

**NORFOLK ISLAND
TWELFTH LEGISLATIVE ASSEMBLY
MINUTES OF PROCEEDINGS
WEDNESDAY 27 AUGUST 2008**

**NORF'K AILEN
DIISEM MENETS LARNEN WATHING HAEPN
INAA
TWELWTH LEJESLIETEW 'SEMBLE
WENSDI 27 ORGAS 2008**

- 1 The Legislative Assembly met at 10.00 am. The Speaker, Hon Lisle Snell MLA, took the Chair and read Prayers

2 CONDOLENCES

Mr Tim Sheridan recorded the passing of –

**Howard Kendall Pitcher
Lorraine Rita Kilbourne**

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

3 QUESTIONS WITHOUT NOTICE

4 ANSWERS TO QUESTIONS ON NOTICE

Responses were provided as follows:

Question No. 2(a) from Mr Sheridan to Chief Minister re. official travel in 2007/2008 financial year Paper:

Mr Nobbs, Chief Minister, tabled a spreadsheet detailing travel dates, destination, expenditure and reason for travel and moved –

THAT the House take note of the paper and the paper be printed

Debate ensued

Question put and agreed to on the voices;

Question No. 1 from Mr Sheridan to Mr Neville Christian, Minister for Finance seeking information on GST. Mr Christian advised that due to absence off Island of the Chief Revenue Office a response would be provided at a later date

5 PRESENTATION OF PAPERS

The following papers were presented:

- 1) Mrs Jack, Minister for the Environment – DCP No. 4 for Outdoor Advertising Structures and Signs
- 2) Mr Neville Christian, Minister for Finance – Public Moneys Act 1979 – direction to Finance Manager to transfer certain financial commitments to 2008/2009 financial year
- 3) Mr Gardner, Minister for Tourism and Health – Inbound Passenger Statistics for up to and including July 2008 and moved –

THAT the House take note of the paper

Debate ensued

Question put and agreed to on the voices;

- 4) Mr Neville Christian, Minister for Finance – Customs (Amendment) Regulations 2008
- 5) Mr Nobbs, Chief Minister –
 - a. Immigration (Amendment) Regulations 2008
 - b. Employment (Amendment) Regulations 2008 and moved -

THAT the House take note of the paper

Debate ensued

Question put and agreed to on the voices;

- 6) Mr Magri, Minister for Commerce and Industry – Annual Report of the Road Safety Committee and moved -

THAT the House take note of the paper

Debate ensued

Question put and agreed to on the voices;

- 7) Mr Neville Christian, Minister for Finance – Revenue Fund Financial Indicators for June 2008
Mrs Jack moved -

THAT the House take note of the paper

Debate ensued

Question put and agreed to on the voices;

- 8) Mr Sheridan – Report of Working Group dated August 2008 on Childcare on Norfolk Island and moved -

THAT the House take note of the paper

Debate ensued

Question put and agreed to on the voices;

6 STATEMENTS

The following statements were made –

- 1) Mr Neville Christian, Minister for Finance responded in detail to misleading and inaccurate accusations from a member of the community re state of Island's finances
Chief Minister moved –

THAT the House take note of the statement

Debate ensued

Question put and agreed to on the voices;

- 2) Mr Sheridan gave a brief overview of his recent attendance at the CPA Conference in Malaysia

7 MESSAGES FROM THE OFFICE OF THE ADMINISTRATOR

The Speaker reported –

Message No. 19 from the Acting Administrator dated 29 July 2008 advising that on 29 July 2008 he declared his assent to the Business Transactions (Administration)(Amendment) Act 2008

8 PROPOSED VARIATION TO NORFOLK ISLAND PLAN

Mrs Jack, Minister for the Environment, Education and Social Welfare, pursuant to notice, moved -

THAT in accordance with subsection 12(4) of the *Planning Act 2002*, this House resolve that the draft plan laid before this House, being a proposed variation to the Norfolk Island Plan of 25 February 2004 as most recently amended on 25^f July 2008 and deemed to be the Plan under section 8 of the *Planning Act 2002*, be approved; and that for the purposes of subsection 13(1) of the *Planning Act 2002* that the date of commencement of the approved plan be 5th September 2008

Debate ensued

Mr Magri moved –

THAT debate be adjourned and resumption of debate be made an Order of the Day for a subsequent day of sitting

Question – That the question be put - put

The House voted –

AYES, 3

Mr Sheridan

Mr Gardner

Mr Magri

NOES, 6

Mr Snell

Mr Brendon Christian

Mrs Jack

Mr Nobbs

Mr Anderson

Motion negatived

Debate continued

Mr Gardner moved –

THAT the question be put

Question put

The House voted –

AYES, 6

Mr Brendon Christian

Mrs Jack

Mr Neville Christian

Mr Nobbs

Mr Anderson

Mr Magri

NOES, 3

Mr Snell

Mr Sheridan

Mr Gardner

Motion agreed to

9 FIREARMS (AMENDMENT) BILL 2008

Mr Gardner, Minister for Tourism and Health, pursuant to notice, presented a Bill for an Act to amend the Firearms Act 1997 and moved –

THAT the Bill be agreed to in principle

Debate ensued

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

10 MOTION BY LEAVE - EMPLOYMENT ACT 1988 - APPOINTMENT OF MEMBER TO THE EMPLOYMENT CONCILIATION BOARD

Mr Nobbs, Chief Minister, sought leave to move -

THAT for the purposes of subsection 65(2) of the Employment Act 1988, this House resolve to appoint –

Richard Aaron Kleiner

being a person with relevant qualifications and experience, to the Employment Conciliation Board for the period 28 August 2008 to 27 August 2011

Mr Gardner gave dissenting voice

Mr Speaker sought assent from Members – eight Members gave assent by standing in their place

Mr Nobbs moved motion

Debate ensued

Question put and agreed to on the voices

11 FIXING OF THE NEXT SITTING DAY

Mr Brendon Christian, moved –

THAT the house at its rising adjourn until Wednesday 17 September 2008 at 10 am

Debate ensued with Mr Anderson advising he would be absent from the next Sitting

Question put and agreed to on the voices

12 ADJOURNMENT

Mr Sheridan moved –

THAT the House do now adjourn

Debate ensued with Mr Nobbs, Mr Gardner and Mrs Jack participating

Question put and agreed to on the voices

AND THEN the House at 3.52 pm adjourned until Wednesday 17 September 2008 at 10 am

Gaye Evans

Deputy Clerk to the Legislative Assembly

MEMBERS PRESENT: All Members were present