

**NORFOLK ISLAND
FOURTEENTH LEGISLATIVE ASSEMBLY
MINUTES OF PROCEEDINGS
WEDNESDAY 29 MAY 2013**

**NORF'K AILEN
DIISEM MENETS LARNEN WATHING HAEPN
INAA
FORTIINTH LEJESLIETEW 'SEMBLE
WEDNESDAY 29 MIEH 2013**

1 The Legislative Assembly met at 10.06 am, the Speaker, Hon David Buffett AM MLA, took the Chair and read Prayers

2 **CONDOLENCES**

Mr Evanas recorded the passing of –

LYNDA MAREE GLASS

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

3 **QUESTIONS WITHOUT NOTICE (10.11 – 10.32 AM)**

DEPUTY SPEAKER took the Chair at 10.19 am

4 **ANSWERS TO QUESTIONS ON NOTICE**

Response was provided to:

4 Mrs Ward to ask the Minister for Cultural Heritage and Community Services

In the Economic Development Study of 2012 (page 112) it was suggested as a possible investment project, the relocation of administration functions from Kingston and redevelopment of historic buildings that might enhance the premier tourist attraction on NI. Does the Minister know if there has ever been a proposal submitted to look at significant private sector investment in the KAVHA buildings to enhance their tourism potential, and if so, what was the outcome?

SPEAKER resumed Chair at 10.33 am

5 **PRESENTATION OF PAPERS**

The following papers were presented:

- 1) Minister for Cultural Heritage and Community Services, Ms Adams – **Immigration (Amendment) Regulations 2013** and moved –

THAT the Paper be noted

Question put and agreed to on the voices

- 2) Minister for Finance, Mr Sheridan – **Postal Services Regulations 2013**
- 3) Minister for Finance, Mr Sheridan – **Customs Approved Exemptions**
- 4) Minister for Finance, Mr Sheridan – **Statement of financial position of Revenue Fund as at April 2013**

6 **STATEMENTS**

The following statements were made –

- 1) Chief Minister and Minister for Tourism, Mr Snell **reported on the CEO's due diligence with regard to Redemptech**

- 2) Chief Minister and Minister for Tourism, Mr Snell **advised of the review of the Norfolk Island Police Act 1931**
- 3) Minister for Cultural Heritage and Community Services, Ms Adams – **Babies born off island able to return to Norfolk Island for registration of birth**
- 4) **Minister for Cultural Heritage and Community Services, Ms Adams – Visit by Hon Clare Christian President of Tynwald, Isle of Man, to participate in Anniversary Bounty Day 2013**

7 **MESSAGES FROM THE OFFICE OF THE ADMINISTRATOR**

Message No 1. On the 16th May 2013 under Section 22 of the Norfolk Island Act 1979 her Excellency the Governor General declared her assent to the following Act, Crown Lands Amendment Act 2013 Act No 10 of 2013 and this Message from the Office of the Administrator is dated the 22nd of May 2013 and signed Neil Pope, Administrator.

Message No 2 from the Office of the Administrator Honourable members reads – on the 21st May 2013 acting pursuant to Section 21 of the Norfolk Island Act 1979 I declared my assent to the following proposed laws passed by the Legislative Assembly. The Customs Amendment Act 2012 Act No 8 of 2013 and the Immigration Amendment No 2 Act 2012, Act No 9 of 2013, and this Message is dated the 22nd of May 2013 and signed Neil Pope, Administrator.

8 **HUMAN RESOURCES POLICY AND PROCEDURES MANUAL - CHAPTER 13 – TERMINATION, CHANGE AND REDUNDANCY**

Chief Minister and Minister for Tourism, Mr Snell, pursuant to notice, moved –

THAT this House, having considered -

1. **The draft determination submitted by the Chief Executive Officer and approved by the Chief Minister on 15 May 2013 to amend Chapter 13 – Termination, Change and Redundancy of the Human Resources Policy and Procedures Manual previously determined for the purpose of section 28 of the *Public Sector Management Act 2000*.**
2. **any written comments of the Public Service Board and the Norfolk Island Public Service Association on the draft determination**
3. **The specified amendment to paragraph (d) of Section 13.6 being the substitution of the words “..equivalent to 18 months ordinary pay.” with the words “... equivalent to 48 weeks ordinary pay.”.**

resolve to amend the Human Resources Policy and Procedures Manual by making the draft determination inclusive of the specified amendment and declare that –

- (a) **a copy of the Determination signed by the Speaker of the Legislative Assembly shall be the instrument in writing for the purposes of paragraph 26(1)(d) of the *Public Sector Management Act 2000*; and**
- (b) **the determination shall operate from the date on which notice of its making is published in the Gazette.**

Debate ensued

Question put and agreed to on the voices – Mr Nobbs abstained

9. **POLICY AND LEGISLATIVE CHANGE IMPACT STATEMENT**

Mr Nobbs pursuant to notice, moved –

THAT this House resolves that –

1. **an Impact Statement must accompany new or amended regulatory proposals to ensure detailed analysis and scrutiny as to the necessity of the proposal, including its net impact on business and the community,**
2. **such regulatory proposals shall not be introduced or amended unless the Impact Statement has addressed the following –**
 - a. **whether legislation is required either new or amended;**
 - b. **whether policy is required, either new or amended;**

- c. a detailed statement on the intent and objectives;
 - d. the direct or indirect impact on businesses or not-for-profit organisations;
 - e. the advantages and/or disadvantages to individuals and/or the community;
 - f. the financial cost of administration and compliance; and
 - g. evidence of community consultation,
3. as a matter of policy, members be given two calendar months to peruse and consider the legislative or policy changes being proposed; and
4. an impact Statement is not required if the regulatory proposal needs to be dealt with as an urgent matter.

Debate ensued

Question put and agreed to on the voices

ORDERS OF THE DAY

10. PUBLIC SERVICE BILL 2013

Resumption of debate (Chief Minister, Mr Snell) from 22 May 2013 on the question – That the Bill be agreed to in principle

Debate ensued

Mrs Ward moved –

THAT debate be adjourned that debate be adjourned until a later time in the Sitting.

Question put and negatived on the voices

Question – **THAT the Bill be agreed to in principle** – put and agreed to on the voices

Detail stage

Ms Adams moved –

THAT that the Detail Stage Amendment circulated to members dated 24 May 2013 to replace Clause 101, be taken as read and agreed to as a whole.

Question – **THAT the amendment be agreed to** – put and agreed to on the voices

Question – **THAT the balance of the Bill as a whole be agreed** – put and agreed to on the voices – Mrs Ward abstaining

Mr Snell moved -

THAT the Bill as amended be agreed to

Question put and agreed to on the voices – Mrs Ward abstaining

11. FIXING OF NEXT SITTING DAY

Mr Porter moved –

THAT the House at its rising adjourn until Wednesday 12 June 2013 at 10 am

Question put and agreed to on the voices

12. ADJOURNMENT

Mr Evans moved –

THAT the House do now adjourn

Question put and agreed to on the voices

AND THEN the House at 1.02 pm adjourned until Wednesday 12 June 2013 at 10 am

Gaye Evans
Clerk to the Legislative Assembly

MEMBERS PRESENT: All Members were present