

**NORFOLK ISLAND
FOURTEENTH LEGISLATIVE ASSEMBLY
MINUTES OF PROCEEDINGS
WEDNESDAY 16 APRIL 2014**

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FORTIINTH LEJESLIETEW 'SEMBLE
WEDNESDAY 16 IEPRIL 2014**

1 The Legislative Assembly met at 10.04 am, the Speaker, Hon David Buffett AM MLA, took the Chair and read Prayers

2 **APPOINTMENT OF PERSON TO ACT AS CLERK TO THE LEGISLATIVE ASSEMBLY**
The Speaker sought leave to allow so much of standing orders to be set aside to allow Notice No. 1 to be called forthwith.
Leave granted

Chief Minister and Minister for Tourism, Mr Snell, pursuant to Notice, moved

THAT in accordance with section 48 of the *Legislative Assembly Act 1979*, this House recommends that the Speaker appoint —

Sharyn Louise Quintal

to be a person to act as Clerk to the Legislative Assembly during a vacancy in the office of Clerk or while the Clerk is absent from duty upon the terms and conditions determined by the Speaker.

Debate ensued

Question put and agreed to on the voices

3 **GIVING OF NOTICES**

Minister for Cultural Heritage and Community Services, Ms Adams, gave notice of her intention to present a bill at a future sitting to remove the Section 28(3) sunset clause for New Zealand citizens from the *Immigration Act 1980*.

4 **QUESTIONS WITHOUT NOTICE (10.06 AM)**

5 **ANSWERS TO QUESTIONS ON NOTICE**

Responses were provided to:

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

Given that the Minister stated at the March Sitting of the House that she was provided with a "volume of documentation" relating to the recruitment of the Norfolk Island Hospital Enterprise Director, will the Minister advise whether or not:

- 1) The vote of the selection panel was unanimous,
- 2) An opportunity was given for panel members to lodge a dissenting opinion,
- 3) Any of the panel members were critical of the process and if so, how?

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

Given that the Minister has indicated that the ACHS Hospital Accreditation team report has been received by her; when will the report be made public?

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

Given that there is an expectation in writing from the Australian Government that the Norfolk Island Government will implement the Nexus Health Service Plan Recommendations; will the Minister answer the following:

- 1) has South Eastern Sydney Local Health District been approached about providing the role of the off-shore provision of the Island's health services and if so what was their response,
- 2) what level of service was sought,
- 3) what is the estimated cost of service delivery, and
- 4) what percentage of the cost has the Australian Government agreed to pay?

57 Mrs Ward to ask the Minister for Finance

Will the Minister provide the House with an update on the development of strategies regarding the issues arising from excess photovoltaic electricity generation and what collaborative assistance has been sought from the Commonwealth?

58 Mrs Ward to ask the Chief Minister

Given that the Chief Minister stated in the March Sitting of the House that the Commonwealth has suggested amendments to the *Public Service Bill 2013*; will the Chief Minister detail the amendments as they have been described by the Commonwealth?

- 1) **Paper tabled:** Mr Snell tabled his letter to **Hon Jamie Briggs MP addressing the Department's concerns regarding the Public Service Bill.**

59 Mrs Ward to ask the Minister for Environment

Will the Minister outline the Norfolk Island Government's strategic vision in relation to renewable energy technology and the environment?

6 PRESENTATION OF PAPERS

The following papers were presented:

- 2) Minister for the Environment, Mr Ward - **Traffic (General) (Amendment) Regulations 2014**
- 3) Chief Minister and Minister for Tourism, Mr Snell – **Visitors Statistics 2005/06 – 2013/14**
- 4) Minister for Cultural Heritage and Community Services, Ms Adams – **Joint letters to Minister Adams and Hon Jamie Briggs MP from community members requesting certain action**

DEPUTY SPEAKER took the Chair at 11.30 am

SPEAKER resumed Chair at 11.48 am

- 5) Minister for Finance, Mr Sheridan – **Customs (Amendment) Regulations 2014**
- 6) Minister for Finance, Mr Sheridan – **Virements for 18 March – 7 April 2014**
- 7) Minister for Finance, Mr Sheridan – **Revenue Fund Financial Indicators February 2014 and Material Departures from Budget**

7 STATEMENTS OF AN OFFICIAL NATURE

The following statements were made –

- 1) Minister for Finance, Mr Sheridan - **Portion 44a and the rock supply issue**
- 2) Minister for Cultural Heritage and Community Services, Ms Adams – **Update on the review of the KAVHA Conservation Management Plan**
- 8) **Paper tabled:** Ms Adams tabled the **KAVHA Review of the 2008 CMP - Report on Community Engagement and Communication dated 7 April 2014**
- 3) Minister for Cultural Heritage and Community Services, Ms Adams – **Update from the Director of the Hospital**
- 4) Minister for Finance, Mr Sheridan - **Internet network for Norfolk Island O3B**
- 5) Minister for Finance, Mr Sheridan - **Youth tennis players heading off to Fiji**

6) Minister for Finance, Mr Sheridan - **Indoor Bowls World Championships**

8 MESSAGE FROM THE OFFICE OF THE ADMINISTRATOR – MESSAGE NO. 11

Message No. 11 from the Administrator advising that on 18 March 2014, under section 21 of the *Norfolk Island Act 1979*, he declared his assent to the **Customs (Amendment) Act 2013** (Act No 2 of 2014)

9 MESSAGE FROM THE OFFICE OF THE ADMINISTRATOR – MESSAGE NO. 12

Message No. 12 from the Administrator advising that on 1 April 2014, under section 21 of the *Norfolk Island Act 1979*, he declared his assent to the **Absentee Landowners Levy (Amendment) Act 2014** (Act No 3 of 2014) and **Child Welfare (Amendment) Act 2014** (Act No 4 of 2014)

10 NORFOLK ISLAND HOSPITAL ACT 1985

Minister for Cultural Heritage and Community Services (Ms Adams) pursuant to notice, moved

THAT this House, in accordance with sections 12 and 13 of the *Norfolk Island Hospital Act 1985*, resolve that —

Gerard Marr, Chief Executive of South East Sydney Local Health District

be appointed by the Minister as a member of the Norfolk Island Hospital Advisory Board for a term commencing on the date of gazettal of the appointment and ending on 23 August 2014.

Debate ensued

Question put and agreed to on the voices

11 IMMIGRATION ACT 1980 - APPLICATION FOR GENERAL ENTRY PERMIT

Minister for Cultural Heritage and Community Services, Ms Adams, pursuant to notice, moved

THAT for the purpose of paragraph 17A(1)(e) of the *Immigration Act 1980*, this Legislative Assembly resolve that —

**Michael William Adams; and
Gloria Lea Adams**

be authorised to make an application for a general entry permit under the Act.

Debate ensued

Mr Nobbs moved –

**THAT debate be adjourned and made an Order of the Day
for a subsequent day of Sitting**

Question put

The House voted –

Ayes 4

Mr Ward

Ms Adams

Mr Nobbs

Mr Evans

Noes 5

Mr Buffett

Mr Porter

Mr Snell

Mrs Ward

Mr Sheridan

Abstentions 0

The result of voting the Ayes 4 the No's 5

Motion negatived

Question – **THAT the motion be agreed** – put

The House voted –

Ayes 5
Mr Buffett
Mr Porter
Ms Adams
Mr Snell
Mrs Ward

Noes 4
Mr Ward
Mr Nobbs
Mr Evans
Mr Sheridan

Abstentions 0

The result of voting the Ayes 5 the No's 4
 Motion agreed to

12 EDUCATION ACT 1931 - ENROLMENT OF CHILDREN

Mrs Ward pursuant to notice, moved —

THAT this House requests the responsible Minister to take such action as may be required in order to allow immediate enrolment at the Norfolk Island Central School of any visiting child on a temporary enrolment basis subject to the Principal certifying that adequate resources and classroom positions are available.

Debate ensued

Question – **THAT the motion be agreed** – put
 The House voted –

Ayes 3
Mr Buffett
Mr Porter
Mrs Ward

Noes 5
Mr Ward
Mr Snell
Mr Nobbs
Mr Evans
Mr Sheridan

Abstentions 1
Ms Adams

The result of voting the Ayes 3 the No's 5 and 1 abstention
 Motion negatived

SUSPENSION OF SITTING

House suspended at 1.30 pm for one hour

RESUMPTION OF SITTING

House reconvened at 2.30 pm

**13 ABSENTEE LANDOWNERS LEVY AMENDMENT BILL 2014
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Minister for Finance, Mr Sheridan, pursuant to notice, presented a Bill for an Act to amend the exemptions available under the *Absentee Landowners Levy Act 1976* and sought leave for the Bill to be taken through all stages

Question – **THAT leave be granted** – put and agreed on the voices
 Mr Sheridan moved -

THAT the Bill be agreed to in principle

Debate ensued

Question put

Bill agreed to in principle on the voices

Leave granted to dispense with the detail stage

Mr Sheridan moved –

THAT the Bill be agreed to

Question put and agreed to on the voices

ORDER OF THE DAY

14 APPROPRIATION BILL 2013-2014

Resumption of debate (Minister for Finance, Mr Sheridan) from 19 March 2014 on the question – THAT the Bill be agreed to in principle
 Debate ensued
 Question put and agreed to on the voices – Mrs Ward voted No
 Leave granted to dispense with the detail stage

Mr Sheridan moved –

THAT the Bill be agreed to

Question put and agreed to on the voices – Mrs Ward voted No

15 NORFOLK ISLAND CULTURAL STRATEGY 2014-2018

Resumption of debate (Minister for Cultural Heritage and Community Services, Ms Adams) from 19 March 2014 on the question – THAT the motion be agreed to
 Debate ensued
 Question – THAT the motion be agreed to – put and agreed on the voices – Mrs Ward abstained

16 REPORTS OF STANDING COMMITTEES - THIRD QUARTERLY REPORT OF THE INFRASTRUCTURE AND BUSINESS DEVELOPMENT COMMITTEE

Resumption of debate (Mr Nobbs) from 19 March 2014 on the question - THAT the motion be agreed to
 Debate ensued
 Question put and agreed to on the voices

17 FIXING OF NEXT SITTING DAY

Mr Nobbs moved –

THAT the House at its rising adjourn until Wednesday 21 May 2014 at 10 am

Question put and agreed to on the voices

18 ADJOURNMENT

Mr Evans moved –

THAT the House do now adjourn

Debate ensured
 Question put and agreed to on the voices

AND THEN the House at 4.10 pm adjourned until Wednesday 21 May 2014 at 10.00 am

Sharyn Quintal
Acting Clerk to the Legislative Assembly

MEMBERS PRESENT: All Members were present