

**NORFOLK ISLAND  
TWELFTH LEGISLATIVE ASSEMBLY  
MINUTES OF PROCEEDINGS  
WEDNESDAY 25 MARCH 2009**

**NORF'K AILEN  
DIISEM MENETS LARNEN WATHING HAEPN  
INAA  
TWELWTH LEJESLIETEW 'SEMBLE  
WENSDI 25 MAACH 2009**

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

**2 CONDOLENCES**

Mr Sheridan recorded the passing of –

**Raymond George Christian  
Charles James Anderson**

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

**3 QUESTIONS WITHOUT NOTICE**

**4 PRESENTATION OF PAPERS**

The following papers were tabled:

- 1) Mr Neville Christian, Minister for Finance – Financial Indicators for January and February 2009  
Mr Magri, Minister for Commerce and Industry, moved –

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

Debate ensued

Mr Gardner, Minister for Tourism and Health – Licence issued to Media and Gaming Pty Ltd to act as a Bookmaker and Licence issued to World Wide Totalisators (N.I.) Pty to operate a Betting Service

- 2) Mr Magri, Minister for Commerce and Industry – Road Traffic (General)(Amendment) Regulations 2009 and the Postal Services (Amendment) Regulations 2009  
3) Mr Gardner, Minister for Tourism and Health – Final Draft Shopping on Norfolk Island: 2008 Survey dated March 2009  
4) Mr Neville Christian, Minister for Finance – Electricity Supply (Amendment) Regulations 2009  
5) Mr Andre Nobbs, Chief Minister – Ombudsman Bill 2009 as an exposure draft  
Mr Nobbs moved –

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

Debate ensued

Question put and agreed to on the voices

- 6) Mr Gardner, Minister for Tourism and Health - the inbound passenger statistics for February 2009 and moved –

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

Debate ensued

Question put and agreed to on the voices

**5 STATEMENTS**

The following statements were made:

- 1) Mr Gardner, Minister for Tourism and Health, reported on the success of the recent Norfolk Island Tourism Exchange organized by Norfolk Tourism on the Island  
2) Mrs Jack, Minister for Environment, Education and Social Welfare, made a statement regarding her decision not to continue with an application made by Mr W Sanders to vary the *Norfolk Island Plan 2002* and explained to the House the legislative requirements relating to this decision  
Mrs Jack moved –

**THAT the House take note of the Statement**

Debate ensued

Question put and agreed to on the voices

Mrs Jack, by leave, moved –

**THAT no further action be taken in the matter of the application of Mr Sanders**

Debate ensued  
Motion withdrawn by leave

- 3) Mrs Jack, Minister for Environment, Education and Social Welfare, provided a Report flowing out of the assessment of nine applications to vary the Heritage Register undertaken by Godden Mackay Logan Pty Ltd, Heritage consultants  
Mrs Jack tabled the Report and moved –

**THAT the paper be noted and printed**

Debate ensued  
Question put and agreed to on the voices

## 6 **MESSAGES FROM THE OFFICE OF THE ADMINISTRATOR**

The Speaker reported the following Messages:

**Message No. 25** from the Administrator dated 17 March 2009 advising that on 17 March 2009 he declared his assent to the Road Traffic (Amendment) Act 2009 and the Road Traffic (Amendment No. 2) Act 2009

**Message No. 26** from the Administrator dated 24 February 2009 advising that on 24 February 2009 he declared his assent to the Appropriation (Amendment) Act 2008-2009

## 7 **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, pursuant to notice, moved -

**THAT this House in accordance with subsection 4 of the *Norfolk Island Government Tourist Bureau Act 1980* recommends to the executive member that he re-appoint Ian Ross Mackenzie Anderson to be a member of the Norfolk Island Government Tourist Bureau for the period 18 April 2009 to 31 March 2010**

Debate ensued  
Mr Christian, Minister for Finance, moved –

**THAT the question be put**

Question put  
Motion agreed to on the voices, Mr Sheridan and Mr Brendon Christian being absent from the Chamber

## 8 **APPOINTMENT OF PUBLIC SECTOR REMUNERATION TRIBUNAL**

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

**THAT, in accordance with subsection 5(2) of the *Public Sector Remuneration Tribunal Act 1992*, this Legislative Assembly recommend to His Honour the Administrator, that the Honourable James Burchett be appointed as the Public Sector Remuneration Tribunal as soon as reasonably practicable; and that he determine the terms and conditions of the appointment be as specified in the Schedule.**

### **SCHEDULE**

#### **Allowances**

**Daily allowance** **\$1,000.00**

**Payable for each day (six hours) including aggregated parts of a day spent attending to the business of the Public Sector Remuneration Tribunal**

#### **Expenses**

**Reimbursement of all reasonable expenses incurred in attending to the business of the Public Sector Remuneration Tribunal including all reasonable travel, accommodation, meals, phone and facsimile expenses**

Mr Neville Christian moved –

**THAT the question be put**

Debate ensued  
Motion agreed to on the voices, Mr Sheridan and Mr Brendon Christian being absent from the Chamber

**9 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**

**Aluminium Shed**  
- amount of duty applicable \$1,763.40

**Three Gas Fryers**  
- amount of duty applicable \$659.04

**Portable Ultrasound Machine**  
- amount of duty applicable \$940.00

**Column 2****Importer/conditions**

**Rotary Club of Norfolk Island**  
Condition: to be used for housing Driver Education Vehicle

**Rotary Club of Norfolk Island**

**Animal Welfare Society of Norfolk Island**

Debate ensued

Debate adjourned (Mr Neville Christian) and the resumption of debate made an order of the day for a subsequent day of sitting

**10 MUSEUM TRUST ACT 1987**

Mrs Jack (Minister for the Environment, Education and Social Welfare), pursuant to notice, moved –

**THAT this House resolve for the purposes of section 5 of the *Museum Trust Act 1987* that the executive member appoint Jodie Therese Williams; and Elizabeth Anne McCoy and re-appoint **Margaret Rosemary Jowett; Arthur Lawrence Bigg; Ronald Coane Nobbs, to be members of the Norfolk Island Museum Trust for the period 21 April 2009 to 20 April 2011****

Question put and agreed to on the voices

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

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

**THAT this House in accordance with section 4 of the *Norfolk Island Government Tourist Bureau Act 1980* recommends to the executive member that he re-appoint Wallace James Beadman to be a member of the Norfolk Island Government Tourist Bureau for the period commencing 20 March to 30 June 2009**

Debate ensued

Question put and agreed to on the voices

**12 SOCIAL SERVICES (AMENDMENT) BILL 2009**

Mrs Jack, Minister for the Environment, Education and Social Welfare, pursuant to notice, presented a Bill for an Act to amend the Social Services Act 1980 and moved –

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

Debate ensued

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

**13 ROAD TRAFFIC (AMENDMENT) BILL 2009**

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

Question put

Bill agreed to in principle

**Detail stage:**

Mr Gardner moved –

**“That the title of the Bill and clause 1, be amended to change the title from Road Traffic (Amendment) Bill 2009 to Road Traffic (Amendment No 3) Bill 2009”**

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

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

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

Mr Gardner moved –

**THAT the Bill as amended be agreed to**

Question put

Bill as amended agreed to

**14 PLANT AND FRUIT DISEASES (AMENDMENT) BILL 2008**

Debate resumed (Mrs Jack, Minister for the Environment, Education and Social Welfare) on the question –

That the Bill be agreed to in principle

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 Brendon Christian moved –

**THAT the House at its rising adjourn until Tuesday 28 April 2009 at 10 am**

Debate ensued

Question put and agreed to on the voices

**16 ADJOURNMENT**

Mr Anderson moved –

**THAT the House do now adjourn**

Debate ensued with Mr Nobbs, Mrs Jack and Mr Brendon Christian participating

Question put and agreed to on the voices

**AND THEN the House at 12.50 pm adjourned until Tuesday 28 April 2009 at 10 am**

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

**MEMBERS PRESENT:** All Members were present