

**NORFOLK ISLAND  
TWELFTH LEGISLATIVE ASSEMBLY  
MINUTES OF PROCEEDINGS  
WEDNESDAY 16 APRIL 2008**

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DIISEM MENETS LARNEN WATHING HAEPN  
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TWELWTH LEJESLIETEW 'SEMBLE  
WENSDI 16 IEPRIL 2008**

1 The Legislative Assembly met at 10.10 am. The Speaker, Hon Lisle Snell MLA, took the Chair and read Prayers

2 **QUESTIONS WITHOUT NOTICE**

3 **CONDOLENCES**

Mr Tim Sheridan recorded the passing of **Norma Gladys Summerscales**  
As a mark of respect to the memory of the deceased all Members stood in silence

4 **PRESENTATION OF PAPERS**

The following papers were presented:

- 1) Mr Gardner, Minister for Tourism and Health, tabled the Report by the Executive Member and attendant documents required to be tabled under subsection 31(4) of the Legal Aid Act 1995 for the period 1 July 2007 to 31 December 2007
- 2) Mr Neville Christian, Minister for Finance -

a) exemptions from payment of customs duty approved by the executive member under section 2B(2) of the Customs Act 1913;

b) GST Reports October-December 2007 and January to March 2008  
Mrs 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;

- 3) Mr Gardner tabled the inbound passenger statistics and moved -

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

Debate ensued

Question put and agreed to on the voices;

5 **STATEMENTS**

- 1) Mr Magri, Minister for Commerce and Industry, provided a response to a question without notice asked at an earlier sitting, re unreasonable harvesting of marine life;
- 2) Mr Nobbs, Chief Minister, provided detailed background to the circumstances surrounding the resignation of the Chief Executive Officer and addressed points raised in a document circulating in the community attributed to the former Chief Executive Officer;
- 3) Mr Magri, Minister for Commerce and Industry, in response to questions asked by his Assembly colleagues made a statement in respect of the hiring of vehicles not registered for hire and the use of coloured stickers to identify hire vehicles;
- 4) Mr Nobbs, Chief Minister, gave a detailed report on the performance and achievements of the Norfolk Island Government since its commencement twelve months ago;  
Paper: Mr Nobbs tabled a document titled "What has been done in the past year?"

6 **MOTION BY LEAVE - PROPOSAL TO ADJUST KINGSTON AND ARTHURS VALE (KAVHA) BOUNDARY**

Mr Sheridan, by leave, moved -

**Subject to the Commonwealth acceding to the request to enter into discussions on the revision of the boundaries of the Kingston and Arthur's Vale Historic Area (KAVHA) as inscribed on the National Heritage List, this House requests the responsible Executive Member to represent the following proposal for consideration in those discussions:**

- a) That the boundaries of KAVHA are revised to include portions 57a5, 67i(rem), 67(part portion), 67n, 67r, 80b4, 81k, 164, and 173, the New Military Barracks, Old Military Barracks, Golf Club, Cemetery Reserve, Point Hunter Reserve, Kingston Common Reserve, Government House Reserve, Kingston Recreational Reserve and War Memorial Reserve and;
- b) That those remaining freehold portions and Crown leasehold portions, leased to private occupiers, within the existing boundaries of KAVHA be individually assessed on their respective heritage values and;
- c) Where a portion so assessed would not diminish the heritage significance of the KAVHA site, a process be agreed to excise those portions from within the KAVHA boundaries

**Paper:** Mr Sheridan tabled a letter dated 15 February 2008 addressed to the Australian Commonwealth Government and the Norfolk Island Government to which is appended some 613 signatures

Debate ensued

Question put and agreed to on the voices

## 7 EMPLOYMENT REGULATIONS 1991

Mr Sheridan, pursuant to notice, moved -

**THAT this House requests the executive member with responsibility for the Employment Act 1991 (the "Act"), to have regulations made, as a matter of priority, to amend regulation 12 of the Employment Regulations 1991 to provide that for the purposes of paragraph 108(2)(e) of the Act, the prescribed minimum wage is \$12 per hour**

Debate ensued

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

**Mrs Jack left the meeting**

## 8 MUSEUM TRUST ACT 1987 - RE-APPOINTMENT OF TRUSTEE

Mr Gardner, Minister for Tourism and Health, for and at the request of the Minister for the Environment, Education and Social Services, moved –

**THAT this House resolves for the purposes of paragraph 5(2)(b) of the *Museums Trust Act 1987* that the executive member re-appoint Simone Rena James as a member of the Norfolk Island Museum Trust for the period 20 April 2008 to 19 April 2010**

Debate ensued

Question put and agreed to on the voices

## 9 ROADS ACT 2002 - DEDICATION OF PUBLIC ROADS

Mr Magri, Minister for Commerce and Industry, pursuant to notice, moved –

**THAT this House resolves to approve the determination by the executive member under section 45A of the *Roads Act 2002* that the transitional period for the purposes of Part 8 of that Act be the period ending 26 February 2010**

Debate ensued

Question put and agreed to on the voices

## 10 CUSTOMS ACT 1913 - EXEMPTION FROM PAYMENT OF CUSTOMS DUTY

Mr Christian, Minister for Finance, pursuant to notice, moved -

**THAT, under subsection 2B(4) of the Customs Act 1913, this House recommends to the Administrator that the goods specified in the first column of the Schedule imported by the person specified opposite, and on the conditions mentioned, in the second column of the Schedule be exempted from duty -**

## SCHEDULE

## Column 1

Goods

## Stretcher

- amount of duty applicable \$751.95

## Column 2

Importer/conditionsSt Johns Ambulance, Norfolk  
Island

Debate ensued

Question put and agreed to on the voices

**11 IMMIGRATION ACT 1980 - APPOINTMENT OF MEMBER TO IMMIGRATION COMMITTEE**

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

**THAT for the purposes of subsection 6(4) of the *Immigration Act 1980*, this House recommends the appointment of Jenifer Ruth Magri as a member of the Immigration Committee for the period 17 April 2008 to 16 April 2010**

Debate ensued

Question put and agreed to on the voices, Mr Magri abstaining

**12 CUSTOMS (AMENDMENT) BILL 2008**

Debate resumed (Mr Nobbs, Chief Minister) from 19 March 2008, on the question – That the Bill be agreed to in principle

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

**13 FIXING OF THE NEXT SITTING DAY**

Mr Anderson moved –

**THAT the house at its rising adjourn until Wednesday 21 May 2008 at 10 am**

Question put and agreed to on the voices

**14 ADJOURNMENT**

Mr Sheridan moved –

**THAT the House do now adjourn**

Debate ensued with the Mr Gardner and Mr Nobbs participating

Question put and agreed to on the voices

**AND THEN the House at 12.36 pm adjourned until Wednesday 21 May 2008 at 10 am**

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

**MEMBERS PRESENT:** All Members were present