1765

## LEGISLATIVE COUNCIL

### MINUTES OF PROCEEDINGS

No. 148

#### WEDNESDAY 29 MAY 2013

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# Meeting of the House

The House met at 11.00 am according to adjournment. The President took the Chair and read the prayers.

# Message from the Legislative Assembly—Independent Commission Against Corruption and Other Legislation Amendment Bill 2013

The President reported the following message from the Legislative Assembly:

Mr PRESIDENT

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill with the long title “An Act to amend the Independent Commission Against Corruption Act 1988 and other Acts with respect to the vetting of applicants for employment and the provision of information to the Ombudsman about young offenders and other matters; and for other purposes”.

Legislative Assembly SHELLEY HANCOCK

29 May 2013 Speaker

# National Reconciliation Week (Formal Business)

Ms Fazio moved, according to notice:

1. That this House notes that:

1. National Reconciliation Week is celebrated across Australia each year between 27 May and 3 June,
2. the week is a time for all Australians to learn about our shared histories, cultures and achievements and to explore how each of us can join the national reconciliation effort,
3. the theme for 2013 is ‘Let’s Talk Recognition’, with a focus on how Australians can better recognise each other, and recognise the contributions, cultures and histories of Aboriginal and Torres Strait Islander peoples,
4. the dates for National Reconciliation Week commemorate two significant milestones in the reconciliation journey, being the anniversaries of the successful 1967 referendum and the High Court Mabo decision,
5. 27 May 2013 marks the anniversary of Australia’s most successful referendum and a defining event in the nation’s history, as the 1967 referendum saw over 90 per cent of Australians vote to give the Commonwealth the power to make laws for Aboriginal and Torres Strait Islander peoples and recognise them in the national census,
6. on 3 June, 1992, the High Court of Australia delivered its landmark Mabo decision which legally recognised that Aboriginal and Torres Strait Islander peoples have a special relationship to the land, which existed prior to colonalisation and still exists today, and this recognition paved the way for land rights called Native Title, and
7. 2012 marked the 20th anniversary of the Mabo decision.

2. That this House notes that:

1. 2013 marks the 20th anniversary of National reconciliation Week which started as “The Week of Prayer for Reconciliation” in 1993 and was supported by Australia’s major religious groups, and
2. in 1996, it changed to National Reconciliation Week under the guidance of the Council for Aboriginal Reconciliation, now Reconciliation Australia.

3. That this House congratulates Reconciliation Australia for the important work that they do in promoting reconciliation and recognition of the contribution of Aboriginal and Torres Strait Islander peoples to Australia’s culture and history.

Question put and passed.

# 2013 Community Sports Awards (Formal Business)

Ms Ficarra moved, according to notice:

1. That this House notes:
2. the 2013 Community Sports Awards, hosted by the NSW Sports Federation, provide an opportunity to celebrate the contribution made by volunteers in sport,
3. volunteer coaches, managers, committee members, umpires, referees, and fundraisers make up around 8 per cent of all non-playing roles in sport, and
4. sport volunteers make up nearly 30 per cent of all volunteers in New South Wales.
5. That this House acknowledges the recipients of the awards for 2013:
6. Official of the Year: David Gentles – Hockey Illawarra,
7. Young Official of the Year: Lachlan Daniel – Football Ambarvale,
8. Coach of the Year: Maria Lynch – Netball Sutherland,
9. Young Coach of the Year: Max Enders – AFL Narara,
10. Administrator of the Year: Neil Cameron – Bicycle Moto Cross Lennox Head,
11. Volunteer Support of the Year: Judy Mustard – Australian Football Queanbeyan,
12. Volunteer Management of the Year: 2013 Allphones State SLS Championships – Surf Life Saving NSW,
13. Community/Regional Event of the Year: Fernleigh 15 – Athletics NSW Newcastle,
14. Community/Regional Media of the Year SEA FM/2GO – Surf Life Saving NSW Gosford, and
15. Distinguished Long Service:
16. Barry Blanchard – Softball South Penrith,
17. Michael Clay – Rugby Ashfield,
18. Lorraine Dunkley – BMX Lyndhurst,
19. Jenny Frankum – Pony Club Orangeville,
20. Rozlynn Grey – Swimming – Royal Life Saving Heathcote,
21. Ron Hughes – Football Liverpool,
22. Trevor Klein – Equestrian Millthorpe,
23. Dorothy Lockwood – Netball Tamworth,
24. Michael Parslow – Tennis Glenhaven,
25. Peter Smith – Archery Neath,
26. Yvonne Talbott OAM – Wheelchair Sports Beverly Hills,
27. Jim Woodlock – Australian Football Coffs Harbour,
28. Ian (Rick) Wright – Surf Life Saving Swansea.

3. That this House congratulates and commends all Community Sports award recipients and the Minister for Sport and Recreation, the Honourable Graham Annesley MP, for his continued support of the Community Service Awards, the NSW Sports Federation and volunteers across New South Wales.

Question put and passed.

# Ecumenical Prayer Service, St George Coptic Orthodox Church (Formal Business)

Mr Clarke moved, according to notice:

1. That this House notes that:

1. on 26 May 2013 the Coptic community of Sydney held an Ecumenical Prayer Service at St George Coptic Orthodox Church at Kensington in support of the Coptic Christian community of Egypt who are suffering an ongoing campaign against them of sectarian persecution and violence, and
2. those who attended as guests included:
3. Reverend Father Scoutas, representing His Eminence Archbishop Stylianos the Greek Orthodox Church of Australia,
4. Reverend Father Dominic Ceresoli, Episcopal Vicar for Migrants and Refugees in the Catholic Archdiocese of Sydney,
5. Deacon George Tadourion and Deacon Michael Soliman, representing His Eminence Archbishop Robert Rabbat of the Melkite Catholic Church,
6. Reverend Father Loubnan Tarabay, representing His Lordship Archbishop Ad Abi Karam of the Maronite Catholic Church,
7. Reverend Father Aloysius of the Catholic Church, Parish of Kensington,
8. Reverend Craig Segaert, Rector of St Nicolas Anglican Church,
9. Reverend Abdallah Bahri representing the Iraqi Evangelical Arabic Church,
10. Senator Matt Thistlethwaite, representing the Federal Minister for Immigration, the Honourable Brendan O’Connor MP,
11. Mr Craig Kelly MP, Federal Member for the Seat of Hughes,
12. Reverend the Honourable Fred Nile MLC, Assistant President of the Legislative Council of New South Wales,
13. the Honourable Marie Ficarra MLC, Parliamentary Secretary to the Premier of New South Wales,
14. the Honourable David Clarke MLC, Parliamentary Secretary for Justice, and representing Honourable Greg Smith MP, Attorney General and Minister for Justice,
15. Mr Michael Daley MP, Shadow Treasurer and ShadowMinister for Finance and Services representing the Honourable John Robertson MP, Leader of the Opposition,
16. the Honourable Sophie Cotsis MLC, Shadow Minister for Local Government, Shadow Minister for Housing and Shadow Minister for the Status of Women,
17. Dr Eman Sharobeem, Commissioner of Community Relation Commission NSW,
18. Councillor Morris Hanna, Marrickville Council,
19. Councillor Kent Johns, Mayor of Sutherland Shire Council.

2. That this House expresses its solidarity with those who organised and attended the Ecumenical Prayer Vigil in their protest at the ongoing sectarian persecution and violence being perpetuated against Egypt’s Coptic Christian community.

Question put and passed.

# Australian Arab Business Network luncheon (Formal Business)

Mr Moselmane moved, according to notice:

1. That this House notes that:

1. on 21 May 2013, a business luncheon was held between the Australian Arab Business Network (AABN) and thirty seven members of the Parliament of New South Wales, including the Honourable Don Harwin, President of the Legislative Council; Mr Thomas George MP, Deputy Speaker; the Honourable John Robertson MP, Leader of the opposition; the Honourable Amanda Fazio and others,
2. the luncheon was held to discuss the importance of a strong trade relationship between Australia and the Arab World,
3. the luncheon was hosted by Mr Tony Issa MP and the Honourable Shaoquett Moselmane MLC, and
4. Mr Hassan Moussa, President of the AABN, noted that Australia has an opportunity to raise its export and import potential with the Arab World and urged both members of Government and businesses to work together to take advantage of possible trade opportunities with the Arab World.

2. That this House congratulates Mr Moussa and members of the Australian Arab Business Network on a successful luncheon and wish them well in future endeavours to expand trade opportunities between Australia and the Arab World.

Question put and passed.

# Italian National Day (Formal Business)

Ms Ficarra moved, according to notice:

1. That this House notes that:
2. on Sunday 26 May 2013, Italian National Day was celebrated by thousands of people at Club Marconi, Bossley Park,
3. Italian National Day commemorates the institutional referendum of 1946 when, by universal suffrage, the Italian population was called to decide what form of government, monarchy or republic, to give to the country after the Second World War and the fall of Fascism and after 85 years of monarchy,
4. with 12,717,923 votes for and 10,719,284 votes against, Italy became a Republic, and the monarchs of the House of Savoy were deposed and exiled,
5. the Premier of New South Wales, the Honourable Barry O’Farrell MP, officially launched the festival and celebrations and the service was presided over by Father Antonio Fregolent, and
6. other dignitaries in attendance included:
7. Senator Concetta Fierravante-Wells, representing the Federal Leader of the Opposition, the Honourable Tony Abbott MP,
8. the Honourable Chris Bowen MP, representing the Prime Minister, the Honourable Julia Gillard MP,
9. the Honourable Marie Ficarra MLC, Parliamentary Secretary to the Premier,
10. Mr Guy Zangari MP, Shadow Minister for Citizenship and Communities, representing the New South Wales Leader of the Opposition, the Honourable John Robertson MP,
11. Mr Andrew Rohan MP, Member for Smithfield,
12. Mr John Sidoti MP, Member for Drummoyne,
13. Councillor Frank Carbone, Mayor of Fairfield City,
14. Fairfield City Councillors: Dai Le, Ken Yeung, George Barcha and Milovan Karajcic,
15. Councillor Tony Mustaca OAM, Secretary of the New South Wales Government’s Italian Ministerial Consultative Committee,
16. Councillor Joe Cossari, Knox City Council, Victoria,
17. Mr Vince Foti, President of Club Marconi and Member of the New South Wales Government’s Italian Consultative Committee,
18. Mr John Caputo OAM, President of the Italian National Day Celebration Committee, Sydney, and Member of the New South Wales Government’s Italian Consultative Committee,
19. Mr Armando Tornari OAM, La Fiamma Newspaper.
20. That this House acknowledges Club Marconi and its Board of Directors consisting of Vince Foti, President, Mario Soligo, Joe Romeo, Graziano De Bortoli, Frank Oliveri, Robert Carniato, Berti Mariani, Sandro Beretta, Sam Noiosi, Morris Licata, Andrea Carnuccio and Delfina Pipitone for hosting the successful 2013 Italian National Day celebrations.

Question put and passed.

# 45th Italian National Ball (Formal Business)

Ms Fazio moved, according to notice:

1. This House notes:

(a) that on Friday 17 May 2013 Co.As.It held the 45th Italian National Ball at Le Montage at Lilyfield, under the auspices of the Italian Embassy, the Italian Consulate General in Sydney and COMITES NSW,

(b) the Ball celebrates Italian National Day and raised over $45,000 to support the Italian Bilingual School as it develops on its new grounds at Meadowbank. Over 500 guests attended including prominent figures from businesses, community organisations, political representatives and members of the community,

(c) Paul Bongiorno, National Affairs Editor for Ten News acted as Master of Ceremonies, and

(d) that the following dignitaries were present:

(i) Mr Sergio MartesConsul-General of Italy in Sydney and Mrs Martes

(ii) The Hon Anthony Albanese MP – Minister for Infrastructure and Transport representing the Prime Minister

(iii) Senator Concetta Fevaranti-Wells - representing the Leader of the Opposition

(iv) Mr John Murphy MP – Member for Reid

(v) The Hon John Robertson MP – Leader of the Opposition

(vi) The Hon Victor Dominello MP– Minister for Citizenship

(vii) The Hon Amanda Fazio MLC

(viii) The Hon Marie Ficarra MLC

(ix) The Hon Shaoquett Moselmane MLC

(x) Mr John Sidoti MP – Member for Drummoyne

(xi) The Hon Carmel Tebbutt MP - Member for Marrickville

(xii) Mr Guy Zangari MP - Shadow Minister for Citizenship.

2. That this House recognises the hard work and dedication of the Board of Directors:

(a) President: Lorenzo Fazzini,

(b) Vice President: Frank Chiment,

(c) Treasurer: John De Bellis,

(d) Honorary Secretary: Claudia Ganora, and

(e) Directors: Lou Bacchiella, Paul Dovico, Maria Pirrello, Linda Restuccia and Rita Zammit.

3. This House notes the contribution of the sponsors of the event:

(a) Principal Sponsor – Cathay Pacific,

(b) Major Sponsors – Navarra venues, Prografica,

(c) Event Sponsors – italianicious, LAF Group, De Lorenzo, Gulli Distributors, Duncan Dorico, Barilla, Club Marconi, Curwoods Lawyers, Silhouette Smash Repairs, Cranbook Care, Ben Sonego and Family, Applaud Services and Technologies, Club Italia, Prysmian group, Commonwealth Bank, and

(d) Support Sponsors – CME Consulting Engineers, SOP Real Estate, Moretti Café, Gelatissimo, Ducati, Emporium Rossini.

4. This House congratulates Co.As.It on the success of this event and for the wonderful contribution they have made in the last 45 years for the Italian Australian community.

Question put and passed.

# 2nd Annual Korean Australian Professionals Cocktails for Charity Night (Formal Business)

Mr Clarke moved, according to notice:

1. That this House notes that:

(a) on 24 May 2013, the Second Annual Korean Australian Professional Cocktails For Charity Night organised jointly by the Korean Australian Lawyers Association and the Korean Australian Young Leaders was held in Sydney to raise funds for the Wayside Chapel at Kings Cross,

(b) at the event, the following individuals were recognised as the Korean Australian Young Professional Achievers for the year 2013:

(i) Mr Ken Woo, Accountant,

(ii) Ms Alice Lee, Doctor,

(iii) Mr Charles Cho, Lawyer, and

(c) those who attended as guests and addressed the gathering were:

(i) Reverend Graham Long for the Wayside Chapel, Kings Cross,

(ii) the Honourable David Clarke MLC, New South Wales Parliamentary Secretary for Justice, representing the Honourable Greg Smith MP, Attorney General and Minister for Justice,

(iii) Mr Charles Casuscelli MP, New South Wales Member for Strathfield.

2. That this House:

1. congratulates Mr Ken Woo, Ms Alice Lee and Mr Charles Cho for being chosen as the Korean Australian Young Professional Achievers for 2013, and
2. commends:

(i) the Korean Australian Lawyers Association and the Korean Australian Young Leaders for their ongoing work for charity and for so ably representing Korean Australian young professionals,

(ii) the Wayside Chapel for their humanitarian and charitable work in aiding those in need within New South Wales since 1964.

Question put and passed.

# Australian Arabic community organisation events (Formal Business)

Mr Moselmane moved, according to notice:

1. That this House notes that Australian Arabic community organisations have held many events recently, including:

1. Al Mabarat Association Australia held its annual Orphans fundraising event in Lidcombe,
2. the Lebanese Community Council of NSW and The Australia South Lebanon Youth and Community organisation marked the anniversary of the liberation of Southern Lebanon on 25 May 2000 with community celebrations,
3. on 26 May 2013, Bhanin Elminieh Association held its fund-raiser barbeque for autism at Campbell Hill Park Guilford in the presence of Federal Minister the Honourable Jason Claire MP, the Honourable Barbara Perry MP, Auburn Councillor and the Honourable Shaoquett Moselmane MLC, and
4. on 26 May 2013, the Iraqi community held its annual fund-raiser at Fairfield for Iraqi orphans.

2. That this House notes the Australian Lebanese Community celebrations of Liberation of South Lebanon.

3. That this House notes the many charitable and humanitarian work undertaken by the Australian Arabic speaking community.

Question put and passed.

# Brunswick Heads Marine Rescue vessel commissioning (Formal Business)

Ms Fazio moved, according to notice:

1. That this House notes that:

1. on 16 May 2013, Brunswick Heads Marine Rescue commissioned their new vessel BR30 at the boat harbour at Brunswick Heads,
2. the following people where present for the commissioning:
3. Stacey Tannos – Commissioner of Marine Rescue NSW,
4. Nigel Stewart – Arakwal and Bundjalung member,
5. Diane Woods – Deputy Mayor of Byron Shire Council,
6. Allen Hunter – Councillor Byron Shire Council,
7. Craig Elliott – representing the Federal Member for Richmond Ms Justine Elliott MP,
8. the Honourable Amanda Fazio MLC – Labor Duty MLC for Ballina,
9. Owen Danvers – Brunswick Heads Unit Commander,
10. Lazlo Szabo – Deputy Unit Commander and Boat Captain,
11. Bill Collingburn – Boat Builder Yamba Welding and Engineering,
12. Laurie Hart – Christian Life Centre Church Billinudgel,
13. Robert Goodacre – former Boat Captain for 22 years,
14. Andrea Danvers – Treasurer Brunswick Heads Marine rescue, and
15. the commissioning ceremony took place during National Volunteers Week and Marine Rescue NSW has more than 3,200 volunteers in 47 units along the coastline from the Queensland border to Eden in the south and inland on the Alpine Lakes and the Murray River at Moama.

2. That this House notes that:

1. the Brunswick Heads bar is reputedly the third most dangerous in the state,
2. vessels need to be registered and skippers need a New South Wales boat licence or equivalent,
3. life jackets must be worn when crossing the bar and it is strongly recommended that boat owners contact the radio tower before crossing the bar, both outward and inbound,
4. in 2012, Brunswick unit members assisted 33 people aboard 17 vessels, and
5. so far this year, the unit has gone to the aid of another 13 people on nine vessels.

3. That this House notes that:

1. the new rescue vessel BR30 is a purpose-built, $390,000 rescue boat which features state-of-the-art navigation and rescue equipment such as infra-red cameras which will enable quicker response times to emergencies and will also allow the rescue crew to conduct rescues further out to sea, and
2. the Rigid Hull Inflatable Boat is powered by twin 250hp Mercury Verado engines and can reach speeds above 40 knots, 74 km/hour.

4. That this House notes that the vessel was built just a few hundred kilometres south at Yamba by Yamba Welding and Engineering which employs around 20 local people, providing vitally needed regional jobs.

5. That this House recognises and thanks the volunteers of Brunswick Heads Marine Rescue for the lifesaving work they perform for the boating community.

Question put and passed.

# CeBIT Australia (Formal Business)

Ms Ficarra moved, according to notice:

1. That this House notes that:

1. on 28 May 2013, Premier the Honourable Barry O’Farrell MP and Deputy Premier and Minister for Trade and Investment the Honourable Andrew Stoner MP announced that the Government has secured CeBIT Australia for Sydney over 2014-16,
2. CeBIT Australia is the Asia Pacific arm of the world’s largest trade fair event and the largest business technology event in the Asia Pacific, attracting more than 30,000 attendees from more than 45 countries each year, and generating around $30 million in direct flow-on value to the New South Wales economy,
3. 2013 marks CeBIT Australia’s 12th consecutive year in Sydney,
4. CeBIT Australia is a magnet for the best tech talent the world has to offer, and maintaining the event in Sydney helps promote the state’s reputation as one of the Asia Pacific’s leading hubs for technology, productivity and innovation, and
5. Sydney is Australia’s information and communications technology (ICT) hub and the Government wants to ensure it remains a beacon for growth and innovation in the digital economy in the Asia Pacific and around the world.

2. That this House:

1. acknowledges Premier the Honourable Barry O’Farrell MP, the Deputy Premier and Minister for Trade and Investment the Honourable Andrew Stoner MP and NSW Trade & Investment for securing CeBIT in Sydney for another three years, and
2. acknowledges CeBIT for continuing to showcase and promote Sydney’s role as an ICT hub around the world.

Question put and passed.

# Mr Umar Ghani (Formal Business)

Mr Moselmane moved, according to notice:

1. That this House notes that:

(a) a prominent member of the Australian-Pakistani Community, Mr Umar Ghani, passed away on Wednesday 22 May 2013 after a long and courageous battle with cancer,

(b) Mr Ghani was the Public Relations Officer of Rabitah International Magazine and for many years was also Vice President of the Pakistan Association of Australia,

(c) Mr Ghani was a very popular and hard-working community volunteer, and was most well-known for his compassion and charity, and

(d) a memorial service was held on 26 May 2013 which was attended by hundreds of mourners including politicians, business, community and religious leaders and members of the Indo-Pakistani community.

2. That this House express its condolences to Mr Ghani’s friends and family, particularly to his wife and children.

Question put and passed.

# Indian Link’s Mother of the Year 2013 (Formal Business)

Ms Fazio moved, according to notice:

1. That this House notes that Sweety Makwana received the award for being Indian Link’s Mother of the Year 2013 in recognition of her dedication to her two-year old daughter Twisha, who has Long Gap Oesophageal Atresia due to being born without an oesophagus, which means she requires special care for 24 hours each day.

2. That this House notes that a fundraising campaign is being conducted to raise the $800,000 necessary for Twisha to travel to the Boston Children’s Hospital to have extensive corrective surgery which cannot be performed in Australia.

3. That this House congratulates Sweety Makwana on her award and the runners up Nandita Roy and Akila Ramarathinan and wishes Sweety Makwana every success in raising funds for Mission Twisha.

Question put and passed.

# Indian Army and Navy participation in the Sydney ANZAC Day parade (Formal Business)

Ms Fazio moved, according to notice:

1. That this House notes that:

1. ten veterans of the Indian Army and Navy participated in the Sydney ANZAC Day parade who marched under the banner of the Indian Defence Forces honouring and remembering the Indian soldiers who fought alongside the ANZACs at Gallipoli,
2. a Sikh contingent also marched under the banner of the Sikh Council of Australia,
3. at Gallipoli, the 7th Indian Mountain Artillery Brigade, the Indian Mule Corps, a medical establishment and the 29th Indian Infantry Brigade represented the Indian Army, and
4. over 1,000 Indian soldiers lost their lives in the Gallipoli campaign including 371 from the battalion of the 14th Sikh Regiment and 136 from the first battalion of the 5th Gurka Rifles.

2. That this House welcomes the participation of these veterans in the Sydney ANZAC Day march.

Question put and passed.

# Bangladeshi garment workers (Formal Business)

Ms Fazio moved, according to notice:

1. That this House notes that:

1. Bangladesh is the third largest exporter of garments in the world to the United States, following only China and Vietnam, and a large exporter to Europe, and
2. Bangladesh’s garment workers are among the hardest working women and men in the world, but also the most exploited, earning the lowest minimum wage in the world.

2. That this House notes that there are serious deficiencies on the working conditions for Bangladeshi garment workers which have been highlighted by the following recent workplace tragedies, including:

1. Tazreen Factory Fire on Saturday night 24 November 2012, during which well over 112 Bangladeshi workers were burned to death, trapped in a factory sewing garments for Wal-Mart, Disney, Sears, Sean Combs/ENYCE, Target, and others, and both the Bangladeshi police and firefighters have confirmed that the collapsible gates on each floor were padlocked to keep the workers from fleeing the fire, as firefighters had to use bolt cutters to cut the locks,
2. Smart Fashion Garment Factory Fire on Saturday 26 January 2013:
3. during which seven women garment workers were crushed to death as workers raced to escape the fire,
4. approximately 700 workers, over 70 percent of whom are young women, toiled at the Smart Fashion factory, which is housed on the second floor of a two-story building,
5. the Smart Fashion factory illegally lacked even the most rudimentary fire safety equipment, and
6. Rana Plaza Building Collapse on 24 April 2013:
7. a multi-story building where five major factories employed more than 4000 people collapsed in Dhaka leaving over 1100 dead and around 1000 injured,
8. large structural cracks appeared in the Rana Plaza the day before and an evacuation order was given,
9. the building and factory owners ignored the warning and insisted work continue hours before the building collapsed,
10. this was the worst ever industrial accident in Bangladesh.

3. That this House notes that:

1. the people affected are poor garment workers, most of them women, who do not have any kind of insurance or support,
2. their injuries are severe, including several amputations, which require long term medical treatment and rehabilitation, all of which is very expensive,
3. relatives have been forced to sell the little they have to cover the immediate cost of the treatments for the victims,
4. they are also selling their livelihoods, their only source of income, which threatens their future and holds people back in poverty,
5. many families that lost the only breadwinner are struggling to meet ends and buy food and basic items, in particular, those who left behind children, disable and older members, and
6. the impact on the families is enormous and it is particularly devastating for women.

4. That this House welcomes the announcement of the Government of Bangladesh to allow the country’s garment workers to form trade unions without prior permission from factory owners and their plan to raise the minimum wage for garment workers, who are paid some of the lowest wages in the world to sew clothing bound for global retailers.

5. That this House:

1. does not support any boycott of garments produced in Bangladesh, and
2. calls on other Australian retailers to follow the actions of some of Australia's biggest retailers, including Woolworths, Coles owner Wesfarmers and department stores Myer and David Jones, who have announced they will review supply arrangements for garments sourced from Bangladesh to ensure that the goods are made in safe circumstances.

Question put and passed.

# Auditor-General—Report

The Clerk, according to the Public Finance and Audit Act 1983, announced receipt of a Performance Audit report of the Auditor-General entitled “Management of historic heritage in national parks and reserves: Office of Environment and Heritage – National Parks and Wildlife Service”, dated May 2013, received and authorised to be printed this day.

# Irregular Petition

Ms Sharpe sought the leave of the House for the suspension of standing orders to allow the presentation of a petition from 117 citizens of New South Wales concerning pensioner housing rent, which is irregular as it is addressed to the Speaker and members of the Legislative Assembly.

No objection taken.

Leave granted.

**Pensioner housing rent**

Ms Sharpe presented an irregular petition from 117 citizens of New South Wales bringing to the attention of the House that in 2009 the Federal Government delivered a boost to the pension, that last year the O’Farrell government increased public housing rents, that the Federal Government will be giving a further boost to pensioners to help them meet any increase costs associated with putting a price on carbon, that pensioners already manage on very tight budgets, that any move to include this pension increase in calculating increased public housing rents would have a devastating impact on their quality of life, and calling on the Government not to increase public housing rent when the pension is increased by the Federal Government.

Petition received.

# Notices of Motions

# Heavy Vehicle (Adoption of National Law) Bill 2013

Mr Gay moved, according to notice: That leave be given to bring in a bill for an Act to make provision for a national scheme for facilitating and regulating the use of heavy vehicles on roads; and for other purposes.

Question put and passed.

Bill presented.

Bill read a first time and ordered to be printed.

Mr Gay then moved: That this bill be now read a second time.

Debate ensued.

Motion made (Ms Voltz) and question: That this debate be now adjourned until five calendar days ahead—put and passed.

# Local Government Amendment (Conduct of Elections) Bill 2013

Mr Pearce moved, according to notice: That leave be given to bring in a bill for an Act to amend the Local Government Act 1993 to make further provision for the administration of council elections by the Electoral Commissioner.

Question put and passed.

Bill presented.

Bill read a first time and ordered to be printed.

Mr Pearce then moved: That this bill be now read a second time.

Debate ensued.

Motion made (Ms Voltz) and question: That this debate be now adjourned until five calendar days ahead—put and passed.

# Business Postponed

Orders of the day nos 1 to 6 on the Notice Paper of government business postponed, on motion of Mr Ajaka, until a later hour of the sitting.

# Energy Services Corporations Amendment (Distributor Efficiency) Bill 2013

On the order of the day being read, Mr Ajaka (on behalf of Mr Pearce) moved: That this bill be now read a second time.

Leave granted for the mover's second reading speech to be incorporated in Hansard.

Debate ensued.

Under standing order 89, Mr Foley spoke a second time in explanation of his speech earlier in debate.

Debate continued.

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According to sessional order, proceedings interrupted at 2.30 pm for Questions.

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# Questions

# Assumption of the Administration of the Government by the Administrator

The President reported the following message from the Honourable Justice Margaret Beazley, Administrator of the State of New South Wales:

Office of the Governor

Sydney 2000

M Beazley

ADMINISTRATOR

The Honourable Justice Margaret Beazley, Administrator of the State of New South Wales, has the honour to inform the Legislative Council that, consequent on the Governor of New South Wales, Professor Marie Bashir, having assumed the administration of the Government of the Commonwealth, and as a result of the Lieutenant-Governor being absent from the State of New South Wales, she has assumed the administration of the Government of the State.

Wednesday 29 May 2013

# Messages from the Legislative Assembly

The President reported the following messages from the Legislative Assembly:

* 1. Courts and Other Miscellaneous Legislation Amendment Bill 2013

Mr PRESIDENT

The Legislative Assembly having this day passed a Bill with the long title “An Act to make miscellaneous amendments to certain legislation with respect to courts and certain other legislation administered by the Attorney General” presents the bill to the Legislative Council for its concurrence.

Legislative Assembly SHELLEY HANCOCK

29 May 2013 Speaker

* 1. Work Health and Safety (Mines) Bill 2013

Mr PRESIDENT

The Legislative Assembly having this day passed a Bill with the long title “An Act to secure the health and safety of persons who work at mines; and for other purposes” presents the bill to the Legislative Council for its concurrence.

Legislative Assembly SHELLEY HANCOCK

29 May 2013 Speaker

* 1. Succession to the Crown (Request) Bill 2013

Mr PRESIDENT

The Legislative Assembly having this day passed a Bill with the long title “An Act to request the Parliament of the Commonwealth to enact under section 51 (xxxviii) of the Constitution of the Commonwealth an Act to change the law relating to royal succession and royal marriages; to amend the Imperial Acts Application Act 1969; and for related purposes” presents the bill to the Legislative Council for its concurrence.

Legislative Assembly SHELLEY HANCOCK

29 May 2013 Speaker

Leave granted for procedural motions for the first reading, printing, suspension of standing orders and fixing of sitting day for second reading to be dealt with on one motion without formalities.

Bills, on motion of Mr Gallacher, read a first time, printed, standing orders suspended on contingent notice for remaining stages and second reading of the bills set down as orders of the day for a later hour of the sitting.

# Personal Explanation

Ms Sharpe, by leave, made a personal explanation regarding statements in question time relating to her use of public transport.

# Personal Explanation

Ms Fazio, by leave, made a personal explanation concerning her notice, agreed to this day, regarding the 45th Italian National Ball.

# Energy Services Corporations Amendment (Distributor Efficiency) Bill 2013

Order of the day read for resumption of the interrupted debate of the question on the motion of Mr Pearce: That this bill be now read a second time.

Debate resumed.

Question put.

The House divided.

Ayes 31

|  |  |  |
| --- | --- | --- |
| Mr Ajaka  Mr Blair  Mr Borsak  Mr Clarke  Ms Cotsis  Ms Cusack  Mr Donnelly  Ms Fazio  Ms Ficarra  Mr Foley  Miss Gardiner \* | Mr Gay  Mr Green  Mr Khan  Mr Lynn  Mr MacDonald  Mrs Maclaren-Jones  Mr Mason-Cox  Mrs Mitchell  Mr Moselmane  Mrs Pavey  Dr Phelps \* | Mr Primrose  Mr Searle  Mr Secord  Ms Sharpe  Mr Veitch  Ms Voltz  Ms Westwood  Mr Whan  Mr Wong  \* Tellers |

Noes 5

|  |  |  |
| --- | --- | --- |
| Ms Barham  Mr Buckingham | Ms Faehrmann  Dr Kaye \* | Mr Shoebridge \*  \* Tellers |

Question resolved in the affirmative.

Bill read a second time.

The Assistant President left the Chair and the House sat as a committee of the whole for consideration of this bill.

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In committee

Schedule 1 reconsidered.

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The committee reported the bill without amendment.

The House adopted the report.

Standing orders having been suspended Tuesday 28 May 2013—

Bill, on motion of Mr Ajaka (on behalf of Mr Pearce), read a third time.

Bill returned to the Legislative Assembly without amendment.

# Business Postponed

Orders of the day nos 8 and 9 on the Notice Paper of government business postponed, on motion of Mr Ajaka, until a later hour of the sitting.

# Child Protection Legislation Amendment (Children’s Guardian) Bill 2013

On the order of the day being read, Mr Ajaka (on behalf of Mr Pearce) moved: That this bill be now read a second time.

Leave granted for the mover's second reading speech to be incorporated in Hansard.

Debate ensued.

Question put and passed.

Bill read a second time.

The Deputy President (Mrs Mitchell) left the Chair and the House sat as a committee of the whole for consideration of this bill.

The committee reported the bill with an amendment.

The House adopted the report.

Standing orders having been suspended Tuesday 28 May 2013—

Bill, on motion of Mr Ajaka, read a third time.

Bill returned to the Legislative Assembly with the following amendment in which the concurrence of the Legislative Assembly was requested.

CHILD PROTECTION LEGISLATION AMENDMENT (CHILDREN’S GUARDIAN) BILL 2013

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Schedule of the amendment referred to in the Legislative Council’s message of 29 May 2013

No. 1 Page 8, Schedule 2 [3]. Insert after line 13:

(j) to encourage organisations to develop their capacity to be safe for children as referred to in section 38 of the *Child Protection (Working with Children) Act 2012*.

# Messages from the Legislative Assembly

The Deputy President (Mrs Mitchell) reported the following messages from the Legislative Assembly:

(1) Local Land Services Bill 2013

Mr PRESIDENT

The Legislative Assembly having this day passed a Bill with the long title “An Act to establish Local Land Services and to repeal the Rural Lands Protection Act 1998 and the Catchment Management Authorities Act 2003; and for other purposes” presents the bill to the Legislative Council for its concurrence.

Legislative Assembly SHELLEY HANCOCK

29 May 2013 Speaker

*Cognate bills—*

(2) Government Sector Employment Bill 2013

Mr PRESIDENT

The Legislative Assembly having this day passed a Bill with the long title “An Act relating to employment in the government sector” presents the bill to the Legislative Council for its concurrence.

Legislative Assembly SHELLEY HANCOCK

29 May 2013 Speaker

(3) Members of Parliament Staff Bill 2013

Mr PRESIDENT

The Legislative Assembly having this day passed a Bill with the long title “An Act relating to the employment of staff by members of Parliament and by Ministers and certain other political office holders” presents the bill to the Legislative Council for its concurrence.

Legislative Assembly SHELLEY HANCOCK

29 May 2013 Speaker

Leave granted for procedural motions for the first reading, printing, suspension of standing orders and fixing of sitting day for second reading to be dealt with on one motion without formalities.

Bills, on motion of Mr Gay, read a first time, printed, standing orders suspended on contingent notice for remaining stages and second reading of the bills set down as orders of the day for a later hour of the sitting.

# Victims Rights and Support Bill 2013

On the order of the day being read, Mr Gallacher moved: That this bill be now read a second time.

Leave granted for the mover's second reading speech to be incorporated in Hansard.

Debate ensued.

Mr Secord moved, according to sessional order: That his time for speaking in debate be extended by not more than ten minutes.

Question put and passed.

The House continued to sit after midnight.

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THURSDAY 30 MAY 2013 AM

Debate continued.

Mr Foley moved: That this debate be now adjourned until next sitting day.

Question put.

The House divided.

Ayes 18

|  |  |  |
| --- | --- | --- |
| Ms Barham  Mr Buckingham  Ms Cotsis  Mr Donnelly  Ms Faehrmann  Ms Fazio \* | Mr Foley  Dr Kaye  Mr Moselmane  Mr Primrose  Mr Searle  Mr Secord | Ms Sharpe  Mr Shoebridge  Mr Veitch  Ms Westwood  Mr Whan \*  Mr Wong  \* Tellers |

Noes 19

|  |  |  |
| --- | --- | --- |
| Mr Ajaka  Mr Blair  Mr Borsak  Mr Clarke  Ms Ficarra  Mr Gallacher  Miss Gardiner | Mr Gay  Mr Green  Mr Khan  Mr Lynn  Mr MacDonald \*  Mrs Maclaren-Jones  Mr Mason-Cox | Mrs Mitchell  Revd Mr Nile  Mrs Pavey  Mr Pearce  Dr Phelps \*  \* Tellers |

Pairs

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| --- | --- |
| Ms Voltz | Mr Colless |

Question resolved in the negative.

Debate continued.

Question put: That this bill be now read a second time

The House divided.

Ayes 19

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| --- | --- | --- |
| Mr Ajaka  Mr Blair  Mr Borsak  Mr Clarke  Ms Cusack  Ms Ficarra  Mr Gallacher | Miss Gardiner  Mr Gay  Mr Green  Mr Khan  Mr Lynn  Mr MacDonald \*  Mrs Maclaren-Jones | Mr Mason-Cox  Mrs Mitchell  Revd Mr Nile  Mrs Pavey  Dr Phelps \*  \* Tellers |

Noes 17

|  |  |  |
| --- | --- | --- |
| Ms Barham  Mr Buckingham  Ms Cotsis  Mr Donnelly  Ms Faehrmann  Ms Fazio \* | Dr Kaye  Mr Moselmane  Mr Primrose  Mr Searle  Mr Secord  Ms Sharpe | Mr Shoebridge  Mr Veitch  Ms Voltz \*  Ms Westwood  Mr Wong  \* Tellers |

Pairs

|  |  |
| --- | --- |
| Mr Colless | Mr Foley |
| Mr Pearce | Mr Whan |

Question resolved in the affirmative.

Bill read a second time.

The President left the Chair and the House sat as a committee of the whole for consideration of this bill.

The committee reported the bill with an amendment.

The House adopted the report.

Standing orders having been suspended Wednesday 22 May 2013—

Mr Gallacher moved: That this bill be now read a third time.

Debate ensued.

Question put.

The House divided.

Ayes 18

|  |  |  |
| --- | --- | --- |
| Mr Ajaka  Mr Blair  Mr Borsak  Mr Clarke  Ms Cusack  Ms Ficarra | Mr Gallacher  Miss Gardiner  Mr Gay  Mr Green  Mr Khan  Mr Lynn | Mr MacDonald  Mrs Maclaren-Jones \*  Mr Mason-Cox  Revd Mr Nile  Mrs Pavey  Dr Phelps \*  \* Tellers |

Noes 16

|  |  |  |
| --- | --- | --- |
| Ms Barham  Mr Buckingham  Ms Cotsis  Mr Donnelly  Ms Faehrmann  Ms Fazio \* | Mr Foley  Dr Kaye  Mr Moselmane  Mr Primrose  Mr Searle  Mr Secord | Ms Sharpe  Mr Shoebridge  Mr Veitch \*  Mr Whan  \* Tellers |

Pairs

|  |  |
| --- | --- |
| Mr Colless | Mr Wong |
| Mrs Mitchell | Ms Voltz |
| Mr Pearce | Ms Westwood |

Question resolved in the affirmative.

Bill read a third time.

Bill returned to the Legislative Assembly with the following amendment in which the concurrence of the Legislative Assembly was requested.

VICTIMS RIGHTS AND SUPPORT BILL 2013

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Schedule of the amendment referred to in the Legislative Council’s message of 30 May 2013 am:

No. 1 Page 26, clause 40. Insert after line 8:

(7) This section (other than subsection (6)) does not apply to an application for financial support, being for financial assistance of a kind specified in clause 8 (2) (b) or (d) of the Victims Rights and Support Regulation 2013, or a recognition payment for a person who is a primary victim of an act of violence that occurs in the course of the commission of a sexual offence against the person when the person is under 18 years of age. There is no time limit on when such an application can be made.

# Message from the Legislative Assembly—Public Health Amendment (Vaccination of Children Attending Child Care Facilities) Bill 2013

The President reported the following message from the Legislative Assembly:

Mr PRESIDENT

The Legislative Assembly having this day passed a Bill with the long title “An Act to amend the Public Health Act 2010 with respect to vaccination requirements for children enrolling at child care facilities” presents the bill to the Legislative Council for its concurrence.

Legislative Assembly SHELLEY HANCOCK

29 May 2013 Speaker

Bill, on motion of Mr Gay (on behalf of Mr Gallacher), read a first time and ordered to be printed.

Mr Gay moved, according to contingent notice: 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.

Question put and passed.

Ordered: That the second reading of the bill stand an order of the day for a later hour of the sitting.

# SPECIAL Adjournment

Mr Gay moved: That this House at its rising today do adjourn until Thursday 30 May 2013 at 11.00 am.

Question put and passed.

Mr Gay then moved: That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned at 4.54 am until Thursday 30 May 2013 at 11.00 am.

# Attendance

All members present, except Mr Brown and Mr Colless.

David Blunt

Clerk of the Parliaments

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Authorised by the Parliament of New South Wales