

**NORFOLK ISLAND
MINUTES OF PROCEEDINGS
OF THE
TENTH LEGISLATIVE ASSEMBLY
19 DECEMBER 2001**

**NORF'K AILEN
DIISEM MENETS LARNEN WATHING HAEPN
INAA
TENTH LEJESLIETEW 'SEMBLE
19 DISEMBA 2001**

1 The Legislative Assembly met at 10.04 am. The Speaker (Hon D.E. Buffett) took the Chair and read the Prayer

2 CONDOLENCES

Ms Nicholas recorded the passing of-

**Patrick Terrence Barrett
Merval Hannah Hoare MBE
Reginald William Stevens
William Frederick Forsyth**

As a mark of respect to the memory of the deceased all Members stood in silence

3 QUESTIONS WITHOUT NOTICE

Deputy Speaker Nicholas took the Chair at 10.38 am

4 PRESENTATION OF PAPERS

The following papers were presented to the House –

- 1) Mr Smith (Minister for Community Services and Tourism) tabled the Inbound Passenger Statistics for November 2001 and moved –

THAT the House take note of the Paper

Debate ensued
Question put and agreed to on the voices

- 2) Mr Donaldson (Minister for Finance) tabled the Financial Indicators for month of November 2001 and moved –

THAT the House take note of the Paper

Debate ensued
Question put and agreed to on the voices

5 STATEMENTS OF AN OFFICIAL NATURE

- 1) Mr Gardner (Chief Minister and Minister for Intergovernment Relations) reported on the 6th South Pacific Mini Games held in Norfolk Island from 3rd to 14th December, and thanked the community for its support

Mr Smith moved –

THAT the House take note of the Statement

Debate ensued

Question put and agreed to on the voices

- 2) Mr Smith (Minister for Community Services and Tourism) reported on his meeting with Members of the Hospital Board and related health issues

6 APPOINTMENT OF THE HOUSE COMMITTEE

Mr Gardner pursuant to notice, moved –

THAT this House pursuant to Standing Order 19 in addition to the Speaker (ex officio), appoints -

- a) **Stephanie Victoria Anne Jack; and**
- b) **Ivens Francois Buffett**

to be members of the House Committee.

Debate ensued

Question put and agreed to on voices

7 APPOINTMENT OF THE BUSINESS COMMITTEE

Mr Smith pursuant to notice, moved –

THAT this House, pursuant to Standing Order 20, in addition to the Speaker (ex officio), appoints

- a) **Chloe Nicholas; and**
- b) **Ivens Francois Buffett**

to be members of the Business Committee

Debate ensued

Question put and agreed to on voices

8 APPOINTMENT OF THE STANDING ORDERS COMMITTEE

Mr Ivens Buffett pursuant to notice, moved –

THAT this House, pursuant to Standing Order 17, in addition to the Speaker and Deputy Speaker, appoints –

- a) **Geoffrey Robert Gardner**
- b) **Graeme Donaldson; and**
- c) **George Charles Smith**

to be members of the Standing Orders Committee

Debate ensued

Question put and agreed to on voices

9 COMMITTEE OF PRIVILEGES

Mr Brown pursuant to notice, moved –

THAT so much of standing orders be set aside in order that a Committee of Privileges is not appointed pursuant to Standing Order 18

Debate ensued

Question put and agreed to on voices

Mr Nobbs voting in dissent

10 IMMIGRATION ACT 1980 - APPOINTMENT OF MEMBER OF THE ASSEMBLY TO THE IMMIGRATION COMMITTEE

Mr Gardner (Chief Minister and Minister for Intergovernment Relations) pursuant to notice, moved –

THAT for the purposes of section 6(4) of the Immigration Act 1980, this House recommends to the executive member that -

- a) **Chloe Nicholas; and**
- b) **David Ernest Buffett**

be appointed as Members of the Immigration Committee

Debate ensued

Question put and agreed to on voices

11 HEALTHCARE ACT 1989 - APPOINTMENT OF A MEMBER TO THE HEALTHCARE CLAIMS COMMITTEE

Mr Smith (Minister for Community Services and Tourism) pursuant to notice, moved –

THAT for the purpose of section 22(2) of the Healthcare Act 1989 this House resolves to choose Stephanie Victoria Anne Jack to be a member of the Healthcare Claims Committee

Debate ensued

Question put and agreed to on voices

12 PLANNING ACT 1996 – APPOINTMENT OF MEMBER TO THE PLANNING BOARD

Mr Ivens Buffett (Minister for Land and the Environment) pursuant to notice, moved –

THAT pursuant to section 49(1) of the Planning Act 1996 this House nominates Stephanie Victoria Anne Jack as its member on the Planning Board and requests the executive member to appoint Stephanie Victoria Anne Jack pursuant to section 50(1) of that Act

Debate ensued

Question put and agreed to on voices

13 HEALTHCARE LEVY ACT 1990 – PAYMENT OF HEALTHCARE LEVY BY INSTALMENTS

Mr Smith (Minister for Community Services and Tourism) pursuant to notice, moved –

THAT this House:

- 1. resolves that the Healthcare Levy Act 1990 be amended to provide that the healthcare levy may be paid by a liable person by monthly instalments; and**
- 2. recommends that the responsible executive member investigate a method of deducting the healthcare levy by instalments from the wages of a liable person by agreement between the employer and the liable person**

Debate ensued

Question – THAT debate be adjourned and the resumption of debate be made an Order of the Day for a subsequent day of sitting – put and agreed to on voices

14 PUBLIC SECTOR MANAGEMENT ACT 2000 – APPOINTMENT OF EXECUTIVE DIRECTOR COMMUNITY SERVICES AND TOURISM

Mr Smith (Minister for Community Services and Tourism) pursuant to notice, moved –

THAT, notwithstanding the Motion of this House passed on 15 August 2001, this House, pursuant to section 39(1) of the Public Sector Management Act 2000, and as a consequence of the report made by the Chief Executive Officer to members of the Legislative Assembly at their informal meeting recommends that the Chief Executive Officer appoint as the Executive Director Community Services and Tourism the person selected as the preferred applicant for the position under section 39(2)(b) of the Act, subject to proper appeals provisions, and that the Chief Executive Officer proceed to negotiate a performance based contract in accordance with her responsibilities under section 40(2) of the Act and relevant immigration provisions

Debate ensued

Question – THAT the question be put - put and agreed to on voices

Question put

The House voted –

NOES, 1

Mr D E Buffett

AYES, 8

Mr Gardner

Mr Donaldson

Mrs Jack

Mr I F Buffett

Mr Nobbs

Ms Nicholas

Mr Smith

Mr Brown

Motion agreed

14 FIXING OF NEXT SITTING DAY

Mrs Jack moved –

THAT the House at its rising adjourn until Wednesday 16 January 2002 at 10 am

Debate ensued

Question put and agreed to on the voices

15 ADJOURNMENT

Ms Nicholas moved –

THAT the House do now adjourn

Debate ensued

Question put and agreed to on the voices

AND THEN the House at 12.32 pm adjourned until Wednesday 16 January 2002 at 10 am

Gaye Evans
Deputy Clerk to the Legislative Assembly

Members Present: All Members were present