



LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 98

THURSDAY 30 MARCH 2017

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1 MEETING OF THE HOUSE

The House met at 10.00 am according to adjournment. The President took the Chair and read the prayers.

2 STATEMENT BY PRESIDENT—DIGITISATION PROJECT

The President made a statement concerning the Legislative Council's digitisation project.

3 2017 NSW WOMEN OF THE YEAR AWARDS (Formal Business)

Mrs Maclaren-Jones moved, according to notice:

1. That this House notes that:
 - (a) the 2017 New South Wales Women of the Year Awards were announced on Wednesday 8 March 2017 by the Premier of New South Wales, the Honourable Gladys Berejiklian MP, and the Minister for Women, the Honourable Tanya Davies MP, and
 - (b) the Women of the Year Awards recognise the many inspirational women leading the way in their fields across New South Wales.
2. That this House congratulates:
 - (a) Associate Professor Catherine Birman for receiving the Premier's Award for Woman of the Year,
 - (b) Ms Debbie Higgison for receiving the Community Hero Award,
 - (c) Dr Nicole Seebacher for receiving the Harvey Norman Young Woman of the Year Award,
 - (d) Mrs Julia Harpham for receiving the Rex Airlines Regional Woman of the Year Award,
 - (e) Ms Gina Field for receiving the New South Wales Business Woman of the Year Award, and
 - (f) Kristal Kinsela for receiving the New South Wales Aboriginal Woman of the Year Award.

Question put and passed.

4 WORLD BIPOLAR DAY (Formal Business)

Mr Farlow moved, according to notice:

1. That this House notes that:
 - (a) Thursday 30 March 2017 is World Bipolar Day, and
 - (b) World Bipolar Day is an annually recognised event, which is an opportunity to spread the news of recovery to those with the condition and to educate the broader community.
2. That this House recognises:
 - (a) the 568,000 Australians affected by Bipolar disorder and their value to society, and

- (b) Bipolar Australia’s contribution to society, and its continuous efforts to improve the lives of Australians with bipolar disorder, ranging from its ability to raise community awareness, and to create a more positive outlook within society towards the disorder.
- 3. That this House notes the Government’s commitment towards mental health, and supporting those who suffer it, which can be seen in the various programs initiated, as outlined in the NSW Mental Health Reform 2014-2024.
- 4. That this House congratulates the devoted organisers of World Bipolar Day, particularly Executive Director Susana Bluwol, and those working with Bipolar Australia, for their tireless efforts to organise such a positive event raising awareness of this important issue.

Question put and passed.

5 CANCER COUNCIL RELAY FOR LIFE (Formal Business)

Mrs Taylor moved, according to notice:

- 1. That this House notes that:
 - (a) Relay for Life was held in Cooma on Saturday 25 March 2017,
 - (b) Relays for Life are held around Australia to recognise and celebrate local cancer survivors, patients and their carers, to honour and remember loved ones lost to cancer and to raise money to help save more lives, and
 - (c) in the past five years, Relay for Life across Australia has raised over \$108 million for the Cancer Council.
- 2. That this House recognises the Cancer Council for organising these events, and for the wide range of prevention, information, support and advocacy programs it runs across New South Wales.
- 3. That this House congratulates all those involved with the Cooma Relay for Life including survivors, carers and the broader community.

Question put and passed.

6 AUDITOR-GENERAL—REPORT

The Clerk, according to the Public Finance and Audit Act 1983, announced receipt of a report of the Auditor-General entitled “2016 – An Overview”, dated March 2017, received out of session and authorised to be printed this day.

7 NOTICES OF MOTIONS

8 CONDUCT OF BUSINESS—ORDER OF PRIVATE MEMBERS’ BUSINESS

Mrs Maclaren-Jones moved, according to sessional order: That standing and sessional orders be suspended to allow the moving of a motion forthwith relating to the conduct of business of the House this day.

Question put and passed.

Mrs Maclaren-Jones then moved: That the order of private members’ business for today be as follows:

1. Private members' business item no. 743 outside the order of precedence standing in the name of Ms Sharpe relating to the Summary Offences Amendment (Safe Access to Reproductive Health Clinics) Bill.
2. Private members' business item no. 5 in the order of precedence standing in the name of Mr Pearson relating to the Roman Catholic Church in Australia.
3. Private members' business item no. 1211 outside the order of precedence standing in the name of Mr Green relating to the Bible Society.
4. Private members' business item no. 539 outside the order of precedence standing in the name of Mr Buckingham relating to the Mining Amendment (Climate Protection—No New Coal Mines) Bill 2016.
5. Private members' business item no. 889 outside the order of precedence standing in the name of Mr Primrose relating to the Local Government Amendment (Disqualification from Civic Office) Bill.
6. Private members' business item no. 968 outside the order of precedence standing in the name of Mrs Taylor relating to Dementia Awareness Month.

Question put and passed.

9 SUMMARY OFFENCES AMENDMENT (SAFE ACCESS TO REPRODUCTIVE HEALTH CLINICS) BILL 2017

Ms Sharpe moved, according to notice: That leave be given to bring in a bill for an Act to amend the Summary Offences Act 1988 to provide for safe access zones around reproductive health clinics at which abortions are performed and to prohibit certain behaviour in those zones.

Question put and passed.

Bill presented.

Bill read a first time and ordered to be printed.

Ms Sharpe then moved: That this bill be now read a second time.

Debate ensued.

Motion made (Mrs Maclaren-Jones) and question: That this debate be now adjourned until five calendar days ahead—put and passed.

10 ROMAN CATHOLIC CHURCH IN AUSTRALIA

Order of the day read for resumption of the adjourned debate of the question on the motion of Mr Pearson:

1. That this House condemns the Roman Catholic Church in Australia for its abject failure to protect children from sexual abuse by members of its clergy and leadership, who either:
 - (a) sexually assaulted children whilst they were in their pastoral care, or
 - (b) by omission, caused ongoing and aggravated suffering to child victims by failing to intervene and report these crimes to police in New South Wales and Australia over the last

five decades, as evidenced before the Royal Commission into Institutional Responses to Child Sexual Abuse.

2. That this House conveys its utter disgust and profound disappointment in Cardinal George Pell for his ongoing failure to protect the innocent child victims of routine egregious sexual abuse who sought his help and assistance over many years.

Upon which, Mr Shoebridge has moved that the motion be amended by inserting at the end:

3. That the House calls on the Australian Government to renounce the diplomatic protections afforded to the Catholic Church that have assisted the organisation to avoid producing to the Royal Commission materials on both the extent of child abuse by members of the Church, and the Church's systemic handling of child sexual abuse claims.

Motion made (Mrs Maclaren-Jones speaking) and question: That this debate be now adjourned until next sitting day—put and passed.

11 THE BIBLE SOCIETY

Mr Green moved, according to notice: This House notes that:

- (a) the Bible Society was established on 7 March 1817 by Governor Lachlan Macquarie and his wife, Lady Macquarie, two hundred years ago and one month before the first bank was established, the Bank of New South Wales, today known as Westpac,
- (b) the first patron of the Bible Society was Governor Lachlan Macquarie and to date the patron remains the Governor of New South Wales, His Excellency General the Honourable David Hurley AC DSC (Ret'd),
- (c) on Sunday 5 March 2017, a National Celebration of the Bible was held to mark this special occasion, and:
 - (i) the event was hosted by Hillsong Church and Senior Pastors Brian and Bobbie Houston, with Dr Greg Clarke, CEO of the Bible Society Australia and Archbishop Glenn Davies, Anglican Archbishop of Sydney,
 - (ii) the service was streamed online at www.bible.com.au, could be watched live on Australian Christian Channel or people could attend one of 47 church services around Australia,
 - (iii) Dr Greg Clarke, CEO of the Bible Society reflected on reaching this milestone: 'We are honoured at the Bible Society Australia to be custodians and champions of the Word on behalf of all Christian Churches and organisations. It is wonderful to celebrate together across denominations, across the country around His Word today',
 - (iv) Dr Clarke also reflected: 'We recognise that not everyone has had a good experience at the hands of people who have come to them carrying a Bible. We want to reverse that.', and
- (d) during the week commencing Sunday 5 March 2017, to mark its 200th anniversary in Australia, the Bible Society is giving a free copy of the Good Book to anyone in Australia who needs one and copies are available by visiting bible.com.au.

Debate ensued.

Motion made (Revd Mr Nile speaking) and question: That this debate be now adjourned until next sitting day—put and passed.

12 MESSAGE FROM THE LEGISLATIVE ASSEMBLY—MOTOR ACCIDENT INJURIES BILL 2017

The President reported receipt of 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 establish a new scheme of compulsory third-party insurance and provision of benefits and support relating to the death of or injury to persons as a consequence of motor accidents; and for other purposes”.

Legislative Assembly
30 March 2017

SHELLEY HANCOCK
Speaker

13 MINING AMENDMENT (CLIMATE PROTECTION—NO NEW COAL MINES) BILL 2016

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

Debate resumed.

Question put.

The House divided.

Ayes 6

Mr Buckingham
Dr Faruqi

Mr Field
Mr Pearson *

Mr Shoebridge
Ms Walker *

* Tellers

Noes 32

Mr Amato
Mr Blair
Mr Borsak
Mr Brown
Mr Clarke
Mr Colless
Ms Cusack
Mr Donnelly
Mr Farlow
Mr Franklin
Mr Gay

Mr Graham
Mr Green
Mr Harwin
Mr Khan
Mr MacDonald
Mrs Maclaren-Jones *
Mr Mallard
Mr Mason-Cox
Mrs Mitchell
Mr Mookhey
Mr Moselmane *

Revd Mr Nile
Dr Phelps
Mr Primrose
Mr Searle
Mr Secord
Ms Sharpe
Mrs Taylor
Mr Veitch
Ms Voltz
Mr Wong

* Tellers

Question resolved in the negative.

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

14 QUESTIONS

Distinguished Visitors

The President invited attention to the presence in the public gallery of the following visitors:

A delegation from the New Zealand Parliament's Justice and Electoral Committee, led by its Chair, Ms Sara Dowie MP and Deputy Chair, Mr Jono Naylor MP, together with Ms Louisa Wall MP, Member for Auckland, a guest of the Honourable Lynda Voltz.

Mr Jefri Rahman, Assistant Managing Director of the Brunei Investment Agency, accompanied by an officer from the Department of Foreign Affairs and Trade.

Questions continued.

15 PORTFOLIO COMMITTEE NO. 4—LEGAL AFFAIRS—EXTENSION OF REPORTING DATE

The Chair (Mr Borsak) informed the House that this day, Portfolio Committee No. 4 – Legal Affairs resolved to extend the reporting date for its inquiry into museums and galleries to Thursday 15 June 2017.

16 PERSONAL EXPLANATION

Mr Secord, by leave, proceeded to make a personal explanation concerning an interjection made during Question Time this day.

Objection taken.

Leave withdrawn.

Disorder—Suspension of Mr Secord

The President called Mr Secord to order for the third time.

Under standing order 192, the President ordered that Mr Secord be removed from the chamber by the Usher of the Black Rod until the termination of the sitting.

Mr Secord left the chamber, accompanied by the Usher of the Black Rod.

17 LOCAL GOVERNMENT AMENDMENT (DISQUALIFICATION FROM CIVIC OFFICE) BILL 2017

Mr Primrose moved, according to notice: That leave be given to bring in a bill for an Act to amend the Local Government Act 1993 to disqualify property developers and real estate agents from holding civic office.

Question put and passed.

Bill presented.

Bill read a first time and ordered to be printed.

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

Debate ensued.

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

18 ADJOURNMENT

Mr Harwin moved: That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned at 4.30 pm until Tuesday 4 April 2017 at 2.30 pm.

19 ATTENDANCE

All members present, except Mr Gallacher, Mrs Houssos and Mr Pearce.

David Blunt
Clerk of the Parliaments