

**NORFOLK ISLAND
TWELFTH LEGISLATIVE ASSEMBLY
MINUTES OF PROCEEDINGS
WEDNESDAY 18 NOVEMBER 2009**

**NORF'K AILEN
DIISEM MENETS LARNEN WATHING HAEPN
INAA
TWELWTH LEJESLIETEW 'SEMBLE
WENSDI 18 NOWEMBA 2009**

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

2 **LEAVE OF ABSENCE FOR MINISTER FOR COMMERCE AND INDUSTRY AND MR IAN ANDERSON**

Leave was unanimously extended to Minister for Commerce and Industry and to Mr Ian Anderson

3 **CONDOLENCES**

Mr Sheridan recorded the passing of –

Beverley Constance Maskill-Smith

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

4 **QUESTIONS WITHOUT NOTICE**

Time for questions without notice having expired, time for questions was extended by a further ten minutes

5 **PRESENTATION OF PAPERS**

The following papers were tabled:

Mr Christian, Minister for Finance –

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

b) Financial Indicators and Norfolk Air Income estimated income and expenditure statement for October 2009

Mr Gardner, Minister for Tourism and Health, moved –

THAT the House take note of the paper

Debate ensued

Question put and agreed to on the voices

6 **STATEMENTS**

Mr Nobbs, Chief Minister, made a statement in regards to the development of a flexible, efficient, responsive and productive public service

Mr Neville Christian, Minister for Finance, moved –

THAT the House take note of the statement

Debate ensued

Question put and agreed to on the voices

7 INTERIM REPORT OF IMPACT OF BILLS AND SUBORDINATE LEGISLATION COMMITTEE

Mr Christian, Chairman of the Impact of Bills and Subordinate Legislation Committee, provided the House with an interim report on its deliberations on the impact of the Liquor (Amendment) Bill 2009 and foreshadowed the intention of the Committee to include a recommendation in its final report that a referendum on the sale of the Liquor Bond be held in conjunction with the election for the Thirteenth Legislative Assembly
Mr Gardner, Minister for Tourism and Health, moved –

That the interim report be noted

Debate ensued
Question put and agreed to on the voices

8 PUBLIC SECTOR MANAGEMENT ACT 2000 – 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 appoint

–

Nadia Lozzi-Cuthbertson

as presiding member of the Public Service Board for the period 18 November 2009 to 17 November 2011

Debate ensued
Question put and agreed to on the voices

9 WASTE MANAGEMENT REGULATIONS 2004

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

THAT this House request the responsible executive member to seek amendment by the Administrator of regulations 3(c) and 3(d) of the Waste Management Regulations 2004 as follows:

- 1. for goods imported by sea increase the rate from \$15 to \$32 per cubic metre or per tonne whichever is the greater; and**
- 2. for goods imported by air increase the rate from \$0.12 to \$0.26 per kilogram**

**The Deputy Speaker took the Chair at 12.50 pm
The Speaker resumed the Chair at 12.55 pm**

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

10 PUBLIC SECTOR MANAGEMENT ACT 2000 – APPOINTMENT OF DEPUTY PRESIDING MEMBER OF THE PUBLIC SERVICE BOARD

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

THAT this House, in accordance with section 11(1) of the Public Sector Management Act 2000, recommends that the responsible executive member appoint –

Aristides Alexis Martinez

as Deputy Presiding Member of the Public Service Board for the period 20 November 2009 to 19 November 2011

Debate ensued
Question put and agreed to on the voices

11 CUSTOMS ACT 1913 - EXEMPTION FROM PAYMENT OF CUSTOMS DUTY

Mr Neville 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

<u>Column 1</u>	<u>Column 2</u>
<u>Goods</u>	<u>Importer/conditions</u>
Uniforms	St John Ambulance, Norfolk Island
- amount of duty applicable \$320.48	Division Conditions: Nil
Ball Machine	Cheryl Tennis Club
- amount of duty applicable \$289.00	Conditions: Development Youth Tennis

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

12 PLANNING ACT 2002 – AMENDMENT OF NORFOLK ISLAND PLAN

Mrs Jack, Minister for the Environment, Education and Social Welfare, pursuant to notice, tabled an application to vary the Norfolk Island Plan with support documents to adjust the boundary of the Cemetery Reserve by transferring an area of 4530m² to the existing Cemetery Reserve and moved -

THAT –

- 1. In accordance with subsection 12(4) of the Planning Act 2002, this House resolves that the draft plan laid before this House –**
 - a) being a draft variation to the Zoning Map titled “Original Proposal”,; and**
 - b) being a proposed variation to the Norfolk Island Plan of 25 February 2004 as most recently amended on 5 September 2008; and**
 - c) deemed to be the Plan under section 8 of the Planning Act 2002,**

be approved; and
- 2. For the purposes of subsection 13(1) of the Planning Act 2002 the date of commencement of the approved plan be 27 November 2009**

Debate ensued
Question put and agreed to on the voices

13 NORFOLK ISLAND BROADCASTING ACT 2001

Resumption of debate (Mr Christian, Minister for Finance) from 21 October 2009 on the question – That the motion be agreed to
Debate adjourned (Mr Christian) and the resumption of debate made an Order of the Day for a subsequent day of sitting

14 FIXING OF THE NEXT SITTING DAY

Mr Brendon Christian moved –

**THAT the House at its rising adjourn
until Tuesday 15 December 2009 at 10 am**

Question put and agreed to on the voices

15 ADJOURNMENT

Mr Sheridan moved –

THAT the House do now adjourn

Debate ensued with the Chief Minister participating

Question put and agreed to on the voices

AND THEN the House at 1.39 pm adjourned until Tuesday 15 December 2009 at 10 am

Robin-Eleanor Adams
Clerk to the Legislative Assembly

MEMBERS PRESENT: All Members were present except Minister for Commerce and Industry and Mr Ian Anderson