

**NORFOLK ISLAND  
MINUTES OF PROCEEDINGS  
NINTH LEGISLATIVE ASSEMBLY  
21 JUNE 2000**

**NORF'K AILEN  
DIISEM MENETS LARNEN WATHING HAEPN  
INAA  
NAINTH LEJESLIETEW 'SEMBLE  
21 JUUN 2000**

1 The Legislative Assembly met at 10 am. The Speaker (Hon D.E. Buffett MLA) took the Chair and read the Prayer

2 **CONDOLENCES**

Mr McCoy referred to the death of –

**Catherine Anderson  
Iris Elena Joane Dukes  
Evelyn May Burrell  
Oenone Harriet Yeaman  
Macey Gregory Quintal**

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

**The Hon Geoff Gardner MLA and Mr John Brown MLA joined the meeting at 10.12 am**

3 **QUESTIONS WITHOUT NOTICE**

Time for questions without notice having expired Mr Bates moved –

**THAT time for questions be extended by 5 minutes**

Question put and agreed to on the voices

4 **QUESTIONS ON NOTICE**

Answers were provided by Mr Nobbs, Chief Minister, to questions on notice 4 to 8 inclusive

5 **PRESENTATION OF PAPERS**

(1) Mr Gardner, Minister for Health and Environment, tabled a copy of the Licences issued to uBET.com (a company incorporated at Delaware, in the USA), to conduct Interactive Home Gaming and to act as a Bookmaker, together with the conditions imposed in respect of both Licenses;

(2) Mr Smith, Minister for Tourism and Commerce, tabled the Inbound Passenger Statistics for May 2000 and moved –

**THAT the House take note of the Paper**

Debate ensued

Question put and agreed to on the voices

- (3) Mr Nobbs, Chief Minister tabled –
- Financial Indicators for 11 months ended 31 May 2000  
Mr Nobbs moved –
- THAT the House take note of the Paper**
- Debate ensued  
Question put and agreed to on the voices
- Public Sector Management Regulations 2000  
Mr Nobbs moved –
- THAT the House take note of the Paper**
- Debate ensued  
Question put and agreed to on the voices
- (4) Mr Cook, QC, Minister for Immigration and Community Services, tabled the Firearms Amendment (No. 3) Regulations 2000 and moved –
- THAT the House take note of the Paper**
- Debate ensued  
Question put and agreed to on the voices
- (5) Mr Nobbs, Chief Minister, tabled an exposure draft of the Public Sector Management Amendment Bill 2000 and moved –
- THAT the House take note of the Paper**
- Debate ensued  
Question put and agreed to on the voices
- (6) Mr Smith, Minister for Tourism and Commerce, tabled an exposure draft of the Fair Trading Act Amendment Bill and moved –
- THAT the House take note of the Paper**
- Debate ensued  
Question put and agreed to on the voices
- (7) Mr Gardner, Minister for Health and Environment, tabled the Final Report Dated June 2000 from the Norfolk Island Green Corps Team and moved –
- THAT the House take note of the Paper**
- Debate ensued  
Question put and agreed to on the voices

## 6 STATEMENTS

- 1) Mr Nobbs, Chief Minister, provided detail of the program of works to be undertaken to improve the Norfolk Island Airport Car Park  
Mr McCoy moved –
- THAT the House take note of the Statement**
- Debate ensued  
Question put and agreed to on the voices
- 2) Mr Gardner, Minister for Health and Environment, spoke about the review of the Planning Act 1996 and of the Norfolk Island Plan which is currently taking place;
- 3) Mr Smith, Minister for Tourism and Commerce, gave an overview of the Cascade Cliff Safety Project from start to finish;
- 4) Mr Cook QC, Minister for Immigration and Community Services, advised that insurance cover was now in place to cover volunteer emergency services personnel

Mr Brown moved –

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

Debate ensued

Question put and agreed to on the voices

- 5) Mr Smith, Minister for Tourism and Commerce, advised that the decision taken by the 8<sup>th</sup> Assembly to rename Dead Rat Lane and Harnish's Lane required further consideration

Mr Walker moved –

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

Debate ensued

Question put and agreed to on the voices

- 6) Mr Gardner, Minister for Health and Environment, thanked outgoing Members of the Planning Board – Mr Arthur Evans, Mr Len Christian-Bailey and Mr Mark Robinson – for the services they have provided as Board Members over many years. These three Members have not sought reappointment

**7 MESSAGE FROM THE OFFICE OF THE ADMINISTRATOR**

The Speaker reported **Message No. 6** from the Deputy Administrator advising that on 23 May 2000 he declared his assent to the Public Sector Management Act 2000, Statutes Amendment (Public Sector Management) Act 1999, Public Moneys Amendment Act 2000, Firearms Amendment Act 2000, Youth Advisory Council Act 2000 and Marking of Weight on Heavy Packages (Amendment) Act 2000

**The Speaker suspended the sitting at 12.34 pm until 1.30 pm**

**The House resumed at 1.30 pm, the Speaker taking the Chair**

**8 ADJUSTMENT OF PROPERTY INTERESTS AND PAYMENT OF MAINTENANCE FOLLOWING THE BREAKDOWN OF A DE FACTO RELATIONSHIP**

Mr Brown, pursuant to notice, moved –

**THAT this House requests the responsible executive member to introduce as quickly as possible a Bill to provide for the adjustment of property interests and the payment of maintenance following the break down of a de facto relationship**

Debate ensued

Mr Nobbs, Chief Minister, moved –

**THAT the question be put**

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

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

**9 REVISION OF TELECOM RENTAL AND SERVICE CHARGES**

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

**THAT Telecom rental and service charges be revised as per the Schedule**

**Schedule**

<b>LINE CHAR</b>	<b>EXISTING CHARGE</b>	<b>REVISED CHARGE</b>
Business	\$220.00	\$250.00
Private	\$100.00	\$120.00
Eftpos	\$100.00	\$160.00
Parallel Service	\$40.00	\$80.00
Direct Circuits	\$20.00	\$40.00
Additional Socket	\$4.00	\$8.00
New Connection (non-intact)	\$50.00	\$80.00
New Connection (intact)	\$30.00	\$50.00
Public Telephone	\$500.00	\$600.00
Under road borer	\$90.00	\$200.00 (per under road crossing)
Trencher	\$45.00 p/h	\$60.00 p/h
Crane Truck	\$35.00 p/h	\$45.00 p/h
Telecom Labourer	\$15.00 + 30% p/h	\$25.00 p/h flat rate

Debate ensued  
 Question put  
 The House voted –

**AYES, 5**  
**Mr Nobbs**  
**Mr Cook**  
**Mr Gardner**  
**Mr Walker**  
**Mr Smith**

**NOES, 3**  
**Mr Buffett**  
**Mr Bates**  
**Mr McCoy**

**ABSTENTIONS, 1**  
**Mr Brown**

Motion agreed to

**10 NORFOLK ISLAND NATIONAL PARK AND NORFOLK ISLAND BOTANIC GARDEN PLANS OF MANAGEMENT**

Mr Gardner, Minister for Health and Environment, by leave, moved -

**THAT this House for the purposes of Regulations 2 and 3 of the Norfolk Island National Park and Norfolk Island Botanic Garden Regulations 1988 resolves that the Norfolk Island National Park and Norfolk Island Botanic Garden Plans of Management are approved**

Debate ensued  
 Question put and agreed to on the voices

**11 IMMIGRATION ACT 1980 – PROPOSED AMENDMENTS**

Mr Brown, by leave, moved –

- By amending section 16 to provide that a Temporary Entry Permit may be renewed on up to 9 occasions, so as to allow a continuous stay of up to 10 years, but such that there will be no presumption of de facto residence and the holding of a Temporary Entry Permit shall not create any right to obtain the issue of a General Entry Permit or to be declared a Resident.
- By amending section 29(2) to restrict calculation of a period of residence to residence while holding a General Entry Permit.
- By amending section 29(1©) to increase the period of being ordinarily resident to 10 years out of the previous 14 years.
- By amending section 20(1) to increase the period of 5 years and 6 months to 11 years.

Debate ensued

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

**12 APPROPRIATION BILL 2000 – MESSAGE FROM THE OFFICE OF THE ADMINISTRATOR**

The Speaker reported **Message No. 7** from the Administrator dated 19 June 2000 advising that, in accordance with the requirements of section 25 of the Norfolk Island Act 1979, he recommends to the Legislative Assembly that the proposed law entitled “An Act to authorise expenditure from the Public Account for the year ending on 30 June 2001” be amended as set out in the Attachment to this Message

**13 APPROPRIATION BILL 2000**

Debate resumed (Mr Nobbs, Chief Minister) on the question – THAT the Bill be agreed to in principle

Debate ensued

Question put

Bill agreed to in principle on the voices

**Detail stage:**

Mr Nobbs moved –

**THAT the detail stage amendment dated 19 June 2000 be taken as read and agreed to as a whole, namely – That the Schedule be deleted and the following Schedule inserted:**



Debate ensued

Question – That the amendment 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 Nobbs moved –

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

Question put

Bill as amended agreed to on the voices

**14 FIRE CONTROL BILL 2000**

Debate resumed (Mr Cook QC, Minister for Immigration and Community Services) on  
the question - That the Bill be agreed to in principle

Question put

Bill agreed to in principle

**Detail Stage:**

Mr Cook QC moved –

**THAT the detail stage amendment dated 19 June 2000 be taken as read and agreed to as a whole, namely –**

Question – That the amendments be agreed to – put and agreed to on the voices  
Question – That the clauses 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 Cook QC moved –

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

Question put  
Bill as amended agreed to on the voices

**15 FIXING OF NEXT SITTING DAY**

Mr Bates moved -

**THAT the House at its rising adjourn until Wednesday 19 July 2000  
at 10 am**

Question put and agreed to on the voices

**16 ADJOURNMENT**

Mr Brown moved –

**THAT the House do now adjourn**

Debate ensued  
Question put and agreed to on the voices

**AND THEN the House at 3.24 pm adjourned until Wednesday 19 July 2000 at 10 am**

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

**Members Present:** All Members were present