



LEGISLATIVE COUNCIL

MINUTES OF PROCEEDINGS

No. 164

THURSDAY 21 JUNE 2018

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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 MESSAGE FROM THE LEGISLATIVE ASSEMBLY—WATER MANAGEMENT AMENDMENT BILL 2018

The President reported receipt of the following message from the Legislative Assembly:

Mr PRESIDENT

The Legislative Assembly having this day agreed to the Bill with the long title “An Act to amend the Water Management Act 2000 with respect to management plans, approvals and access licences, Murray-Darling Basin water resources, metering equipment, enforcement and liability, the provision of information and managing environmental water; and for other purposes” returns the bill to the Legislative Council without amendment.

Legislative Assembly
20 June 2018

SHELLEY HANCOCK
Speaker

3 OMBUDSMAN—REPORT

The President, according to the Ombudsman Act 1974, tabled a special report of the NSW Ombudsman entitled “More than shelter – addressing legal and policy gaps in supporting homeless children”, dated 21 June 2018.

The President announced that under the Act the report was authorised to be made public this day.

Ordered, on motion of Mr Harwin: That the report be printed.

4 INSPECTOR OF THE INDEPENDENT COMMISSION AGAINST CORRUPTION—REPORT

The President, according to the Independent Commission Against Corruption Act 1988, tabled a special report of the Inspector of the Independent Commission Against Corruption entitled “Report concerning a Complaint by Mr John McGuigan, Mr Richard Poole, Cascade Coal Pty Limited, Mount Penny Coal Pty Limited and Glendon Brook Coal Pty Ltd about the conduct of the Independent Commission Against Corruption in operation Jasper (Special Report 18/05)”, dated June 2018.

The President announced that under the Act the report was authorised to be made public this day.

Ordered, on motion of Mr Harwin: That the report be printed.

5 AUTISM SPECTRUM AUSTRALIA ANNUAL AWARDS NIGHTS 2018 (Formal Business)

Mr Farlow moved, according to notice:

1. That this House notes that:
 - (a) on 5 April 2018 the Autism Spectrum Australia (Aspect) annual awards night was held in Sydney, and
 - (b) a number of people were in attendance at the event including Mr John Doyle AM, Aspect patron, Mrs Julie Hamblin, Aspect Chair, Mr Adrian Ford, Aspect Chief Executive Officer, Ms Clare Brown, Club Weld participant, as well as the Honourable Scott Farlow MLC

representing the Minister for Multicultural Affairs and Disability the Honourable Ray Williams MP, who launched the event highlighting the significant achievements of the Autism Community.

2. That this House notes that:
 - (a) the annual awards is now in its 12th year and aims to celebrate the achievements of people within the autism community,
 - (b) the awards night is recognised as being a unique way to highlight the achievements of those living with autism, with the ceremony shifting focus to the achievements and creativity rather than the negatives of the disorder, and
 - (c) the awards recognise contributions that are providing inspiration, outstanding support or are addressing significant issues that affect people on the autism spectrum.
3. That this House acknowledges and congratulates:
 - (a) the tireless efforts and work conducted by Adrian Ford, CEO of Aspect, Julie Hamblin Chair of the Aspect Board, and John Doyle AM master of ceremonies in organising and hosting the event, and
 - (b) the winners of the awards including Kiara Summers, winner of the David Foster Appreciation Award, Sandeep Joshi winner of the Above and Beyond Award, Matt Ormiston winner of the Parent Carer of the Year, Uluru (Nathan) Phillips winner of the Inspiration Award for Individual Achievement (Youth) and Dane Waites winner of the adult category of the Individual Achievement Award.

Question put and passed.

6 JUSTICES OF THE PEACE IN NEW SOUTH WALES (Formal Business)

Mrs Maclaren-Jones moved, according to notice:

1. That this House notes that:
 - (a) there are 95,000 Justices of the Peace in New South Wales, and that 2,425 of them will have surpassed 50 years of service in 2018,
 - (b) on 1 May 2018, a commemorative ceremony was held at the Parliament of New South Wales to acknowledge the 161 Justices of the Peace who have been serving the community since taking their oaths between July and December 1967,
 - (c) together these Justices of the Peace have delivered a combined 8050 years of service, helping the community at key milestones in their life including applying for a passport, buying a house or accessing superannuation,
 - (d) the youngest Justice of the Peace commemorated was 70-year-old Karolann Warby from Pittwater, while the oldest was 95-year-old Russell Stevenson from Albury, and
 - (e) the Pittwater electorate has seven JPs celebrating 50 years, the most of any electorate in New South Wales.
2. That this House thank the 161 volunteers who have served their communities tirelessly for over 50 years as Justices of the Peace.

Question put and passed.

7 KOREAN WAR MEMORIAL PEACE CONCERT (Formal Business)

Mr Farlow moved, according to notice:

1. That this House notes:
 - (a) that on Saturday 14 April 2018 the Korean War Memorial Peace Concert was held at Sydney Town Hall, and
 - (b) that a number of attendees were present at the event including:
 - (i) Republic of Korea Minister of Patriots and Veterans Affairs, Pi Woojin,
 - (ii) Consul-General Yoon Sangsoo of the Republic of Korea,
 - (iii) Patriotic Cultural Association chairman Lim Wookun,
 - (iv) The Honourable Victor Dominello MP, Minister for Finance, Services and Property,
 - (v) The Honourable David Clarke MLC,
 - (vi) Mr Damien Tudehope MP Member for Epping,
 - (vii) Ms Jodi McKay MP,
 - (viii) Rear Admiral (Retd) Ian Crawford, National President of Australian Council of Korea Veterans Associations,
 - (ix) Cr Gulian Vaccari Mayor of Strathfield Council,
 - (x) The Honourable Scott Farlow MLC representing the Minister for Multiculturalism, the Honourable Ray Williams MP.
2. That this House notes:
 - (a) that the Korean War began on 25 June 1950 when North Korea invaded South Korea following a series of clashes along the border,
 - (b) the United Nations, with the United States as the principal force, came to the aid of South Korea,
 - (c) immense sacrifices were made by veterans of both Australian and Korean nationalities on the battlefield during the War,
 - (d) more than 17,000 Australians served during the Korean War, of whom 340 were killed and more than 1,216 wounded, and a further 29 became prisoners of war,
 - (f) more than 66,000 residents in New South Wales claim Korean Ancestry with many making Sydney their home, and
 - (a) the Korean community is young and almost 70 per cent of Korean-born people in New South Wales are under 45 meaning many do not recall the events of the war.
3. That this House acknowledges that more than 60 Australian Veterans were present at the event, as well as the Peace Ambassadors Orchestra and Seocho Philharmoniker BAE Jonghoon, artistic director and conductor and all contributing artists that ensured the concert was a success.

Question put and passed.

8 WESTERN SYDNEY NURSING AND MIDWIFERY AWARDS (Formal Business)

Mrs Maclaren-Jones moved, according to notice:

1. That this House notes that:
 - (a) as part of International Nurses and Midwives Day celebrations, the Western Sydney Local Health District hosted its annual Nursing and Midwifery Awards, on Tuesday 8 May 2018 at the Muirfield Golf Club, and
 - (b) the awards ceremony recognised nurses and midwives who have demonstrated excellence in clinical practice and a continued dedication to improvement to patient care.
2. That this House notes that those who attended the awards ceremony included:
 - (a) Mr Mark Taylor MP, member for Seven Hills, and
 - (b) the Honourable Natasha Maclaren-Jones MLC, representing the Honourable David Elliott MP, member for Baulkham Hills.
3. That this House congratulates all award recipients:
 - (a) Ms Danielle Martin, Auburn Hospital District Award,
 - (b) Ms Raylee Turner, Auburn Hospital District Award,
 - (c) Ms Lesley Jack, Blacktown and Mount Druitt Hospital District Award,
 - (d) Ms Jan Gatti, Blacktown and Mount Druitt Hospital District Award,
 - (e) Ms Carol Dene, Integrated and Community Health Award,
 - (f) Ms Anna Esdaile, Integrated and Community Health Award,
 - (g) Ms Elissa Yoo, Mental Health Award,
 - (h) Mr David Gollan, Mental Health Award,
 - (i) Ms Lana Sengstock, Westmead District Award,
 - (j) Ms Kate Gillis, Westmead District Award,
 - (k) Ms Collete Cole, Research Award,
 - (l) Ms Sian Bramwell, Research Award,
 - (m) Ms Margaret Murphy, Research Award,
 - (n) Ms Karen Hazel Raine, Research Award, and
 - (o) Ms Suzanne Stevens, Western Sydney Local Health District Award.

Question put and passed.

9 SYDNEY KOREAN FESTIVAL 2018 (Formal Business)

Mr Farlow moved, according to notice:

1. That this House notes that:
 - (a) on 5 and 6 May 2018, the Sydney Korean Festival was held in Tumbalong Park, Darling Harbour, and
 - (b) a number of dignitaries were present at the event including the Minister for Multicultural Affairs, the Honourable Ray Williams MP, the Honourable Victor Dominello MP Minister for Finance, Services and Property, Mr Sangsoo Yoon Consulate General of South Korea, Mr Damien Tudehope MP Member for Epping, the Honourable Ernest Wong MLC, Ms Jodi McKay MP Member for Strathfield, Mr Byungsoo Ryu, Mr Seung Kook Baek, Clr Robert Kok, Dr Frank Alafaci, Mr Suckjoon Song, Mr Don Ko, Chairman of the Australia Korea Culture and Arts Incorporated and the Honourable Scott Farlow MLC representing the Premier the Honourable Gladys Berejiklian MP.
2. That this House notes that:
 - (a) the Sydney Korean Festival is marking its 7th year of operation, and that the festival is one of the largest Korean Cultural festivals in Sydney which celebrates Korean culture, history, and its integration with the wider Australian community,
 - (b) traditional Korean games such as Tuho (pitch-pot), Jeggichagi as well as Paeng-I (spinning top) making and Gomusin (traditional Korean Shoes) making were also offered at the festival to engage and educate patrons of non-Korean ancestry in festive arts and crafts, and
 - (c) events such as the Sydney Korean Festival highlight the multi ethnic state that New South Wales has developed into and demonstrates the benefits of being such an inclusive society.
3. That this House acknowledges the tireless efforts and work conducted by the Korean Cultural Centre Australia and Australia Korea Culture and Arts incorporated including Mr Don Ko, Ms Sojeong Park and Ms Hyunju Park.

Question put and passed.

10 TAMIL SENIOR CITIZENS ASSOCIATION (Formal Business)

Mr Farlow moved, according to notice:

1. That this House notes that:
 - (a) the Tamil Senior Citizens Association in Strathfield has more than 800 active local members, aiming to engage with members of the local community,
 - (b) on 8 May 2018, the Minister for Multicultural Affairs, the Honourable Ray Williams MP, Clr Gulian Vaccari, Mayor of Strathfield and the Honourable Scott Farlow MLC Parliamentary Secretary to the Premier visited the association in Strathfield, and
 - (c) on behalf of the Government, the Honourable Ray Williams MP announced funding of \$3,000 to contribute to the ongoing function and support of the organisation.

2. That this House notes that:
 - (a) the seniors association hosts weekly games such as cricket, chess and table tennis aimed at engaging with members in the community, runs yoga and art classes as well as celebrating Tamil, Christian and Hindu events throughout the year,
 - (b) organisations such as the Tamil Seniors make a huge difference in everyday lives around the local community, and that the association has grown significantly since it began in 1993 due to the continued support of the community of Strathfield, and
 - (c) there are over 73,000 Tamils in Australia of which over 1,000 currently reside in the greater Strathfield area, while many Tamils are of Sri Lankan, Indian and Malaysian descent and many have made New South Wales their permanent home.
3. That this House acknowledges the tireless efforts and work conducted by members of the executive including A. Sivathondan, President, and the members of the association who continue to utilise the vital services and support offered by the association.

Question put and passed.

11 BOER WAR REMEMBRANCE AND WREATH LAYING CEREMONY 2018 (Formal Business)

Mr Farlow moved, according to notice:

1. That this House notes that:
 - (a) on 27 May 2018, the Annual Remembrance and Wreath Laying Ceremony marking the end of the Boer War was held at Anzac Memorial, Hyde Park, Sydney, and
 - (b) a number of dignitaries and veterans were present at the event including Senator Jim Molan AO, DSC, representing the Prime Minister of Australia the Honourable Malcolm Turnbull MP, Reverend the Honourable Fred Nile MLC, Mr Darren Mitchel, Master of Ceremonies, Chaplain Lieutenant Colonel Colin Aiken OAM RFD (Rtd), Lieutenant Colonel David Deasey RFD (Rtd), Chairman of NSW Committee National Boer War Memorial Association as well as the Honourable Gladys Berejiklian MP, Premier and the Honourable David Elliott MP, Minister for Veterans Affairs represented by the Honourable Scott Farlow MLC, Parliamentary Secretary to the Premier.
2. That this House notes that:
 - (a) the Boer War was the last conflict for which a New South Wales force was raised and the first conflict in which Australian forces were involved as a nation with the conflict lasting from 11 October 1899 until 31 May 1902,
 - (b) 23,000 Australian men and women served in the Boer War, with nearly 1,000 Australians paying the ultimate price for their service and over 16,000 Australians serving in official contingents, and
 - (c) the Australian contribution in the Boer War consisted of a wide variety of people with previous military training, nurses in uniform and an indigenous contingents.
3. That this House acknowledges the tireless efforts conducted by all members of the National Boer War Memorial Association NSW Committee including Lieutenant Colonel David Deasey RFD (Rtd), Chairman of NSW Committee National Boer War Memorial Association.

Question put and passed.

12 SYDNEY CLASSICAL INDIAN DANCE FESTIVAL 2018 (Formal Business)

Mr Farlow moved, according to notice:

1. That this House notes that:
 - (a) on 7 April 2018 the 5th Sydney Classical Indian Dance Festival was hosted in Sydney, and
 - (b) a number of guests attended the event including Guru Padmashri Smt. Chitra Visweswaran, Padmashri Dr Sunil Kothari, Smt. Sujata Mohapatra, Dr Divya Sriram, Dr Pradanya, Dr Tej Dugal, Dr A Lakshmanan OAM, Mr Aden Williams and Dr Sakthi Bala.
2. That this House notes that:
 - (a) a number of local and international dance schools and performances were showcased at the festival highlighting traditional Indian dance from across different regions of the country,
 - (b) over 2,000 residents in Strathfield currently claim Indian ancestry and over 140,000 people in New South Wales are of Indian descent, and
 - (c) the significant contribution that events such as these make to the local Indian community, highlighting the strong bond that cultures such as those of Indian descent share with their traditional dance and performing arts.
3. That this House acknowledges the tireless work of Kalpana and Divua Sriram of the Madhuram Academy of Performing Arts in organising this event.

Question put and passed.

13 77TH ANNIVERSARY OF THE BATTLE OF CRETE BALL (Formal Business)

Mr Farlow moved, according to notice:

1. That this House notes that:
 - (a) on 19 May 2018, the 77th Anniversary of the Battle of Crete Ball took place in Bankstown, hosted by the Cretan Association of Sydney New South Wales, and
 - (b) a number of dignitaries were present at the event including Mr Andrew Parliaros, President of the Cretan Association of Sydney, Ms Maris Lagoudakis, President of the Cretan Federation of Australia and New Zealand, Mr James Jordan, President of the Joint Committee commemorating the Battle of Crete and the Greek Campaign, Lieutenant General Nikolaos-Dimitrios Christopoulos, Chief of Staff of the Hellenic National Defence General Staff, Major General Nikolaos Gogousis, Public Relations Directorate of the Hellenic National Defence General Staff as well as the Honourable Scott Farlow MLC, Parliamentary Secretary to the Premier, representing the Honourable Gladys Berejiklian MP, Premier.
2. That this House notes that:
 - (a) the Cretan Association of Sydney is one of the many successful community organisation operating within New South Wales, fundamental to the ongoing success of the vibrant Greek community,
 - (b) more than 65,000 Allied soldiers, 17,000 of which were Australian were sent to Greece to stop the advance of German troops, and

- (c) sadly more than 215 soldiers from New South Wales lost their lives during the campaign and more than 3,000 were captured and taken as prisoners of war during the campaign.
3. That this House acknowledges the tireless efforts and work conducted by members of the Cretan Federation of Australia executive team including President Ms Maria Lagoudakis, Vice President Mr Milton Stamatakos, Treasurer Ms Sophie Saviolakis-Valiontis, Secretary Ms Despina Parliaros, Public Relations Officer Mr Herc Kaselakis, Board Member Mr Pantelis Fridakis, Board Member Mr Kosta Grafanakis, Board Member Ms Vicki Kalogeropoulos, Board Member Mr George Katheklakis, Board Member Mr Tony Tsourdalakis and Board Member Mr Manoli Yerogianakis.

Question put and passed.

14 2018 QUEEN'S BIRTHDAY HONOURS LIST (Formal Business)

Mr MacDonald moved, according to notice:

1. That this House notes that:
- (a) eminent members of the Central Coast and Hunter regions were named in the 2018 Queen's Birthday Honours List, with a record 15 per cent increase in female recipients across the Country in the Order of Australia,
- (b) Kurt Fearnley was elevated within the Order of Australia, having previously been awarded the Medal of the Order of Australia (OAM), and was appointed an Officer of the Order of Australia (AO) in recognition of his distinguished service to people with a disability, as a supporter of, and fundraiser for, Indigenous athletics and charitable organisations, and as a Paralympic Athlete,
- (c) the following were appointed Members of the Order of Australia (AM): Dr Bernard Curran for service to tertiary education, particularly through higher learning opportunities in rural areas; Phyllis Davis for service to nursing through clinical, administrative and international advisory roles, and to nurse education; Julie Dolan for service to football as an administrator, player and coach, and as an ambassador for elite player development and junior participation; Iain Riggs for service to oenology as a winemaker, to the development of Australian wine industry and to the promotion of the Hunter Region, and Juliana Waugh for service to the community through advocacy roles to improve the safety and education for people who interact with horses,
- (d) the following were conferred the Medal of the Order of Australia (OAM): Margaret Albury for service to the community of Cessnock; Jack Anastas for service to the welfare of veterans, and to the community; John Asquith for service to conservation and the environment; Robyn Bradley for service to music through community ensembles; Dr Alan Bray for service to medicine, particularly to vascular surgery, Maurice Breen for service to rugby league and industrial relations; James (Tony) Castley for service to the community through a range of roles; the late Freda Collison for service to the community of Gresford; Fran Corner for service to the community of Port Stephens; Lesley Gent for service to veterans and their families; Iris Gillingham for service to the community of Sandgate; Margaret Hardy from service to the arts through a range of roles; Douglas Holmes for service community health; William Howey for service to veterinary science; Graham Hudson for service to the cricket and to the community of the Hunter; Merrill Anne Jackson for service to community history; Herbert Jackson for service to the community of the Central Coast; Vicki Kerr for service to netball and to the community; Scott Levi for service to the broadcast media industry, and to the community; Jocelyn Maughan for service to visual arts and to education; Warren Mills for service to the community of North Gosford; Edwin Morris for service to the community of Mangrove Mountain; Jacqueline Newton for service to the community through charitable foundations; the late Robin Norling for service to the visual arts and to education; Dr Kim Ostinga for service to medicine, particularly to orthopaedics; Colin Paulson for service to

youth through Scouts and to the community; Vivienne Paulson for service to youth through Scouts and to the community; Marcia Seymour-Dane for service to women through a range of organisations; Wilma Simmons for service to the community through a range of roles; Catherine Tate for service to the community of Newcastle; Neil Thompson for service to the community through social welfare organisations; Ian Wheatley for service to the pharmaceutical science, and Dr Johannes Nell for service to local government, and to the community of Port Stephens, and

- (e) Mr Wayne Young was conferred the Australian Fire Service Medal for his 30 years of service to improving fire fighter welfare and his bravery during the Thredbo tragedy.
2. That this House congratulates and commends all those named and conferred Orders of Australia in recognition of their contributions to Australian societies.

Question put and passed.

15 PORTFOLIO COMMITTEE NO. 6 – PLANNING AND ENVIRONMENT—AUTHORITY TO MAKE VISITS OF INSPECTION (Formal Business)

Mr Green moved, according to notice: That, for the purpose of its inquiry into the music and arts economy, Portfolio Committee No. 6 – Planning and Environment have power, with the approval of the President, to make visits of inspection elsewhere in Australia.

Question put and passed.

16 WOLLONGBAR TAFE AWARDS OF EXCELLENCE 2018 (Formal Business)

Mr Franklin moved, according to notice:

1. That this House notes that the Wollongbar TAFE Awards of Excellence were held on Tuesday 29 May 2018, to recognise the hard work, diligence and achievements of the Wollongbar TAFE students.
2. That this House congratulates the following award recipients:
 - (a) TAFE New South Wales Wollongbar Student of the Year, Summerland Credit Union Future Employee of the Year and the Information Technology Student of the Year – Stewart Archie,
 - (b) TAFE New South Wales Wollongbar Apprentice of the Year – Brooke Felsch,
 - (c) Veterinary Student of the Year – Nikki Reisinger,
 - (d) Beauty Therapy Student of the Year – Lisandra Feix,
 - (e) Beauty Therapy Award of Excellence and Beauty Therapy Aboriginal and Torres Strait Islander Student of the Year – Holly Jenkins,
 - (f) Commercial Cookery Apprentice of the Year – Jade Storm,
 - (g) Carpentry Apprentice of the Year – Zac Nolan,
 - (h) Children Services Student of the Year – Tegan Graham,
 - (i) Tertiary Preparation Student of the Year and Tertiary Preparation Award of Excellence for Science and Maths – Billie Stradfield,

- (j) Electrotechnology Apprentice of the year – Jack Gardiner,
 - (k) Engineering Metal Fabrication Apprentice of the Year – Daniel Duncan,
 - (l) Fashion Student of the Year – Tianna Evans,
 - (m) Horticulture Award of Excellence and Horticulture – Stephen O’Neill,
 - (n) Landscape Construction Apprentice of the Year and Award of Excellence in Landscape Construction – Lucas Flannery,
 - (o) Screen and Media Make-up Student of the Year – Pamela Scarlett, and
 - (p) Make-up Student of the Year – Larissa Scarlett.
3. That this House wishes all the award recipients and students of Wollongbar TAFE all the best for their future studies and careers.

Question put and passed.

17 BALLINA ART SOCIETY 46TH ANNUAL EXHIBITION 2018 (Formal Business)

Ms Walker moved, according to notice: That this House:

- (a) congratulates the Ballina Art Society on the occasion of its 46th annual exhibition 2018,
- (b) notes the humour and community pride the Society displayed in one of the 2018 event’s sections, Prawnography - local scenes with our Ballina icon included,
- (c) notes the success of the event, with the sale of 18 works, and
- (d) applauds the hard work of our exhibition committee, Helen Craig (President), Julia Crofts (Secretary), Tina Farrow (Treasurer), Rena Hurley, Dagmar Titherington, Maggie Cross, Cecily Barrack, Meg Egglestone, and Heather Waldon.

Question put and passed.

18 RIVERINA MURRAY TRAINING AWARDS 2018 (Formal Business)

Mr Fang moved, according to notice:

1. That this House notes that on 8 June 2018, the Riverina Murray Training Awards were held in Wagga Wagga to celebrate the outstanding achievements in the Vocational Education and Training sector within the Riverina-Murray Region.
2. That this House acknowledges the importance of vocational training to the New South Wales economy and congratulates the winners on their success:
 - (a) Caleb Weir, Trainee of the Year,
 - (b) Michael Edwards, Apprentice of the Year,
 - (c) Candace Cord, Aboriginal and Torres Strait Islander Student of the Year,

- (d) Joshua Bartlett, School Based Apprentice/Trainee of the Year,
 - (e) Roslyn Twycross, Vocational Student of the Year, and
 - (f) Lachlan Carney, VET in Schools Student of the Year.
3. That this House commends all the finalists of the 2018 Riverina Murray Training Awards and wishes them every success for their future careers.

Question put and passed.

19 SOCIAL FUTURE'S RECONCILIATION ACTION PLAN 2018 (Formal Business)

Ms Walker moved, according to notice:

1. That this House notes the launch of Social Future's inaugural Reconciliation Action Plan:
 - (a) outlining the organisation's plans to address Aboriginal and Torres Strait Islander disadvantage in the region,
 - (b) that 100 guests and staff attended the event, including Uncle Roy Gordon, who offered a smoking ceremony and Welcome to Country, Uncle Ken Morgan, who shared stories of the five decades of providing educational support to Aboriginal children all over Australia, and Uncle Reg King, and
 - (c) the commitment in the plan to achieving social justice for Aboriginal and Torres Strait Islander people.
2. That this House notes the need for government at every level to listen to the elders, as the custodians of this land, and for consultation, relationship-building and work to be done.

Question put and passed.

20 150TH ANNIVERSARY OF GREAT WESTERN RAIL TO MOUNT VICTORIA (Formal Business)

Mr Mallard moved, according to notice:

1. That this House notes that:
 - (a) Saturday 26 May 2018 was the 150th anniversary of the Great Western Rail to Mount Victoria and the official opening of the station in 1868,
 - (b) a community celebration was held on Saturday 26 May 2018 as part of the Great Train Weekend,
 - (c) on Saturday 26 May 2018 the historic Garratt steam engine travelled from Central Station to Mount Victoria with distinguished guests on board,
 - (d) attending the celebration were:
 - (i) His Excellency the Honourable TF Bathurst AC, Lieutenant-Governor,
 - (ii) the Honourable Shayne Mallard MLC representing the Premier, the Honourable Gladys Berejiklian MP, and the Minister for Transport and Infrastructure the Honourable Andrew Constance MP,
 - (iii) Blue Mountains Mayor Mark Greenhill OAM,

- (iv) Mr Howard Collins OBE, Chief Executive Sydney Trains and New South Wales Trainlink,
 - (v) Mr Rob Mason, Chair Transport Heritage New South Wales,
 - (vi) Mr Andrew Moritz, CEO Transport Heritage New South Wales,
 - (vii) Ms Susan Templeman MP Federal Member for Macquarie, who joined at Penrith Station,
 - (viii) Mr Bob Reid OAM,
 - (ix) Ms Wilhelmina Howard, President of the Mount Victoria Community Association,
- (e) Mount Victoria Station opened for traffic as a brick station building on a timber platform and was originally called One Tree Hill,
- (f) this railway gave birth to localised industry and encouraged settlement while today it continues to play a major role in facilitating tourism in both Mount Victoria and in the Blue Mountains,
- (g) it is the most substantial railway station complex in the Blue Mountains with the former locomotive depot to service terminating trains for railway tourism associated with Jenolan Caves and handling goods trains over the steep grades of the Blue Mountains,
- (h) during World War II, Mount Victoria was a welcome refreshment stop for troop trains and Prisoner Of War trains going west to Cowra,
- (i) these refreshment rooms have since been repurposed with Platform 2 currently housing the local historic society museum, and the recently refurbished Platform 1 room is home to the Regional Learning Centre,
- (j) the Great Train Weekend community festival was attended by thousands of local rail enthusiasts with activities including:
- (i) steam train rides to Lithgow,
 - (ii) trips on the historic motor rail to Katoomba,
 - (iii) a speech of historic importance by His Excellency the Honourable TF Bathurst AC, Lieutenant-Governor,
 - (iv) unveiling of a comprehensive historic plaque,
 - (v) period costumes, and
- (k) the Blue Mountains “Heathers Choir” performed an adapted song to the tune of “Chattanooga Choo Choo” called “Queen of the Western Line”:

By horse and cart took two days to Mt Victoria
 So they made up their mind
 To build the Great Western Line

Took fifteen years for the line to get to Penrith
 Then it stopped for a time
 While they considered the climb

First they had to build a bridge to get across the Nepean
 Battle up to Lapstone through the hills in between
 Blast their way to Glenbrook, struggle on to Springwood
 To make it any further they would have to be keen

It would be a fight to get it up to the top
 But they made it to Katoomba and they weren't gonna stop
 Shovel all the coal in, gotta keep it rollin'
 Woo Woo, hey Mt Vic, you're right at the top

There's gonna be a great big party at the station

Lots of hullabaloo by folks who've come to whoo-hoo
 When the Garratt steams in, the celebration will be mighty fine
 Three cheers Mt Vic, Queen of the Western Line.

2. That this House congratulates the organisers of the Mount Victoria Great Train Weekend and the community of Mount Victoria.

Question put and passed.

21 BYRON BAY BOARDRIDERS COMPETITION 2018 (Formal Business)

Mr Franklin moved, according to notice:

1. That this House notes that:
 - (a) the Byron Bay Boardriders Ben King Memorial Classic and Willsy's X Grom Competition were held from Saturday 9 June to Monday 11 June 2018,
 - (b) the Ben King Memorial Classic is an annual surfing competition held in memory of local surfing legend Ben King, and
 - (c) the Willsy's X Grom Competition is organised by Byron Bay Boardriders and Danny Wills to grow and support surfing 2341.
2. That this House congratulates the following competition winners:
 - (a) Ben King Memorial Classic:
 - (i) Open men - Thomas Woods,
 - (ii) Open Women - Nyxie Ryan,
 - (iii) 60 and over - Neil Cameron,
 - (iv) 50 and over - Anthony Bates,
 - (v) 40 and over - Lee Winkler,
 - (vi) 30 and over - Bryce Cameron,
 - (vii) Boys 18 and under - Jagger Bartholomew, and
 - (b) Willsy's X Grom Competition:
 - (i) 16 and under girls - Nyxie Ryan,
 - (ii) 16 and under boys - Touma Cameron,
 - (iii) 14 and under girls - Cali Barrett,
 - (iv) 14 and under boys - Touma Cameron,
 - (v) 12 and under boys - Hunter Winkler,
 - (vi) 10 and under boys - East Soria,
 - (vii) 8 and under mixed girls / boys parent assist - Axel Fitcher.
3. That this House congratulates and thanks the Byron Bay Boardriders for organising this year's competitions and for supporting our local surfers.

Question put and passed.

22 PAPERS—TABLED BY MINISTER

Mr Farlow tabled the following papers:

- (1) Bail Act 2013— Report of the NSW Department of Justice entitled “Statutory Review: Bail Act 2013”, dated June 2018.
- (2) Crimes (Criminal Organisations Control) Act 2012—Report of the NSW Department of Justice entitled “Statutory Review: Crimes (Criminal Organisations Control) Act 2012”, dated June 2018.

Ordered: That the reports be printed.

23 AUDITOR-GENERAL—REPORT

The President, according to the Local Government Act 1993, announced receipt of a Performance Audit report of the Auditor-General entitled “Shared services in local government”, dated 21 June 2018, received out of session and authorised to be printed this day.

24 PETITION**Modern Slavery Bill 2018**

Mr Green presented a petition from 226 citizens of New South Wales stating that human trafficking is an abhorrent form of modern slavery, is a transnational crime that preys on the most vulnerable, includes slavery and slavery like practices such as servitude, forced labour, debt bondage, organ trafficking, deceptive recruiting as well as forced marriage and childhood brides, and requesting that the House support the introduction and passage of the Modern Slavery Bill 2018.

Petition received.

25 NOTICES OF MOTIONS**26 BUSINESS POSTPONED**

- (1) Notice of motion no. 1 on the Notice Paper of business of the House postponed, on motion of Mr Shoebridge, until Wednesday 15 August 2018.
- (2) Notice of motion no. 2 on the Notice Paper of business of the House postponed, on motion of Mr Field, until Wednesday 15 August 2018.

27 SPECIAL ADJOURNMENT

Mr Harwin moved: That this House at its rising today do adjourn until Tuesday 14 August 2018 at 2.30 pm unless the President, or if the President is unable to act on account of illness or other cause, the Deputy President, prior to that date, by communication addressed to each member of the House, fixes an alternative day or hour of meeting.

Question put and passed.

28 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 the business of the House this day.

Question put and passed.

Mrs Maclaren-Jones then moved:

1. That the order of private members' business for today be as follows:
 - (a) private members' business item no. 1531 outside the order of precedence standing in the name of Mr Pearson relating to the Animal Research Amendment (Reduction in Deaths of Dogs and Cats Used for Research) Bill,
 - (b) private members' business item no. 2326 outside the order of precedence standing in the name of Mr Searle relating to compliance with orders for papers,
 - (c) private members' business item no. 2142 outside the order of precedence standing in the name of Mr Martin relating to the Central Coast Food Futures Forum,
 - (d) private members' business item no. 2334 outside the order of precedence standing in the name of Dr Faruqi relating to the United Nations' World Refugee Day and Australian refugee policies,
 - (e) private members' business item no. 2268 outside the order of precedence standing in the name of Mr Wong relating to a Select Committee on homelessness,
 - (f) private members' business item no. 1956 outside the order of precedence standing in the name of Revd Mr Nile relating to violence in South Africa, and
 - (g) private members' business item no. 1996 outside the order of precedence standing in the name of Mrs Taylor relating to agricultural shows in New South Wales.
2. That proceedings be interrupted at approximately 12.00 pm, but not so as to interrupt a member speaking, for consideration of private member's business item no. 1872 outside the order of precedence standing in the name of Mr Green relating to the Modern Slavery Bill 2018, and that this item take precedence of all other business until adjourned or concluded.
3. That following Questions debate on government business take precedence of general business for the remainder of this day.

Question put and passed.

29 ANIMAL RESEARCH AMENDMENT (REDUCTION IN DEATHS OF DOGS AND CATS USED FOR RESEARCH) BILL 2018

Mr Pearson moved, according to notice: That leave be given to bring in a bill for an Act to amend the Animal Research Act 1985 to reduce the number of deaths of dogs and cats used in connection with animal research by making provision with respect to the homing of those animals.

Question put and passed.

Bill presented.

Bill read a first time and ordered to be printed.

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

Debate ensued.

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

30 COMPLIANCE WITH ORDERS FOR PAPERS

Mr Searle moved, according to notice:

1. That this House notes that, on 5 June 2018, this House:
 - (a) censured the Leader of the Government as the representative of the Government in the Legislative Council for the Government's failure to comply with orders for the production of documents under standing order 52 dated 15 March 2018, 12 April 2018 and 17 May 2018,
 - (b) ordered that, under standing order 52, there be laid upon the table of the House by 9.30 am on 6 June 2018 certain of those documents not previously provided to the resolutions dated 15 March 2018, 12 April 2018 and 17 May 2018, and
 - (c) ordered that, should the Leader of the Government fail to table the documents by 9.30 am on 6 June 2018, the Leader of the Government was to attend in his place at the Table at the conclusion of prayers to explain his reasons for continued non-compliance.
2. That this House notes that on 6 June 2018:
 - (a) the Leader of the Government failed to table documents in compliance with the resolution of 5 June 2018,
 - (b) the Clerk tabled correspondence from the Deputy Secretary, Cabinet and Legal, Department of Premier and Cabinet in relation to the order of 5 June 2018, which stated that "after considering advice from the Crown Solicitor, a copy of which is enclosed, I advise that there are no further documents for production", and
 - (c) on the President calling on the Leader of the Government to explain his reasons for continued non-compliance, in accordance with the resolution of 5 June 2018, the Leader of the Government stated that "further to the earlier advice of Ms Karen Smith, the Department of Premier and Cabinet will provide the documents sought to the Clerk of the Legislative Council by 5.00 pm on Friday".
3. That this House notes that, on 8 June 2018, the Clerk received:
 - (a) correspondence from the Secretary, Department of Premier and Cabinet, noting that:
 - (i) "all of the documents referred to in the resolution are Cabinet documents",
 - (ii) "the Legislative Council has no power to require such documents to be produced",
 - (iii) "on this occasion, however, the Government has decided to provide the documents sought to the Legislative Council on a voluntary basis, even though the Council has no power to require such production",
 - (b) redacted documents relating to Sydney Stadiums and unredacted documents relating to the Tune Report on the out-of-home-care system, and
 - (c) a submission identifying documents relating to Sydney Stadiums and the Powerhouse Museum relocation business case which have been "provided on a confidential basis for inspection by members of the Legislative Council only".

4. That this House notes that on 12 June 2018, the Clerk published redacted documents relating to the Powerhouse Museum relocation business case, received on 8 June 2018, which had been treated as confidential until separated by representatives of the Department of Planning and Environment.
5. That this House notes that:
 - (a) the only established mechanism by which the Department of Premier and Cabinet may lodge documents with the Clerk directly, or by which ministers and government agencies may make a claim of privilege, is under standing order 52, in response to an order for the production of documents,
 - (b) in response to the House ordering the Leader of the Government to stand in his place at the Table to explain his reasons for non-compliance with the order of 5 June 2018, the Leader of the Government advised the House that “the Department of Premier and Cabinet will provide the documents sought to the Clerk of the Legislative Council by 5.00 pm on Friday”, and
 - (c) the correspondence and documents provided by the Department of Premier and Cabinet and received by the Clerk on 8 June 2018 and 12 June 2018 were administered by the Clerk in accordance with, and under the authority of, the provisions of standing order 52, including by treating the documents “provided on a confidential basis” in the same manner as documents subject to a claim of privilege.
6. That this House rejects the statement made by the Secretary of the Department of Premier and Cabinet on behalf of the Government that the documents provided on 8 June 2018 and 12 June 2018 were provided voluntarily.
7. That this House notes with concern the following statements made by the Government regarding the power of the Legislative Council to order the production of documents:
 - (a) on 1 May 2018, in response to a question without notice regarding the non-production to the House of the full business case in relation to the Powerhouse Museum, the Leader of the Government informed the House of the Government’s position that “no Cabinet information will be produced or referred to in responding to a resolution made under standing order 52”,
 - (b) on 5 June 2018 during debate on the motion to censure the Leader of the Government, the Leader of the Government stated:
 - (i) “I represent the Government’s view as it relates to the order for production of Cabinet documents”,
 - (ii) “The majority judgement in *Egan v Chadwick* did decide the matter: the law is settled and it is well established”,
 - (iii) that the Government’s view is based on “the very clear position at law that the Legislative Council cannot compel the [Government] to hand over Cabinet documents”, and
 - (c) in correspondence received by the Clerk on 8 June 2018, the Secretary of the Department of Premier and Cabinet stated that “the Government has decided to provide the documents sought to the Legislative Council on a voluntary basis, even though the Council has no power to require such production”.
8. That this House notes that in the judgements of Chief Justice Spigelman and Justices Meagher and Priestley in the Court of Appeal in *Egan v Chadwick* (1999), in relation to Cabinet documents:

- (a) Spigelman CJ held that:
 - (i) a distinction has been made between documents which disclose the actual deliberations within cabinet and documents in the nature of reports or submissions prepared for the assistance of Cabinet,
 - (ii) it is not reasonably necessary for the proper exercise of the functions of the Council to call for documents the production of which would conflict with the doctrine of collective ministerial responsibility by revealing the “actual deliberations of Cabinet”,
 - (iii) however, the production of documents prepared outside Cabinet for submission to Cabinet may, or may not, depending on their content, be inconsistent with the doctrine of collective ministerial responsibility to Cabinet,
 - (b) Meagher JA took the view that the immunity of cabinet documents from production was “complete”, arguing that the Legislative Council could not compel their production without subverting the doctrine of responsible government, but without exploring the distinction between different types of Cabinet documents drawn by Spigelman CJ, and
 - (c) Priestley JA noted that:
 - (i) a court has “the power to compel production to itself even of Cabinet documents”,
 - (ii) the “function and status of the Council in the system of government in New South Wales require and justify the same degree of trust being reposed in the Council as in the courts when dealing with documents in respect of which the Executive claims public interest immunity”, and
 - (iii) “ ... notwithstanding the great respect that must be paid to such incidents of responsible government as cabinet confidentiality and collective responsibility, no legal right to absolute secrecy is given to any group of men and women in government, the possibility of accountability can never be kept out of mind, and this can only be to the benefit of the people of a truly representative democracy”.
9. That this House notes that:
- (a) the Government apparently relies on the broad definition of “Cabinet information” adopted in the Government Information (Public Access) Act 2009,
 - (b) the Legislative Council rejects the proposition that the test in the Government Information (Public Access) Act 2009 of what constitutes Cabinet information is applicable to Parliament,
 - (c) the Government’s apparent reliance on the definition in the Government Information (Public Access) Act 2009 is likely to have led to a much broader class of documents being withheld from production to this House than that articulated by the majority of the NSW Court of Appeal in the judgments of Spigelman CJ and Priestly JA in *Egan v Chadwick*, the provision of which is necessary for the Legislative Council to fulfil its constitutional role, and
 - (d) the true principle from *Egan v Chadwick* concerning the power of the House to order the production of Cabinet documents is, at a minimum, that articulated by Spigelman CJ, and that the Government has failed to undertake the discrimination between classes of documents required by the reasoning of Spigelman CJ.
10. That this House asserts that it has the power to require the production of Cabinet documents such as those produced on 8 June 2018 and 12 June 2018 and that the test to be applied in determining whether a document is a Cabinet document captured by an order of the House is, at a minimum, that articulated by Spigelman CJ in *Egan v Chadwick*.

Debate ensued.

Question put.

The House divided.

Ayes 21

Mr Borsak	Mrs Houssos	Mr Secord
Mr Brown	Mr Mason-Cox	Ms Sharpe
Mr Buckingham	Mr Mookhey	Mr Shoebridge
Mr Donnelly *	Mr Moselmane *	Mr Veitch
Dr Faruqi	Mr Pearson	Ms Voltz
Mr Field	Mr Primrose	Ms Walker
Mr Graham	Mr Searle	Mr Wong

* Tellers

Noes 20

Mr Amato	Mr Franklin	Mr Martin
Mr Blair	Mr Green	Mrs Mitchell
Mr Clarke	Mr Harwin	Revd Mr Nile
Mr Colless	Mr Khan	Dr Phelps
Ms Cusack	Mr MacDonald	Mrs Taylor
Mr Fang *	Mrs Maclaren-Jones *	Ms Ward
Mr Farlow	Mr Mallard	

* Tellers

Question resolved in the affirmative.

31 MESSAGE FROM THE LEGISLATIVE ASSEMBLY—FORESTRY LEGISLATION AMENDMENT BILL 2018

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 amend the Local Land Services Act 2013 with respect to private native forestry; to amend the Forestry Act 2012 with respect to public native forestry and for other purposes; and to make consequential amendments to other Acts and instruments”.

Legislative Assembly
21 June 2018

SHELLEY HANCOCK
Speaker

32 CENTRAL COAST FOOD FUTURES FORUM

Mr Martin moved, according to notice:

1. That this House notes that:
 - (a) on Thursday 26 April 2018 the Central Coast Food Futures Forum was held at Mingara Recreation Club at Tumbi Umbi,
 - (b) the event was part of the Central Coast Food Innovation Initiative which aims to grow the food industry of the Central Coast,

- (c) the food industry in New South Wales contributes \$113 billion to the economy, which represented 24 per cent of state GDP last year and is composed of 55,000 businesses across New South Wales,
 - (d) the Central Coast Food Innovation Initiative has six strategic regional initiatives to support this aim:
 - (i) development of a world-leading Food Innovation Centre,
 - (ii) business development and attraction projects including establishment of supply chain partnerships, formation of transport and logistics hubs, and creation of tourism and hospitality venues,
 - (iii) enhancement of research and development capabilities,
 - (iv) skill development in this sector,
 - (v) creation and positioning of the Central Coast as a Food Destination,
 - (vi) focus on nutrition and welfare, and
 - (e) a number of the goals of the Food Innovation Initiative have been included in the Central Coast Regional Plan 2036.
2. That this House congratulates Regional Development Australia Central Coast, Central Coast Industry Connect, the University of Newcastle, the Newcastle Institute for Energy and Resources, regional industry groups and regional stakeholders from industry, education and Government on this important strategic regional initiative to drive economic growth on the Central Coast.

Debate ensued.

Motion made (Mrs Maclaren-Jones) and question: That this debate be now adjourned until a later hour of the sitting.

33 UNITED NATIONS' WORLD REFUGEE DAY AND AUSTRALIAN REFUGEE POLICIES

Dr Faruqi moved, according to notice:

1. That this House notes that:
- (a) the United Nations' World Refugee Day is observed on June 20 each year,
 - (b) this event honours the bravery and determination of those who are forced to flee their homeland under threat of persecution, conflict and violence,
 - (c) we are witnessing the highest levels of displacement on record, and according to the UNHCR, over 65 million people have been forced from their homes, more than 21 million people are refugees and half are under the age of 18,
 - (d) every minute, 20 people leave everything behind to flee war, persecution or terror,
 - (e) Australia is a signatory to the United Nations' Refugee Convention which sets out the rights of refugees,
 - (f) there have been three deaths by suicide on Manus Island in the past 12 months, and
 - (g) the Australian Government is still holding 142 children on Nauru.
2. That this House condemns Australia's disregard for the Refugee Convention and recognises that international organisations, including the United Nations and Amnesty International, have declared Australia in violation of international laws for its treatment of asylum seekers.

3. That this House calls on the Australian Government to end the cruel treatment of refugees, shut down offshore detention centres and relocate all detained refugees to Australia.
4. That this House calls on the New South Wales Government to:
 - (a) recognise the plight of refugees and the need to welcome people fleeing persecution and seeking asylum to Australia,
 - (b) recognise the serious harm being done to refugees and intervene to protect the basic human rights of asylum seekers, and
 - (c) provide funding and full support to resettle the refugees in New South Wales.

Debate ensued.

Motion made (Mrs Maclaren-Jones) and question: That this debate be now adjourned until a later hour of the sitting.

34 MODERN SLAVERY BILL 2018

On the order of the day being read, the President left the Chair and the House sat as a committee of the whole for consideration of the Legislative Assembly's message of 6 June 2018.

The Chair of Committees took the Chair.

Mr Green moved: That the committee agree to the Legislative Assembly's amendments nos 1-22 to the Modern Slavery Bill 2018.

Debate ensued.

Question: That the Legislative Assembly's amendments nos 1, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 16, 17, 18, 20, 21 and 22 be agreed to—put and passed.

Question: That the Legislative Assembly's amendments nos 2, 3, 13, 15 and 19 be agreed to—put.

The House divided.

Ayes 21

Mr Ajaka	Mr Farlow	Mr Martin
Mr Amato	Mr Franklin	Mr Mason-Cox
Mr Blair	Mr Green *	Mrs Mitchell
Mr Clarke	Mr Harwin	Revd Mr Nile
Mr Colless	Mr MacDonald	Dr Phelps
Ms Cusack	Mrs Maclaren-Jones *	Mrs Taylor
Mr Fang	Mr Mallard	Ms Ward

* Tellers

Noes 18

Mr Buckingham	Mr Mookhey	Ms Sharpe
Mr Donnelly *	Mr Moselmane *	Mr Shoebridge
Dr Faruqi	Mr Pearson	Mr Veitch
Mr Field	Mr Primrose	Ms Voltz
Mr Graham	Mr Searle	Ms Walker
Mrs Houssos	Mr Secord	Mr Wong

* Tellers

Question resolved in the affirmative.

Ordered: That the Chair of Committees leave the Chair and report that the committee has agreed to the Legislative Assembly's amendments nos 1-22 to the Modern Slavery Bill 2018.

The President took the Chair.

The Chair of Committees reported that the committee has agreed to the Legislative Assembly's amendments nos 1-22 to the Modern Slavery Bill 2018.

The House adopted the report.

Mr Green moved: That the following message be forwarded to the Legislative Assembly:

Madam SPEAKER

The Legislative Council has considered the Legislative Assembly's message, dated 6 June 2018, requesting concurrence of the Legislative Council in its proposed amendments in the Modern Slavery Bill 2018, and informs the Legislative Assembly that the Legislative Council agrees to the amendments made by the Legislative Assembly in the Bill.

Legislative Council
21 June 2018

JOHN AJAKA
President

Question put and passed.

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

35 QUESTIONS

Disorder—Suspension of Mr Secord

The President called Mr Secord to order for a 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 conclusion of Question Time.

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

Questions continued.

36 PUBLIC ACCOUNTABILITY COMMITTEE—REFERENCE

The Chair (Revd Mr Nile), according to paragraph 10 of the resolution establishing the Public Accountability Committee, informed the House that the committee had this day resolved to adopt the following terms of reference:

1. That the Public Accountability Committee inquire into and report on the impact of the WestConnex project, including:
 - (a) the adequacy of the business case for the WestConnex project, including the cost-benefits ratio,
 - (b) the cost of WestConnex project, including the size and reasons for overruns,
 - (c) consideration of the governance and structure of the WestConnex project including the relationship between Sydney Motorway Corporation, Roads and Maritime Services, the Treasury and its shareholding Ministers,
 - (d) the compulsory acquisition of property for the project,
 - (e) the recommendations of the Audit Office of New South Wales and the Australian National Audit Office in regards to WestConnex,
 - (f) the extent to which the project is meeting the original goals of the project as articulated in 2012,
 - (g) the relationship between WestConnex and other toll road projects including the Sydney Gateway, Western Harbour Tunnel, F6 and Beaches Link,
 - (h) the circumstances by which WestConnex and the Sydney Gateway were declared to be separate projects in 2017,
 - (i) the cost of the project against its current valuation as determined through the sale of the Sydney Motorway Corporation and whether it represents a good investment for NSW taxpayers, and
 - (j) any other related matter.
2. That the committee report by 1 December 2018.

37 PERSONAL EXPLANATION

Mr Searle, by leave, made a personal explanation concerning comments made during Question Time this day.

38 MESSAGE STICK

Mrs Mitchell moved, according to notice:

1. That this House notes that:
 - (a) on 11 October 2017, during a special ceremony to commemorate the introduction of the Aboriginal Languages Bill 2017, a message stick was passed between Aboriginal elders representing Aboriginal Language groups, who addressed members, then handed to the Minister for Aboriginal Affairs and later that day presented to the Parliament of New South Wales,
 - (b) on 17 October 2017, during the second reading debate on the Aboriginal Languages Bill 2017 members reflected on the significance of the message stick ceremony and suggested that it should be displayed permanently in the Chamber to acknowledge the substantial contribution of the Aboriginal community to the development of the State,
 - (c) the President, on behalf of the House, consulted with the Aboriginal Languages Establishment Advisory Group (ALEAG) and the NSW Coalition of Aboriginal Regional Alliances (NCARA) on the appropriate means by which to have the message stick permanently displayed in the Parliament, and
 - (d) the President commissioned LSJ Heritage Planning & Architecture to design a cabinet to display the message stick and a description of its significance.
2. That this House authorises the President to facilitate the following works related to the permanent display of the message stick:
 - (a) that the display cabinet be located on the northern wall of the Chamber in the space currently occupied by the middle row of the bookshelves in the President's Gallery, and
 - (b) that the display cabinet will contain the following description: "This original message stick, presented to the Parliament of New South Wales, is a physical symbol of the Languages that the Aboriginal Languages Act 2017 seeks to acknowledge, nurture and grow. It is a commemoration of the introduction of the bill in the Legislative Council, the first of its kind in the world, and the first occasion on which an Aboriginal Language was spoken in debate by a non-member. It is a reminder of the two-way ongoing dialogue between the Aboriginal community and the New South Wales Parliament."
3. That, during the present session and unless otherwise ordered:
 - (a) the message stick presented to the New South Wales Parliament on 11 October 2017, during the ceremony to mark the introduction of the Aboriginal Languages Bill 2017 in the Legislative Council, be placed on permanent display in the President's Gallery,
 - (b) the House authorise the placement of the message stick on the Table during proceedings on opening of Parliament, or during other special occasions at the discretion of the President,
 - (c) on those occasions set out in paragraph (b), an Aboriginal Language group, selected on a rotational basis from a list of Aboriginal Language groups maintained by the President and the Aboriginal Languages Establishment Advisory Group and, once established, the Aboriginal Languages Trust, nominate an elder who will be invited to:
 - (i) remove the message stick from the display cabinet,
 - (ii) briefly address members from the Bar of the House in their language,
 - (iii) hand the message stick to the Usher of the Black Rod for placement on the Table.

Debate ensued.

Question put and passed.

39 MESSAGES FROM THE LEGISLATIVE ASSEMBLY

The President reported receipt of the following messages from the Legislative Assembly:

Cognate bills—

(1) Appropriation Bill 2018

Mr PRESIDENT

The Legislative Assembly having this day passed a Bill with the long title “An Act to appropriate out of the Consolidated Fund sums for the services of the Government for the year 2018-19” presents the bill to the Legislative Council for its concurrence.

Legislative Assembly
21 June 2018

SHELLEY HANCOCK
Speaker

(2) Appropriation (Parliament) Bill 2018

Mr PRESIDENT

The Legislative Assembly having this day passed a Bill with the long title “An Act to appropriate out of the Consolidated Fund a sum for the services of Legislature for the year 2018-19” presents the bill to the Legislative Council for its concurrence.

Legislative Assembly
21 June 2018

SHELLEY HANCOCK
Speaker

(3) NSW Generations Funds Bill 2018

Mr PRESIDENT

The Legislative Assembly having this day passed a Bill with the long title “An Act to provide for the establishment of the NSW Generations (Debt Retirement) Fund and the NSW Generations (Community Services and Facilities) Fund for the purposes of providing funding for State debt retirement and certain community purposes” presents the bill to the Legislative Council for its concurrence.

Legislative Assembly
21 June 2018

SHELLEY HANCOCK
Speaker

(4) Snowy Hydro Legacy Fund Bill 2018

Mr PRESIDENT

The Legislative Assembly having this day passed a Bill with the long title “An Act to make provision with respect to the use of the proceeds of sale of Snowy Hydro Limited to fund infrastructure to benefit regional New South Wales” presents the bill to the Legislative Council for its concurrence.

Legislative Assembly
21 June 2018

SHELLEY HANCOCK
Speaker

(5) State Revenue Legislation Amendment Bill 2018

Mr PRESIDENT

The Legislative Assembly having this day passed a Bill with the long title “An Act to make miscellaneous amendments to certain State revenue legislation in connection with the Budget for the year 2018-19” presents the bill to the Legislative Council for its concurrence.

Legislative Assembly
21 June 2018

SHELLEY HANCOCK
Speaker

Bills, on motion of Mr Harwin, read a first time and ordered to be printed.

According to sessional order, Mr Harwin declared the bills to be urgent bills.

Question: That the bills be considered urgent bills—put and passed.

Mr Harwin then moved: That these bills be now read a second time.

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

Debate ensued.

Mr Searle requested that the questions on the second reading of the bills be put separately.

Debate continued.

Mr Searle having requested that the questions on the second reading of the bills be put separately—

Question: That the Appropriation Bill 2018 be now read a second time—put and passed.

Question: That the Appropriation (Parliament) Bill 2018 be now read a second time—put and passed.

Question: That the NSW Generations Funds Bill 2018 be now read a second time—put and passed.

Question: That the Snowy Hydro Legacy Fund Bill 2018 be now read a second time—put and passed.

Question: That the State Revenue Legislation Amendment Bill 2018 be now read a second time—put and passed.

Leave granted to proceed to the third reading of the bills forthwith.

Bills having been declared urgent bills this day—

Bills, on motion of Mr Harwin, read a third time.

Bills returned to the Legislative Assembly without amendment.

40 PORTFOLIO COMMITTEE NO. 2 – HEALTH AND COMMUNITY SERVICES—REFERENCE

The Chair (Mr Donnelly), according to paragraph 2(6) of the resolution establishing portfolio committees, informed the House that the committee had this day resolved to adopt the following terms of reference: That Portfolio Committee No.2 – Health and Community Services inquire into and report on the provision of disability services across New South Wales, and in particular:

- (a) the implementation of the National Disability Insurance Scheme and its success or otherwise in providing choice and control for people with disability,

- (b) the experience of people with complex care and support needs in developing, enacting and reviewing NDIS plans,
- (c) the accessibility of early intervention supports for children,
- (d) the effectiveness and impact of privatising government-run disability services,
- (e) the provision of support services, including accommodation services, for people with disability regardless of whether they are eligible or ineligible to participate in the National Disability Insurance Scheme,
- (f) the adequacy of current regulations and oversight mechanisms in relation to disability service providers,
- (g) workforce issues impacting on the delivery of disability services,
- (h) challenges facing disability service providers and their sustainability,
- (i) incidents where inadequate disability supports result in greater strain on other community services, such as justice and health services,
- (j) policies, regulation or oversight mechanisms that could improve the provision and accessibility of disability services across New South Wales, and
- (k) any other related matter.

41 ASSENT TO BILL

The President reported receipt of a message from His Excellency the Governor intimating assent to the following bill:

	Act No. 2018
21 June 2018	
Justice Legislation Amendment Bill (No 2) 2018	29

According to sessional order, proceedings interrupted half an hour after the conclusion of Questions for adjournment.

42 ADJOURNMENT

Mr Harwin moved: That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned at 4.39 pm until Tuesday 14 August 2018 at 2.30 pm.

43 ATTENDANCE

All members present.

David Blunt
Clerk of the Parliaments

Authorised by the Parliament of New South Wales