- (a) the circumstances leading to the failure to operate the pumps at Balickera for the period May 2008 to May 2010,
 - (b) the allegations that this lack of operation was not caused by technical or water quality issues but by a desire to reduce storage levels to remove the embarrassment to the case for Tillegra Dam caused by an abundance of water in the dams and sand beds,
 - (c) the potential impacts of Hunter Water’s decision to not operate the pumps, including the increased likelihood of water restrictions, and
 - (d) any other relevant matters.
2. That the committee report within three months of the passing of this resolution.

(Notice given 7 September 2010)

190. Dr Kaye to move—

1. That this House notes that:
- (a) the installation of “high-front” guttering in the absence of either appropriate flashing or a 10 millimetre offset from the barge boards or building surface:
 - (i) fails to provide continuous overflow protection,
 - (ii) can result in significant damage to houses from water flowing back into the building structure,
 - (iii) does not conform to Australian Standards AS3500 Plumbing and Drainage Part 3 Stormwater Drainage,
 - (iv) does not conform to Australian Standards AS3500 Plumbing and Drainage Part 5 Domestic Installations,

- (b) installation of many brands of “high-front” guttering in accordance with manufacturers’ instructions is not consistent with compliance with:
 - (i) the Building Code of Australia,
 - (ii) the New South Wales Plumbing Code of Practice,
 - (iii) the Australian Standards, and
 - (c) the absence of compliance renders void householder and other insurance policies that require installation to comply with the Building Code of Australia.
2. That this House calls on the Minister for Fair Trading to instruct NSW Fair Trading to:
- (a) extensively advertise the legal and technical issues raised by high fronted gutters to ensure that building industry personnel across all sectors are aware that:
 - (i) “high-front” guttering without 10 mm offsets or appropriate flashing does not comply with the Building Code of Australia,
 - (ii) there are methods of installation that do comply and that these methods are illustrated using clear diagrams,
 - (b) require gutter manufacturers to
 - (i) place a warning on their websites about the need for compliance with the Building Code of Australia,
 - (ii) provide all purchasers of high-front guttering with a copy of the warning and diagrams that illustrate compliant methods of installation, and
 - (c) ensure that manufacturers and suppliers of gutters remove any false and misleading information from their websites, advertising and brochures.

(Notice given 7 September 2010)

191. Dr Kaye to move—

1. That this House notes that:
- (a) the Government’s trial of ethics as an alternative activity for students who opt out of Special Religious Education (SRE) in public schools has concluded and is being assessed by South Australian academic, Sue Knight,
 - (b) the trial has been highly successful and schools that participated reported positive outcomes for their students,
 - (c) the ethics course has the support of a broad range of faith groups including the Uniting Church, Hindu Council, Islamic Council and the Bahai faith and is not opposed by the Board of Jewish Education,
 - (d) the Uniting Church wrote in its submission to the assessor that it supports the introduction of ethics classes for children who opt out of SRE, stating that “Our support gives priority to the interests of all children, not just those with whom we share faith convictions”, and
 - (e) approximately 70 Parents and Citizens Associations around New South Wales have passed a motion calling on the Minister for Education and Training to change departmental policy to allow secular ethics classes to become an option for children who do not attend scripture classes.

2. That this House calls on all parties to abide by Dr Knight's findings and to guarantee the future of ethics as an alternative for children who opt out of SRE if Dr Knight finds that the trial was successful.

(Notice given 8 September 2010)

192. Mr Shoebridge to move—

That leave be given to bring in a bill for an Act to respect, protect and promote human rights, and for other purposes.

(Human Rights Bill)

(Notice given 21 September 2010)

193. Mr Moselmane to move—

That this House:

- (a) notes that the University of Wollongong has established the Community Leadership and Development Program scholarships,
- (b) congratulates the inaugural recipients, Tabitha Gallanty of Bay and Basin Community Resources, and Maxine Edwards of the Shoalhaven Neighbourhood Centre, and
- (c) notes that these scholarships help to provide improved governance, business and financial management skills to leaders in the Illawarra community sector.

(Notice given 21 September 2010)

194. Mr Foley to move—

That this House notes that:

- (a) 18 to 26 September is NSW Bike Week,
- (b) NSW Bike Week is a Government initiative that raises the profile of cycling as a healthy, easy, low cost and environmentally friendly transport alternative to driving,
- (c) NSW Bike Week provides an opportunity for local communities to participate in organised bicycle events in a safe and supported environment, and
- (d) this initiative complements the Government's NSW State Plan target to increase the mode share of cycling trips made in the Greater Sydney region, at a local and district level, to five per cent by 2016.

(Notice given 23 September 2010)

195. Ms Faehrmann to move—

1. That this House notes:

- (a) the significant risks of coal seam gas extraction to New South Wales aquifers through the dewatering process used to access the gas,

- (b) the potential impacts on neighbouring properties, including residential and agricultural properties, that rely on local aquifers for water supply,
 - (c) the potential for town water supplies to be contaminated and for large volumes of waste water to be generated as a by-product of the extraction process,
 - (d) the potential for methane, a potent greenhouse gas, to leach during extraction, and
 - (e) the potential for land subsidence.
2. That this House:
- (a) calls on the Government to place a moratorium on further coal seam gas exploration and new coal seam gas extraction in New South Wales, and
 - (b) requests that the Minister for Primary Industries commission an independent investigation into the full environmental and social impacts of coal seam gas exploration and extraction.

(Notice given 23 September 2010)

196. Ms Cusack to move—

1. That this House notes the immense natural and cultural significance of Thirlmere Lakes located within Thirlmere Lakes National Park, which are believed to be 15 million years old, the last surviving lakes of their type in the Sydney region, with a unique ecosystem.
2. That this House notes that:
- (a) the Thirlmere Lakes are the headwaters for Blue Gum Creek which is a source of pristine water for Sydney's drinking water supply,
 - (b) the local community holds grave fears as to the unexplained disappearance of water from the lakes,
 - (c) the management plan for Thirlmere National Park states:

“Fluctuations of water level within Blue Gum Creek and the Thirlmere Lakes themselves correspond to variations in the annual average rainfall”, and
 - (d) above average rainfall has occurred in the region in recent months, however water levels at Thirlmere continue to fall.
3. That this House calls on the Minister for Climate Change and the Environment to immediately order an inquiry into the disappearance of water in Thirlmere Lakes, including a review of available science, and make public the report at the earliest opportunity.

(Notice given 19 October 2010)

197. Mr Shoebridge to move—

That leave be given to bring in a bill for an Act to amend the Environmental Planning and Assessment Act 1979 to repeal Part 3A of that Act and to provide for limited classes of critical State infrastructure to be determined at the State level following rigorous public consultation; and for other purposes.

(Environmental Planning and Assessment Amendment (Repeal of Part 3A) Bill)

(Notice given 19 October 2010)

198. Mr Lynn to move—

1. That this House acknowledges that:
 - (a) since Federation in 1901, Australian forces have fought for freedom in the Boer War, two World Wars, the Korean War, the Malayan Emergency, the Indonesian Confrontation with Malaya, the Vietnam War, the Iraq War and in Afghanistan, and
 - (b) more than one and a half million Australians have served in the armed forces since Federation.
2. That this House supports all Australian servicemen and women on active service and peacekeeping missions overseas.
3. That this House acknowledges that the enemy Australian combat soldiers are fighting in Afghanistan:
 - (a) are Islamic extremists who do not subscribe to the Geneva Convention or the Rome Statute applicable to the International Criminal Court or any other humane convention of war,
 - (b) do not wear military uniforms,
 - (c) live amongst the local civilian population, and
 - (d) use women and children as human shields to influence public opinion in the West.
4. That this House acknowledges that Australian troops assigned for combat duty in Afghanistan:
 - (a) comply with the Geneva convention,
 - (b) require an extremely high level of military training to accomplish their assigned missions in Afghanistan,
 - (c) understand the need to comply with authorised Rules of Engagement on combat missions,
 - (d) are trained to react instinctively when fired upon by enemy insurgents in accordance with standard operating procedures,
 - (e) have a prime duty to protect themselves and their mates in a combat situation, and
 - (f) obey Australian military law.
5. That this House calls on the Australian Federal Government to:
 - (a) more clearly define Australia's military objectives in the war in Afghanistan,
 - (b) ensure Australian military troops serving under Australian command on combat missions overseas are subject to Australian military law and not International criminal law,
 - (c) transfer the Director of Military Prosecutions into the Australian Defence Force Chain of Command with the rank of Brigadier reporting directly to the Chief of the Australian Defence Force, and
 - (d) maintain the system of military justice based on Courts Martial to allow for servicemen and women to be judged by peers with active service and combat experience.

6. That this House expresses concern over the delay in the historic decision to prosecute three commandos for manslaughter and other charges related to a combat mission in February 2009.

(Notice given 19 October 2010)

199. Mr Shoebridge to move—

1. That this House notes that:
 - (a) there is allegedly a bullying culture within WorkCover NSW,
 - (b) a 2009 investigation by a WorkCover Safety Inspector into complaints of bullying in the Licensing Solutions Unit of WorkCover concluded that “a pattern” of bullying had been “occurring for years”,
 - (c) WorkCover’s response to this 2009 investigation has been inadequate, as recent media reports make clear,
 - (d) the Minister for Finance, twice when questioned about the findings of this investigation, denied any bullying problem had been found by the Inspector, and
 - (e) Corporate Culture Surveys in 2007, 2008 and 2010 confirm the presence of a number of bullying risk factors within WorkCover.
2. That General Purpose Standing Committee No. 3 inquire into and report on allegations of bullying at WorkCover NSW, and in particular:
 - (a) allegations of bullying within the Licence Processing Unit,
 - (b) the 2009 Safety Inspector’s report into the Licensing Solutions Unit and the effectiveness of the management response,
 - (c) the response of the Minister for Finance to questions about the findings of the Safety Inspector’s investigation,
 - (d) the adequacy of WorkCover’s methods for investigating complaints of workplace bullying in New South Wales workplaces,
 - (e) the need for a separate mechanism to investigate workplace health and safety complaints within WorkCover,
 - (f) the adequacy of WorkCover’s internal Bullying Prevention Policy and Procedures for Reporting Complaints of Bullying,
 - (g) occupational health and safety consultation arrangements within WorkCover to ensure compliance with legislative requirements for occupational health and safety consultation,
 - (h) the risk management arrangements within WorkCover to ensure compliance with the occupational health and safety legislation regarding bullying in the workplace, and
 - (i) WorkCover’s risk assessment for bullying to ensure compliance with the occupational health and safety legislation.

(Notice given 19 October 2010)

200. Dr Kaye to move—

That, under standing order 52, there be laid upon the table of the House within 14 days of the date of passing of this resolution the following documents in the possession, custody or control of the Minister for Water, the NSW Office of Water, or Sydney Water Corporation relating to the 2010 Metropolitan Water Plan:

- (a) the report by the CIE Consulting Group for the Independent Review Panel in respect of the 2010 Metropolitan Water Plan,
- (b) any documents relating to the CIE Consulting Group's report,
- (c) any other study or report into the 2010 Metropolitan Water Plan,
- (d) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 19 October 2010)

201. Dr Kaye to move—

That this House:

- (a) recognises and deplores the human rights violations against Hondurans affiliated with the Honduran National Popular Resistance Front (FNRP),
- (b) recognises that the Honduran Lobo regime is illegitimate, having emerged from a militarised and illegitimate election to which no credible international body sent observers, and which was boycotted by the Honduran National Front Against the Coup (subsequently renamed FNRP),
- (c) deplores the violence used by the Honduran regime against its own citizens engaging in legitimate peaceful protest,
- (d) calls on the Honduran regime to recognise the convoking of a National Constituent Assembly by FNRP,
- (e) supports the call of over 1.3 million eligible voters who signed petitions, referred to as sovereign declarations, calling for reform of the constitution and restoration of conditions for the safe and unconditional return of deposed President Zelaya and over 200 other Hondurans exiled for political reasons,
- (f) condemns the use of water cannons and hundreds of teargas bombs against Hondurans gathered for a FNRP concert in San Pedro Sula on 15 September 2010 during the final collection of sovereign declarations where one participant, Efrain Lopez, died as a result of gas suffocation, and
- (g) calls on the US Department of State to stop lobbying for the return of Honduras to the Organisation of American States (OAS) and other international bodies until democracy and human rights are restored.

(Notice given 26 October 2010)

202. Ms Faehrmann to move—

1. That this House notes that:

- (a) there are significant ongoing threats to biodiversity on the Cumberland Plain, Western Sydney, including particular threats to the endangered Castlereagh and Cumberland Plains Woodlands and Grasslands,
 - (b) of the 107,000 hectares of Cumberland Plain Woodland and Grasslands that covered the Sydney Basin in 1877 less than 8 per cent remain in a few fragmented stands today,
 - (c) the Government refuses to intervene in the clearing of hundreds of hectares of critically endangered Cumberland Plain Woodland at the former ADI Site within the Penrith local government area,
 - (d) one last opportunity exists to sustain viable populations of Western Sydney's flora and fauna, including macrofauna, and this is through establishment of the Cumberland Conservation Corridor - a corridor which links Priority Conservation Sites identified by the Department of Environment, Climate Change and Water, and extends east from Mulgoa Valley Nature Reserve, follows riparian margins of South and Ropes Creek to Wianamatta Regional Park and north to Windsor Downs Nature Reserve,
 - (e) the recently approved Penrith local environment plan (LEP) fails to zone Priority Conservation Sites, which were to be first preference offset acquisitions to satisfy Growth Centres Biodiversity Certification requirements and which are essential components of the Cumberland Conservation Corridor, and
 - (f) significant funding will be available from the Growth Centres Conservation Fund for purchase of privately held lands including for development of the Cumberland Conservation Corridor.
2. That this House calls upon the Government to:
- (a) finalise the DRAFT Cumberland Plain Recovery Plan and take all steps necessary to implement the plan in consultation with the NSW Scientific Committee where necessary,
 - (b) take immediate steps to create a SEPP for the proposed Cumberland Conservation Corridor,
 - (c) establish a steering committee to establish the boundaries of the SEPP, and
 - (d) work with the Deerubbin Land Council to ensure the protection of biodiversity on the Cumberland Plain in areas owned by the council.

(Notice given 26 October 2010)

203. Mr Shoebridge to move—

1. That this House notes that:
 - (a) family members of those struck down by asbestosis are penalised by the application of the Strikwerda Principle,
 - (b) the Strikwerda Principle is that damages received by way of general damages by an estate increase the amount to be distributed to a dependent under the deceased plaintiff's will, and the increased amount is taken into account and deducted from damages that would otherwise be payable to a dependent as a result of the dependency claim,
 - (c) the effect of the Strikwerda Principle is that compensation payable to family members for loss of a partner is often significantly reduced,
 - (d) while recognising that financial compensation cannot replace a loved one, it is unjust to penalise surviving family members twice, and

- (e) the Parliaments of South Australia, Western Australia and Victoria have abolished the Strikwerda Principle.
2. That this House calls on the Government to urgently amend section 12B of the Dust Diseases Tribunal Act 1989 to remove the Strikwerda Principle and allow full compensation to families of people who die as a result of asbestosis.

(Notice given 26 October 2010)

204. Ms Faehrmann to move—

1. That this House notes that:
 - (a) the Grey Headed Flying Fox and Black Flying Fox are listed as a vulnerable species under the Threatened Species Conservation Act 1995 and the Grey Headed Flying Fox is listed as vulnerable under the Environment Protection and Biodiversity Conservation Act 1999 (Cth),
 - (b) flying foxes play an important ecosystem function by providing means of seed dispersal and pollination for many native tree species,
 - (c) flying-foxes breed annually giving birth to only one young each year which is heavily dependent on the mother for at least six months,
 - (d) the Department of Environment, Climate Change and Water continues to issue licences to orchard owners to kill flying foxes,
 - (e) the Department of Environment, Climate Change and Water recognise that habitat loss has meant flying foxes are more affected by weather events and years of native food scarcity, leading them to target urban gardens and commercial fruit orchards,
 - (f) farmers in New South Wales continue to experience financial losses due to damage from flying foxes,
 - (g) an independent report by the NSW Flying Fox Licensing Review Panel in 2009 stated that: “The animal welfare issues that result from shooting as a method of mitigating crop damage caused by flying foxes are unacceptable ethically and legally”,
 - (h) Queensland has banned the shooting of flying foxes, and
 - (i) the Department of Environment, Climate Change and Water advocates that full exclusion netting is the only reliable non-lethal crop protection mechanism to protect fruit crops from damage by flying foxes.
2. That this House calls on the Government to:
 - (a) end the issuing of licences to harm or kill flying foxes,
 - (b) work with commercial fruit orchard owners and other affected growers to develop an economic assistance package for the roll out of full exclusion netting to protect against damage from flying foxes, and
 - (c) protect remaining flying fox habitat from unnecessary destruction.

(Notice given 26 October 2010)

205. Ms Faehrmann to move—

1. That this House notes that:
 - (a) Newcastle Port Corporation has, to date, failed to adequately consult the local community in relation to its project to develop seven new wharf facilities at the old BHP site at Mayfield,
 - (b) the concept plan presented by the corporation to the Minister for Planning estimates that 80 per cent of container freight will move from the port by road with only 20 per cent by rail and that 100 per cent of liquid freight, which is to be fuel, will move by road transport,
 - (c) this would lead to an estimated 1.3 million extra truck movements per year on local streets with a significant amount travelling along the F3 into Sydney, and
 - (d) the concept plan does not include any assessment of cumulative noise and air quality impacts of the project taking into account existing port operations and other traffic generating activities in the area.
2. That this House calls on the Government to:
 - (a) halt the Mayfield container port concept plan approval process,
 - (b) require Newcastle Port Corporation to work with the community to develop an appropriate community consultation process prior to the resubmission of the concept plan,
 - (c) ensure that in any subsequent submission, cumulative noise and air quality are adequately assessed and addressed, and
 - (d) prioritise the development of a New South Wales Freight Strategy that provides guidance to all freight development proposals with a strong emphasis on the majority of freight moving by rail.

(Notice given 28 October 2010)

- * **206. Hurlstone Agricultural High School Site Bill 2009**—resumption of the adjourned debate (18 March 2010) of the question on the motion of Mr Lynn: That this bill be now read a second time—Mr Gay speaking. (18 minutes)

207. Mrs Pavey to move—

1. That this House acknowledges the passing of Dame Joan Sutherland OM, AC, DBE and pays tribute to her magnificent voice and her contribution to the arts in New South Wales, Australia and on the international stage.
2. That this House notes that:
 - (a) Dame Joan achieved international renown after travelling to London as the winner of a singing competition in Sydney, and
 - (b) La Stupenda, as she was dubbed, is regarded as having the greatest voice of the 20th century and led the renaissance of Italian bel canto and French romantic operas, reviving roles of extraordinary difficulty.

3. That this House extends its condolences to Dame Joan's husband, world famous conductor Richard Bonyngé, and her son Adam Bonyngé, who supported her during her illustrious career.

(Notice given 9 November 2010)

208. Mr Colless to move—

That this House notes that:

- (a) Labor stalwart and senior vice president of the Lithgow Branch of the Australian Labor Party (ALP), Howard Fisher, was a regional president of the United Mine Workers Union for 18 years,
- (b) in a recent article in *The Australian*, Mr Fisher is quoted as saying:
 - (i) "You stand up there and say 'Labor will look after you people.' Well, they won't look after you. They've got a track record now that they're not.",
 - (ii) "And we are seeing these dynasties like the Fergusons and others that are coming through that have no Labor roots in as much as having to work as a working class person.",
 - (iii) "One of the greatest indictments of State politics is this God-given right, where union people think they've got the almighty right just to be nominated into the upper house without ever having to face the people. That's absolutely crueLLing the Labor Party.",
 - (iv) "What's really worrying me is that there are people who have got control of the Labor Party that operate out of Sussex Street and the corresponding streets in Melbourne and Brisbane that are dominators.",
- (c) Mr Fisher describes the Labor Party as a party that has become top-heavy, undemocratic, nepotistic, estranged from its traditional base and unable to deliver on its mission to improve the life of working people,
- (d) the Lithgow Trades Hall was opened by Ben Chifley in 1929 at a time when the Lithgow Trades Hall Council spoke with one voice for the workers of the town,
- (e) today the two theatres in the Lithgow Trades Hall, "The Union" and "The Trades Hall", are occupied by a dental surgery and a fitness centre, and
- (f) in the Federal election, held on 21 August 2010, Nationals MP John Cobb secured a 7.3 per cent swing confirming Calare as a safe Nationals' seat, with the ALP recording up to 15 per cent swings against them in Lithgow booths.

(Notice given 9 November 2010)

209. Ms Faehrmann to move—

1. That this House notes that:
- (a) the Roads and Traffic Authority's current plans for the expansion of the M5 Motorway include a rock tunnel and a cut and cover tunnel that would destroy a large segment of land that has been slated for inclusion in the Wolli Creek Regional Park,
 - (b) the local community has spent significant time and resources regenerating and revegetating the area that would be consumed by the tunnel's construction,
 - (c) Ron Christie's independent public inquiry into a long-term public transport plan for Sydney reported that "for access to Sydney's CBD... road building solutions – whether road widening or new roads – are destined to fail",

- (d) there is ongoing community concern about health impacts from vehicle emissions near the existing M5 stacks, and
 - (e) the plan to expand the M5 Motorway represents a failure to invest in public transport and rail freight infrastructure.
2. That this House calls on the Government to:
- (a) take action to fast-track the gazettal of the Wollie Creek Regional Park in its promised entirety of 50 hectares,
 - (b) reject new and expanded motorways as a mean of reducing vehicle congestion, and
 - (c) increase investment in public transport services into Sydney's south west.

(Notice given 9 November 2010)

210. Ms Ficarra to move—

1. That this House notes that:
- (a) on Friday 8 November 2010, 1,200 people, including the Premier of New South Wales and the Leader of the Opposition, attended the Sydney Convention Centre to celebrate 25 years of outstanding work in radio by Mr Alan Jones AO, and
 - (b) funds raised from the event were donated to Youth Off The Streets and The Day of Difference Foundation.
2. That this House congratulates Alan Jones on his 25th anniversary in radio and acknowledges his extraordinary contribution to the people of New South Wales, sporting, community and charitable organisations.

(Notice given 9 November 2010)

- * 211. Dust Diseases Tribunal Amendment (Damages—Deceased's Dependents) Bill 2010**—resumption of the adjourned debate (2 December 2010) of the question on the motion of Mr Shoebridge: That this bill be now read a second time—Mr Donnelly. (20 minutes)

212. Ms Westwood to move—

That this House notes that:

- (a) one year has passed since the Government abolished the restrictive Place of Public Entertainment (PoPE) process,
- (b) the abolition of the PoPE process, together with licensing changes through the Liquor Act 2007, has resulted in a steady increase in opportunities for live music in local communities across New South Wales, and
- (c) almost 50 new live music venues have opened in New South Wales over the past year, as well as cafes, restaurants and other venues re-introducing live music to their normal operations.

(Notice given 9 November 2010)

213. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to restrict the establishment and operation of brothels, sex shops and other sex-related businesses within 200 metres of any school, pre-school or child care centre.

(Child Protection (Location of Brothels, Sex Shops and Other Sex-related Businesses) Bill)

(Notice given 9 November 2010)

214. Ms Robertson to move—

1. That this House notes that:

- (a) the New South Wales Liberal Party and The Nationals are completely confused about the moratorium on new mining projects called for by the NSW Farmers Association,
- (b) the Opposition spokesman on Mining, the Hon. Duncan Gay MLC, initially responded to the moratorium by saying:
“We’re not ruling it out... parts of our policy hang off this moratorium and were things that we actually develop, so obviously we’re going to agree with those.”,
and
- (c) the following day, the Hon. Duncan Gay MLC performed a complete backflip by patronising the NSW Farmers Association’s proposal on ABC radio, when he said:
“It’s almost cute... the announcement is becoming unhelpful. It’s forced people back into their corners, and sadly it’s taken us back another month or two months rather than taking us forward.”

2. That this House calls on the Opposition to get its act together and support the New South Wales’ mining industry and farmers instead of playing silly games and jeopardising the future of country communities.

(Notice given 9 November 2010)

215. Ms Faehrmann to move—

1. That this House notes that:

- (a) oral health is one of the areas of greatest health inequity in New South Wales,
- (b) people from the lowest socioeconomic groups have fewer teeth, are more likely to have all of their teeth missing, and have poorer oral health outcomes than other groups,
- (c) in rural and regional areas, people are more likely to have tooth decay, more likely to have no natural teeth, have less frequent check-ups and have fewer preventative treatments compared to urban residents,
- (d) Aboriginal people have significantly higher levels of gum disease, tooth decay and greater numbers of missing teeth than the general population,
- (e) poor oral health is linked to poor physical and mental health,
- (f) tooth loss is associated with impaired eating, poor nutrition and weight loss, anemia and gastrointestinal conditions, and diet-related ill health,

- (g) periodontal disease and poor oral hygiene is associated with aspiration pneumonia, a leading cause of mortality in older Australians, and increased risk of heart disease and stroke,
 - (h) oral infection in adults, such as viruses, bacteria and yeasts, is associated with diabetes, hardening and narrowing of the arteries, heart and cerebrovascular disease, preterm or low birth weight babies, osteoporosis, pulmonary diseases and disorders, respiratory illness, and renal disease,
 - (i) oral infection in children is associated with otitis media, that is, middle ear infection, delayed growth and development, and can lead to future orthodontic needs,
 - (j) the effect of dental disease or tooth loss on physical appearance can lead to a loss of self-esteem, restrictions on social and community participation, and impede a person's ability to gain employment, further entrenching the cycle of disadvantage and social exclusion,
 - (k) the majority of oral disease and tooth loss is preventable,
 - (l) dental caries, or tooth decay, is the most prevalent health problem in Australia,
 - (m) periodontal disease, or gum disease, is the fifth most common health problem in Australia,
 - (n) section B9 of the Council of Australian Governments (COAG) National Health and Hospitals Network Agreement asserts that the states will have continuing policy and funding responsibility for existing public dental services,
 - (o) New South Wales has the lowest public dental funding per capita of any state or territory,
 - (p) as of May 2010, there are over 120,000 people on public dental waiting lists in New South Wales, and over 25,000 of these are children,
 - (q) systemic barriers to accessing dental services are the main cause of continuing inequities in oral health for low income and disadvantaged people in New South Wales, and
 - (r) good oral health is fundamental to overall health and wellbeing.
2. That this House:
- (a) congratulates the NSW Oral Health Alliance for their work advocating for improved public dental services in New South Wales, and
 - (b) commits to taking steps necessary to reduce oral health inequities in New South Wales.
3. That this House calls on the Government to:
- (a) recognise its funding responsibility for public dental services,
 - (b) increase funding for public dental services in New South Wales,
 - (c) take appropriate steps to enhance public dental infrastructure, and
 - (d) commit to actions that address oral health inequities within the community.

(Notice given 9 November 2010)

216. Mr Shoebridge to move—

1. That this House notes that:

- (a) the Waverton Peninsula Strategic Masterplan was agreed to by the Government and North Sydney Council in 1999 after a significant period of cooperation and consultation,
 - (b) this plan was to guide decisions about the future of the Berry's Bay Maritime Precinct,
 - (c) the public tender criteria issued by NSW Maritime required compliance with the Masterplan,
 - (d) the final tender selected is not compliant with the Masterplan, which represents a significant departure from agreed policy and a further use of Part 3A of the Environmental Planning and Assessment Act 1979 to remove decision-making powers from local councils,
 - (e) the successful tender includes a five-story office block as well as two and three storey retail blocks and an excessive number of marina berths on our harbour,
 - (f) a harbourside business park is an overdevelopment of the Berry's Bay Maritime Precinct, and
 - (g) responses to questions during Budget Estimates indicate that the Masterplan was not included as one of the weighted criteria used in the tender assessment process.
2. That this House calls on the Government to:
- (a) condemn the selection and tender process conducted on behalf of the Government by NSW Maritime which significantly breaches the Waverton Peninsula Strategic Masterplan and the planning regulations of North Sydney Council, as well as facing significant community opposition,
 - (b) return decision making power for Berry's Bay to North Sydney Council, and
 - (c) ensure that the development complies with the Waverton Peninsula Strategic Masterplan and North Sydney Council's planning regulations in any decision made by the Minister under Part 3A.

(Notice given 11 November 2010)

217. Mr Khan to move—

1. That this House notes that:
 - (a) on Wednesday 10 November 2010, whilst a question was being asked by the Hon Greg Pearce MLC during Question Time, the Hon Christine Robertson MLC made a negative remark regarding The Nationals candidate for Tamworth, Mr Kevin Anderson,
 - (b) in response to that negative remark the Hon Trevor Khan MLC observed that Mr Kevin Anderson had been preselected by 4,300 voters of Tamworth,
 - (c) in response to the exchange the Treasurer, the Hon Eric Roozendaal MLC, said "they're all sheep",
 - (d) in subsequent media comments the Hon Christine Robertson MLC misleadingly asserted that the remarks by the Hon Eric Roozendaal MLC were a reference only to National party voters in the Tamworth electorate,
 - (e) The Nationals candidate for Tamworth, Mr Kevin Anderson, was preselected following an open community preselection that entitled all voters on the electoral roll in the Tamworth electorate to vote irrespective of their political affiliation,

- (f) approximately 4,300 electors from across the Tamworth electorate participated in the open community preselection held on 26 June 2010.

2. That this House:

- (a) calls on the Hon Christine Robertson MLC to apologise to the people of the Tamworth electorate for her published remarks, and
- (b) calls upon the Treasurer to apologise to the House and the people of the Tamworth electorate for his description of the voters as “sheep.”

(Notice given 11 November 2010)

218. Dr Kaye to move—

That leave be given to bring in a bill for an Act to amend the Electricity Supply Act 1995 to increase the rate at which certain small retail customers are paid for electricity supplied to the network under the solar bonus scheme.

(Electricity Supply Amendment (Restoration of Solar Bonus Scheme) Bill)

(Notice given 11 November 2010)

219. Ms Faehrmann to move—

1. That this House notes that:

- (a) most breeding pigs in New South Wales are housed in intensive indoor systems known as sow stalls,
- (b) sow stalls are small concrete and metal cells – barely big enough to fit the sows themselves – which prevent them from expressing their natural behaviours or even from turning around, restricting movement to a small step backwards or forwards,
- (c) sows will spend the majority of their adult lives in these stalls, which leads to psychological distress, muscle loss and general suffering,
- (d) pigs are known to be intelligent and social animals,
- (e) the recent decision of the Tasmanian Government to phase out the use of sow stalls by 2017, and
- (f) Coles supermarkets recently announced a ban on selling pork that is sourced from farms that use sow stalls, to be self-imposed from 2014.

2. That this House calls on the Government to immediately introduce measures to phase-out the use of sow stalls.

(Notice given 11 November 2010)

220. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to provide for the involuntary rehabilitative care of persons with severe substance dependence; to amend the Drug and Alcohol Treatment Act 2007; and for other purposes.

(Rehabilitation of Persons with Severe Substance Dependency Bill)

(Notice given 23 November 2010)

221. Mr Veitch to move—

That this House:

- (a) acknowledges that the Federal Labor Government is building outstanding Trade Training Centres in local schools to enable young people to gain Certificate II and III qualifications whilst still at school,
- (b) notes that the Federal Liberal Party opposed Trade Training Centres being built in local schools and were going to stop them, and
- (c) calls on the New South Wales Liberal and National parties to explain why they want to close Trade Training Centres down in our local high schools.

(Notice given 23 November 2010)

222. Ms Robertson to move—

That this House:

- (a) acknowledges that water and water infrastructure are important community assets,
- (b) notes with concern the failure of the New South Wales Liberal and National parties to commit to not privatising water assets like Sydney Water, and
- (c) calls on the Opposition to make clear their plans for the ownership of water infrastructure across New South Wales before the March 2011 election.

(Notice given 23 November 2010)

223. Revd Mr Nile to move—

That leave be given to bring in a bill for an Act to amend the Crimes Act 1900 to create a specific offence under that Act for the destruction of a child in utero (other than in the course of a medical procedure); and for other purposes.

(Crimes Amendment (Destruction of Child in Utero—Zoe's Law) Bill)

(Notice given 24 November 2010)

224. Mr Cohen to move—

1. That this House notes that:

- (a) the location of the proposed Byrrell Creek dam in the Tweed Shire is an area of high conservation value with environmentally significant flora and fauna and construction of the dam would impact on threatened species and habitat,
- (b) the Byrrell Creek dam is in a location where there are a number of important Aboriginal sites which would be inundated or impacted on by construction of the dam,
- (c) the construction of Byrrell Creek dam would lead to the inundation of 400 hectares of land and a portion of the Mebbin National Park,
- (d) the Draft Water Sharing Plan for the Tweed River Area unregulated and alluvial water sources placed a prohibition on construction of a new dam at Byrrell Creek and the NSW Weirs Policy discourages construction of new on-river storages,

- (e) the local community are vehemently opposed to the construction of a new dam in this area, and
 - (f) there are other options to increase water capture and reduce water use for household and commercial properties in this area, including the use of water tanks and water efficient appliances.
2. That this House calls on the Government to maintain the prohibition on construction of a new dam at Byrrell Creek

(Notice given 24 November 2010)

225. Dr Kaye to move—

That leave be given to bring in a bill for an Act to amend the Education Act 1990 to provide for a secular alternative to special religious education of children at government schools.

(Education Amendment (Access to Ethics Classes) Bill)

(Notice given 25 November 2010)

226. Dr Kaye to move—

1. That this House commends the Government for denying planning approval to Hunter Water's proposal for Tillegra Dam on the Williams River, and in particular applauds its decisions to:
- (a) not consider another dam in the Hunter,
 - (b) work with local communities in this region to develop new ways to secure water supplies,
 - (c) request the Independent Pricing and Regulatory Tribunal to lower water bills and instruct Hunter Water to refund monies paid in respect of the proposal,
 - (d) instruct the Office of Water to begin developing a new plan to secure water supply for the Lower Hunter,
 - (e) create an Independent Review Panel, which will scrutinise the work of the Office of Water before presentation to the Government, and
 - (f) ask Hunter Water to start negotiations with people whose land was purchased with the provision of a buy back clause, as part of planning for Tillegra Dam.
2. That this House calls on the Government to:
- (a) develop a plan to cause Hunter Water to relinquish ownership of all land that has been purchased for the construction of the dam that pre-proposal owners do not wish to purchase back, including the development of a national park or other legislated reservation that protects the riparian zone on the Williams River and tributaries from further water use development,
 - (b) ensure that land other than that which is re-purchased by the previous land owners, is sold in accordance with the minimum lot sizes specified in the Local Environment Plan,
 - (c) appoint genuinely independent experts and community members to the Independent Review Panel, including water resource and planning specialists who may come from outside of the Hunter, and

- (d) acknowledge that desalination should only be deployed as a last resort option in a water supply emergency and that there are many other lower environmental impact, lower cost options that should be developed and implemented well in advance of any commitment to a desalination plant for the Hunter.

(Notice given 30 November 2010)

227. Ms Cotsis to move—

1. That this House notes that:
 - (a) the Government has secured the State's solid-gold AAA credit rating,
 - (b) the Government has improved the State's credit rating to AAA stable at the height of the global financial crisis, a sign of the State's strong economic management,
 - (c) the New South Wales' budget is back in surplus, two years earlier than forecast,
 - (d) there will be budget surpluses of a combined \$3.15 billion over the next four years, or an average of around \$800 million a year,
 - (e) the Government has committed to the biggest infrastructure program in New South Wales' history, with \$62.2 billion over the next four years supporting up to 155,000 jobs,
 - (f) there is strong support for the State's business sector, with a double cut to payroll tax this year,
 - (g) from Saturday 1 January 2011, New South Wales will have the lowest payroll tax rates the State has seen in more than 20 years,
 - (h) since 1995, the New South Wales Labor Government will have cut the payroll tax rate from the 7 per cent left behind by the last Coalition Government to 5.45 per cent,
 - (i) since July 2000, more than \$7.25 billion has been provided in benefits to New South Wales' first home buyers with more than 472,000 grants handed out,
 - (j) the Government has abolished eight major taxes, including debits tax, hiring duty and mortgage duty on residential properties,
 - (k) the New South Wales' economy has experienced six straight quarters of economic growth,
 - (l) six consecutive quarters of growth in State Final Demand never occurred during the period of the last Coalition Government between 1988 and 1995, and
 - (m) the Government has cut workers compensation premiums six times by 32.5 per cent over five years.
2. That this House congratulates the Treasurer, the Hon. Eric Roozendaal MLC, for his strong management of the New South Wales economy, particularly through the worst global economic downturn in almost a century.

(Notice given 30 November 2010)

228. Ms Westwood to move—

That this House commends and congratulates the Keneally Government for the growth in disability services achieved through the first five years of “Stronger Together”.

(Notice given 30 November 2010)

229. Mr Catanzariti to move—

That this House:

- (a) notes a significant decrease in crime rates over the past decade, with 17 out of 17 major crime categories either falling or stable in New South Wales,
- (b) notes that police numbers have increased by more than 20 per cent since Labor was elected, with a current authorised strength of 15,556,
- (c) notes the Government’s commitment to increase the authorised strength by another 400 by the end of 2011, bringing the authorised strength to nearly 16,000,
- (d) commends the Government for overseeing the allocation of approximately 33 per cent of New South Wales’ police officers to rural and regional areas,
- (e) commends the Government for its record \$2.8 billion investment in the NSW Police Force this financial year,
- (f) notes that the Government has invested record resources and provided state-of-the-art equipment to the NSW Police Force, including tasers to all frontline officers, load bearing vests and automatic number plate recognition technology,
- (g) congratulates the Government for its \$166 million capital investment in this year’s budget which includes over \$67.5 million committed this financial year to current works in progress for police properties as part of the Government’s program to build and upgrade 37 police stations,
- (h) praises the Government for giving police the powers they need to crack down on crime, including harsher penalties for people who endanger the lives of police and the community by instigating a pursuit and allowing our law enforcement agencies to target organised crime through tough new unexplained wealth laws, and
- (i) commends the Police Minister, the Hon. Michael Daley, for his strong support of the NSW Police Force.

(Notice given 30 November 2010)

230. Ms Faehrmann to move—

1. That this House notes that:

- (a) there is overwhelming public support for marriage equality in Australia,
- (b) a growing number of jurisdictions overseas have legislated for marriage equality including the Netherlands, Belgium, Norway, Spain, Canada and South Africa,
- (c) constitutional law expert Professor George Williams has advised that marriage equality laws can be enacted by the states, and
- (d) the Australian Greens' Marriage Equality (Amendment) Bill 2010 is currently before the Federal Parliament.

2. That, in the event that the Federal Parliament fails to legislate for marriage equality in 2011, this House calls on the New South Wales Government to legislate to allow marriage between adults in New South Wales regardless of sexual orientation, sex and gender identity.

(Notice given 30 November 2010)

231. Ms Robertson to move—

1. That this House notes:
 - (a) the Government's State Plan goal of reducing rates of reoffending by 2016, and
 - (b) the Government has introduced several innovative court programs targeting recidivism, including the Drug Court, the Magistrates Early Referral Into Treatment (MERIT) program and the Court Referral of Eligible Defendants Into Treatment (CREDIT) program.
2. That this House congratulates the Government for its dedication in tackling recidivism by forcing criminal offenders to address the causes of their offending behaviour.

(Notice given 30 November 2010)

232. Mr Shoebridge to move—

1. That this House notes that:
 - (a) when first introduced, the Environmental Planning and Assessment Act 1979 (EPAA) was regarded as delivering one of the best planning systems in the world, with the right balance of consultation, local planning control and state significant development,
 - (b) Part 3A of the EPAA, introduced by this Labor Government in 2005, supported by the Coalition and opposed only by the Greens, is the latest in a long line of measures implemented by governments of the day over the past 30 years to systematically dismantle the EPAA,
 - (c) Part 3A of the EPAA gives the Minister for Planning the power to approve developments of minimal state significance, and which have no regard for environmental impact, sustainable development, the local environment, appropriate built form or community opinion,
 - (d) when it was first introduced the Government said Part 3A was intended to be used for State Significant Infrastructure, defined as major transport infrastructure and public utilities, however since the inception of Part 3A, the Government has invested in practically no major transport infrastructure or public utilities,
 - (e) since 2005, Part 3A has not been used to deliver much needed infrastructure and has instead been used for predominantly profit-driven rather than state significant development, including shopping centres, hotels, private marinas and high-rise apartment buildings,
 - (f) the effect of Part 3A has been to let developers and decision makers escape public scrutiny with community consultation relegated to a developer driven checklist on the way to an inevitable political approval,
 - (g) developers use Part 3A of the planning system to bypass local councils, community concerns and local planning regulations with the only significant result being inappropriate and ill-considered development,

- (h) Part 3A has undermined public confidence in the planning system and the Government due to a lack of transparency and decisions that have contradicted local planning controls, and
 - (i) the New South Wales Coalition initially promised to repeal Part 3A and return local planning decisions to local communities, yet this promise rings hollow without a commitment from the Opposition to any more than a two year review of the planning system, during which time, being the first half of the next parliament, Part 3A development proposals will continue to be approved at the discretion of the Minister for Planning and the only difference will be that the Minister will be from the Coalition and not the Australian Labor Party.
2. That this House calls on the Government, and any incoming government, to:
- (a) place an immediate moratorium on the approval by the Minister for Planning of any existing applications under Part 3A approvals,
 - (b) repeal Part 3A of the EPAA,
 - (c) immediately move to establish an independent state planning commission, with membership endorsed by a resolution of each House of Parliament, supported by a minimum of 75 per cent of the members of each House to avoid cronyism,
 - (d) refer all existing Part 3A applications to the independent state planning commission with a requirement that they be assessed in accordance with all applicable local, regional and state planning regulations, laws, instruments and plans,
 - (e) commit to replacing Part 3A with a transparent assessment process that:
 - (i) is used only for major transport, infrastructure and public utilities or developments with building costs greater than \$100 million,
 - (ii) is bound by local planning controls and relevant state legislation,
 - (iii) is not assessed by the Minister for Planning, but instead by the independent state planning commission,
 - (iv) returns the balance to the New South Wales planning system with genuine public consultation, and
 - (f) return all other planning decisions to local councils to be determined in close consultation with their local community.

(Notice given 30 November 2010)

233. Ms Robertson to move—

1. That this House commends the Government for its record \$15.5 billion investment in health services this financial year.
2. That this House notes that:
 - (a) this is a 192 per cent increase in funding since the last time the Coalition held office,
 - (b) the capital works program in 2010-11 is \$918 million, almost double that of 1994-95, and
 - (c) the Government has increased the health workforce with 39,395 nurses and 8,512 medical full time equivalent staff employed across our hospitals and community health.
3. That this House:

- (a) congratulates the Government on remaining the nation's best performer in terms of nationally agreed emergency department triage benchmarks, with patients more likely to be seen in a clinically appropriate time in a New South Wales Emergency Department than anywhere else in the country,
- (b) praises the Government for consistently performing well in elective surgery, with the highest percentage of elective surgery patients seen within the recommended clinical timeframes, based on the Australian Institute of Health and Welfare report entitled 'Australia's Health 2010',
- (c) praises the Government for reaching an agreement on health reform with the Commonwealth that has led to an additional \$1.2 billion for state health services in New South Wales and contributed to the opening of 488 beds in 2010-11,
- (d) commends the Government for a health system that has led to many positive outcomes in health, as outlined in the recent Chief Health Officers report, including an increase in life expectancy, declining death rates for cardiovascular disease and the most common forms of cancer, and
- (e) commends the Minister for Health, the Hon. Carmel Tebbutt MP, for her tireless work to deliver the best possible health care to the people of New South Wales.

(Notice given 30 November 2010)

234. Dr Kaye to move—

- 1. That this House notes that:
 - (a) there has been a long-running armed conflict in the Philippines since 1969,
 - (b) both President Benigno Aquino III and the National Democratic Front of the Philippines have expressed the desire to resume the peace negotiations between the Government of the Republic of the Philippines and the National Democratic Front of the Philippines which began in 1992 and were suspended in 2005,
 - (c) President Aquino has taken a positive step by appointing a new negotiating panel headed by former human rights lawyer Alexander Padilla, and
 - (d) the Royal Norwegian Government is the third party facilitator of these peace negotiations and is actively supporting the resumption of the peace negotiations.
- 2. That this House:
 - (a) urges the immediate resumption of peace talks between the National Democratic Front of the Philippines and the Government of the Republic of the Philippines,
 - (b) recognises and supports the call on 12 October 2010 of the Philippine Ecumenical Peace Platform, headed by the Most Reverend Deogracias S. Iniguez Junior, for the resumption of the peace talks between the National Democratic Front of the Philippines and the Government of the Republic of the Philippines,
 - (c) encourages the Government of the Republic of the Philippines to take all measures necessary to ensure all agencies and arms of its administration, including the military and the police services, adhere to the Comprehensive Agreement on Respect for Human Rights and International Humanitarian Law signed between the Government of the Republic of the Philippines and the National Democratic Front of the Philippines signed on 16 March 1998,

- (d) welcomes the opportunity for the peace negotiations between the Government of the Republic of the Philippines and the National Democratic Front of the Philippines, and
- (e) encourages both parties to engage in a wholehearted effort to address the basic causes of the long-running conflict and expresses sincere hopes for their success.

(Notice given 30 November 2010)

235. Mr Brown to move—

That leave be given to bring in a bill for an Act to amend the Water (Commonwealth Powers) Act 2008 and certain other Acts to enact Part 4 of the Agreement on Murray-Darling Basin Reform and to have the NSW Government withdraw from the agreement to refer to the Commonwealth certain matters relating to the management of water; and for other related purposes.

(Water (Commonwealth Powers) Amendment Bill)

(Notice given 1 December 2010)

236. Mrs Pavey to move—

That, under standing order 52, there be laid upon the table of the House and made public without restricted access, within 10 days of the date of passing of this resolution, the following documents in the possession, custody or control of the Minister for Health or the Department of Health:

- (a) the data for the 2009-2010 years, provided by the Government to the Federal Government according to the National Healthcare Agreement for the Admitted Patient Care National Minimum Data Set (APCNMDS), in ASCII text file format with information and instructions to enable the data file to be divided into the designated fields including, but not limited to, the data type, format, and the maximum character length for each data element,
- (b) that any data fields which, taken together, would potentially identify individual patients and thereby form the basis of a grounds for claiming privilege of the data sets, specifically data items on State record identifier, person identifier, sex, date of birth, country of birth, Indigenous status, area of usual residence and postcode, be removed from the data set prior to being returned to the House and, if possible, include a field for year of birth only, separated from day and month of birth, and
- (c) any document which records or refers to the production of documents as a result of this order of the House.

(Notice given 1 December 2010)

237. Ms Griffin to move—

1. That this House notes that:
 - (a) the Government has made strong achievements in the portfolio of Community Services,
 - (b) Community Services received a 7 per cent boost of \$107 million to its budget in 2010-2011, bringing the total investment by the Keneally Government to \$1.67 billion, supporting children, families and communities in New South Wales,
 - (c) funding includes \$244.3 million for community building and community support funding, \$337.7 million for early intervention and prevention services, including Brighter Futures, \$408.8 million in funding to the New South Wales statutory child protection system and \$680.2 million to support children in out-of-home care,

- (d) the Government has a strong commitment to child protection reform, and has performed in delivering 'Keep Them Safe', the response to Commissioner Wood's inquiry, backed by more than \$750 million of dedicated funding, and
 - (e) in September 2010, there were over 2,500 caseworkers delivering front-line services in New South Wales, an increase of more than 1,000 since June 2003.
2. That this House notes:
- (a) the Government's legislative achievements, including making adoption easier through amending the Adoption Act 2000, making altruistic surrogacy easier, and removing discrimination against same-sex couples adopting,
 - (b) the increase in childcare quality through the Government's increase in the ratio of carers to children in New South Wales preschools and childcare centres, from 1:5 to 1:4,
 - (c) the Government's commitment of an extra \$10 million to the Community Services Grants Program, and
 - (d) the Government's commitment to the innovative Staying Home Leaving Violence program, being rolled out across 18 locations throughout New South Wales.
3. That this House commends the Minister for Community Services, the Hon Linda Burney MP, for her commitment to child protection and child welfare.

(Notice given 1 December 2010)

238. Ms Faehrmann to move—

1. That this House notes that:
- (a) since 2005 Rocla Materials Pty Ltd has been sand mining at Calga and has taken water and interfered with groundwater,
 - (b) Rocla's own Environmental Assessment in 2004 stated that 91.75 ML of water was required to undertake the mining activities as at July 2008, rising to 115.5 ML by Nov 2009,
 - (c) until 14 January 2010 Rocla Materials held no water access licences and that the licence held from that time was for 52 ML/yr,
 - (d) the potential that Rocla Materials Pty Ltd breached the Water Management Act 2010 by operating for five years between 2005 and 2010 without a water access licence,
 - (e) there is a current Part 3A application to extend the Rocla sand mine into two groundwater dependent ecosystems, and
 - (f) within the Part 3A application Rocla says their current sand mining requires 178 ML/yr of water, and that they won't need more water to extend the mine.
2. That this House:
- (a) calls on the Government to take action to require Rocla to cease any further activities until all issues concerning compliance with the existing conditions of consent are investigated,
 - (b) calls on the Minister for Planning to refuse the application to extend the Calga sand mine in order to protect the Kulnura Mangrove Mountain aquifer and its groundwater dependent ecosystems, and

- (c) requests that the Minister for Water order an investigation into the failure of Rocla to hold a water licence for the period 2005 to February 2010.

(Notice given 1 December 2010)

239. Dr Kaye to move—

1. That this House notes that the Keneally Government has pushed ahead with its so-called electricity reform plan that includes the sale of the state-owned electricity retailers and the rights to trade the output of the state-owned power stations (Gentrader contracts) despite significant and damaging barriers, including:
 - (a) the failure to secure an outcome from the informal reviews conducted by the Australian Consumer and Competition Regulator into the eligibility of Origin Energy Limited and AGL to purchase certain New South Wales electricity assets, creating on-going uncertainty for other bidders and for the process itself,
 - (b) the imminent expiry of coal supply contracts and consequent risk in future fuel prices for the power stations, creating unresolved uncertainty about key input costs for the potential purchasers of Gentrader contracts,
 - (c) the failure to find a private developer for the Cobbora coal fields prepared to provide low cost fuels to the power stations, requiring the government to act as its own colliery developer and possibly subsidise Gentrader profits, adding further to the uncertainty for bidders for Gentrader contracts,
 - (d) a lack of resolution in respect of the form and quantum of any future price on carbon emissions and its impact on the profitability and competitiveness of coal-fired power stations, adding yet more uncertainty to the projected bottom line profits for Gentrader contracts,
 - (e) the global financial crisis and its impact on the availability of capital and the willingness of bidders,
 - (f) repeated failures to meet deadlines and milestones in the privatisation process, and
 - (g) the levels of complexity created by the Gentrader structure.
2. That this House expresses grave concern that these barriers will lead to an outcome that will:
 - (a) substantially undervalue the assets and result in a loss of net present value for the New South Wales community,
 - (b) drive up electricity prices and household electricity bills, particularly affecting low income households and pensioners,
 - (c) result in the loss of hundreds of jobs in the sector, and
 - (d) weaken the ability for this State to respond to the urgent need to reduce greenhouse gas emissions.
3. That this House condemns the Treasurer, the Hon. Eric Roozendaal MLC, for:
 - (a) continuing with the power privatisation, despite repeated warnings of adverse outcomes, and
 - (b) repeatedly refusing to provide candid and informative answers to questions about the process, leaving the House and the people of New South Wales without quality information about the future of these crucial public resources.

4. That this House expresses a lack of confidence in Treasurer, the Hon. Eric Roozendaal MLC, who has pursued a power privatisation agenda that is not in the best interests of the State.

(Notice given 1 December 2010)

* Council Bill

COMMITTEE REPORTS—ORDERS OF THE DAY

(Debate on committee reports takes precedence after Questions on Wednesdays according to sessional order)

1. **Joint Standing Committee on Electoral Matters:** Report No. 2/54 entitled “Public funding of election campaigns”, dated March 2010: resumption of the adjourned debate (20 October 2010) of the question on the motion of Mr Veitch: That the House take note of the report—Mr Veitch speaking. (13 minutes remaining)
2. **General Purpose Standing Committee No. 5:** Report No. 32 entitled “The inquiry into the RSPCA raid on the Waterways Wildlife Park”, dated September 2010: resumption of the interrupted debate (10 November 2010) of the question on the motion of Mr Cohen: That the House take note of the report—Mr Cohen speaking. (10 minutes remaining)
3. **General Purpose Standing Committee No. 2:** Report No. 35 entitled “The Building the Education Revolution Program”, dated September 2010: resumption of the adjourned debate (21 September 2010) of the question on the motion of Ms Parker: That the House take note of the report—Ms Parker speaking. (14 minutes remaining)
4. **Committee on the Independent Commission Against Corruption:** Report No. 10/54 entitled “Proposed amendments to the Independent Commission Against Corruption Act 1988”, dated September 2010: resumption of the adjourned debate (21 September 2010) of the question on the motion of Revd Mr Nile: That the House take note of the report—Revd Mr Nile speaking. (15 minutes remaining)
5. **General Purpose Standing Committee No. 3:** Report No. 23 entitled “Macedonian Orthodox Church Property Trust Bill 2010”, dated October 2010: resumption of the adjourned debate (19 October 2010) of the question on the motion of Mr Ajaka: That the House take note of the report—Mr Ajaka speaking. (15 minutes remaining)
6. **Committee on Children and Young People:** Report No. 7/54 entitled “Review of the 2008-2009 Annual Report of the Commission for Children and Young People and the 2008 Annual Report of the Child Death Review Team: Transcript of proceedings, written responses to questions and minutes”, dated October 2010: resumption of the adjourned debate (26 October 2010) of the question on the motion of Ms Griffin: That the House take note of the report—Ms Griffin speaking. (15 minutes remaining)

7. **Standing Committee on Law and Justice:** Report No. 43 entitled “Review of the exercise of the functions of the Motor Accidents Authority and the Motor Accidents Council—Tenth Report”, dated October 2010: resumption of the adjourned debate (28 October 2010) of the question on the motion of Ms Robertson: That the House take note of the report—Ms Robertson speaking. (15 minutes remaining)
8. **Standing Committee on Law and Justice:** Report No. 44 entitled “Inquiry into judge alone trials under s.132 of the Criminal Procedure Act 1986”, dated November 2010: resumption of the adjourned debate (9 November 2010) of the question on the motion of Ms Robertson: That the House take note of the report—Ms Robertson speaking. (15 minutes remaining)
9. **Standing Committee on Law and Justice:** Report No. 45 entitled “Review of the exercise of the functions of the Lifetime Care and Support Authority and the Lifetime Care and Support Advisory Council—Third Report”, dated November 2010: resumption of the adjourned debate (11 November 2010) of the question on the motion of Ms Robertson: That the House take note of the report—Ms Robertson speaking. (15 minutes remaining)
10. **Standing Committee on Social Issues:** Report No. 44 entitled “Inquiry into services provided or funded by the Department of Ageing, Disability and Home Care”, dated November 2010: resumption of the adjourned debate (11 November 2010) of the question on the motion of Mr West: That the House take note of the report—Mr West speaking. (10 minutes remaining)
11. **Committee on Children and Young People:** Report No. 8/54 entitled “Children, Young People and the Built Environment: Follow-up Inquiry”, dated November 2010: resumption of the adjourned debate (11 November 2010) of the question on the motion of Ms Griffin: That the House take note of the report—Ms Griffin speaking. (12 minutes remaining)
12. **Committee on the Office of the Ombudsman and the Police Integrity Commission:** Report No. 13/54 entitled “Report on an inquiry into improper associations in the NSW Police Force: Together with the transcript of proceedings and minutes of meetings”, dated November 2010: resumption of the adjourned debate (11 November 2010) of the question on the motion of Mr Foley: That the House take note of the report—Mr Foley speaking. (15 minutes remaining)
13. **General Purpose Standing Committee No. 2:** Report No. 36 entitled “Budget Estimates 2010-2011”, dated November 2010: resumption of the adjourned debate (23 November 2010) of the question on the motion of Ms Parker: That the House take note of the report—Ms Parker speaking. (11 minutes remaining)
14. **General Purpose Standing Committee No. 3:** Report No. 24 entitled “Budget Estimates 2010-2011”, dated November 2010: resumption of the adjourned debate (23 November 2010) of the question on the motion of Mr Ajaka: That the House take note of the report—Mr Ajaka speaking. (15 minutes remaining)
15. **General Purpose Standing Committee No. 5:** Report No. 33 entitled “Budget Estimates 2010-2011”, dated November 2010: resumption of the adjourned debate (23 November 2010) of the question on the motion of Mr Cohen: That the House take note of the report—Mr Cohen speaking. (11 minutes remaining)

- 16. Standing Committee on Law and Justice:** Report No. 46 entitled “Inquiry into the eligibility of members of Parliament to serve on juries”, dated November 2010: resumption of the adjourned debate (24 November 2010) of the question on the motion of Ms Robertson: That the House take note of the report—Ms Robertson speaking. (10 minutes remaining)
- 17. Committee on the Office of the Ombudsman and the Police Integrity Commission:** Report No. 14/54 entitled “Report on the Eleventh General Meeting with the Inspector of the Police Integrity Commission: Together questions on notice, transcript of proceedings and minutes”, dated November 2010: resumption of the adjourned debate (25 November 2010) of the question on the motion of Mr Foley: That the House take note of the report—Mr Foley speaking. (15 minutes remaining)
- 18. Committee on the Independent Commission Against Corruption:**
- (1) Report No. 11/54 entitled “Review of the 2008-2009 Annual Report of the Inspector of the Independent Commission Against Corruption: Incorporating transcript of evidence, questions on notice and minutes of proceedings”, dated November 2010.
 - (2) Report No. 12/54 entitled “Review of the 2008-2009 Annual Report of the Independent Commission Against Corruption: Incorporating transcript of evidence, questions on notice and minutes of proceedings”, dated November 2010.
- Resumption of the adjourned debate (25 November 2010) of the question on the motion of Revd Mr Nile: That the House take note of the reports—Revd Mr Nile speaking. (15 minutes remaining)
- 19. Standing Committee on State Development:** Report No. 35 entitled “Wine grape market and prices”, dated December 2010: resumption of the adjourned debate (2 December 2010) of the question on the motion of Ms Robertson: That the House take note of the report—Ms Catanzariti speaking. (10 minutes remaining)
- 20. Joint Standing Committee on Road Safety (Staysafe):** Report No. 5/54 entitled “Vulnerable Road Users: Inquiry into Motorcycle and Bicycle Safety”, dated December 2010: resumption of the adjourned debate (2 December 2009) of the question on the motion of Mr West: That the House take note of the report—Mr West speaking. (15 minutes remaining)
- 21. Joint Standing Committee on the Office of the Valuer-General:**
- (1) Report No. 3/54 entitled “Report on the Seventh General Meeting with the Valuer-General: Together with answers to questions on notice, transcript of evidence and minutes of proceedings”, dated December 2010.
 - (2) Report No. 4/54 entitled “Report on the inquiry into the provisions of the Valuation of Land Act 1916: Together with answers to questions on notice, transcript of evidence and minutes of proceedings”, dated December 2010.
- Resumption of the adjourned debate (2 December 2010) of the question on the motion of Ms Griffin: That the House take note of the reports—Ms Griffin speaking. (13 minutes remaining)
- 22. Joint Standing Committee on Electoral Matters:** Report No. 4/54 entitled “Public funding of local government election campaigns”, dated December 2010: resumption of the adjourned debate (2 December 2009) of the question on the motion of Mr Foley: That the House take note of the report—Mr Foley speaking. (15 minutes remaining)
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BUDGET ESTIMATES—TAKE NOTE DEBATE

(Debate on Budget Estimates takes precedence after debate on committee reports on Wednesdays according to sessional order)

1. **Budget Estimates 2010-2011:** resumption of the adjourned debate (10 November 2010) of the question on the motion of Mr Hatzistergos: That the House take note of the Budget Estimates and related papers for the financial year 2010-2011—Ms Voltz.

BILLS REFERRED TO SELECT OR STANDING COMMITTEES***1. Macedonian Orthodox Church Property Trust Bill 2010**

Referred to General Purpose Standing Committee No. 3 on 24 June 2010 for inquiry and report.

* Council Bill

CONTINGENT NOTICES OF MOTIONS

Note: Contingent notices of motion are listed in full on the Notice Paper for the first sitting day of each week. On other days only new contingent notices will be published in the Notice Paper.

TAKE NOTE OF PAPER

1. Contingent on the President, a Minister, any member or the Clerk tabling any report or document, member to move after Notices of Motions: That Standing and Sessional Orders be suspended to allow the moving of a motion forthwith “That the House take note of the paper (to be stated).”

Given by:

Mr Brown
Mr Cohen
Mr Colless
Ms Cusack
Mr Donnelly
Mr Gallacher

Miss Gardiner
Mr Gay
Mr Harwin
Mr Hatzistergos
Dr Kaye
Mr Kelly

Mr Mason-Cox
Revd Dr Moyes
Revd Mr Nile
Mr Pearce
Mr Roozendaal
Ms Sharpe

(Notice given 9 May 2007)

Mr Veitch

(Notice given 30 May 2007)

Ms Fazio

(Notice given 8 May 2008)

Mr Robertson

(Notice given 3 March 2009)

Mr Catanzariti
 Ms Griffin
 Mr Obeid
 Ms Robertson
 Ms Voltz
 Mr West
 Ms Westwood

(Notice given (by Mr Donnelly on behalf of) 10 November 2009)

Mr Primrose

(Notice given 24 November 2009)

Mr Moselmane

(Notice given 23 February 2010)

Mrs Pavey

(Notice given 10 June 2010)

Mr Foley

(Notice given 2 September 2010)

Mr Shoebridge

(Notice given 21 September 2010)

Mr Borsak
 Ms Faehrmann

(Notice given 22 September 2010)

INSTRUCTION TO COMMITTEE OF THE WHOLE

2. Contingent on a motion being agreed to for the second reading of any bill: That standing orders be suspended to allow the moving of a motion forthwith for an Instruction to the Committee of the Whole in relation to the bill.

Given by:

Mr Brown
 Mr Cohen
 Mr Colless
 Ms Cusack
 Mr Donnelly
 Mr Gallacher

Miss Gardiner
 Mr Gay
 Mr Harwin
 Mr Hatzistergos
 Dr Kaye
 Mr Kelly

Mr Mason-Cox
 Revd Dr Moyes
 Revd Mr Nile
 Mr Pearce
 Mr Roozendaal
 Ms Sharpe

(Notice given 9 May 2007)

Mr Veitch

(Notice given 30 May 2007)

Ms Fazio

(Notice given 8 May 2008)

Mr Robertson

(Notice given 3 March 2009)

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Ms Griffin

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Mr Moselmane

(Notice given 23 February 2010)

Mrs Pavey

(Notice given 10 June 2010)

Mr Foley

(Notice given 2 September 2010)

Mr Shoebridge

(Notice given 21 September 2010)

Mr Borsak

Ms Faehrmann

(Notice given 22 September 2010)

PRECEDENCE OF ITEM OF BUSINESS

3. Contingent on the President calling on any notice of motion or the Clerk being called upon to read any order of the day: That standing and sessional orders be suspended to allow the moving of a motion forthwith that a particular order of the day or motion on the Notice Paper be called on forthwith.

Given by:

Mr Brown

Mr Cohen

Mr Colless

Ms Cusack

Mr Donnelly

Mr Gallacher

Miss Gardiner

Mr Gay

Mr Harwin

Mr Hatzistergos

Dr Kaye

Mr Kelly

Mr Mason-Cox

Revd Dr Moyes

Revd Mr Nile

Mr Pearce

Mr Roozendaal

Ms Sharpe

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Ms Westwood

(Notice given (by Mr Donnelly on behalf of) 10 November 2009)

Mr Primrose

(Notice given 24 November 2009)

Mr Moselmane

(Notice given 23 February 2010)

Mrs Pavey

(Notice given 10 June 2010)

Mr Foley

(Notice given 2 September 2010)

Mr Shoebridge

(Notice given 21 September 2010)

Mr Borsak

Ms Faehrmann

(Notice given 22 September 2010)

PASSING OF BILL THROUGH ALL STAGES

4. Contingent on any bill being presented by the Legislative Assembly to the Legislative Council for its concurrence and having been read by the Council for the first time: That standing orders be suspended to allow the passing of the bill through all its remaining stages during the present or any one sitting of the House.

Given by:

Mr Brown
Mr Cohen
Mr Colless
Ms Cusack
Mr Donnelly
Mr Gallacher

Miss Gardiner
Mr Gay
Mr Harwin
Mr Hatzistergos
Dr Kaye
Mr Kelly

Mr Mason-Cox
Revd Dr Moyes
Revd Mr Nile
Mr Pearce
Mr Roozendaal
Ms Sharpe

(Notice given 9 May 2007)

Mr Veitch

(Notice given 30 May 2007)

Ms Fazio

(Notice given 8 May 2008)

Mr Robertson

(Notice given 3 March 2009)

Mr Catanzariti
Ms Griffin
Mr Obeid
Ms Robertson
Ms Voltz
Mr West
Ms Westwood

(Notice given (by Mr Donnelly on behalf of) 10 November 2009)

Mr Primrose

(Notice given 24 November 2009)

Mr Moselmane

(Notice given 23 February 2010)

Mrs Pavey

(Notice given 10 June 2010)

Mr Foley

(Notice given 2 September 2010)

Mr Shoebridge

(Notice given 21 September 2010)

Mr Borsak
Ms Faehrmann

(Notice given 22 September 2010)

CONDUCT OF BUSINESS OF THE HOUSE

5. Contingent on the House on any day concluding its consideration of any item of business and prior to the House proceeding to the consideration of another item of business: That standing and sessional orders be suspended to allow the moving of a motion forthwith relating to the conduct of the business of the House.

Given by:

Mr Brown
Mr Cohen
Mr Colless
Ms Cusack
Mr Donnelly
Mr Gallacher

Miss Gardiner
Mr Gay
Mr Harwin
Mr Hatzistergos
Dr Kaye
Mr Kelly

Mr Mason-Cox
Revd Dr Moyes
Revd Mr Nile
Mr Pearce
Mr Roozendaal
Ms Sharpe

(Notice given 9 May 2007)

Mr Veitch

(Notice given 30 May 2007)

Ms Fazio

(Notice given 8 May 2008)

Mr Robertson

(Notice given 3 March 2009)

Mr Catanzariti
Ms Griffin
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Ms Robertson
Ms Voltz
Mr West
Ms Westwood

(Notice given (by Mr Donnelly on behalf of) 10 November 2009)

Mr Primrose

(Notice given 24 November 2009)

Mr Moselmane

(Notice given 23 February 2010)

Mrs Pavey

(Notice given 10 June 2010)

Mr Foley

(Notice given 2 September 2010)

Mr Shoebridge

(Notice given 21 September 2010)

Mr Borsak
Ms Faehrmann

(Notice given 22 September 2010)

PRECEDENCE OF BUSINESS AFTER PRAYERS

6. Contingent on the President having read the prayers: That standing and sessional orders be suspended to allow the moving of a motion forthwith that a particular order of the day or motion on the Notice Paper be called on forthwith.

Given by:

Mr Brown
Mr Cohen
Mr Colless
Ms Cusack
Mr Donnelly
Mr Gallacher

Miss Gardiner
Mr Gay
Mr Harwin
Mr Hatzistergos
Dr Kaye
Mr Kelly

Mr Mason-Cox
Revd Dr Moyes
Revd Mr Nile
Mr Pearce
Mr Roozendaal
Ms Sharpe

(Notice given 9 May 2007)

Mr Veitch

(Notice given 30 May 2007)

Ms Fazio

(Notice given 8 May 2008)

Mr Robertson

(Notice given 3 March 2009)

Mr Catanzariti
Ms Griffin
Mr Obeid
Ms Robertson
Ms Voltz
Mr West
Ms Westwood

(Notice given (by Mr Donnelly on behalf of) 10 November 2009)

Mr Primrose

(Notice given 24 November 2009)

Mr Moselmane

(Notice given 23 February 2010)

Mrs Pavey

(Notice given 10 June 2010)

Mr Foley

(Notice given 2 September 2010)

Mr Shoebridge

(Notice given 21 September 2010)

Mr Borsak
Ms Faehrmann

(Notice given 22 September 2010)

PRECEDENCE OF GOVERNMENT BUSINESS

7. Contingent on the President calling on any notice of motion or the Clerk being called upon to read any order of the day: That standing and sessional orders be suspended to allow the moving of a motion forthwith that a particular order of the day on the Notice Paper of Government Business be called on forthwith.

Given by:

Mr Brown	Miss Gardiner	Mr Mason-Cox
Mr Cohen	Mr Gay	Revd Dr Moyes
Mr Colless	Mr Harwin	Revd Mr Nile
Ms Cusack	Dr Kaye	Mr Pearce
Mr Gallacher		

(Notice given 9 May 2007)

Mrs Pavey

(Notice given 10 June 2010)

Mr Shoebridge

(Notice given 21 September 2010)

Mr Borsak
Ms Faehrmann

(Notice given 22 September 2010)

CENSURE OF MINISTER

8. Contingent on any Minister failing to table documents in accordance with an order of the House: That standing and sessional orders be suspended to allow a motion to be moved forthwith for censure of the Minister.

Given by:

Mr Brown	Miss Gardiner	Mr Mason-Cox
Mr Cohen	Mr Gay	Revd Dr Moyes
Mr Colless	Mr Harwin	Revd Mr Nile
Ms Cusack	Dr Kaye	Mr Pearce
Mr Gallacher		

(Notice given 9 May 2007)

Mrs Pavey

(Notice given 10 June 2010)

Mr Shoebridge

(Notice given 21 September 2010)

Mr Borsak
Ms Faehrmann

(Notice given 22 September 2010)

CONTEMPT OF HOUSE

9. Contingent on any Minister failing to table documents in accordance with an order of the House: That standing and sessional orders be suspended to allow a motion to be moved forthwith adjudging the Minister guilty of a contempt of the House for failure to comply with that order.

Given by:

Mr Brown
Mr Cohen
Mr Colless
Ms Cusack
Mr Gallacher

Miss Gardiner
Mr Gay
Mr Harwin
Dr Kaye

Mr Mason-Cox
Revd Dr Moyes
Revd Mr Nile
Mr Pearce

(Notice given 9 May 2007)

Mrs Pavey

(Notice given 10 June 2010)

Mr Shoebridge

(Notice given 21 September 2010)

Mr Borsak
Ms Faehrmann

(Notice given 22 September 2010)

BILLS DISCHARGED, LAID ASIDE, NEGATIVED OR WITHDRAWN

§ Climate Futures Bill 2007
Second reading negatived, 26 February 2008

§ Administrative Decisions Tribunal Amendment (Confidential Documents) Bill 2007
Third reading negatived, 27 February 2008

§ Crimes Amendment (Murder of Police Officers) Bill 2007
Second reading negatived, 27 February 2008

Electricity Industry Restructuring Bill 2008 (No 2)
Electricity Industry Restructuring (Response to Auditor-General Report) Bill 2008
Order discharged and bills withdrawn, 23 September 2008

§ Smoke-free Environment Amendment (Motor Vehicle Prohibition) Bill 2008
Order discharged, 13 November 2008

§ Peak Oil Response Plan Bill 2008
Second reading negated, 3 March 2009

§ Food Amendment (Trans Fatty Acids Eradication) Bill 2008
Second reading negated, 5 March 2009

§ Environmental Planning and Assessment Amendment (Affordable Housing Development Contributions) Bill 2008
Second reading negated, 5 March 2009

§ Mining Amendment (Safeguarding Agricultural Land and Water) Bill 2009
Second reading negated, 4 June 2009

§ Fair Trading Amendment (Mandatory Funeral Industry Code) Bill 2008
Order discharged and bill withdrawn, 16 June 2009

§ Waste Avoidance and Resource Recovery (Container Recovery) Bill 2008
Second reading negated, 18 June 2009

Electricity Supply Amendment (GGAS Abatement Certificates) Bill 2009
Order discharged, 2 September 2009

Education Further Amendment (Publication of School Results) Bill 2009
Second reading negated, 9 September 2009

Waste Recycling and Processing Corporation (Authorised Transaction) Bill 2010
Order discharged, 20 April 2010

§ Protection of Public Ownership Bill 2009
Second reading negated, 20 May 2010

National Parks and Wildlife Amendment (Leasing and Licensing) Bill 2007
Order discharged, 22 June 2010

§ Private Members' Public Bill

Lynn Lovelock
Clerk of the Parliaments

