

**NORFOLK ISLAND
MINUTES OF PROCEEDINGS
NINTH LEGISLATIVE ASSEMBLY
19 JULY 2000**

**NORF'K AILEN
DIISEM MENETS LARNEN WATHING HAEPN
INAA
NAINTH LEJESLIETEW 'SEMBLE
19 JUULAI 2000**

1 The Legislative Assembly met at 10.02 am. The Speaker (Hon D.E. Buffett MLA) took the Chair and read the Prayer

2 **QUESTIONS WITHOUT NOTICE**

The Deputy Speaker took the Chair at 10.14 am

The Speaker resumed the Chair at 10.40 am

Time for questions without notice having expired Mr Walker moved –

THAT time for questions be extended by 15 minutes

Question put and agreed to on the voices

3 **PRESENTATION OF PAPERS**

1) Mr Smith (Minister for Tourism and Commerce) tabled the inbound passenger statistics for June 2000 and moved -

THAT the House take note of the Paper

Debate ensued

Question put and agreed to on the voices

2) Mr Cook QC (Minister for Immigration and Community Services) tabled the Social Services Amendment Regulations 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 –

a) Directions he had given for virement of funds

b) Public Sector Management Amendment Bill – Exposure Draft No. 3 dated 6 July 2000

4) Mr Gardner (Minister for Health and Environment) tabled –

a) Implementation Strategy (29 June 2000) – Commonwealth/Norfolk Island Land Initiative and moved –

THAT the House take note of the Paper

Debate ensued

Question put and agreed to on the voices

b) Documentation relating to the Crown Land Moratorium 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 detail of travel expenditure funded from the Revenue Fund for period 1 April 2000 to 30 June 2000 and moved –
THAT the House take note of the Paper
 Debate ensued
 Question put and agreed to on the voices
- 6) Mr Gardner (Minister for Health and Environment) tabled the Submission (June 2000) by Norfolk Island Government to Commonwealth Inquiry into Access to Biological Resources – Environment Protection and Biodiversity Conservation Act 1999 and moved -
THAT the House take note of the Paper
 Debate ensued
 Question put and agreed to on the voices
- 7) Mr Nobbs (Chief Minister) tabled Airport Landing Fee Exemptions 1 January to 30 June 2000 and moved –
THAT the House take note of the Paper
 Debate ensued
 Question put and agreed to on the voices
- 8) Mr Gardner (Minister for Health and Environment) tabled the NAQS/AQIS Report on the Plant Health Survey Norfolk Island October 11 to 22, 1999 and moved –
THAT the House take note of the Paper
 Debate ensued
 Question put and agreed to on the voices
- 9) Mr Nobbs (Chief Minister) tabled directions by Chief Minister in respect of transfer of unexpended appropriation in 1999/2000 financial year to 2000/2001 and moved -
THAT the House take note of the Paper
 Debate ensued
 Question put and agreed to on the voices
- 10) Mr Gardner (Minister for Health and Environment) tabled the Report on the visit (privately funded) to Norfolk Island April 2000 by Patricia (Broadbent) Barkley to investigate/assess citrus pests and diseases and related pests and diseases on Norfolk and moved –
THAT the House take note of the Paper
 Debate ensued
 Question put and agreed to on the voices
- 11) Mr Smith (Minister for Tourism and Commerce) tabled a copy of the petition lodged by residents in the previous Assembly relative to the renaming of Dead Rat Lane and moved –
THAT the House take note of the Paper
 Debate ensued
 Question put and agreed to on the voices

MOTION BY LEAVE

Mr Walker, by leave, moved –

THAT the Minister responsible for the naming of roads give consideration to signposting Mitchell's Lane with an appropriate street sign "Mitchell's Lane" with under this "(Formerly Dead Rat Lane)"

Debate ensued

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

- 12) Mr Gardner (Minister for Health and Environment) tabled Administrative Guidelines under the Environment Protection and Biodiversity Conservation Act 1999 for determining whether an action has, will have, or is likely to have a significant impact on a matter of national environmental significance under the Act and moved –

THAT the House take note of the Paper

Debate ensued

Question put and agreed to on the voices

- 13) Mr Smith (Minister for Tourism and Commerce) tabled the final Report of the Chairman of the Millennium 2000 Committee on the Millennium Celebrations Activities

4 STATEMENTS

- 1) Mr Nobbs, Chief Minister -

- a) provided an update on funding for the recently purchased electricity generators; and
- b) responded to a question asked earlier in the meeting by Mr Walker on policy in respect of “cashing in” of accumulated recreation leave by Public Servants

- 2) Mr Gardner (Minister for Health and Environment) –

- a) gave a brief overview of the scope of the review of the Norfolk Island Plan and other key related issues
- b) provided detail of the Waste Audit to be conducted by the Co-operative Research Centre for Pollution Control and Waste Management on Norfolk Island 20 to 26 July 2000 as part of the development of the Norfolk Island Waste Management Strategy

Mr Brown moved –

THAT the House take note of the Statement

Debate ensued

Question put and agreed to on the voices

- 3) Mr Smith (Minister for Tourism and Commerce) –

- a) advised of the reappointment of Tourist Board Members Bob Goldsworthy, Juliette Grant and Ray Sills;
- b) reported on the visit last week of Superintendent Wayne Parkins to discuss education matters
- c) confirmed that the Cascade Cliff Project is now in the 12 months “defects liability period” and of plans to deal with the further deterioration in the state of the Cascade jetty as a result of recent rain;
- d) brought Members up to date on the formation of the Youth Advisory Council

- 4) The Speaker briefed Members on the 31st Conference of Presiding Officers and Clerks to be held on Norfolk 30 July to 5 August 2000

The House suspended its sitting at 1 pm until 2.30 pm

At 2.32 pm the House resumed its sitting, the Speaker taking the Chair

5 MESSAGE FROM THE OFFICE OF THE ADMINISTRATOR

The Speaker reported **Message No. 8** from the Administrator advising that on 27 June 2000 the Administrator assented to the Appropriation Act 2000 and the Fire Control Act 2000 (reported to the House on 19 July 2000)

6 CASCADE CLIFF LOAN AMENDMENT BILL 2000 – DECLARATION OF URGENCY

The Speaker reported that the Business Committee had determined that the passage of the Cascade Cliff Loan Amendment Bill 2000 be expedited

7 CASCADE CLIFF LOAN AMENDMENT BILL 2000

Mr Nobbs (Chief Minister), pursuant to notice, presented a Bill for an Act to amend the Cascade Cliff Loan Act 1998 and moved –

THAT the Bill be agreed to in principle

Debate ensued

Question put

The House voted –

AYES, 8

Mr Buffett

Mr Nobbs

Mr Bates

Mr Cook

Mr Gardner

Mr Walker

Mr Smith

Mr Brown

Bill agreed to in principle

Detail stage:

Mr Bates, by leave, moved –

Clause 4, delete \$3,500,000”, insert \$3,250,000”

Debate ensued

NOES, 1

Mr McCoy

Deputy Speaker took the Chair at 3.20 pm

Mr Brown moved –

THAT debate be adjourned until a later hour in this sitting

Question put and agreed to on the voices

The Speaker resumed the Chair at 3.35 pm

8 IMMIGRATION AMENDMENT BILL 2000

Mr Cook QC (Minister for Immigration and Community Services), pursuant to notice, presented a Bill for an Act to amend the Immigration Act 1980 and moved –

THAT the Bill be agreed to in principle

Debate ensued

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

9 FEES AND CHARGES (VALIDATION) BILL 2000

Mr Nobbs, (Chief Minister), pursuant to notice, presented a Bill for an Act relating to certain determinations of fees and charges and for related purposes and moved –

THAT the Bill be agreed to in principled

Debate ensued

Mr Nobbs moved –

THAT so much of standing orders be suspended as would prevent the Bill being passed through all stages at this sitting

Question put and agreed to on the voices

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

Leave granted to dispense with the detail stage

Mr Nobbs moved –

THAT the Bill be agreed to

Question put

Bill agreed to on the voices – Mr Gardner (Minister for Health and Environment) being absent from the Chamber

10 ROAD TRAFFIC AMENDMENT BILL 2000

Mr Cook QC (Minister for Immigration and Community Services), pursuant to notice, presented a Bill for an Act to amend the Road Traffic Act 1982 and moved –

THAT the Bill be agreed to in principle

Debate ensued

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

11 SUBDIVISION (MORATORIUM) BILL 2000

Mr Gardner (Minister for Health and Environment), by leave, presented a Bill for an Act to restrict applications for planning approval in respect of the subdivision of land and for related purposes and moved –

THAT the Bill be agreed to in principle

Debate ensued

Mr Gardner moved –

THAT so much of standing orders be suspended as would prevent the passage of the Bill from being expedited

Question put and agreed to on the voices

Question – That the Bill be agreed to in principle – put and agreed to - Mr Bates dissenting and Mr Nobbs abstaining

Leave granted to dispense with the detail stage

Mr Gardner moved –

THAT the Bill be agreed to

Question put

Bill agreed to - Mr Bates dissenting and Mr Nobbs abstaining

12 PURCHASE OF PORTIONS 34L AND 34K AT BALL BAY

Mr Gardner (Minister for Health and Environment), by leave, made a statement advising that portions 34l and 34k Ball Bay had been sold to another party and that he would not be proceeding to move the motion foreshadowed in his name on the Programme.

13 IMMIGRATION ACT 1980 – PROPOSED AMENDMENTS

Debate resumed (Mr Brown) on the question – That the motion be agreed to

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

14 CASCADE CLIFF LOAN AMENDMENT BILL 2000

Debate resumed at the detail stage on the question – That the amendment proposed earlier in the sitting by Mr Bates be agreed to

Question – That the amendment be agreed to – put

The House voted –
AYES, 6
Mr Buffett
Mr Bates
Mr McCoy
Mr Gardner
Mr Walker
Mr Brown

NOES, 3
Mr Nobbs
Mr Cook
Mr Smith

Amendment agreed to

Question – That the remainder of the Bill be agreed to – put and agreed to on the voices
Mr Smith (Minister for Tourism and Commerce) 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 Smith (Minister for Tourism and Commerce) moved –

THAT the House at its rising adjourn until Wednesday 16 August 2000

Question put and agreed to on the voices

16 ADJOURNMENT

Mr Walker moved –

THAT the House do now adjourn

Debate ensued with Mr McCoy and Mr Walker participating

Question put and agreed to on the voices

AND THEN the House at 5.40 pm adjourned until Wednesday 16 August 2000 at 10 am

Robin-Eleanor Adams
Clerk to the Legislative Assembly

Members Present: All Members were present