

**NORFOLK ISLAND  
TWELFTH LEGISLATIVE ASSEMBLY  
MINUTES OF PROCEEDINGS  
WEDNESDAY 19 MARCH 2008**

**NORF'K AILEN  
DIISEM MENETS LARNEN WATHING HAEPN  
INAA  
TWELWTH LEJESLIETEW 'SEMBLE  
WENSDI 19 MAACH 2008**

- 1 The Legislative Assembly met at 10.05 am. The Speaker, Hon Lisle Snell MLA, took the Chair and read Prayers
- 2 **SUSPENSION OF SITTING**  
The Speaker at 10.08 am suspended the sitting until 10.30 am
- 3 **RESUMPTION OF SITTING**  
The House resumed at 10.35 am, the Speaker taking the Chair
- 4 **LEAVE OF ABSENCE FOR MINISTER FOR FINANCE**  
Leave from the sitting was unanimously extended to the Minister for Finance
- 5 **CONDOLENCES**  
Mr Tim Sheridan recorded the passing of –

**Eileen Constance Snell**

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

- 6 **GIVING OF NOTICES**  
Mr Sheridan gave notice of his intention to postpone moving Notice No. 4 on the Notice Paper until the April sitting of the House to allow for wider consultation and investigation
- 7 **QUESTIONS WITHOUT NOTICE**

**The Chief Minister left the meeting at 10.50 am**

- 8 **PRESENTATION OF PAPERS**  
The following papers were presented:

Mr Gardner, Minister for Tourism and Health –

- a) Under section 215(3) of the Criminal Procedure Act 2007 – Forms 1 and 2 relating to Search Warrants under section 56 Criminal Procedure Act 2007;
- b) Inbound passenger statistics for February 2008  
Mr Gardner moved –

**THAT the House take note of the papers**

Debate ensued  
Question put and agreed to on the voices;

- c) Financial Indicators for February 2008  
Mr Gardner moved –

**THAT the House take note of the papers**

Debate ensued  
Question put and agreed to on the voices;

- d) Immigration Act 1980 – Report to the Assembly advising the number of declarations of residency granted under section 33 of the Act during the year ending on 31 December 2007

Mr Jack, Minister for the Environment, Education and Social Welfare moved –

**THAT the House take note of the paper**

Debate ensued  
Question put and agreed to on the voices;

## 9 STATEMENTS

In response to a question without notice asked earlier in the sitting, Mrs Jack, Minister for the Environment, Education and Social Welfare, made a statement on water quality

## 9 MESSAGES FROM THE OFFICE OF THE ADMINISTRATOR

The Speaker reported –

**Message No.13** from the Acting Administrator dated 4 March 2008 advising that on 4 March 2008 he reserved the Subdivision (Amendment) Bill 2008 for the pleasure of the Governor-General

**Message No.14** from the Acting Administrator dated 4 March 2008 advising that on 4 March 2008 he declared his assent to the Supreme Court (Amendment) Act 2008

## 10 REPORTS OF STANDING COMMITTEES

Mr Snell, Chairman of the Public Accounts and Estimates Committee, tabled the First Report of the Committee dated March 2008 in respect of its review of the cost to maintain the public grounds and reserves by the public sector

Discussion ensued

Mr Snell moved –

**THAT the Report be noted and consideration of the Report and its recommendations be made an Order of the Day for a subsequent day of sitting**

Question put and agreed to on the voices

## 11 NORFOLK ISLAND GOVERNMENT TOURIST BUREAU ACT 1980 - RE-APPOINTMENT OF MEMBER OF THE NORFOLK ISLAND GOVERNMENT TOURIST BUREAU

Mr Gardner, Minister for Tourism and Health, by leave, moved the motion standing in his name on the Notice Paper in the following amended form:

**THAT this House in accordance with subsections 4(2) and (5) of the Norfolk Island Government Tourist Bureau Act 1980 recommends to the executive member that he re-appoint Wallace James Beadman as a member of the Norfolk Island Government Tourist Bureau for the period 20 March 2008 to 19 March 2009; and further, recommends that he re-appoint Ian Ross Mackenzie Anderson to be a member of the Norfolk Island Government Tourist Bureau for the period 18 April 2008 to 17 April 2009**

Debate ensued

Question put and agreed to on the voices

## 12 TOURIST ACCOMMODATION ACT 1984 - PROPOSED TRANSFER OF TOURIST ACCOMMODATION UNIT FROM "RIGGERS RETREAT" TO "ANSON BAY LODGE"

Mr Gardner, Minister for Tourism and Health, by leave, moved the motion standing in his name on the Notice Paper in the following amended form:

**THAT for the purposes of section 15A of the Tourist Accommodation Act 1984 this House resolves that the registration of one tourist accommodation unit from the tourist accommodation house known as "Riggers Retreat" may be transferred from the place described in its current instrument of registration to portion 111a5, being the tourist accommodation house known as "Anson Bay Lodge", 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 —
  1. comply with statutory requirements for the ownership and operation of tourist accommodation;
  2. comply with statutory planning and building requirements relevant to tourist accommodation;
  3. be constructed and maintained to a minimum 4 Star standard under applicable Norfolk Island tourist accommodation grading standards; and

**4. any relevant planning material must be obtained within 12 months of the transfer approval**

Debate ensued  
Question put and agreed to on the voices

**13 CUSTOMS (AMENDMENT) BILL 2008**

Mr Gardner, Minister for Tourism and Health, on behalf of the Chief Minister, presented a Bill for an Act to amend the Customs Act 1913 and moved –

**THAT the Bill be agreed to in principle**

**Paper:** Mr Gardner tabled the Explanatory Memorandum to the Bill  
Debate ensued  
Debate adjourned (Mr Gardner) and the resumption of debate made an Order of the Day for a subsequent day of sitting

**14 CEMETERIES BILL 2008**

Mrs Jack, Minister for the Environment, Education and Social Welfare, presented a Bill for an Act to provide for the burial of deceased persons and the control of cemeteries and related purposes and moved –

**THAT the Bill be agreed to in principle**

**Paper:** Mrs Jack tabled the Explanatory Memorandum to the Bill  
Debate ensued

**The Chief Minister joined the meeting**

Debate adjourned (Mrs Jack) and the resumption of debate made an Order of the Day for a subsequent day of sitting

**15 FIXING OF THE NEXT SITTING DAY**

Mr Sheridan moved –

**THAT the house at its rising adjourn until Wednesday 16 April 2008 at 10 am**

Question put and agreed to on the voices

**16 ADJOURNMENT**

Mr Gardner, Minister for Tourism and Health, moved –

**THAT the House do now adjourn**

Debate ensued with the Chief Minister advising that he had earlier today accepted the resignation of the Chief Executive Officer  
Question put and agreed to on the voices

**AND THEN the House at 12.16 pm adjourned until Wednesday 16 April 2008 at 10 am**

Robin-Eleanor Adams  
**Clerk to the Legislative Assembly**

**MEMBERS PRESENT:** All Members were present except Mr Neville Christian, Minister for Finance, by leave