

No. 1

VOTES AND PROCEEDINGS

OF THE

HOUSE OF ASSEMBLY

TUESDAY 6 MAY 2014

1 Meeting of House

The House met pursuant to the Proclamation issued by His Excellency The Governor, dated 17 April 2014, which was read by the Clerk as follows:

SUMMONING THE FIRST SESSION OF THE FIFTY THIRD PARLIAMENT

REAR ADMIRAL KEVIN SCARCE AC CSC RANR *Proclamation By The Governor*

Constitution (First Session of Fifty-Third Parliament) (Time Change) Proclamation 2014
under section 6 of the Constitution Act 1934

Preamble

1. *By the Constitution (First Session of Fifty-Third Parliament) Proclamation 2014 (see Gazette 10.4.2014 p 1492)*
 - (a) I fix 2.30 pm on Thursday 6 May 2014 as the time for holding the first session of the Fifty-Third Parliament.
 - (b) I fixed Parliament House at North Terrace in the City of Adelaide as the place for holding the first session of the Fifty-Third Parliament; and
 - (c) I summoned the Parliament to meet at the time and place so fixed.
2. Pursuant to Section 6(1)(b) of the *Constitution Act, 1934*, I have decided to change the time for holding the first session of the Fifty-Third Parliament from 2.30 pm on Tuesday 6 May 2014 to 11 am on that day.

1 Short title

This proclamation may be cited as the *Constitution (First Session of Fifty-Third Parliament) (Time Change) Proclamation 2014*.

2 Commencement

This proclamation comes into operation on the day in which it is made.

3 First session of the Fifty-Third Parliament

- (1) I fix 11 am on Tuesday 6 May as the time for holding the first session of the Fifty-Third Parliament.
- (2) I summon the Parliament to meet at 11 am on the 6 May 2014 at Parliament House for the dispatch of business and require all honourable members of the Legislative Council and the House of Assembly, and all officers of the Parliament, to attend accordingly.

With the advice and consent of the Executive Council on 17 April 2014.

2 Commission for Opening Parliament

The House, in compliance with Summons, proceeded to the Legislative Council Chamber where a Commission was read appointing Hon. Christopher John Kourakis, Chief Justice of the Supreme Court of South Australia, Commissioner to do all things necessary for opening Parliament; after which the House was informed by the Commissioner that His Excellency the Governor would, in person, in that place, declare the reasons for calling this Parliament together, provided it should be notified to His Excellency at an earlier hour that the Members had been duly sworn and had elected their Speaker.

3 Commission to Swear

The House being again in its own Chamber, the Chief Justice attended and produced a Commission from His Excellency the Governor appointing him the Commissioner to administer to the Members of the House of Assembly the Oath of Allegiance or the Affirmation in lieu thereof, required by the Constitution Act.

The Commission was read by the Clerk as follows:

REAR ADMIRAL KEVIN SCARCE AC CSC RANR *Proclamation By The Governor*

To the Honourable Christopher John Kourakis, Chief Justice of the Supreme Court of South Australia:

Greeting:

Pursuant to the Constitution Act 1934, I, the Governor, with the advice and consent of the Executive Council, do hereby authorise you to administer to Members of Parliament of the State who are Members of the House of Assembly the Oath hereunder set out, or to receive from all or any of such Members an affirmation in lieu of such oath.

"I, _____, do swear that I will be faithful and bear true allegiance to Her Majesty, Queen Elizabeth the Second, Her Heirs and Successors according to law. So help me God!"

Given under my hand and the public seal of South Australia, at Adelaide, this sixth day of April 2006.

By command,
Hon. J R Rau, Acting Premier

4 Writ and Return

The Clerk produced a writ for the election of forty-seven Members of the House of Assembly; which had been received from His Excellency the Governor; in return to which writ the following persons were declared to be duly elected for the following Districts:

Adelaide	Rachel Sanderson
Ashford	Stephanie Wendy Key
Bragg	Vickie Ann Chapman
Bright	David James Speirs
Chaffey	Timothy John Whetstone
Cheltenham	Jay Wilson Weatherill
Colton	Paul Caica
Croydon	Michael John Atkinson
Davenport	Iain Frederick Evans
Dunstan	Stephen Spence Marshall
Elder	Annabel Faith Catford Digance
Enfield	John Robert Rau
Finniss	Michael Redding Pengilly
Fisher	Robert Bruce Such
Flinders	Peter Andrew Treloar
Florey	Frances Ellen Bedford
Frome	Geoffrey Graeme Brock
Giles	Edward Joseph Hughes
Goyder	Steven Paul Griffiths
Hammond	Adrian Stephen Pederick
Hartley	Vincent Anthony Tarzia
Heysen	Isobel Mary Redmond
Kaurna	Christopher James Picton
Kavel	Roger Mark Goldsworthy
Lee	Stephen Campbell Mullighan
Light	Antonio Piccolo
Little Para	Lee Kenny Odenwalder
MacKillop	Michael Richard Williams
Mawson	Leon William Kennedy Bignell
Mitchell	Corey Luke Wingard
Morialta	John Anthony William Gardner
Morphett	Duncan McFetridge

Mount Gambier
 Napier
 Newland
 Playford
 Port Adelaide
 Ramsay
 Reynell
 Schubert
 Stuart
 Taylor
 Torrens
 Unley
 Waite
 West Torrens
 Wright

Troy Stephen Bell
 Jonathon Peter Gee
 Thomas Richard Kenyon
 John James Snelling
 Susan Elizabeth Close
 Zoe Lee Bettison
 Katrine Anne Hildyard
 Stephan Karl Knoll
 Daniel Cornelius van Holst Pellekaan
 Leesa Anne Vlahos
 Dana Johanna Wortley
 David Gregory Pisoni
 Martin Leslie James Hamilton-Smith
 Tom Koutsantonis
 Jennifer Mary Rankine

5 Members Sworn

The Oath of Allegiance required by law was then administered to and subscribed by the following Members:

Mr Bell	Ms Chapman	Mr Griffiths
Hon. Z L Bettison	Ms Digance	Mr Hamilton-Smith
Hon. L W Bignell	Hon. I F Evans	Ms Hildyard
Hon. G G Brock	Mr Gardner	Mr Kenyon
	Mr Goldsworthy	Mr Knoll
Hon. A Koutsantonis	Mr Pengilly	Mr Speirs
Mr Marshall	Hon. A Piccolo	Hon. R B Such
Dr McFetridge	Hon. J J Snelling	Mr Tarzia
Hon. S C Mullighan	Ms Sanderson	Mr Treloar
Mr Pederick		Mrs Vlahos
Hon. J W Weatherill		
Mr Williams		
Mr Wingard		
Ms Wortley		

The Affirmation permitted by section 15 of the Oaths Act in lieu of the Oath of Allegiance was then administered to and subscribed by the following Members:

Hon. M J Atkinson	Mr Hughes	Hon. J M Rankine
Ms Bedford	Hon. S W Key	Hon. J R Rau
Hon. P Caica	Mr Odenwalder	Mrs Redmond
Hon. S E Close	Mr Picton	Mr van Holst Pellekaan
Mr Gee	Mr Pisoni	Mr Whetstone

7 Election of Speaker

The Premier (Hon. J W Weatherill) reminded the House that it would be necessary next to proceed to the election of a Speaker and proposed - That Hon. M J Atkinson do take the Chair of this House as Speaker; which was seconded by the Leader of the Opposition (Mr Marshall).
 Hon. M J Atkinson submitted himself to the House.

The House then calling Hon. M J Atkinson to the Chair, he was taken out of his place by the Premier and Mr Marshall and conducted to the Chair, where he returned his acknowledgments to the House for the great honour it had been pleased to confer upon him by electing him to be Speaker.

The Premier informed the House that His Excellency would be prepared to receive the House for the purpose of presenting the Speaker at 12.15 pm today.

8 Suspension and resumption of sitting

At 11.42 am the sitting of the House was suspended.

At 12.05 pm the Speaker resumed the Chair.

9 Presentation of Speaker

The Speaker, attended by a deputation of Members, then proceeded to Government House; and being returned, the Speaker resumed the Chair and announced to the House that he, accompanied by a deputation of Members, had proceeded to Government House for the purpose of presenting himself to His Excellency the Governor and had informed His Excellency that, in pursuance of the powers conferred on the House by section 34 of the Constitution Act, the House of Assembly had this day proceeded to the election of Speaker and had done him the honour to elect him to that high office; that in compliance with the other provisions of the same section, he had presented himself to His Excellency as the Speaker and that he had, in the name and on behalf of the House, laid claim to their undoubted rights and privileges and prayed that the most favourable construction might be put on all their proceedings; whereupon His Excellency had been pleased to make the following reply:

To the Honourable the Speaker and Members of the House of Assembly

I congratulate the Members of the House of Assembly on their choice of the Speaker. I readily assure you, Mr Speaker, of my confirmation of all the constitutional rights and privileges of the House of Assembly, the proceedings of which will always receive my most favourable consideration.

Government House, 6 May 2014. REAR ADMIRAL KEVIN SCARCE AC CSC RANR, GOVERNOR

10 Suspension and resumption of sitting

At 12.25 p.m. the sitting of the House was suspended.

At 2.30 p.m. the Speaker resumed the Chair.

11 Summons from the Governor

A summons was received from His Excellency the Governor desiring the attendance of the House in the Legislative Council Chamber, whereupon the House, with the Speaker, proceeded to obey the summons.

The House having returned to its own Chamber, the Speaker resumed the Chair.

12 Prayers

The Speaker read prayers.

The Speaker also made the following statement:

I respectfully acknowledge the traditional owners of this land upon which this Parliament is assembled and the custodians of the sacred lands of our State.

13 Chairman of Committees

The Premier moved - That Ms Bedford be appointed as Chairman of Committees of the whole House during the present Parliament.

Question put and passed.

14 Opening Speech of the Governor

The Speaker reported that the House had this day, in compliance with a summons from His Excellency the Governor, attended in the Legislative Council Chamber where His Excellency had been pleased to make a Speech to both Houses of Parliament, of which Speech he, the Speaker, had obtained a copy which he would now lay on the Table.

Ordered to be published (Paper No. 1).

15 Petition No. 1

The Clerk announced that the following Members had lodged a Petition for presentation:

No. 1 Mr Hamilton-Smith from 43 Residents of Torrens Park, Mitcham and Lower Mitcham requesting the House to Urge the Government to take immediate action to considerably reduce the sound of the klaxon bells at the Wattlebury Road railway crossing.

16 Papers

The following Papers were tabled:

By the Speaker -

The following reports have been received and published pursuant to section 17(7) of the Parliamentary Committees Act 1991 -

Parliamentary Committee on Occupational Safety, Rehabilitation and Compensation - Inquiry into occupational violence in the health, hospitality and retail sectors

Economic and Finance Committee 83rd Report - Interim Report: South Australian Taxation System

Natural Resources Committee -
92nd Report - Adelaide and Mount Lofty Ranges Natural Resources Management Board
Levy Proposal 2014-2015

93rd Report - Kangaroo Island Natural Resources Management Board Levy Proposal 2014-2015

94th Report - South Australian Murray Darling Basin Natural Resources Management Board Levy Proposal 2014-2015

95th Report entitled South Australian Arid Lands Natural Resources Management Board Levy Proposal 2014-2015

96th Report - South East Natural Resources Management Board Levy Proposal 2014-2015

97th Report - Eyre Peninsula Natural Resources Management Board Levy Proposal 2014-2015

98th Report - Northern and Yorke Natural Resources Management Board Levy Proposal 2014-2015

Public Works Committee -

493rd Report - Patawalonga Lake System Sediment Management Project

494th Report - Wingfield Capelli Road Wastewater Pump Station Upgrade Project

495th Report - Gawler Wastewater Network Capacity Upgrade

496th Report - Riverine Recovery Project Pike Floodplain On-Ground Works

497th Report - Mount Gambier Prison Residential Units 84 Beds

498th Report - Myrtle Bank Cross Road Water Trunk Main

499th Report - Port Wakefield to Pine Point Water Supply Upgrade

500th Report - North East Road And Sudholz Road Intersection Upgrade

501st Report - Penola Southern Bypass

502nd Report - South Road/Richmond Road Intersection Upgrade and Richmond Road Widening

503rd Report - Rail Revitalisation Stage 2 Electrification of the Gawler Line

Auditor-General - Report on the Adelaide Oval redevelopment pursuant to section 9 of the Adelaide Oval Redevelopment and Management Act 2011 for the designated period 1 July 2013 to 31 December 2013 Report February 2014 (No. 4)

Local Government Annual Reports -

Adelaide City Council Annual Report 2012-2013

Adelaide Hills Council Annual Report 2012-2013

Alexandrina Council Annual Report 2012-2013

Berri Bamera Council Annual Report 2012-2013

Campbelltown City Council Annual Report 2012-2013

City of Holdfast Bay Annual Report 2012-2013

City of Marion Annual Report 2012-2013

City of Mount Gambier Annual Report 2012-2013

City of Norwood Payneham and St Peters Annual Report 2012-2013

City of Onkaparinga Annual Report 2012-2013

City of Playford Annual Report 2012-2013

City of Port Adelaide Enfield Annual Report 2012-2013

City of Port Lincoln Annual Report 2012-2013

City of Prospect Annual Report 2012-2013

City of Salisbury Annual Report 2012-2013

City of Tea Tree Gully Annual Report 2012-2013

City of Victor Harbor Annual Report 2012-2013

City of Whyalla Annual Report 2012-2013

Clare and Gilbert Valleys Council Annual Report 2012-2013

Coorong District Council Annual Report 2012-2013

District Council of Barunga West Annual Report 2012-2013

District Council of Ceduna Annual Report 2012-2013

District Council of Coober Pedy Annual Report 2012-2013

District Council of Elliston Annual Report 2012-2013

District Council of Grant Annual Report 2012-2013

District Council of Karoonda East Murray Annual Report 2012-2013

District Council of Lower Eyre Peninsula Annual Report 2012-2013

District Council of Loxton Waikerie Annual Report 2012-2013

District Council of Mount Remarkable Annual Report 2012-2013

District Council of Peterborough Annual Report 2012-2013

District Council of Streaky Bay Annual Report 2012-2013

District Council of the Copper Coast Annual Report 2012-2013

District Council of Tumby Bay Annual Report 2012-2013

District Council of Yankalilla Annual Report 2012-2013

Kangaroo Island Council Annual Report 2012-2013

Kingston District Council Annual Report 2012-2013
 Light Regional Council Annual Report 2012-2013
 Mid Murray Council Annual Report 2012-2013
 Naracoorte Lucindale Council Annual Report 2012-2013
 Northern Areas Council Annual Report 2012-2013
 Port Augusta City Council Annual Report 2012-2013
 Port Pirie Regional Council Annual Report 2012-2013
 Renmark Paringa Council Annual Report 2012-2013
 Roxby Council Annual Report 2012-2013
 The Barossa Council Annual Report 2012-2013
 The Rural City of Murray Bridge Annual Report 2012-2013
 Town of Gawler Annual Report 2012-2013
 Town of Walkerville Annual Report 2012-2013
 Wakefield Regional Council Annual Report 2012-2013
 Wudinna District Council Annual Report 2012-2013
 Yorke Peninsula Council Annual Report 2012-2013

By the Premier (Hon. J W Weatherill) -

Agreement with the Member for Frome to Support Stable and Effective Government
 Remuneration Tribunal -

Determination No. 1 of 2014

Determination No. 2 of 2014 - Ministers of the Crown and Officers and Members of Parliament Report
 2014

By the Attorney-General (Hon. J R Rau) -

Criminal Law (Forensic Procedures) Act 2007, 23 January 2013 to 6 January 2014 - Annual Report 2012-13
 State Coroner - Annual Report 2012-2013

Regulations made under the following Acts -

Bills of Sale - Application of Act to Certain Bills of Sale as if Certain Amendments Not Made

Births, Deaths and Marriages Registration - Information and Particulars of Death

Burial and Cremation - General

Civil Liability - Medical Examinations - Accredited Health Professionals

Cremation - Revocation of Regulations

Criminal Law (Sentencing) - General

Electoral -

How to Vote Cards

Nomination Deposit - How to Vote Cards

Expiation of Offences -

Arrangements - Enforcement Determination

Transitional Provisions - Enforcement Orders

Magistrates Court - Fees - Petty Sessions Division

Recreation Grounds (Regulations) - Adelaide Oval

Spent Convictions - Prescribed Exclusions

Victims of Crime - Fund and Levy - Victims of Crime Levy

Rules made under the following Acts -

District Court -

Civil - Amendment No. 27

Criminal - Amendment No. 4

Magistrates Court -

Amendment No. 45

Amendment No. 46

Amendment No. 47 - Amendment No. 1

Amendment No. 48

Civil -

Amendment No. 1

Amendment No. 2

Amendment No. 3

Amendment No. 4

Supreme Court -

Civil - Amendment No. 25

Criminal - Amendment No. 3

Independent Commissioner Against Corruption Act - Amendment No. 1

Probate - Amendment No. 4

By the Minister for Planning (Hon. J R Rau) -

Development Plan Amendment - Report on the interim operation of the Marion Council Local Heritage Placed Development Plan

Amendment by the Council Report - Report on the interim operation of the Mitcham (City) Council Heritage Development Plan Amendment by the Council Report

Regulations made under the following Acts -

Development -

Inner Metropolitan Area Development - Relevant Authority - Development Assessment Commission

Schedule 10 - Kangaroo Island - Tourism Development in Certain Conservation Zones

Swimming Pool Safety - Construction of Fences and Barriers

State Procurement - Prescribed Public Authorities

By the Minister for Housing and Urban Development (Hon. J R Rau) -

Regulations made under the following Acts -

Housing and Urban Development (Administrative Arrangements) - Riverbank Authority

By the Minister for Industrial Relations (Hon. J R Rau) -

Regulations made under the following Acts -

Dangerous Substances -

Dangerous Goods Transport - Heavy Vehicle National Law - Converter Dolly

Revocation of Regulation 55

Explosives - Mining

Work Health and Safety - Miscellaneous Variations 2013

WorkCover Corporation -

Claims Management - Contractual Arrangements - Revocation of Regulations

Statutory Reserve and Insurance Assistance Funds - Contractual Arrangements - Revocation of Regulations

Workers Rehabilitation and Compensation (Territorial Application of Act) Amendment - Revocation of Regulations

By the Minister for Health (Hon. J J Snelling) -

Regulations made under the following Acts -

Health and Community Services Complaints - Exclusion from Definition of Community Service

Health Care - Clinical Competencies and Scope of Practice

Motor Vehicles Accidents (Lifetime Support Scheme) - Disability Services - Medical Experts

By the Minister for Education and Child Development (Hon. J M Rankine) -

Regulations made under the following Acts -

Children's Protection - Assessment of Relevant History

SACE Board of South Australia - 2014 Fees

By the Treasurer (Hon. A Koutsantonis) -

Regulations made under the following Acts -

Public Corporations - Southern Select Super Corporation - Confidentiality - Review of Subsidiary Decisions

By the Minister for Finance (Hon. A Koutsantonis) -

Regulations made under the following Acts -

Late Payment of Government Debts (Interest) - Prescribed Interest Rate

Southern State Superannuation - Salary Sacrifice by Members of Certain Schemes - Exemptions for Casual Employee

Superannuation - Eligibility to Vote - Ballot Papers - Exclusions - Prescribed Authorities

Superannuation Funds Management Corporation of South Australia -

Ballot Papers

Prescribed Public Authorities -

Commissioner for Consumer Affairs

Health Services Charitable Gifts Board

By the Minister for Mineral Resources and Energy (Hon. A Koutsantonis) -

Regulations made under the following Acts -

Australian Energy Market Commission Establishment - Consumer Advocacy Panel - Small to Medium Consumer - Grant Allocation
Electricity - General - Transportation - Requirements for Aerial Lines

By the Minister for Disabilities (Hon. A Piccolo) -
Consumer and Business Services 2012 - 2013 - Annual Report 2012-13

Regulations made under the following Acts -

Authorised Betting Operations - Unclaimed Dividends and Winnings
Casino -
Automated Table Gaming - Voluntary Pre-Commitment Code
Voluntary Pre-Commitment Code
Disability Services - Assessment of Relevant History
Fair Trading -
Farming Industry Dispute Resolution Code
Motor Vehicle Industry Dispute Resolution Code
Newsagency Industry Dispute Resolution Code
Gaming Machines -
Cash Facilities - Limitations
Prescribed Cash Facilities Limitations
Prescribed Duties
Trading Round - Voluntary Pre-Commitment Code
Voluntary Pre-Commitment Code
Independent Gambling Authority - Barring Orders
Land and Business (Sale and Conveyancing) -
Form Amendments - Fees
Forms - Vendor's Statement
Liquor Licensing -
Dry Areas -
 Jamestown Area 1 and 2 - Laura Area 1 and 2
 Kingscote Area 1 - Prospect Area 1
 Paringa Area 1 - Renmark Area 1 and 2
 Port Augusta -Stirling North Area 1
 Port Lincoln Area 1
 Spalding Area 1 - Wilmington Area 1
 Unley Area 1 -Whyalla
General - Definition of Regulated Premises
Residential Tenancies -
Conferral of Jurisdiction - South Australian Housing Trust
Inspections - Bond - Termination
Revocation of Rooming Houses Regulations
Second-hand Vehicle Dealers - Defects - Left-Hand Drive Configuration
Travel Agents - Travel Compensation Fund Substitution Trust Deed

Rules made under the following Acts -

Authorised Betting Operations -
 Codes of Practice Revocation Notice 2013 - Notice
 Wagering Code of Practice 2013 - Notice
 Gambling Codes of Practice - In-Venue Messaging Variation Notice 2014
Casino -
 Codes of Practice Revocation 2013 - Notice
 Gambling Regulation - Employee Training - Notice
 Gambling Regulation - Systems Criteria - Notice
 Gaming Machines - Codes of Practice Revocation Notice 2013 - Notice
 State Lotteries - Codes of Practice Revocation Notice 2013 - Notice

By the Minister for Police (Hon. A Piccolo) -

Regulations made under the following Acts -

Firearms - Prohibited Firearm Accessories - Transfer and Borrow Exemptions

By the Minister for Agriculture, Food and Fisheries (Hon. L W Bignell) -

Regulations made under the following Acts -

Fisheries Management -
Abalone Fisheries - Western Zone Quota - Catch and Disposal Records

Demerit Points - Offences and Points
 Fish Processors - Delivery of Abalone to Registered Fish Processor
 General - Classes of Fishing Activities - Expiation Fees
 Primary Industry Funding Schemes - Langhorne Creek Wine Industry Fund - Contributions to Fund

By the Minister for Tourism (Hon. L W Bignell) -

Regulations made under the following Acts -
 Major Events -
 ICC Cricket World Cup 2015 - Controlled Area
 Rolling Stones Concert
 Rolling Stones October Concert
 Santos Tour Down Under 2014

By the Minister for Forests (Hon. L W Bignell) -

Regulations made under the following Acts -
 Forrest Property - Fees - Revocation of Regulations

By the Minister for Local Government (Hon. G G Brock) -

Regulations made under the following Acts -
 Local Government -
 General -
 Code of Conduct for Employees
 General
 Procedures at Meetings
 Revocation of Regulations - Cemetery - Exhumation of Human Remains

Local Council By-Laws -

Adelaide City Council - No. 12 - Miscellaneous Variation By-Law 2013
 Berri Barmera Council -
 No. 1 - Permits and Penalties
 No. 2 - Moveable Signs
 No. 3 - Local Government Land
 No. 4 - Roads
 No. 5 - Dogs
 The Barossa Council -
 No. 1 - Permits and Penalties
 No. 2 - Moveable Signs
 No. 3 - Local Government Land
 No. 4 - Roads
 No. 5 - Dogs
 No. 6 - Cats
 No. 7 - Nuisance Caused by Building Sites
 The City of Burnside - No. 7 - Lodging Houses

By the Minister for Social Housing (Hon. Z L Bettison) -

Regulations made under the following Acts -
 Community Housing Providers (National Law) (South Australia) - Forms - Appeal Period

By the Minister for Manufacturing, Innovation and Trade (Hon. S E Close) -

Maralinga Lands Unnamed Conservation Park Board - Annual Report 2012-2013
 Natural Resources Management Board -
 Adelaide and Mount Lofty Ranges Annual Report 2012-2013
 Alinytjara Wilurara Annual Report 2012-2013
 Eyre Peninsula Annual Report 2012-2013
 Kangaroo Island Annual Report 2012-2013
 South Australian Arid Lands Annual Report 2012-2013
 South East Annual Report 2012-2013
 Natural Resources Management Council - Annual Report 2012-2013

Regulations made under the following Acts -

Aboriginal Lands Trust - General
 Water Industry - Save the River Murray Levy - Exemptions

By the Minister for the Public Sector (Hon. S E Close) -

Regulations made under the following Acts -

Freedom of Information - Exempt Agency - Small Business Commissioner

Public Sector - Employees - Education and Early Childhood Services Registration and Standards

Board of South Australia

Public Sector (Honesty and Accountability) - Lifetime Support Authority Employment

By the Minister for Transport and Infrastructure (Hon. S C Mullighan) -

AustralAsia Railway Corporation - Annual Report 2012-2013

Regulations made under the following Acts -

Heavy Vehicle National Law (South Australia) -

Expiation Fees - Offences

Fees

Savings, Transitional and Declaratory - Exemptions

Motor Vehicles -

Accident Towing Roster Scheme - Heavy Vehicle National Law - Standards Compliance

Classification of Driver's Licences

Demerit Points - Tram Stops

Exemptions for Qualified Supervising Drivers - Fees Reduction - Notices of Disqualification

Heavy Vehicle National Law - Interstate Provisions

High Powered Vehicles - Guidelines for Disclosure of Information

Learner's Permit and Provisional Licences - Miscellaneous Variations

Passenger Transport - Maximum Fares - Metropolitan Taxis

Road Traffic -

Heavy Vehicle National Law - Revocation

Light Vehicle Mass and Loading Requirements - Limits - Size and Projections - Placing and Securing

Miscellaneous -

Average Speed Amendment Act Variations - Speed Camera Devices

Expiation Fees - Tram Stops - Warning Triangles

Expiation Fees - Wheeled Recreational Device

Heavy Vehicle National Law Variations

Road Rules - Ancillary and Miscellaneous Provisions -

Bicycle Storage Area

Exemptions - Approved Seatbelts

Heavy Vehicle National Law Variations

Stop Line

Vehicle Standards - Revocation

Rules made under the following Acts -

Road Traffic -

Australian Road Rules -

Definition of Bicycle

Miscellaneous Variations

Light Vehicle Standards.

17 Suspension of Standing Orders – Sessional Orders

The Minister for Health, without notice, moved – That standing orders be and remain so far suspended as to enable him to move sessional orders for a direction to leave the Chamber and a time limit for answers to questions without notice.

Question put and passed, without a negative voice, there being present an absolute majority of the whole number of Members of the House.

The Minister for Health, pursuant to order, moved - That Standing Orders be and remain so far suspended for the adoption of sessional orders so as to provide that –

1 Direction to Leave the Chamber

The Speaker may direct a disorderly Member to leave the Chamber for up to one hour. The direction shall not be open to debate or dissent, and if the Member does not leave the Chamber immediately, the Speaker may name the Member in accordance with Standing Order 138.

A Member who has been directed to leave the Chamber under this Sessional Order is excluded from the House and its galleries for up to one hour. However, the Member may enter the Chamber during the ringing of the bells for the purpose of forming a quorum, an absolute majority or voting in a division. Once the Speaker or Chairman of Committees has declared the presence of a quorum or the business for which an absolute majority was required has concluded or result of the division has been declared, the Member must immediately withdraw from the Chamber for the remainder of the period of exclusion.

- 2** During the periods for asking Questions without Notice an answer to a question must not exceed four minutes. The Speaker has discretion to extend the time for a Minister's answer if the answer is interrupted.

Question put and passed.

18 Questions

Questions without notice were asked.

19 Grievance debate

On motion of the Speaker, the House noted grievances.

20 Suspension of Standing Orders

The Minister for Employment, Training and Further Education, without notice, moved - That Standing Orders be and remain so far suspended as to enable the introduction of Government Bills prior to the Address-in-Reply being adopted.

Question put and passed, without a negative voice, there being present an absolute majority of the whole number of Members of the House.

21 Suspension of Standing Orders – Sessional Orders

The Minister for Health moved, without notice, moved – That Standing Orders be and remain so far suspended as to enable him to move for the adoption of sessional orders in relation to the time of meeting and adjournment of the House; a right of reply; the delivery of messages; and private members business.

Question put and passed, without a negative voice, there being present an absolute majority of the whole number of Members of the House.

The Minister for Health, pursuant to order, moved - That Standing Orders be and remain so far suspended for the adoption of Sessional Orders so as to provide that–

1 Days and time of meeting

Unless otherwise ordered, the House meets for business each Tuesday and Wednesday at 11.00 am and on each Thursday at 10.30 am.

2 Extension of sitting beyond 6.00 pm

On any motion to extend the sitting of the House beyond 6.00 pm being agreed to (in accordance with SO55) and if the House has not already adjourned the Speaker adjourns the House at 7.00 pm, without a question first being put, until the next sitting day -

1. If the House is in Committee of the whole, the Chairman of Committees vacates the Chair and reports to the Speaker;
2. If a ballot or division has been ordered or is in progress the Speaker or Chairman of Committees does not leave the Chair until the ballot or division and any business immediately consequent has been finished.

3 Motion for adjournment

The motion for the adjournment of the House may only be moved by a Minister and at any time without notice, -

1. If moved before 5.30 pm the question may be debated for twenty minutes, with a maximum of ten minutes for each Member speaking. Matters irrelevant to the motion may be debated. On expiry, and in the absence of the receipt of messages, the motion is put immediately without amendment.
2. If the motion is moved after 5.30 pm the motion, if seconded, and in the absence of the receipt of messages, is put immediately without amendment or debate.

4 Right of Reply

For the remainder of the session the House of Assembly will make available to any person who believes that he or she has been adversely referred to during proceedings of the Assembly the following procedure for seeking to have a response incorporated into Hansard—

1. Any person who has been referred to in the House of Assembly by name, or in another way so as to be readily identified, may make a submission in writing to the Speaker—
 - (a) claiming that he or she has been adversely affected in reputation or in respect of dealings or associations with others, or injured in profession, occupation or trade or in the holding of an office, or in respect of any financial credit or other status or that his or her privacy has been unreasonably invaded; and
 - (b) requesting that his or her response be incorporated into Hansard.
2. The Speaker shall refer the submission to the Standing Orders Committee as soon as practicable.
3. The Standing Orders Committee shall reject any submission that is not made within a reasonable time.
4. If the Standing Orders Committee has not rejected the submission under clause 3, the Committee shall give notice of the submission to the Member who referred in the Assembly to the person who has made the submission.
5. In considering the submission, the Standing Orders Committee—
 - (a) may confer with the person who made the submission;
 - (b) may confer with any Member;
 - (c) must confer with the Member who referred in the Assembly to the person who has made the submission at least one clear sitting day prior to the publication of the response; but
 - (d) may not take any evidence;
 - (e) may not judge the truth of any statement made in the Assembly or the submission.
6. If the Standing Orders Committee is of the opinion that—
 - (a) the submission is trivial, frivolous, vexatious or offensive in character; or
 - (b) the submission is not made in good faith; or
 - (c) the submission has not been made within a reasonable time; or
 - (d) the submission misrepresents the statements made by the Member; or
 - (e) there is some other good reason not to grant the request to incorporate a response into Hansard;
 the Committee shall refuse the request and inform the person who made it of the Committee's decision.
7. The Standing Orders Committee shall not be obliged to inform the Assembly or any person of the reasons for any decision made pursuant to this resolution. The Committee's decision shall be final and no debate, reflection or vote shall be permitted in relation to the Committee's decision.
8. Unless the Standing Orders Committee refuses the request on one or more of the grounds set out in paragraph 6 of this resolution, the Committee shall report to the Assembly that the response in terms agreed between the Committee and the person making the request should be incorporated into Hansard and the response shall thereupon be incorporated into Hansard.
9. A response—
 - (a) must be succinct and strictly relevant to the question in issue;
 - (b) must not contain anything offensive in character;
 - (c) must not contain any matter the publication of which would have the effect of—
 - (i) unreasonably adversely affecting or injuring a person, or unreasonably invading a person's privacy in the manner referred to in paragraph 1 of this resolution, or
 - (ii) unreasonably aggravating any adverse effect, injury or invasion of privacy suffered by any person, or
 - (iii) unreasonably aggravating any situation or circumstance;
 and
 - (d) must not contain any matter the publication of which might prejudice—
 - (i) the investigation of any alleged criminal offence,
 - (ii) the fair trial of any current or pending criminal proceedings, or
 - (iii) any civil proceedings in any court or tribunal.
10. In this resolution—
 - (a) 'person' includes a corporation of any type and an unincorporated association;
 - (b) 'Member' includes a former Member of the House of Assembly.

5 Deliver and Receive Messages

The Clerk may deliver messages to the Legislative Council and the Speaker may receive messages from the Legislative Council when this House is not sitting and the Clerk may deliver messages to the President of the Legislative Council when that House is not sitting.

6 Private Member's Business

After the Address in Reply is completed, Private Member's Business has precedence as follows –

1. On Wednesday after Prayers, Private Member's Business relating to motions with respect to Committees and motions for the disallowance of subordinate legislation for up to one hour provided that –
 - (a) Notices of Motion take priority over Orders of the Day unless otherwise ordered;
 - (b) Leave to continue remarks may not be sought by any Member, but the Member speaking when the allotted time for such business is completed has the right to be first heard when the matter is next called on.
2. On Thursday after Prayers, Private Member's Business relating to Private Member's Bills and Other Motions until 1.00 pm provided that –
 - (a) Unless otherwise ordered –
 - (i) Private Member's Bills have priority until 11.30 am;
 - (ii) Notices of Motion have priority over Orders of the Day;
 - (b) Leave to continue remarks may not be sought by any Member, but the Member speaking when the allotted time for such business is completed has the right to be first heard when the matter is next called on.
3. The following debate time limits apply –

Mover, 15 minutes;
All other Members, 10 minutes;
Mover in reply, 5 minutes.

An extension of 15 minutes may be granted, by leave, to a Member moving the second reading of a Bill.

22 Standing Orders Committee - Appointment of Members

The Minister for Health (Hon. J J Snelling) moved - That Mr Bell, Mr Hughes, Mr Kenyon and Mr Williams be appointed to act with the Speaker as members of the Standing Orders Committee.
Question put and passed.

23 Publishing Committee - Appointment of Members

The Minister for Health moved – That Ms Hildyard, Mr Kenyon, Mr Odenwalder, Mr Pederick and Mr Treloar be appointed to the Publishing Committee.
Question put and passed.

24 Joint Parliamentary Service Committee - Appointment of Members

The Minister for Health moved - That pursuant to section 5 of the Parliament (Joint Services) Act 1985, Mr Gardner and Mr Kenyon be appointed to act with the Speaker as members of the Joint Parliamentary Service Committee; and that Ms Bedford be appointed the alternate member of the Committee to Mr Speaker, Mrs Vlahos as alternate member to Mr Kenyon and Mr Pengilly as alternate member to Mr Gardner; and that a message be sent to the Legislative Council in accordance with the foregoing resolution.
Question put and passed.

25 Economic and Finance Committee - Appointment of Members

The Minister for Health moved - That Hon. P Caica, Hon. I F Evans, Mr Hamilton-Smith, Ms Hildyard, Mr Odenwalder, Mr Picton and Mr Pisoni be appointed to the Economic and Finance Committee.
Question put and passed.

26 Environment, Resources and Development Committee - Appointment of Members

The Minister for Health moved - That Mr Griffiths, Mr Hughes and Mr Kenyon be appointed to the Environment, Resources and Development Committee; and that a message be sent to the Legislative Council transmitting the foregoing resolution.
Question put and passed.

27 Natural Resources Committee - Appointment of Members

The Minister for Health moved - That Mr Gee, Hon. S W Key, Mr Picton and Mr van Holst Pellekaan be appointed to the Natural Resources Committee; and that a message be sent to the Legislative Council transmitting the foregoing resolution.
Question put and passed.

- 28 Parliamentary Committee on Occupational Safety, Rehabilitation and Compensation - Appointment of Members**
The Minister for Health moved - That Hon. S W Key, Mr Knoll and Ms Hildyard be appointed to the Parliamentary Committee on Occupational Safety, Rehabilitation and Compensation; and that a message be sent to the Legislative Council transmitting the foregoing resolution.
Question put and passed.
- 29 Public Works Committee - Appointment of Members**
The Minister for Health moved - That Hon. P Caica, Ms Digance, Mr Pengilly, Ms Wortley and Mr Whetstone be appointed to the Public Works Committee.
Question put and passed.
- 30 Legislative Review Committee - Appointment of Members**
The Minister for Health moved – That Ms Digance, Mr Odenwalder and Ms Redmond be appointed to the Legislative Review Committee; and that a message be sent to the Legislative Council transmitting the foregoing resolution.
Question put and passed.
- 31 Social Development Committee - Appointment of Members**
The Minister for Health moved - That Ms Hildyard, Mr Pederick and Ms Wortley be appointed to the Social Development Committee; and that a message be sent to the Legislative Council transmitting the foregoing resolution.
Question put and passed.
- 32 Statutory Officers Committee - Appointment of Members**
The Minister for Health moved - That Hon. M J Atkinson, Hon. J R Rau and Mr Wingard, be appointed to the Statutory Officers Committee and that a message be sent to the Legislative Council transmitting the foregoing resolution.
Question put and passed.
- 33 Aboriginal Lands Parliamentary Standing Committee - Appointment of Members**
The Minister for Health moved - That Mr Gee and Mr Hughes, nominated by the Minister and Dr McFetridge nominated by the Leader of the Opposition be appointed to the Aboriginal Lands Parliamentary Standing Committee and that a message be sent to the Legislative Council transmitting the foregoing resolution.
Question put and passed.
- 34 Crime and Public Integrity Policy Committee - Appointment of Members**
The Minister for Health moved - That Mr Odenwalder, Mr Picton and Mr Tarzia be appointed to the Crime and Public Integrity Policy Committee and that a message be sent to the Legislative Council transmitting the foregoing resolution.
Question put and passed.
- 35 Address in Reply**
The Minister for Employment, Training and Further Education advised the House that he nominated the Member for Elder to move an Address in Reply to His Excellency's Opening Speech.
Ordered, on motion of the Minister for Employment, Training and Further Education, that consideration of the Address in Reply be made an Order of the Day for tomorrow.
- 36 Adjournment**
The House adjourned at 5.34 pm until tomorrow at 11.00 am.
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MOTIONS OF WHICH NOTICE WAS GIVEN

For Wednesday 7 May 2014

Notices of Motion: Government Business -

The Attorney-General to move – That he have leave to introduce a Bill for an Act to amend the Criminal Assets Confiscation Act 2005.

The Attorney-General to move – That he have leave to introduce a Bill for an Act to amend the Criminal Law (Sentencing) Act 1988.

The Attorney-General to move – That he have leave to introduce a Bill for an Act to amend the Child Sex Offenders Registration Act 2006.

The Attorney-General to move – That he have leave to introduce a Bill for an Act to amend the Lady Kintore Cottages Act 1920.

The Attorney-General to move – That he have leave to introduce a Bill for an Act to establish a Commissioner for Kangaroo Island and to provide for the development of management plans in relation to the coordination and delivery of infrastructure and services on Kangaroo Island and other matters relating to Kangaroo Island; and for other purposes.

The Attorney-General to move – That he have leave to introduce a Bill for an Act to amend the Criminal Law (Sentencing) Act 1988.

For Thursday 22 May 2014

Notices of Motion: Private Members Business: Bills -

Ms Sanderson to move – That she have leave to introduce a Bill for an Act to amend the City of Adelaide Act 1998.

Notices of Motion: Private Members Business: Other Motions -

Mrs Vlahos to move – That this House –

(a) notes that –

- i. the Belgium Parliament has recently authorised the direct killing of children through euthanasia;
- ii. euthanasia or assisted suicide is now routinely performed in Belgium and the Netherlands on persons with no terminal illness but with psychiatric disorders such as anorexia or depression or with disabilities such as blindness;
- iii. the Belgian Society of Intensive Care Specialists recently advised that they are prepared to conduct involuntary euthanasia - even upon children; and
- iv. Dr Philip Nitschke during a recent visit to Perth offered instruction in methods of suicide including how to illegally obtain pentobarbitone, a schedule 8 poison, and how to use nitrogen as an undetectable means of ending life;

(b) condemns the practice of child euthanasia;

(c) commends palliative care as an appropriate response to terminal and chronic illness;

(d) affirms the value of every human life including those people living with mental illness or disability; and

(e) endorses suicide prevention as the appropriate response to all those who for whatever reason may think life is not worth living.

Mr van Holst Pellekaan to move – That this House –

(a) recognises Domestic Violence Prevention Month;

(b) condemns all forms of domestic violence; and

(c) calls on the Government to more pro-actively address the prevention of domestic violence throughout South Australia.

Mr Pederick to move – That this House expresses its deep regret at the death of Mr Henry Jones, and places on record its appreciation of his long and tireless commitment to the River Murray and Murray Darling Basin.

Dr McFetridge to move –That this House urges the State Government to provide funding of \$60,000 per annum to the Hutt Street Centre to provide job preparedness training for those who are homeless.

For Thursday 5 June 2014

Notices of Motion: Private Members Business: Bills -

Mr Griffiths to move – That he have leave to introduce a Bill for an Act to amend the Local Government (Elections) Act 1999.

Notices of Motion: Private Members Business: Other Motions -

Dr McFetridge to move –That this House –

- (a) condemns the Housing Trust Tenants Association for their despicable scare campaign and their misleading and deceptive conduct during the March 2014 Election; and
- (b) calls on any Member of Parliament who assisted the Housing Trust Tenants Association in this campaign in any way, to apologise to the thousands of South Australians who were caused great distress as a result of this disgraceful campaign.

Mr Pederick to move –That this House urges the State Government to recognise the importance of the Murray Bridge Racing Club Gifford Hill Development and to achieve a policy that –

- (a) commits funding to enable the completion of the project;
- (b) supports the Murraylands community to grow jobs and enhance regional investment; and
- (c) provides state-of-the-art facilities for thoroughbred racing in South Australia and supports a vital industry.

For Thursday 19 June 2014

Notices of Motion: Private Members Business: Other Motions -

Dr McFetridge to move –That this House urges the State Government to show support for Community Centres across South Australia and provide recurrent funding to the Hackham Family Connection Centre of \$60,000 per annum.

For Thursday 3 July 2014

Notices of Motion: Private Members Business: Bills -

Mr van Holst Pellekaan to move – That he have leave to introduce a Bill for an Act to amend the Controlled Substances Act 1984.

Notices of Motion: Private Members Business: Other Motions -

Mrs Vlahos to move – That this House –

- (a) notes –
 - i. that although nearly 70 years have passed since the end of World War II and the Holocaust, anti-semitism still exists;
 - ii. the work of the London Declaration on Combating Anti-semitism and its purpose in drawing global attention to the resurgence of anti-semitism, in old and new forms, in politics, international affairs and society; and
 - iii. that the Declaration has been signed by Parliamentarians in Australia and abroad;
- (b) recognises the vast contributions made by the Jewish people to South Australian society;
- (c) condemns any form of racial discrimination and anti-semitism; and
- (d) encourages all Members of this House, regardless of party or politics, to sign the Declaration and so assist to combat anti-semitism across the globe.

For Thursday 24 July 2014

Notices of Motion: Private Members Business: Other Motions

Mr Pisoni to move –That this House urges the Government to review the Education Department's 'School Transport Policy', specifically the restrictions placed on Government and non-Government student's accessing school bus services in regional South Australia.

For Thursday 7 August 2014

Notices of Motion: Private Members Business: Other Motions

Mr Treloar to move –That this House recognises the 175th anniversary of the Royal Agricultural and Horticultural Society of SA and applauds its significant contribution to our State.

For Thursday 18 September 2014

Notices of Motion: Private Members Business: Other Motions

Mr van Holst Pellekaan to move – That this House –

- (a) recognises Firefighters' Cancer Awareness Day; and
- (b) calls on the Government to guarantee that all firefighters, both professionals and volunteers, have the exactly same access to the support if they contract cancer.

For Thursday 25 September 2014

Notices of Motion: Private Members Business: Other Motions

Mr van Holst Pellekaan to move – That this House –

- (a) recognises International Day for Disaster Reduction, expresses its deep appreciation to both professional and volunteer emergency services workers throughout our State; and
- (b) calls on the Government to do more to prevent natural disasters from occurring and to prepare our emergency services workers to fight them.

Mr van Holst Pellekaan to move – That this House –

- (a) recognises National Police Remembrance Day;
- (b) values the work that the South Australian Police do on behalf of our community; and
- (c) expresses its sadness for and deep gratitude to those officers who have lost their lives while doing their duty and to their families.

For Thursday 16 October 2014

Notices of Motion: Private Members Business: Other Motions

Mr van Holst Pellekaan to move – That this House –

- (a) recognises the very important inter-relationship between metropolitan Adelaide and the rural and remote regions of our State and
- (b) acknowledges that the equitable provision of resources to and the development of both are necessary for our State's economic and social success now and into the future.

For Thursday 20 November 2014

Notices of Motion: Private Members Business: Other Motions

Mr van Holst Pellekaan to move – That this House recognises White Ribbon Day and encourages all men to swear an oath to never commit, excuse or remain silent about violence against women.

Mr van Holst Pellekaan to move – That this House –

- (a) recognises World Day of Remembrance for Road Traffic Victims;
- (b) mourns the mostly avoidable number of fatalities which occur on our roads; and
- (c) calls on the Government to address the disgraceful backlog of road maintenance across our State so that our road toll may be reduced.

Present during the day - All Members

Hon. M J Atkinson
SPEAKER

Malcolm Lehman
CLERK OF THE HOUSE OF ASSEMBLY