SOUTH AUSTRALIA]

No. 32

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL

TUESDAY 11 NOVEMBER 2014

1. Council met pursuant to adjournment. The President (The Hon. R. P. Wortley) took the Chair. The President read prayers. The President also acknowledged the Kaurna people as the custodians of the Adelaide region.

2. A Messenger from the Governor having been announced by Black Rod, the following Message was received and read:

Message No. 7.

The Governor informs the Legislative Council that, in the name and on behalf of Her Majesty The Queen, the following Acts were assented to during the First Session of the 53rd Parliament, viz.:


No. 15 of 2014 - An Act to establish a Commissioner for Kangaroo Island and to provide for the development of management plans in relation to the co-ordination and delivery of infrastructure and services on Kangaroo Island and other matters relating to Kangaroo Island; and for other purposes.

No. 16 of 2014 - An Act to provide for the recovery, return to work and support of workers in relation to work injuries; to repeal the Workers Rehabilitation and Compensation Act 1986; to make related amendments to the Civil Liability Act 1934, the Judicial Administration (Auxiliary Appointments and Powers) Act 1988, the Motor Vehicle Accidents (Lifetime Support Scheme) Act 2013, the Supreme Court Act 1935, the WorkCover Corporation Act 1994, the Workers Rehabilitation and Compensation Act 1986 and the Work Health and Safety Act 2012; and for other purposes.

No. 17 of 2014 - An Act to establish a tribunal with jurisdiction to review certain decisions relating to rights or circumstances arising out of or in the course of employment; to confer powers on the tribunal; and for other purposes.


3. The following Papers were laid upon the Table, viz.:

By the Minister for Employment, Higher Education and Skills (The Hon. G. E. Gago) -
Reports, 2013-2014 -
Construction Industry Training Board.
Department of Treasury and Finance.
Distribution Lessor Corporation.
Education Adelaide.
Essential Services Commission of South Australia.
General Lessor Corporation.
Local Government Finance Authority of South Australia.
Lotteries Commission of South Australia.
Motor Accident Commission.
South Australian Government Financing Authority.
State Procurement Board.
Superannuation Funds Management Corporation of South Australia (Funds SA).
Transmission Lessor Corporation.

Regulations under the following Acts -
    - Criminal Law (Sentencing) Act 1988 - Prescribed Unit.
    - Mines and Works Inspection Act 1920 - Certificates and Permits.

By the Minister for Science and Information Economy (The Hon. G. E. Gago) -

By the Minister for Business Services and Consumers (The Hon. G. E. Gago) -
    - Reports, 2013-2014 -
        - Liquor and Gambling Commissioner.
    - Regulations under the following Act -
        - Liquor Licensing Act 1997 -
            - Dry Areas - Beachport - Cadell - Coffin Bay.
    - Evidence of Age.

By the Minister for Sustainability, Environment and Conservation (The Hon. I. K. Hunter) -
    - Regulations under the following Acts -
        - Motor Vehicles Act 1959 - Accident Towing Roster Scheme.
        - Natural Resources and Management Act 2004 - Variation of Heading.
        - Primary Industry Funding Schemes Act 1998 -
            - Apiary Industry Fund.
            - Deer Industry Fund.

By the Minister for Water and the River Murray (The Hon. I. K. Hunter) -
    - South Australian Water Corporation Direction.


5. The Minister for Employment, Higher Education and Skills, without notice, moved - That the Standing Orders be so far suspended as to enable the Report of the Auditor-General, 2013-2014, to be referred to a Committee of the Whole and for Ministers to be examined on matters contained in the Report for a period of one hour’s duration.

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

    The President then left the Chair and the Council resolved itself into a Committee of the Whole for the consideration of the Report.

    **In the Committee**


    The President resumed the Chair and reported accordingly; whereupon the Council adopted such report.

6. Ordered - That Orders of the Day (Government Business) No. 1 and No. 2 be postponed and taken into consideration after Order of the Day (Government Business) No. 3.
7. On the Order of the Day being read for the adjourned debate on the question - That the Child Development and Wellbeing Bill be now read a second time:
  Debate resumed.
  On motion of the Hon. J. M. Gazzola, the debate was adjourned until next day of sitting.

8. Ordered - That Orders of the Day (Government Business) No. 1 and No. 2 be Orders of the Day for next day of sitting.

9. On the Order of the Day being read for the adjourned debate on the question - That the Criminal Law (Forensic Procedures) (Blood Testing for Diseases) Amendment Bill be now read a second time:
  Debate resumed.
  On motion of the Hon. J. M. Gazzola, the debate was adjourned until next day of sitting.

10. Ordered - That all remaining Orders of the Day (Government Business) be Orders of the Day for next day of sitting.

11. The following Message from the House of Assembly was received and read:
  Message No. 41
  MR. PRESIDENT - The House of Assembly has passed the Bill transmitted herewith entitled a Bill for an Act to amend the Roman Catholic Archdiocese of Adelaide Charitable Trust Act 1981, to which it desires the concurrence of the Legislative Council.
  House of Assembly, 11 November 2014.
  M. J. ATKINSON, Speaker.
  Bill read a first time.
  Ordered - That the second reading be an Order of the Day for next day of sitting.

12. Council adjourned at twenty-six minutes past six o’clock until tomorrow at fifteen minutes past two o’clock.

Members present during any part of the sitting:

The Hon. B. V. Finnigan  The Hon. J. S. Lee  The Hon. R. I. Lucas  The Hon. K. J. Maher
The Hon. T. A. Franks  The Hon. J. M. Gazzola  The Hon. T. T. Ngo  The Hon. M. C. Parnell
The Hon. R. I. Lucas  The Hon. K. J. Maher  The Hon. T. T. Ngo
WEDNESDAY 12 NOVEMBER 2014

Notices of Motion: Private Business -

1. The Hon. G. A. Kandelaars to move - That the Rules of Court under the Supreme Court, Supreme Court Act 1935, concerning Fast Track - Adoption, made on 24 July 2014 and laid on the Table of this Council on 5 August 2014, be disallowed.

2. The Hon. G. A. Kandelaars to move - That the Rules of Court under the Supreme Court, Supreme Court Act 1935, concerning Fast Track - Supplementary Adoption, made on 24 July 2014 and laid on the Table of this Council on 5 August 2014, be disallowed.

3. The Hon. G. A. Kandelaars to move - That the Rules of Court under the Magistrates Court, Magistrates Court Act 1991, concerning Amendment No. 49, made on 31 July 2014 and laid on the Table of this Council on 5 August 2014, be disallowed.

4. The Hon. G. A. Kandelaars to move - That the Rules of Court under the Magistrates Court, Magistrates Court Act 1991, concerning Civil - Amendment No. 6, made on 31 July 2014 and laid on the Table of this Council on 5 August 2014, be disallowed.

5. The Hon. M. C. Parnell to move - That he have leave to introduce a Bill for an Act to amend the Freedom of Information Act 1991.

6. The Hon. K. L. Vincent to move - That this Council notes that -
   I. In responding to the everyday treatment of some South Australians living with disability and their family carers that equates to an existence as second-class citizens, that the Government implement central leadership for Disability in All Policy (DiAP) through a leadership group of the Executive Committee of Cabinet Chief Executives Group (CEG);
   II. This group will report to the Executive Committee of Cabinet, charged with overseeing the development, implementation and evaluation of DiAP across Government;
   III. A Memorandum of Understanding should be developed between Disability SA and the Department of Premier and Cabinet (DPC) to describe the relationship, roles and functions in supporting CEG to oversee DiAP;
   IV. Disability SA and DPC should undertake a priority setting process in the third quarter of each calendar year for the DiAP work into the following years, with a three year time frame for implementation across all portfolio areas;
   V. Priority targets should -
      (a) be policy focused;
      (b) have an evidence base linking target to disability;
      (c) have current strategic political relevance, for example, Council of Australian Governments (COAG);
      (d) consolidate/leverage/build on existing Disability SA projects;
      (e) have opportunity to link early in policy development/planning processes;
      (f) address the existing capacity available within Disability SA, other relevant agencies and South Australian universities; and
      (g) address issues of equity and access for people with disabilities; and
   VI. An extensive cross-Government consultation process should be undertaken, with input from policy experts from numerous Government agencies, together with DPC and Disability SA.

7. The Hon. J.S.L. Dawkins to move - That he have leave to introduce a Bill for an Act to amend the Family Relationships Act 1975 and to make a related amendment to the Assisted Reproductive Treatment Act 1988.
8. The Hon. J.S.L. Dawkins to move - That this Council notes -
   I. The exemplary work of MATES in Construction in its endeavour to prevent suicide in the construction industry and promote health and wellbeing;
   II. That MATES in Construction is a federation of independent industry-based MATES in Construction organisations throughout New South Wales, Queensland, Western Australia and here in South Australia;
   III. That MATES in Construction aims to raise awareness about suicide, making it easier to access help and ensuring that the help offered throughout the industry is practical, professional and appropriate; and
   IV. That MATES in Construction has implemented the following programs to address the tragic rate of suicide in the industry -
      (a) an individual case management program which aims to assist troubled workers with an effective plan to address their mental issues;
      (b) field visits, which involved field officers going from site to site to advise workers of the program; and
      (c) a post-vention program, which provides support where a worker or worker’s family member has committed suicide.

Orders of the Day: Private Business -

1. Adjourned debate on motion of the Hon. M. C. Parnell - That pursuant to section 16 of the Parliamentary Committees Act 1991, the following matters be referred to the Environment, Resources and Development Committee for inquiry and report -
   I. The processes involved in the exploration for and extraction of conventional and unconventional gas;
   II. The experience of hydraulic fracturing (or “fracking”) for unconventional gas in South Australia, interstate and overseas;
   III. The impacts and potential impacts of gas exploration and extraction on -
      (a) groundwater;
      (b) surface water;
      (c) air quality;
      (d) climate change;
      (e) human health;
      (f) agricultural land productivity;
      (g) property values; and
      (h) local, regional and national economies;
   IV. How the exploration for and extraction of conventional and unconventional gas should be regulated in South Australia; and
   V. Any other relevant matter - (October 29) - (The Hon. G. A. Kandelaars).

2. Adjourned debate on motion of the Hon. T. A. Franks - That this Council notes -
   I. The Youth Bills and Acts written, debated and passed by the 2014 Youth Parliament of South Australia during this year’s YMCA Youth Parliament program;
   II. The outstanding work of the participants and Taskforce of the Youth Parliament program in producing and debating these pieces of legislation;
   III. The active engagement of our State’s youth in their communities and in the State’s decision-making process; and
   IV. The importance and value of youth voice and advocacy, particularly on issues that directly affect youth - (October 29) - (The Hon. G. A. Kandelaars).

3. Electoral (Electronically Assisted Voting and Other Matters) Amendment Bill (No. 44): adjourned debate on second reading - (October 29) - (The Hon. T. J. Stephens).

4. The Hon. J. S. Lee to move - That this Council -
   I. Congratulates the Honourable Narendra Modi on his successful election in becoming the 15th Prime Minister of India;
   II. Welcomes the Prime Minister of India on his first visit to Australia in November 2014; and
III. Congratulates and acknowledges the vibrant South Australian Indian community for their valuable contributions to the State.

5. Electoral (House of Assembly Casual Vacancies) Amendment Bill (No. 45): adjourned debate on second reading - (October 29) - (The Hon. J.M.A. Lensink).

6. Adjourned debate on motion of the Hon. R. L. Brokenshire - That this Council -
   I. Is committed to promoting an efficient and democratic election process;
   II. Condemns the decision by the Speaker to run two by-elections on different dates at an increased cost to South Australians; and
   III. Calls on the Government to ensure that where two or more by-elections are necessary, they are held on one Saturday as was the case on 11 February 2012 with the Ramsay and Port Adelaide by-elections - (October 29) - (The Hon. G. A. Kandelaars).

7. Adjourned debate on motion of the Hon. K. J. Maher - That this Council -
   I. Is committed to promoting a diverse and welcoming South Australia;
   II. Recognises and values the contribution that people from a wide variety of backgrounds, cultures and beliefs have played and continue to play in shaping South Australia - from the thousands of years of history and culture of the traditional owners of this land to the very newest residents to call our State home; and
   III. Notes the important role of elected representatives in promoting a welcoming, diverse and harmonious community - (October 15) - (The Hon. T. J. Stephens).


9. Adjourned debate on motion of the Hon. T. A. Franks - That this Council notes that -
   I. At any one point in time, between 1 and 4 per cent of the general population experiences Borderline Personality Disorder;
   II. This illness can be characterised by overwhelming emotions, relationship problems, impulsive and risk-taking behaviour and a fragile sense of self;
   III. A history of trauma, abuse or deprivation is common among those with the illness;
   IV. Despite its prevalence, enormous public health costs and devastating toll on individuals and families, recovery from Borderline Personality Disorder is possible;
   V. Borderline Personality Disorder is a leading cause of suicide, with an estimated 10 per cent of individuals with this diagnosis taking their own lives;
   VI. An increased understanding of Borderline Personality Disorder is required among health professionals and the general public by promoting education, research, funding, early detection and effective treatments; and
   VII. With the aim of promoting understanding of the illness in the community and working towards better treatment options and quality of life for those affected by the disorder in South Australia, Ms. Janne McMahon OAM, Dr. Martha Kent, Professor Andrew Chanen and the Australian Borderline Personality Disorder Foundation request the South Australian Legislative Council to acknowledge the first week of October each year as Borderline Personality Disorder Awareness Week and a State-wide specialised Borderline Personality Disorder Service (Unit) for South Australia be established - (October 15) - (The Hon. G. A. Kandelaars).


11. Adjourned debate on motion of the Hon. K. L. Vincent - That this Council -
   I. Notes that the recommendations in the Forrest Review further restrict access to the Disability Support Pension and make it easier for job-seekers to have their payments cut or suspended without warning or justification, which will increase poverty without dealing with the fundamental under-supply of jobs, especially in regional and remote communities, and the many societal barriers which Aboriginal people and people with disabilities in particular can face when looking for work;
   II. Condemns Premier Jay Weatherill’s blanket endorsement of the recent Forrest Review;
III. Notes a report from the Commonwealth Parliamentary Library states that there is no evidence to support Mr. Forrest’s recommendation that income management schemes be expanded to cover all welfare recipients;

IV. Notes that whilst voluntary income management has had some success in Aboriginal communities, involuntary income management has had adverse effects as stated in the Closing the Gap reports, which suggest that punitive policies that rely on fear or threats to change behaviour, such as cutting or suspending Centrelink payments, do not work;

V. Notes that Mr. Forrest’s recommendations regarding land ownership have the potential to further erode Aboriginal control of their lands and communities which will destabilise these communities and further deny them the right to self-determination;

VI. Notes that Mr. Forrest’s plan calls for the dismantling of TAFE;

VII. Notes that with significant concern the apparent return of the “announce and defend” model of governance that Premier Jay Weatherill’s announcement suggests; and

VIII. Calls on the Premier to invest in genuinely supporting those who actually require education and assistance to manage their income, and eschew his blanket endorsement of the recommendations until proper consultation is done to allow him to fully understand the real impacts they would have on everyday South Australians - (October 15) - (The Hon. J. M. Gazzola).

12. Adjourned debate on motion of the Hon. M. C. Parnell - That Regulations under the Development Act 1993 concerning Assessment of Significant Developments, made on 14 August 2014 and laid on the Table of this Council on 16 September 2014, be disallowed - (September 24) - (The Hon. M. C. Parnell).


15. Animal Welfare (Companion Animals) Amendment Bill (No. 29): adjourned debate on second reading - (September 17) - (The Hon. J. M. Gazzola)².

16. Adjourned debate on motion of the Hon. T. A. Franks - That this Council -
   I. Affirms the importance of the music industry to South Australia;
   II. Commends the establishment of the Music Development Office and the Music Industry Council;
   III. Notes the cuts to the VET music programs previously offered at Noarlunga TAFE and currently offered at the University of Adelaide; and
   IV. Urges timely action to ensure a breadth and depth of entry level professional development vocational opportunities are secured from 2015 and into the future - (September 17) - (The Hon. J. S. Lee).

17. Electoral (Legislative Council Voting Thresholds) Amendment Bill (No. 34): adjourned debate on second reading - (September 24) - (The Hon. J. M. Gazzola)².

18. The Hon. G. A. Kandelaars to move - That By-law No. 12 of the Corporation of the City of Adelaide concerning Miscellaneous Variation, made on 11 March 2014 and laid on the Table of this Council on 6 May 2014, be disallowed.


20. Listening and Surveillance Devices (Miscellaneous) Amendment Bill (No. 24): adjourned debate on second reading - (August 6) - (The Hon. J. M. Gazzola)².

21. Adjourned debate on motion of the Hon. T. A. Franks - That this Council notes -
   I. The advances in technology and the growing support for medical cannabis in the Australian community;
II. The range of applications for medical cannabis to alleviate pain and suffering and improve quality of life; and  
III. That a round table of medical and legal professionals and people with lived experience who could benefit from medical cannabis will be convened by the Hon. Tammy Franks MLC and is open to all Members across the political spectrum to attend - (August 6) - (The Hon. A. L. McLachlan).


23. The Hon. R. L. Brokenshire to move - That he have leave to introduce a Bill for an Act to ensure that properly conducted farming activities are adequately dealt with under planning and development laws and are given protection from certain liability; and to make related amendments to the Development Act 1993, the Environment Protection Act 1993; the Land and Business (Sale and Conveyancing) Act 1994 and the Natural Resources Management Act 2004.


25. The Hon. R. L. Brokenshire to move - That the responsible Minister conduct a comprehensive review of the Natural Resources Management Act 2004, including public advertisements and public consultation sessions conducted locally throughout South Australia’s regions.

26. The Hon. R. L. Brokenshire to move - That the responsible Minister conduct a comprehensive review of the Native Vegetation Act 1991, including public advertisements and public consultation sessions conducted locally throughout South Australia’s regions.

27. The Hon. R. L. Brokenshire to move - That the responsible Minister conduct a comprehensive review of the Mining Act 1971, the Petroleum Act 2000 and the Petroleum and Geothermal Energy Act 2000, including public advertisements and public consultation sessions conducted locally throughout South Australia’s regions.

28. The Hon. R. L. Brokenshire to move - That the responsible Minister conduct a comprehensive review of the Mental Health Act 2009, including consideration of the effectiveness of suicide prevention, with such review to include public advertisements and public consultation sessions conducted locally throughout South Australia’s regions.

29. The Hon. R. L. Brokenshire to move - That he have leave to introduce a Bill for an Act to amend the Constitution Act 1934.

30. The Hon. T. A. Franks to move - That -  
   I. This Council notes -  
      (a) The strong support across the South Australian community for action to tackle animal cruelty, neglect and abandonment occurring in our State; and  
      (b) The inadequacy of the regulations of welfare standards for -  
         (i) breeding companion dogs and cats;  
         (ii) the non-retail-shop trade in companion dogs and cats; and  
         (iii) the source of companion dogs and cats for sale.
   II. This Council calls on the Federal Government to reconsider its decision to end its involvement with the visionary and world-leading Australian Animal Welfare Strategy (AAWS); and -  
      (a) Maintain its involvement with the AAWS by encouraging its employees to continue to contributing to its aims of establishing national consistency in regard to animal welfare codes of practice; and  
      (b) Take a leading role among the State and Territories in a new phase of AAWS that continues the achievements of AAWS into the future.
   III. This Council calls on the State Government to -
(a) Implement the recommendations of the House of Assembly Select Committee into Dogs and Cats as Companion Animals that address the goals of eliminating cruelty and reducing the numbers of healthy, but unwanted, abandoned, stray and feral animals being euthanased;
(b) Update and revise the SA Code of Practice for the Care and Management of Animals in the Pet Trade (1999); 
(c) Support the introduction for an enforceable Code of Practice for the re-homing of companion animals; and 
(d) Provide this Council with details of -
   (i) the number of companion animals euthanased in all South Australian shelters annually;
   (ii) what steps are being taken to ensure that no companion animals that are healthy and re-homeable should have to be euthanased by a shelter due to a lack of space; and
   (iii) what supports are being put in place for animal shelters and rescue organisations to meet this goal.

31. Evidence (Journalists) Amendment Bill (No. 20): adjourned debate on second reading - (July 2) - (The Hon. J. M. Gazzola).

32. Electoral (Limitation on Display of Electoral Advertisements) Amendment Bill (No. 16): adjourned debate on second reading - (June 18) - (The Hon. T. T. Ngo).

33. Adjourned debate on motion of the Hon. T. A. Franks - That this Council -
I. Notes that -
   (a) National TAFE day is held on 18 June this year;
   (b) The proposed cuts to the TAFE budget in South Australia will have disastrous impacts on staff and students and the State’s economic future, social well-being and cohesion;
   (c) The changes to TAFE have a particularly adverse impact on people in regional and rural parts of the State, disadvantaged communities and people with varying abilities; and
   (d) The Senate inquiry into TAFE unearthed concerns about the quality of education and training provided through the private vocational education and training market.
II. Calls on both the Federal and South Australian Governments to -
   (a) Protect, support and expand the capacity of the public TAFE system to allow it to continue its historic role in providing high quality technical and further education to Australians of all ages and backgrounds;
   (b) Properly recognise the important role TAFE plays in providing vocational and technical education in areas of high and low demand, in rural and remote areas and in support of improved access and participation for disadvantaged learners; and
   (c) Work collaboratively to develop a national workforce strategy for the TAFE sector that addresses the level and quality of teaching qualifications in the sector, the unacceptably high rates of casual employment, and which specifically includes the allocation of adequate resources to enable TAFE teachers and institutions to develop and maintain close liaison with industry and local communities to assist them to meet their vocational and technical education needs.
III. Calls on the South Australian government to reverse the harsh budget cuts to TAFE and to abandon changes proposed to vocational education and training that undermine TAFE as a public provider.
IV. Calls on the Federal Government to -
   (a) End the current competitive tendering model of government vocational education and training;
   (b) Guarantee funding for the public TAFE system based on the actual costs of providing education, and one that supports a strong and increased base for capital works, maintenance, infrastructure, and equipment;
   (c) Ensure that the national entitlement to a guaranteed training place is only offered at TAFE; is not restricted to selected qualifications or industry areas; and can be accessed by students more than once;
(d) Ensure that the Australian Skills Quality Authority (ASQA) has the resources it needs to effectively audit and regulate the performance of training providers, and to enforce rigorous standards for delivery of vocational education; and
(e) Develop improved standards for registration of training organisations, and ensure that every VET provider seeking registration provides vocational education as its primary purpose - (June 18) - (The Hon. J. M. Gazzola).

34. Constitution (General Elections) Amendment Bill (No. 17): adjourned debate on second reading - (June 18) - (The Hon. J. M. Gazzola).

35. Sexual Reassignment (Recognition Certificates) Amendment Bill (No. 9): adjourned debate on second reading - (June 4, October 15) - (The Hon. J.S.L. Dawkins).

36. Adjourned debate on motion of the Hon. M. C. Parnell - That this Council -
   I. Notes -
      (a) the practice of the Government over many years to provide taxpayer-funded chauffeur-driven cars to Ministers, Opposition Leaders, Presiding Members and various other party-political appointees;
      (b) the vast bulk of these vehicles and their drivers sit idle most of the time and are not required for work purposes; and
   II. Calls on the Government to replace all chauffeur-driven cars for Members of Parliament (other than the Premier) with a pool of vehicles and drivers that are available to all Members of Parliament on a cost-recovery basis and which can be booked for use on Parliamentary or electorate business - (June 4) - (The Hon. J.S.L. Dawkins).

37. Adjourned debate on motion of the Hon. M. C. Parnell - That this Council -
   I. Notes -
      (a) the Velo-City Global 2014 Cycling Conference will be held in Adelaide from 27-30 May 2014;
      (b) the expiration of the Cycling Strategy for South Australia in 2010 and the failure of the Government to develop a new Cycling Strategy over the last four years; and
      (c) the 2013-2014 State Budget allocated over 1 billion dollars to the Department of Planning, Transport and Infrastructure, but less than one half of one per cent of that amount to cycling.
   II. Congratulates all those responsible for bringing the Velo-City Global 2014 Cycling Conference to Adelaide, including the European Cyclists’ Federation, Bike SA, the Adelaide City Council and, in particular, the advocacy of Adelaide Lord Mayor, Stephen Yarwood.
   III. Calls on the Government to -
      (a) re-establish a Cycling Strategy for South Australia in consultation and partnership with the cycling community; and
      (b) at least double the allocation of funds to cycling infrastructure in the next State Budget to at least 1 per cent of the Department of Planning, Transport and Infrastructure’s allocation - (May 21) - (The Hon. J. M. Gazzola).

38. Adjourned debate on motion of the Hon. D. W. Ridgway - That this Council -
   I. Notes the centenary of Peter Waite’s donation of the Urrbrae Estate to the University of Adelaide for the study of agriculture;
   II. Acknowledges the significant outcomes delivered by the University of Adelaide and, in particular, the Waite Campus, as a result of this philanthropic gift; and
   III. Recognises the position of the Waite Agricultural Research Institute to contribute positively to ensuring global food security and providing Australia’s agricultural, wine and food industries with innovative research-led developments - (August 6) - (The Hon. J. M. Gazzola).

39. Adjourned debate on motion of the Hon. M. C. Parnell - That the Regulations under the Electoral Act 1985 concerning Nomination Deposit made on 16 January 2014 and laid on the Table of this Council on 6 May 2014, be disallowed - (May 7) - (The Hon. J. M. Gazzola).
351


41. Adjourned debate on motion of the Hon. D. W. Ridgway - That this Council acknowledges the service to the Parliament of the Hon. Iain Evans, a former Minister of the Crown since December 1997 until March 2002, and a Member of the House of Assembly for the seat on Davenport since 1993 - (October 30) - (The Hon. R. I. Lucas).

Orders of the Day: Government Business -

*1. Criminal Assets Confiscation (Prescribed Drug Offenders) Amendment Bill (No. 18): in Committee - proposed new clause 24 - (October 28, 30).


7. The Minister for Employment, Higher Education and Skills to move - That this Council adopts the following Statement of Principles for Members of Parliament -

   I. Members of Parliament are in a unique position of being accountable to the electorate. The electorate is the final arbiter of the conduct of Members of Parliament and has the right to dismiss them from office at elections.

   II. Members of Parliament have a responsibility to maintain the public trust placed in them by performing their duties with fairness, honesty and integrity, subject to the laws of the State and the rules of the Parliament, and using their influence to advance the common good of the people of South Australia.

   III. Political parties and political activities are a part of the democratic process. Participation in political parties and political activities is within the legitimate activities of Members of Parliament.

   IV. Members of Parliament should declare any conflict of interest between their private financial interests and decisions in which they participate in the execution of their duties. Members must declare their interests as required by the Members of Parliament (Register of Interests) Act 1983 and declare their interests when speaking on a matter in the House or a Committee in accordance with Standing Orders.

   V. A conflict of interest does not exist where the Member is only affected as a member of the public or a member of a broad class.

   VI. Members of Parliament should not promote any matter, vote on any bill or resolution or ask any question in the Parliament or its Committees, in return for any financial or pecuniary benefit.

   VII. In accordance with the requirements of the Members of Parliament (Register of Interests) Act 1983, Members of Parliament should declare all gifts and benefits received in connection with their official duties, including contributions made to any fund for a Member’s benefit.

   VIII. Members of Parliament should not accept gifts or other considerations that create a conflict of interest.

   IX. Members of Parliament should apply the public resources with which they are provided for the purpose of carrying out their duties.
X. Members of Parliament should not knowingly and improperly use official information which is not in the public domain, or information obtained in confidence, in the course of their Parliamentary duties for private benefit.

XI. Members of Parliament should act with civility in their dealings with the public, Ministers and other Members of Parliament and the Public Service.

XII. Members of Parliament should always be mindful of their responsibility to accord due respect to their right of freedom of speech within Parliament and not to misuse this right, consciously avoiding undeserved harm to any individual.

And that upon election and re-election to Parliament, within 14 days of taking and the subscribing the Oath or making and subscribing an Affirmation as a Member of Parliament, each Member must sign an acknowledgement to confirm they have read and accept the Statement of Principles.


WEDNESDAY 19 NOVEMBER 2014

Orders of the Day: Private Business -

1. Select Committee on Statutory Child Protection and Care in South Australia: Report to be brought up.

2. Select Committee on Sale of State Government Owned Land at Gillman: Report to be brought up.

3. Budget and Finance Committee: Report to be brought up.

4. Select Committee on Electoral Matters in South Australia: Report to be brought up.

Contingent Notice of Motion -

1. Contingently, on the second reading of any Bill being moved, or on any Bill being reported, the Minister for Employment, Higher Education and Skills to move - That the Standing Orders be so far suspended as to enable the Bill to pass through the remaining stages without delay.

J. M. DAVIS,
Clerk of the Legislative Council.