

**NORFOLK ISLAND
TWELFTH LEGISLATIVE ASSEMBLY
MINUTES OF PROCEEDINGS
WEDNESDAY 19 SEPTEMBER 2007**

**NORF'K AILEN
DIISEM MENETS LARNEN WATHING HAEPN
INAA
TWELWTH LEJESLIETEW 'SEMBLE
WENSDI 19 SEPTEMBER 2007**

1 The Legislative Assembly met at 10.01 am, the Speaker, Hon Lisle Snell MLA, took the Chair and read Prayers

2 **CONDOLENCES**

Mr Tim Sheridan recorded the passing of –

**John Southey Robinson
Hamish Martin**

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

3 **WELCOME**

The Speaker welcomed those present in the public gallery

4 **QUESTIONS WITHOUT NOTICE**

5 **PRESENTATION OF PAPERS**

The following papers were presented:

- (1) Mr Neville Christian, Minister for Finance, advised that he would not be tabling the Goods and Services Tax (Amendment No. 2) Regulations 2007 under section 41 of the Interpretation Act 1979 and that the Regulations therefore cease to have effect;
- (2) Mr Gardner, Minister for Tourism and Health, for and on behalf of and at the request of the Minister for the Environment, Education and Social Welfare, tabled the Education (Amendment) Regulations 2007 and moved –

THAT the House take note of the paper

Debate ensued

Question put and agreed to on the voices

- (3) Mr Gardner, Minister for Tourism and Health – Report by executive member under subsection 31(4) of the Legal Aid Act 1995 for the period 1 July 2006 to 30 June 2007
- (4) Mr Neville Christian, Minister for Finance tabled the revenue fund monthly Financial Indicators for the combined months of July and August 2007 together with Norfolk Air's estimated income and expenditure statement for the period ended 30 June 2007 with the monthly airline results for the month of June 2007 and the monthly results for the airline in respect of July and August of 2007 and moved –

THAT the House take note of the papers

Debate ensued

Question put and agreed to on the voices

- (5) Mr Neville Christian, Minister for Finance – Customs Act 1913 – exemptions approved by executive member from payment of customs duty;
- (6) Mr Gardner, Minister for Tourism and Health – Inbound passenger statistics for August 2007
Mr Gardner moved -

THAT the House take note of the paper

Debate ensued

Question put and agreed to on the voices

- (7) Mr Gardner, Minister for Tourism and Health tabled as exposure drafts the following Bills as part of the Justice package – Sentencing Bill 2007; Criminal Code Bill 2007 and Criminal Procedure Bill 2007

Mr Gardner moved -

THAT the House take note of the paper

Debate ensued

Question put and agreed to on the voices

6 STATEMENTS

- (1) Mr Neville Christian, Minister for Finance, gave a brief overview of the unaudited financial statements for the Norfolk Island Administration

Mr Gardner, Minister for Tourism and Health, moved –

THAT the House take note of the statement

Debate ensued

Question put and agreed to on the voices

- (2) Mr Nobbs, Chief Minister, reported on steps he had taken since the last sitting in an effort to address the issues raised by the Employment Tribunal in their report which was tabled at the August sitting and moved –

THAT the House take note of the statement

Question put and agreed to on the voices

- (3) Mr Gardner, Minister for Tourism and Health, advised of recent changes in appointments of Justices to preside at the Supreme Court of Norfolk Island;

- (4) Mr Nobbs, Chief Minister, reported on actions being undertaken to review the entire public sector, including government business enterprises and statutory bodies

Mr Gardner, Minister for Tourism and Health, moved –

THAT the House take note of the statement

Debate ensued

Question put and agreed to on the voices

7 MESSAGE FROM THE OFFICE OF THE ADMINISTRATOR

The Speaker reported **Message No. 7** from the Acting Administrator dated 28 August 2007 advising that on 28 August 2007 he declared his assent to the Road Traffic (Amendment No. 2) Act 2007 and the Social Services (Amendment) Act 2007

8 REPORT FROM STANDING COMMITTEES

The Speaker tabled a report under section 11(11) of the Legislative Assembly (Register of Members' Interests) Act 2004 advising that nil complaints had been received under the Act in the 12 months to 30 June 2007

9 PUBLIC SECTOR MANAGEMENT ACT 2000 – RE-APPOINTMENT OF PRESIDING MEMBER OF THE PUBLIC SERVICE BOARD

Mr Nobbs, Chief Minister, pursuant to notice, moved –

THAT this House, in accordance with paragraph 10(1)(a) of the Public Sector Management Act 2000, recommends that the responsible executive member re-appoint Nadia Lozzi-Cuthbertson as presiding member of the Public Service Board for the period 22 September 2007 to 21 September 2009

Debate ensued

Question put and agreed to on the voices

10 TOURIST ACCOMMODATION ACT 1983 – TRANSFER OF REGISTRATION OF “PEACE HOLIDAY COTTAGE” TO PORTION 40d

Mr Gardner, Minister for Tourism and Health, pursuant to notice, moved -

That for the purposes of Section 15A of the Tourist Accommodation Act 1984 this House resolves that the registration of the tourist accommodation house known as “Peace Holiday Cottage” may be transferred from the place described in its current instrument of registration to portion 40d subject to compliance with the following conditions:

- 1. Application for approval of change of ownership of the tourist accommodation house must be made in accordance with all applicable statutory requirements after the Executive Member's approval of the transfer under section 15A(2) in accordance with this resolution.**
- 2. The premises to which registration is transferred must –**
 - a. comply with statutory requirements for the ownership and operation of tourist accommodation;**
 - b. comply with statutory planning and building requirements for the siting and construction of tourist accommodation; and**
 - c. be constructed and maintained to a minimum equivalent 4 Star standard under applicable Norfolk Island tourist accommodation grading standards**

Debate ensued

Question put and agreed to on the voices

11 TOURIST ACCOMMODATION (AMENDMENT) BILL 2007

Debate resumed (Mr Gardner, Minister for Tourism and Health) from 18 July 2007 on the question – That the Bill be agreed to in principle

Question put

Bill agreed to in principle on the voices

Mr Gardner moved –

THAT the Bill be agreed to

Question put

Bill agreed to the voices

12 NORFOLK AIR CORPORATION BILL 2007

Debate resumed (Mr Christian, Minister for Finance) from 22 August 2007 on the question – That the Bill be agreed to in principle

Bill withdrawn by leave at the request of Mr Christian

13 FIXING OF NEXT SITTING DAY

Mr Anderson moved –

**THAT the House at its rising adjourn until Wednesday
10 October 2007 at 10 am**

Question put and agreed to on the voices

14 ADJOURNMENT

Mr Tim Sheridan moved -

THAT the House do now adjourn

Debate ensued with Chief Minister, Mr Brendon Christian and Minister for Tourism and Health participating

Question put and agreed to on the voices

AND THEN the House at 12.26 pm adjourned until Wednesday 10 October 2007 at 10 am

Robin-Eleanor Adams
Clerk to the Legislative Assembly