

No 15

VOTES AND PROCEEDINGS

OF THE

HOUSE OF ASSEMBLY

WEDNESDAY 20 JUNE 2018

1 Meeting of House

The House met pursuant to adjournment. The Speaker (Hon. V A Tarzia) took the Chair and 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.

2 Matter of Privilege

Mr Picton raised as a matter of privilege, the matter of public advertisements calling for the appointment of Governing Board Chairs on Local Health Networks, prior to the relevant legislation being enacted.
The Speaker advised that he would consider the matter and report to the House.

3 Royal Commissions (Extraterritorial Application) Amendment Bill

Dr Close, pursuant to notice, moved - That she have leave to introduce a Bill for an Act to amend the Royal Commissions Act 1917.
Question put and passed.
Bill presented and read a first time.

Dr Close moved - That this Bill be now read a second time.
Ordered, on motion of Mr Pederick, that the debate be adjourned until Wednesday 4 July.

4 Criminal Law Consolidation (Throwing Objects at Vehicles) Amendment Bill

Mr Odenwalder, pursuant to notice, moved - That he have leave to introduce a Bill for an Act to amend the Criminal Law Consolidation Act 1935.
Question put and passed.
Bill presented and read a first time.

Mr Odenwalder moved - That this Bill be now read a second time.
Ordered, on motion of Mr Pederick, that the debate be adjourned until Wednesday 4 July.

5 Tobacco Products (E-Cigarette Regulation) Amendment Bill

Mr Picton, pursuant to notice, moved - That he have leave to introduce a Bill for an Act to amend the Tobacco Products Regulation Act 1997.
Question put and passed.
Bill presented and read a first time.

Mr Picton moved - That this Bill be now read a second time.
Ordered, on motion of Mr Pederick, that the debate be adjourned until Wednesday 4 July.

6 Road Traffic (Drug Testing) Amendment Bill

Order of the Day read for the adjourned debate on the question - That this Bill be now read a second time.
Debate resumed.
Ordered, on motion of Mr Pederick, that the debate be further adjourned until Wednesday 4 July.

7 Postponement of business

Ordered - That Notice of Motion: Private Members Business: Other Motions No.1 to be postponed until Wednesday 4 July.

8 Cross Border Commissioner - Motion re

Mr Bell, pursuant to notice, moved - That this House –

- (a) urges the State Government to introduce a Cross Border Commissioner to advocate for, and develop solutions to assist business and communities who are located on the State's borders;
- (b) acknowledges the benefits New South Wales has experienced in the appointment of a Cross Border Commissioner; and
- (c) urges the Minister for Regional Development to assist Regional South Australia by the appointment of a Cross Border Commissioner.

Debate ensued.

Question put and negatived.

9 Defence Workforce Plan - Motion re

Ms Luethen, pursuant to notice, moved - That this House –

- (a) acknowledges the State Government's Defence Workforce Plan to ensure South Australia has the skilled workforce required to fully capitalise on the Federal Government's \$90 billion investment in naval ship building;
- (b) recognises the confidence in the sector and the future potential of South Australia's shipbuilding industry, particularly in line with the recent success of Adelaide's MG Engineering and Whyalla's Ottoway Engineering being awarded contracts by Ficantieri to build cruise ship blocks as part of their global supply chain; and
- (c) acknowledges the State Government's commitment to training a skilled workforce in line with Defence Industry needs, including through apprenticeships, re-training initiatives and the Defence Industry Employment Program for ex-service personnel.

Debate ensued.

Mr Malinauskas moved to amend the motion by deleting paragraph (a) and inserting the following words in lieu thereof:

- (a) recognises the impact of the advocacy campaign "Australian Made Defence" that reversed the policy of four major defence procurements being sourced overseas, in favour of developing a sovereign capability for future naval shipbuilding programs; and
- (b) urges the South Australian Government to seek a commitment from the federal government that Full Cycle Docking maintenance of Collins Class Submarines be retained as ASC's Osborne shipyard, along with the 700 jobs that support it;

Debate ensued.

Question – That the amendment be agreed to – put and negatived.

Question – That the motion be agreed to - put and passed.

10 Bowel Cancer Awareness Month - Motion re

Mr Brock, pursuant to notice, moved – That this House -

- (a) acknowledges that June is Bowel Cancer Awareness Month;
- (b) recognises the thousands of South Australian Families impacted by this cancer; and
- (c) urges the State Government to continue to promote Bowel Cancer Awareness to make South Australians aware of this illness and the symptoms that may lead to contracting this sickness; and
- (d) urges the State Government to ensure that adequate measures are in place for the prevention and treatment of this disease.

Debate ensued.

Question put and passed.

11 Answers to questions

Answers to questions on the Notice Paper Nos 1 to 3, 6 to 44, 52, 53 and 66 to 67 were tabled by the Speaker.

12 Papers

The following Papers were tabled:

By the Minister for Environment and Water (Hon. D J Speirs) -
Murray-Darling Basin Authority - Annual Report 2016-2017

By the Minister for Transport, Infrastructure and Local Government (Hon. S K Knoll) -
Regulations made under the following Act -
Rail Safety National Law (South Australia) – Fees.

13 Economic and Finance Committee – 1st Report – Emergency Services Levy 2018-2019

Mr Duluk brought up the 1st Report of the Committee entitled the Emergency Services Levy 2018-2019.

Report received.

Ordered to be published (Paper No. 183).

14 Legislative Review Committee - 2nd Report

Mr Teague brought up the 2nd Report of the Committee on Subordinate Legislation.

Report received.

Legislative Review Committee – 3rd Report

Mr Teague brought up the 3rd Report of the Committee on Subordinate Legislation.

Report received and read as follows:

The By-Law made under the Local Government Act 1999 concerning Mid Murray Council By-law No. 7 Camping and Mooring, made on 13 March 2018 and laid on the Table of both Houses on 3 May 2018, is at present being considered by the Legislative Review Committee and it is necessary for a Notice of Motion for Disallowance to be given in both Houses before the expiration of 14 sitting days to allow the Committee time to complete its deliberations.

Honourable Members are warned that after further consideration has been given to the By-Law, the Committee may decide to take no further action.

15 Questions

Questions without notice were asked.

Direction to leave the Chamber

At 2:33pm the Speaker directed Mr Koutsantonis to leave the Chamber for 30 minutes pursuant to Standing Order 137A.

Questions (interrupted by the foregoing), resumed.

16 Grievance debate

On motion of the Speaker, the House noted grievances.

17 Infrastructure SA Bill

The Premier (Hon. S S Marshall), pursuant to notice, moved - That he have leave to introduce a Bill for an Act to promote the provision and management of infrastructure for the benefit of the South Australian community and economy, to establish Infrastructure SA and for other purposes.

Question put and passed.

Bill presented and read a first time.

The Premier moved - That this Bill be now read a second time.

Ordered, on motion of Mr Odenwalder, that the debate be adjourned until tomorrow.

18 Payroll Tax (Exemption for Small Business) Bill

The Premier, pursuant to notice, moved - That he have leave to introduce a Bill for an Act to amend the Payroll Tax Act 2009.

Question put and passed.

Bill presented and read a first time.

The Premier moved - That this Bill be now read a second time.

Ordered, on motion of Mr Odenwalder, that the debate be adjourned until tomorrow.

19 Education and Children's Services Bill

The Minister for Education (Hon. J A Gardner), pursuant to notice, moved - That he have leave to introduce a Bill for an Act to provide for preschool, primary and secondary education in this State, to provide for children's services, to constitute the teaching service in this State and for other purposes.

Question put and passed.

Bill presented and read a first time.

The Minister moved - That this Bill be now read a second time.

Ordered, on motion of Mr Odenwalder, that the debate be adjourned until tomorrow.

20 Local Government (Rate Oversight) Amendment Bill

The Minister for Transport, Infrastructure and Local Government, pursuant to notice, moved - That he have leave to introduce a Bill for an Act to introduce a Bill for an Act to amend the Local Government Act 1999.

Question put and passed.

Bill presented and read a first time.

The Minister moved - That this Bill be now read a second time.

Ordered, on motion of Mr Picton, that the debate be adjourned until tomorrow.

21 Criminal Procedure (Miscellaneous) Amendment Bill

Order of the Day read for the adjourned debate on the question - That this Bill be now read a second time.

Debate resumed.

Bill read a second time.

In Committee

Clause No. 1 agreed to.

Clause No. 2 agreed to.

Clause No. 3 agreed to.

Clause No. 4 agreed to.

Clause No. 5 agreed to.

Schedule No. 1 agreed to.

Title agreed to.

The House having resumed:

Mr Treloar reported that the Committee had considered the Bill referred to it and had agreed to the same without amendment.

Bill read a third time and passed.

22 Postponement of business

Ordered - That Order of the Day: Government Business No. 2 be postponed and taken into consideration after Order of the Day: Government Business No. 3.

23 Fair Trading (Ticket Scalping) Amendment Bill

Order of the Day read for the adjourned debate on the question - That this Bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

In Committee

Clause No. 1 agreed to.

Clause No. 2 agreed to.

Clause No. 3 agreed to.
 Clause No. 4 read.

Ms Hildyard moved on page 4, line 15, to delete 'excluding' and substitute 'including'.
 Question put and negated.

Ms Hildyard moved on page 5, after line 2, after section 37G to insert:

37GA—Restriction on number of tickets purchased per transaction

(1) A first purchaser must not, in a single transaction, purchase more than 30 tickets to a sporting or entertainment event from an authorised seller.

Maximum penalty:

(a) in the case of a body corporate—\$100 000;

(b) in the case of a natural person—\$20 000.

Expiation fee: \$550.

(2) A person does not contravene this section by purchasing more than 30 tickets if, before the person purchases the tickets, the Minister approves such action in accordance with the regulations.

Question put and negated.

Clause No. 4 agreed to.
 Schedule No. 1 agreed to.
 Title agreed to.

The House having resumed:

Mr Treloar reported that the Committee had considered the Bill referred to it and had agreed to the same without amendment.

Bill read a third time and passed.

24 Matter of Privilege - Advertisements for Local Health Networks Governing Board Chairs

The Speaker stated that, with respect to the Matter of Privilege raised earlier today by the Member for Kaurua concerning the placement of advertisements calling for the appointment of Governing Board Chairs to Local Health Networks, prior to the relevant legislation being enacted and its effect to directly or indirectly impede the House in the performance of its functions, he was satisfied that the action taken by the Government could not genuinely be regarded as tending to impede or obstruct the House in the discharge of its duties.

Accordingly the Speaker did not propose to give precedence which would enable the Member to pursue this matter forthwith as a matter of privilege.

25 Adjournment

The House adjourned at 5:53 pm until Thursday 21 June at 11:00 am.

MOTIONS OF WHICH NOTICE WAS GIVEN

For Thursday 5 July

Private Members Business: Committees and Subordinate Legislation

Mr Duluk to move – That the First Report of the Economic and Finance Committee entitled Emergency Services Levy 2018-2019, be noted.

For Wednesday 25 July

Private Members Business: Other Motions

Ms Stinson to move – That this House –

- (a) recognises that 17 June 2018 was the 10th anniversary of the formal apology offered by the Government of South Australia to children abused in state care;
- (b) notes the fundamental importance of the apology to those people who were abused while in the care of the State;
- (c) acknowledges the tireless work and dedication of the late Hon Ted Mullighan QC as Commissioner and the staff of the Children in State Care Commission of Inquiry;
- (d) acknowledges the ongoing work of staff in the Department of Child Protection and non-government organisations to support victims of abuse crimes;
- (e) acknowledges the work of the police, DPP and wider justice system who work to achieve justice for victims and hold perpetrators to account; and
- (f) reiterates the apology made by the then Premier, Hon Mike Rann, to those who were abused in state care.

Present during the day - All Members except the Attorney-General (Hon. V A Chapman) and Mr Weatherill.

Hon. V A Tarzia
SPEAKER

Richard Crump
CLERK OF THE HOUSE OF ASSEMBLY