

**NORFOLK ISLAND
TENTH LEGISLATIVE ASSEMBLY
MINUTES OF PROCEEDINGS
WEDNESDAY 10 APRIL 2002**

**NORF'K AILEN
DIISEM MENETS LARNEN WATHING HAEPN
INAA
TENTH LEJESLIETEW 'SEMBLE
WENSDI 10 IEPRIL 2002**

1 The Legislative Assembly met at 10.02 am. The Speaker (Hon D.E. Buffett) took the Chair and read the Prayer

2 **SUSPENSION OF STANDING ORDERS**

Mr Gardner (Chief Minister) moved –

THAT so much of Standing Orders be suspended as would prevent the House from only dealing with the matters listed on the Programme

Question put and agreed to on the voices

3 **LEAVE OF ABSENCE EXTENDED TO HON GRAEME DONALDSON MLA**

Leave of absence from the sitting was unanimously extended to Mr Donaldson who is absent from the Island

4 **CRIMES (FORENSIC PROCEDURES) BILL 2002**

Mr Gardner (Chief Minister) presented a Bill for an Act about forensic procedures and other matters and moved –

That the Bill be agreed to in principle

Paper:

Mr Gardner tabled and read into Hansard the Explanatory Memorandum to the Bill
Debate ensued
Mr Gardner moved -

THAT so much of Standing Orders be suspended as would prevent the Bill being considered through all stages at this sitting

Question put
Bill agreed to in principle on the voices

Detail stage:

Mr Gardner moved –

At the end of Schedule 1, add –

- “(p) subsection 112(2) of that Act is omitted and does not apply to Norfolk Island;
- (q) a reference in the Dictionary of that Act to the following defined words are amended –

- (i) “infringement notice” – the reference to the *Road Transport (General) Act 1999* shall be read as a reference to the *Road Traffic Act 1982*;
- (ii) “prison” – the reference to the *Removal of Prisoners Act 1968* shall be read as a reference to the *Administration Act 1936* and the *Periodic Detention Act 1996*;
- (iii) “prison medical officer” – the reference to “under the *Remand Centres Act 1976*” is omitted;
- (iv) “remand centre” – the reference is omitted and substituted with “includes a gaol or detention centre under the *Administration Act 1936* and the *Periodic Detention Act 1996*”;
- (v) “summary offence” – the reference to “the *Legislation Act 2001*, section 136” shall be read as a reference to “a law of Norfolk Island”;
- (vi) “warrant” – the definition is omitted and substituted with “for the apprehension of a person, is a warrant issued under a law of Norfolk Island for the arrest or apprehension of that person”

Debate ensued

Question – That the amendments be agreed to – put and agreed to on the voices

Question – That the balance of the Bill be agreed to – put and agreed to on the voices

Question – That the Bill as amended be agreed to – put and agreed to on the voices

5 **FIXING OF THE NEXT SITTING DAY**

Mr Brown moved –

THAT the House at its rising adjourn until Wednesday 24 April 2002 at 10 am

Question put and agreed to on the voices

6 **ADJOURNMENT**

Mr Nobbs moved –

THAT the House do now adjourn

Question put and agreed to on the voices

AND THEN the House at 11.24 am adjourned until Wednesday 24 April 2002 at 10 am

Robin-Eleanor Adams
Clerk to the Legislative Assembly

Members Present: All Members were present except Mr Donaldson by leave