

PART III

THE MINUTES OF PROCEEDINGS

Minutes of Proceedings
OF THE
LEGISLATIVE ASSEMBLY

No. 1

Friday 8 September 1978

1. Members of the Assembly met at 1400 hours pursuant to the notice of His Honour the Administrator of the Northern Territory dated 6 September 1978, which notice was read at the Table by the Clerk.

NOTICE PROROGUING THE LEGISLATIVE ASSEMBLY AND FIXING THE TIME FOR THE NEXT SESSION OF THE LEGISLATIVE ASSEMBLY

I, JOHN ARMSTRONG ENGLAND, the Administrator of the Northern Territory of Australia, pursuant to section 22(1) of the Northern Territory (Self-Government) Act 1978 of the Commonwealth by this notice -

- (a) prorogue the Legislative Assembly of the Northern Territory of Australia; and
- (b) appoint the hour of 2 o'clock in the afternoon of Friday, 8 September, 1978 as the time for the next session of the Legislative Assembly of the Northern Territory of Australia to be held in the Legislative Assembly Chamber, Darwin.

Dated this sixth day of September, 1978.

J.A. ENGLAND
(Administrator)

2. Mr Speaker MacFarlane took the Chair.
3. ATTENDANCE OF THE ADMINISTRATOR: Mr Speaker MacFarlane announced that it would be His Honour the Administrator's pleasure to attend in the Assembly Chamber forthwith to make a statement concerning his declaration of the causes for calling the Assembly together.

Accordingly, Mr Speaker left the Chair. His Honour the Administrator was announced and, having entered the Chamber, delivered a statement from the Chair.

4. STATEMENT BY THE ADMINISTRATOR - CAUSES OF CALLING ASSEMBLY TOGETHER: His Honour the Administrator made the following statement:

Mr Speaker and Honourable Members: normally, at the opening of a new session of this Assembly after a prorogation, I would at this time declare the causes of my calling the Assembly together. However, as you are aware, this Assembly and the Territory is to be honoured today by the presence of His Excellency the Governor-General, the Prime Minister, and a delegation from the Commonwealth Parliament. I propose, therefore, to delay my declar-

ation of the causes for calling the Assembly together until the resumption of these sittings on Tuesday 12 September 1978.

His Honour then vacated the Chair and took a seat on the floor of the Assembly.

Mr Speaker resumed the Chair.

5. DELEGATION FROM THE COMMONWEALTH PARLIAMENT: The presence of a Delegation from the Commonwealth Parliament being reported, the Speaker, with the concurrence of Members, directed that the Delegation be invited to enter the Chamber and be received at the Table.

The Delegation, comprising -

Senator the Honourable C.L. Laucke, President of the Senate;
The Right Honourable Sir Billy Snedden, Speaker of the House of Representatives;

Senator B.F. Kilgariff;

Senator E.A. Robertson;

Mr S.E. Calder;

Hon. D.N. Everingham;

Mr D.M. Blake, Deputy Clerk, House of Representatives; and

Mr K.O. Bradshaw, Acting Deputy Clerk, The Senate;

entered the Chamber and Members were provided with seats on the floor of the Assembly at the foot of the Table.

Mr Speaker extended a welcome to the distinguished visitors.

6. DISTINGUISHED VISITOR - THE RIGHT HONOURABLE J.M. FRASER, PRIME MINISTER OF AUSTRALIA: Mr Speaker informed the Assembly that the Right Honourable J.M. Fraser, Prime Minister of Australia, was within the precincts and, with the concurrence of Members, invited the distinguished visitor to take a seat on the floor of the Assembly.
7. DISTINGUISHED VISITOR - HIS EXCELLENCY THE GOVERNOR-GENERAL OF AUSTRALIA, SIR ZELMAN COWEN: His Excellency the Governor-General, having been announced by the Serjeant-at-Arms, entered the Chamber and was seated in the Chair.

Mr Speaker welcomed the distinguished guests and visiting dignitaries and invited His Excellency the Governor-General to address the Assembly.

8. ADDRESS BY THE GOVERNOR-GENERAL: His Excellency the Governor-General addressed the Assembly from the Chair.

His Excellency then vacated the Chair and took a seat on the floor of the Assembly.

Mr Speaker resumed the Chair.

9. APPRECIATION OF PRESENCE OF GOVERNOR-GENERAL: Mr Everingham, by leave, moved -

That this Assembly places on record its profound appreciation of the presence here today of Their Excellencies the Governor-General and Lady Cowen, and thanks His Excellency for the speech he has been pleased to deliver.

Mr Isaacs having seconded the motion - question put and passed.

10. ADDRESS BY THE PRIME MINISTER: The Right Honourable J.M. Fraser, Prime Minister of Australia, at the invitation of Mr Speaker and with the concurrence of Members, addressed the Assembly.

Mr Speaker, on behalf of the Assembly, thanked the Prime Minister for his speech.

11. DELEGATION FROM THE COMMONWEALTH PARLIAMENT: Mr Speaker called on Sir Billy Snedden, Joint Leader of the Delegation from the Commonwealth Parliament, to address the Assembly.

12. PRESENTATION OF DISPATCH BOXES: Sir Billy Snedden addressed the Assembly.

At the conclusion of his address, the Joint Leaders of the Parliamentary Delegation removed the drapes from the dispatch boxes. Supported by the Members of the Delegation rising in their places, Sir Billy Snedden formally asked the Speaker and the Assembly to accept the dispatch boxes.

Mr Speaker, on behalf of the Assembly, accepted the gift of the dispatch boxes.

13. THANKS TO COMMONWEALTH PARLIAMENT: Mr Everingham moved -

That the following resolution be agreed to:

We, the Members of the Legislative Assembly of the Northern Territory of Australia, express our thanks to the Senate and the House of Representatives of the Parliament of the Commonwealth of Australia for the dispatch boxes which they have presented to the Assembly.

Their interest in the development of the Territory and the aspirations of its people have been evidenced by successive enactments of the Commonwealth Parliament which have brought this Assembly to its present constitutional status and we accept this generous gift as a further earnest of their continuing concern.

We are proud to receive the Members of the Delegation by whose hands the presentation was made and were glad to welcome them in Darwin. We ask them to convey our greetings to their colleagues in the Commonwealth Parliament.

Mr Isaacs spoke in support of the motion.

Question put and passed unanimously.

Mr Speaker informed the Joint Leaders of the Delegation that they would each be furnished with a written copy of the Resolution for the records of their respective Houses.

14. WITHDRAWAL OF DISTINGUISHED VISITORS: His Excellency the Governor-General, the Prime Minister and His Honour the Administrator, preceded by the Serjeant-at-Arms, withdrew from the Chamber.
15. WITHDRAWAL OF DELEGATION: The Delegation from the Commonwealth Parliament withdrew from the Chamber.

SUSPENSION OF SITTING: Mr Speaker, at 1450 hours, suspended the sitting until 1000 hours on Tuesday 12 September 1978.

ATTENDANCE: All members attended the sitting.

MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 2

Tuesday 12 September 1978

1. The Assembly resumed at 1000 hours - Mr Speaker MacFarlane took the Chair.
2. ATTENDANCE OF THE ADMINISTRATOR: Mr Speaker announced that it was the intention of His Honour the Administrator to attend in the Assembly Chamber forthwith to declare the reasons for his calling the Assembly together.

Accordingly, Mr Speaker left the Chair.

3. ADMINISTRATOR'S SPEECH: His Honour the Administrator was announced and, having entered the Chamber, delivered a speech from the Chair.

His Honour the Administrator then withdrew from the Chamber.

4. NOTICE: The following notice was given:

Mr Everingham: To present the Territory Parks and Wildlife Conservation Bill (No. 4) 1978 (Serial 143).

5. ADMINISTRATOR'S SPEECH: Mr Speaker informed the Assembly that he had received a copy of the Administrator's speech.

Mr Robertson moved -

That consideration of His Honour the Administrator's speech be made an order of the day for a later hour.

Question put and passed.

6. MESSAGE FROM THE ADMINISTRATOR: The following message was read by Mr Speaker:

Message No. 1:

I, JOHN ARMSTRONG ENGLAND, the Administrator of the Northern Territory of Australia, pursuant to section 11 of the Northern Territory (Self-Government) Act 1978, recommend to the Legislative Assembly a Bill entitled the Appropriation Bill (No. 1) 1978-79.

(Sgd) J.A. ENGLAND
Administrator

7. APPROPRIATION BILL (No. 1) 1978-79 (Serial 150): Mr Perron presented the Bill the subject of the Administrator's message and the Bill was thereupon read a first time.

Mr Perron moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

SUSPENSION OF SITTING: The sitting was suspended between 1115 and 1400 hours.

8. MESSAGES: The following message was received from His Honour the Administrator:

Message No. 2: Withholding of Assent to Ordinances.

I inform the Assembly of the following action taken pursuant to sub-section 8(1) of the Northern Territory (Self-Government) Act 1978 -

His Excellency the Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, did on 18 August 1978 declare that he has withheld assent to the proposed laws entitled -

National Parks Ordinance 1973
National Parks Ordinance 1974
Public Parks and Gardens Ordinance 1974
Crown Lands Ordinance 1974.

A Statement of Reasons for Withholding Assent to these proposed laws, and copy of the relevant Order by the Governor-General are attached in pursuance of section 10 of the Act.

(Sgd) J.A. ENGLAND
Administrator

The Clerk tabled the Statement of Reasons for withholding Assent and a copy of the Order by the Governor-General.

Northern Territory (Self-Government) Act 1978

Section 10

STATEMENT OF REASONS FOR WITHHOLDING ASSENT

The proposed laws entitled the National Parks Ordinance 1973, National Parks Ordinance 1974, Public Parks and Gardens Ordinance 1974, and Crown Lands Ordinance 1974, were passed by the Legislative Council for the Northern Territory and reserved by the Administrator for the Governor-General's pleasure. The Governor-General, on 18 August 1978, withheld assent to these proposed laws.

These proposed laws to provide for the establishment, management and control of national parks and reserves in the Territory were, following negotiations between the Northern Territory Executive and the Commonwealth Government, superseded and fully replaced by the Territory Parks and Wildlife Conservation Ordinance which was brought into operation on 1 January 1978. These proposed laws therefore ceased to serve any purpose.

(Sgd) J.A. ENGLAND
Administrator

9. EXECUTIVE MEMBER'S ORDER: Mr Perron laid on the Table Executive Member's Order dated 30 June 1978 relating to Allocation of Funds (Appropriation) Ordinances (Nos. 1, 2 and 3) 1977-78.

10. COASTAL SURVEILLANCE - STATEMENT: Mr Everingham, by leave, made a statement relating to Government policy on coastal surveillance.

Mr Collins, by leave, moved -

That the Statement be noted.

Debate ensued.

Question put and passed.

11. ORDER OF BUSINESS: On the motion of Mr Robertson the order of the day relating to His Honour the Administrator's speech was called on.

12. THE ADMINISTRATOR'S SPEECH - PROPOSED ADDRESS IN REPLY: The order of the day having been read for the consideration of the Administrator's speech, Mr Everingham moved -

That the following Address be presented to His Honour the Administrator:

MAY IT PLEASE YOUR HONOUR,

We, the Legislative Assembly of the Northern Territory of Australia, in Assembly assembled, desire to express our loyalty to our Most Gracious Sovereign, and to thank Your Honour for the Speech which you have been pleased to address to the Assembly.

Mr Isaacs seconded the motion, and was granted leave to continue his remarks at a later hour.

Debate ensued.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

13. ADJOURNMENT: Mr Robertson moved -

That the Assembly do now adjourn.

Debate ensued.

Question put and passed.

And then the Assembly at 1558 hours adjourned until tomorrow at 1000 hours.

PAPERS: The following papers were deemed to have been presented on 12 September 1978, pursuant to statute:

Regulations 1978

No. 21 Amendment of the Business Names Regulations

No. 22 Amendments of the Motor Vehicle (Third Party Insurance) Regulations

MINUTES OF PROCEEDINGS - Tuesday 12 September 1978

- No. 23 Parole of Prisoners (Fees and Allowances) Regulations
 - No. 24 Territory Wildlife Regulations
-

ATTENDANCE: All members attended the sitting.

MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 3

Wednesday 13 September 1978

1. The Assembly met at 1000 hours pursuant to adjournment - Mr Speaker MacFarlane took the Chair.
2. PETITION: Mrs O'Neil presented a petition from 175 citizens of the Northern Territory requesting introduction of a rebate scheme on electricity charges for pensioners in the Territory.

Petition received and read.

3. NOTICES: The following notices were given:

Mr Everingham: To present the Summary Offences Bill 1978 (Serial 162); the Criminal Law Consolidation Bill 1978 (Serial 160); the Interpretation Bill (No. 3) 1978 (Serial 165); the Registration of Births, Deaths and Marriages Bill 1978 (Serial 146); the Criminal Law and Procedure Bill (No. 2) 1978 (Serial 144); and the Legislative Assembly (Remuneration, Allowances and Entitlements) Bill 1978 (Serial 166).

Mr Steele: To present the Encouragement of Primary Production (Validation of Actions) Bill 1978 (Serial 167).

Mr Perron: To present the Financial Administration and Audit Bill (No. 3) 1978 (Serial 142) and the Lands Acquisition Bill 1978 (Serial 145).

Mr Tuxworth: To present the Poisons Bill 1978 (Serial 152) and the Explosives Bill 1978 (Serial 155).

Mr Isaacs: To move -

That this Assembly censures the Government over its handling of the proposed Willeroo-Scott Creek purchase and calls on the Minister for Industrial Development to resign for misleading the Assembly.

4. CENSURE MOTION - PROPOSED WILLEROO-SCOTT CREEK PURCHASE: Mr Robertson (Manager of Government Business) having informed the Assembly that the Government would not, in conformity with practice, proceed with further business until the motion of Mr Isaacs had been disposed of, sought leave of the Assembly for the motion to be moved forthwith.

Leave having been granted, Mr Isaacs (Leader of the Opposition) moved -

That this Assembly censures the Government over its handling of the proposed Willeroo-Scott Creek purchase and calls on the Minister for Industrial Development to resign for misleading the Assembly.

Debate ensued.

Mr Everingham moved -

That the motion be amended by deleting all words after "censures" and inserting in place thereof the words "the Opposition for its destructive tactics over the proposal to encourage closer agricultural settlement at Willeroo-Scott Creek"

Debate ensued.

SUSPENSION OF SITTING: The sitting was suspended between 1155 and 1400 hours.

Debate resumed.

Question - That the proposed amendment be agreed to.

Question put.

The Assembly divided (The Speaker in the Chair).

AYES 12

NOES 7

Mr Ballantyne	Mr Collins
Mr Dondas	Mr Doolan
Mr Everingham	Miss D'Rozario
Mr Harris	Mr Isaacs
Mr MacFarlane	Mrs Lawrie
Mr Oliver	Mrs O'Neil
Mrs Padgham-Purich	Mr Perkins
Mr Perron	
Mr Robertson	
Mr Steele	
Mr Tuxworth	
Mr Vale	

And so it was resolved in the affirmative.

Question - That the motion, as amended, be agreed to.

Debate ensued.

Question put.

The Assembly divided (The Speaker in the Chair).

AYES 12

NOES 7

Mr Ballantyne	Mr Collins
Mr Dondas	Mr Doolan
Mr Everingham	Miss D'Rozario
Mr Harris	Mr Isaacs
Mr MacFarlane	Mrs Lawrie
Mr Oliver	Mrs O'Neil
Mrs Padgham-Purich	Mr Perkins
Mr Perron	
Mr Robertson	
Mr Steele	
Mr Tuxworth	
Mr Vale	

And so it was resolved in the affirmative.

5. SUSPENSION OF STANDING ORDERS: Mr Robertson moved -
- That so much of standing orders be suspended as would prevent -
- (a) the withdrawal of the notice of intention to present the Encouragement of Primary Production (Validation of Actions) Bill 1978 on the next sitting day;
 - (b) the presentation of the same Bill without notice today; and
 - (c) its passage through all stages at this sittings.

The motion having been supported -

Question put and passed.

6. ENCOURAGEMENT OF PRIMARY PRODUCTION (VALIDATION OF ACTIONS) BILL 1978 (Serial 167): Mr Steele, pursuant to resolution, presented the Bill which was thereupon read a first time.

Mr Steele moved -

That the Bill be now read a second time.

Debate ensued.

Question put and passed - Bill read a second time.

The Assembly resolved itself into a committee of the whole.

(In the committee)
(Deputy Chairman Mr Ballantyne)

Clauses 1 and 2 agreed to.

Clause 3 agreed to after debate.

Title agreed to.

The Assembly resumed - The Deputy Chairman reported the Bill and the report was adopted.

The Bill was read a third time and passed to be a proposed law.

7. ADJOURNMENT: Mr Steele moved -

That the Assembly do now adjourn.

Debate ensued.

And then the Assembly at 1637 hours adjourned until tomorrow at 1000 hours.

ATTENDANCE: All members attended the sitting.

MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 4

Thursday 14 September 1978

1. The Assembly met at 1000 hours pursuant to adjournment - Mr Speaker MacFarlane took the Chair.
2. QUESTIONS: Questions without notice were asked.
3. THIRD PARTY INSURANCE IN N.T. - REPORT: Mr Steele laid on the Table a report from the Acting Australian Government Actuary on third party insurance in the Territory.

Mr Steele moved -

That the Report be noted

and was granted leave to continue his remarks at a later hour.

4. EXPENDITURE 1977-8 - STATEMENT: Mr Perron, by leave, made a statement relating to Northern Territory Government expenditure during 1977-8.

Mr Isaacs, by leave, moved -

That the Statement be noted.

Debate ensued.

Question put and passed.

5. POSTPONEMENT OF NOTICE: On the motion of Mr Robertson Notice No. 1, Government Business, was postponed until a later day.
6. PERSONAL EXPLANATION: Mr Everingham, by leave, made a personal explanation refuting certain statements attributed to him in an article in the Northern Territory News published on 13 September 1978.
7. FINANCIAL ADMINISTRATION AND AUDIT BILL (No. 3) 1978 (Serial 142): Mr Perron, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Perron moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

8. CRIMINAL LAW AND PROCEDURE BILL (No. 2) 1978 (Serial 144): Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

9. POISONS BILL 1978 (Serial 152): Mr Tuxworth, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Tuxworth moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

10. REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES BILL 1978 (Serial 146): Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate ensued.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

11. LANDS ACQUISITION BILL 1978 (Serial 145): Mr Perron, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Perron moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

12. INTERPRETATION BILL (No. 3) 1978 (Serial 165): Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

13. EXPLOSIVES BILL 1978 (Serial 155): Mr Tuxworth, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Tuxworth moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

14. CRIMINAL LAW CONSOLIDATION BILL 1978 (Serial 160): Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

15. LEGISLATIVE ASSEMBLY (REMUNERATION, ALLOWANCES AND ENTITLEMENTS) BILL 1978 (Serial 166): Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

16. TERRITORY PARKS AND WILDLIFE CONSERVATION BILL (No. 4) 1978 (Serial 143): Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

SUSPENSION OF SITTING: The sitting was suspended between 1143 and 1400 hours.

17. ALTERATION OF ORDER OF BUSINESS: On the motion of Mr Robertson the order of the day relating to the proposed address in reply to the Administrator's speech was called on.

18. THE ADMINISTRATOR'S SPEECH - PROPOSED ADDRESS IN REPLY: The order of the day having been read for the resumption of the debate on the motion of Mr Everingham -

That the Address be agreed to.

Debate resumed.

PERSONAL EXPLANATION: Mr Isaacs made a personal explanation refuting certain allegations made by the Minister for Mines and Energy during this debate.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

19. ADJOURNMENT: Mr Perron moved -

That the Assembly do now adjourn.

Debate ensued.

And then the Assembly at 1746 hours adjourned until Tuesday 19 September 1978 at 1000 hours.

ATTENDANCE: All members attended the sitting.

MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 5

Tuesday 19 September 1978

1. The Assembly met at 1000 hours pursuant to adjournment - Mr Speaker MacFarlane took the Chair.
2. MESSAGE FROM THE ADMINISTRATOR - WITHHOLDING ASSENT: The following message was read by the Acting Clerk:

Message No. 3:

I inform the Assembly of the following action taken pursuant to sub-section 8(1) of the Northern Territory (Self-Government) Act 1978:-

His Excellency the Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, did on 30 August 1978 declare that he has withheld assent to the proposed law entitled the Prices Regulation Ordinance 1975.

A Statement of Reasons for withholding assent to this proposed law, and a copy of the relevant Order by the Governor-General are attached in pursuance of section 10 of the Act.

(Sgd) J.A. ENGLAND
Administrator

The Acting Clerk tabled the Statement of Reasons for withholding assent and a copy of the Order of the Governor-General.

Northern Territory (Self-Government) Act 1978
Section 10

STATEMENT OF REASONS FOR WITHHOLDING ASSENT
TO A PROPOSED LAW

The proposed law entitled the Prices Regulation Ordinance 1975 was passed by the Legislative Assembly for the Northern Territory at the meeting held in October 1975, and reserved by the Administrator for the Governor-General's pleasure. The Governor-General, acting with the advice of the Federal Executive Council, did on 30 August 1978 declare that he has withheld assent to this proposed law.

A change of Commonwealth Government shortly after the passage of the Ordinance resulted in some of its aspects becoming at variance with Government policy. Furthermore the establishment of a tribunal with power to review orders made by the Commissioner of Prices was seen as:

- (a) introducing undesirably cumbersome and expensive procedures, encouraging lengthy economic and legal submissions and arguments by experts and counsel, favouring large interest groups;

- (b) unduly exposing commodity price fixation to possible interference by organised consumer and retail merchant interests; and
- (c) creating instability and uncertainty in the market place.

In view, however, of the constitutional changes that were to take place, a final decision on this Ordinance was deferred to give the Northern Territory Government the opportunity of reconsidering it in relation to the new situation and that Government's present policies. The Northern Territory Government recently indicated that it did not find the Ordinance, as passed, to be acceptable and supported action by the Governor-General to withhold assent to it.

(Sgd) J.A. ENGLAND
Administrator

3. NOTICES: The following notices were given:

Mr Everingham: To present -

- the Status of Children Bill 1978 (Serial 170);
- the Absconding Debtors Bill 1978 (Serial 149);
- the Control of Waters Bill 1978 (Serial 156)
- the Soil Conservation and Land Utilization Bill 1978 (Serial 157);
- the Associations Incorporation Bill 1978 (Serial 158);
- the Police Administration Bill 1978 (Serial 159);
- the Public Service Bill (No. 2) 1978 (Serial 171); and
- the Criminal Law (Offences at Sea) Bill 1978 (Serial 161).

Mr Perron: To present the Lottery and Gaming Bill (No. 4) 1978 (Serial 154) and the Casino Development Bill 1978 (Serial 151).

Mr Tuxworth: To present the Liquor Bill 1978 (Serial 153).

Mr Robertson: To present the Local Government Bill (No. 4) 1978 (Serial 173).

Mr Steele: To present -

- the Traffic Bill (No. 2) 1978 (Serial 168);
- the Traffic Bill (No. 3) 1978 (Serial 164);
- the Motor Vehicles Bill (No. 6) 1978 (Serial 148); and
- the Motor Vehicles Bill (No. 7) 1978 (Serial 169).

4. QUESTIONS: Questions without notice were asked.

5. ANSWER TO QUESTION: Mr Tuxworth, by leave, answered a question asked of him earlier in this sittings.

6. DARWIN CYCLONE TRACY RELIEF TRUST FUND REPORTS - MAY, JUNE AND JULY 1978: Mr Everingham laid on the Table monthly reports for May, June and July 1978.

Mr Everingham moved -

That the Reports be noted

and was granted leave to continue his remarks at a later hour.

7. USE OF COMMON ROOM - STATEMENT: Mr Speaker made a statement relating to the use of the Members' common room for a press conference on 8 September 1978 by the Premier of Queensland.

8. SUMMARY OFFENCES BILL 1978 (Serial 162): Mr Everingham, pursuant to notice presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

9. STAMP DUTY BILL (No. 3) 1978 (Serial 174): Mr Perron, by leave, presented the Bill which was thereupon read a first time.

Mr Perron moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

10. ABORIGINAL-SACRED SITES BILL (No. 2) 1978 (Serial 172): Mr Everingham, by leave, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

11. ADMINISTRATOR'S SPEECH - PROPOSED ADDRESS IN REPLY: The order of the day having been read for the resumption of the debate on the motion of Mr Everingham -

That the Address be agreed to.

Debate resumed.

SUSPENSION OF SITTING: The sitting was suspended between 1152 and 1400 hours.

Debate resumed.

Mr Speaker having associated himself with the expressions of loyalty contained in the Address -

Question put and passed.

12. APPROPRIATION BILL (No. 1) 1978-79 (Serial 150): The order of the day having been read for the resumption of the debate on the question.

That the Bill be now read a second time.

Debate resumed.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

13. LEAVE OF ABSENCE - MRS A.D. LAWRIE: Mr Vale moved -

That leave of absence for this week be granted to Mrs Lawrie who is attending the 24th Commonwealth Parliamentary Conference in Kingston, Jamaica.

Question put and passed.

14. MINING BILL (No. 4) 1978 (Serial 175): Mr Tuxworth, by leave, presented the Bill which was thereupon read a first time.

Mr Tuxworth moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

15. FINANCIAL ADMINISTRATION AND AUDIT BILL (No. 3) 1978 (Serial 142): The order of the day having been read for the resumption of the debate on the question -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

16. ADJOURNMENT: Mr Robertson moved -

That the Assembly do now adjourn.

Debate ensued.

And then the Assembly at 1738 hours adjourned until tomorrow at 1000 hours.

ATTENDANCE: All members attended the sitting except Mrs Lawrie who had been granted leave of absence.

MINUTES OF PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY

No. 6

Wednesday 20 September 1978

1. The Assembly met at 1000 hours pursuant to adjournment - Mr Speaker MacFarlane took the Chair.
2. PETITION: Mr Perron presented a petition from 50 residents of the Darwin rural area expressing concern at the proposed development of a concrete batching plant in the area.

Petition received and read.

3. QUESTIONS: Questions without notice were asked.
4. STATUS OF CHILDREN BILL 1978 (Serial 170): Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

5. LOTTERY AND GAMING BILL (No. 4) 1978 (Serial 154): Mr Perron, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Perron moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

6. POSTPONEMENT OF NOTICES: On the motion of Mr Robertson, Notices - Government Business No. 3 (Absconding Debtors Bill 1978), No. 5 (Soil Conservation and Land Utilization Bill 1978), No. 6 (Control of Waters Bill 1978), No. 8 (Associations Incorporation Bill 1978), No. 11 (Police Administration Bill 1978), No. 13 (Public Service Bill (No. 2) 1978), and No. 15 (Criminal Law (Offences at Sea) Bill 1978) were postponed until a later hour.
7. LOCAL GOVERNMENT BILL (No. 4) 1978 (Serial 173): Mr Robertson, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Robertson moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

8. TRAFFIC BILL (No. 2) 1978 (Serial 168): Mr Steele, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Steele moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

9. LIQUOR BILL 1978 (Serial 153): Mr Tuxworth, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Tuxworth moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

10. TRAFFIC BILL (No. 3) 1978 (Serial 164): Mr Steele, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Steele moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

11. CASINO DEVELOPMENT BILL 1978 (Serial 151): Mr Perron, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Perron moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

12. MOTOR VEHICLES BILL (No. 6) 1978 (Serial 148): Mr Steele, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Steele moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

13. MOTOR VEHICLES BILL (No. 7) 1978 (Serial 169): Mr Steele, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Steele moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

14. ALTERATION OF ORDER OF BUSINESS: On the motion of Mr Robertson postponed Notices - Government Business Nos. 3, 5, 6, 8, 11, 13 and 15 were called on.
15. ABSCONDING DEBTORS BILL 1978 (Serial 149): Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

16. SUSPENSION OF STANDING ORDERS: Mr Everingham, by leave, moved -

That so much of Standing Orders be suspended as would prevent two Bills associated with Soil Conservation and Land Utilization -

- (a) being presented and read a first time together and one motion being put in regard to respectively, the second readings, the committee's report stages and the third readings of the Bills together; and
- (b) the consideration of the Bills separately in the committee of the whole.

The motion having been supported

Question put and passed.

17. SOIL CONSERVATION AND LAND UTILIZATION BILLS - CONTROL OF WATERS BILL 1978 (Serial 156) and SOIL CONSERVATION AND LAND UTILIZATION BILL 1978 (Serial 157): Mr Everingham presented the Bills, pursuant to resolution, which were thereupon read a first time.

Mr Everingham moved -

That the Bills be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

18. ASSOCIATIONS INCORPORATION BILL 1978 (Serial 158): Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

19. POLICE ADMINISTRATION BILL 1978 (Serial 159): Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

SUSPENSION OF SITTING: The sitting was suspended between 1212 and 1400 hours.

20. PUBLIC SERVICE BILL (No. 2) 1978 (Serial 171): Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

21. CRIMINAL LAW (OFFENCES AT SEA) BILL 1978 (Serial 161): Mr Everingham, pursuant to notice, presented the Bill which was thereupon read a first time.

Mr Everingham moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

22. MINING BILL (No. 4) 1978 (Serial 176): Mr Tuxworth, by leave, presented the Bill which was thereupon read a first time.

Mr Tuxworth moved -

That the Bill be now read a second time.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

23. MINING BILL (No. 4) 1978 (Serial 175): Bill, by leave, withdrawn.

24. APPROPRIATION BILL (No. 1) 1978-79 (Serial 150): The order of the day having been read for the resumption of the debate on the question -

That the Bill be now read a second time.

Debate resumed.

QUESTION STOOD OVER: Mr Speaker declared that, since one month had not elapsed from the day on which this Bill was read a first time, in accordance with standing order 152 the question -

That the Bill be now read a second time -

could not be determined.

The question, would, therefore, remain on the notice paper to be put during the next sittings of the Assembly.

25. ALTERATION OF ORDER OF BUSINESS: On the motion of Mr Robertson, Order of the Day No. 3 was called on.

26. LEGISLATIVE ASSEMBLY (REMUNERATION, ALLOWANCES AND ENTITLEMENTS) BILL 1978 (Serial 166): The order of the day having been read for the resumption of the debate on the question -

That the Bill be now read a second time.

Debate resumed.

REQUEST FOR URGENCY: Mr Speaker, having considered a request from the Chief Minister submitted pursuant to standing order 153, declared the Bill to be an urgent Bill.

Question put and passed - Bill read a second time.

The Assembly resolved itself into a committee of the whole Assembly.

(In the committee)

Clause 1 agreed to.

Clause 2 -

On the motion of Mr Everingham the following amendment was made -

Omit "is" and substitute "and the Legislative Assembly (Remuneration of Members) Act (No. 2) 1978 are".

Clause, as amended, agreed to.

Remainder of the Bill, by leave, taken as a whole and agreed to.

The Assembly resumed - Mr Chairman reported the Bill and the report was adopted.

The Bill was read a third time and passed to be a proposed law.

27. STAMP DUTY BILL (No. 3) 1978 (Serial 174): The order of the day having been read for the resumption of the debate on the question -

That the Bill be now read a second time.

Debate resumed.

REQUEST FOR URGENCY: Mr Speaker, having considered a request from the Chief Minister submitted pursuant to standing order 153, declared the Bill to be an urgent Bill.

Question put and passed - Bill read a second time.

The Assembly resolved itself into a committee of the whole Assembly.

(In the committee)

Bill, by leave, taken as a whole and agreed to.

The Assembly resumed - Mr Chairman reported the Bill and the report was adopted.

The Bill was read a third time and passed to be a proposed law.

28. SUSPENSION OF STANDING ORDERS - PASS THREE BILLS THROUGH ALL STAGES:
Mr Robertson moved -

That so much of standing orders be suspended as would prevent the passage through all stages at this sitting of the Aboriginal Sacred Sites Bill (No. 2) 1978 (Serial 172), the Registration of Births, Deaths and Marriages Bill 1978 (Serial 146), and the Lands Acquisition Bill 1978 (Serial 145).

The motion having been supported -

Debate ensued.

Question put - The Assembly divided (The Speaker in the Chair).

NOES 6

Mr Collins
Mr Doolan
Miss D'Rozario
Mr Isaacs
Mrs O'Neil
Mr Perkins

AYES 12

Mr Ballantyne
Mr Dondas
Mr Everingham
Mr Harris
Mr MacFarlane
Mr Oliver
Mrs Padgham-Purich
Mr Perron
Mr Robertson
Mr Steele
Mr Tuxworth
Mr Vale

And so it was resolved in the affirmative.

29. ABORIGINAL SACRED SITES BILL (No. 2) 1978 (Serial 172): The order of the day having been read for the resumption of the debate on the question -

That the Bill be now read a second time.

Debate resumed.

Question put and passed - Bill read a second time.

The Assembly resolved itself into a committee of the whole Assembly.

(In the committee)

Bill, by leave, taken as a whole and agreed to.

The Assembly resumed - Mr Chairman reported the Bill and the report was adopted.

The Bill was read a third time and passed to be a proposed law.

30. ALTERATION OF ORDER OF BUSINESS: On the motion of Mr Robertson, Order of the Day No. 8 was called on.

31. REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES BILL 1978 (Serial 146): The order of the day having been read for the resumption of the debate on the question -

That the Bill be now read a second time.

Debate resumed.

Question put and passed - Bill read a second time.

The Assembly resolved itself into a committee of the whole Assembly.

(In the committee)

Bill, by leave, taken as a whole and agreed to.

The Assembly resumed - Mr Chairman reported the Bill and the report was adopted.

The Bill was read a third time and passed to be a proposed law.

32. ALTERATION OF ORDER OF BUSINESS: On the motion of Mr Robertson, Order of the Day No. 9 was called on.

33. LANDS ACQUISITION BILL 1978 (Serial 145): The order of the day having been read for the resumption of the debate on the question -

That the Bill be now read a second time.

Debate resumed.

Debate adjourned and the resumption of the debate made an order of the day for a later hour.

34. SPECIAL ADJOURNMENT: Mr Robertson moved -

That the Assembly, at its rising, adjourn until Tuesday 21 November 1978 or such other time and date as Mr Speaker might advise in writing to all members.

Question put and passed.

35. ADJOURNMENT: Mr Tuxworth moved -

That the Assembly do now adjourn.

Debate ensued.

And then the Assembly at 1828 hours adjourned until Tuesday 21 November 1978 or such other time and date as Mr Speaker might advise in writing to all members.

ATTENDANCE: All members attended the sitting except Mrs Lawrie who had been granted leave of absence.

R. CHIN
Acting Clerk of the Assembly.

SECOND LEGISLATIVE ASSEMBLY

SECOND SESSION

INDEX TO MINUTES
SITTING DAYS NO. 1 TO NO. 6

<i>From</i>	<i>To</i>	<i>Pages</i>
8 September 1978	20 September 1978	1-28
ABSENCE OF MEMBER -		
Mrs Lawrie		20
ADDRESS -		
By Governor-General		2
By Prime Minister		3
ADDRESS IN REPLY		
		7, 15, 19P
ADMINISTRATOR'S SPEECH		
		5
ATTENDANCE OF ADMINISTRATOR		
		1, 5
BILLS -		
Serial 172	Aboriginal Sacred Sites (No. 2) 1978	19, 26-7P
149	Absconding Debtors 1978	23
150	Appropriation (No. 1) 1978-79	5, 19-20, 24-5
158	Associations Incorporation 1978	23
151	Casino Development 1978	22
156	Control of Waters 1978	23
144	Criminal Law and Procedure (No. 2) 1978	13-14
160	Criminal Law Consolidation 1978	15
161	Criminal Law (Offences at Sea) 1978	24
167	Encouragement of Primary Production (Validation of Actions) 1978	11P
155	Explosives 1978	14
142	Financial Administration and Audit (No. 3) 1978.	13, 20
165	Interpretation (No. 3) 1978	14
145	Lands Acquisition 1978	14, 27-8
166	Legislative Assembly (Remuneration, Allowances and Entitlements) 1978	15, 25P
153	Liquor 1978	22
173	Local Government (No. 4) 1978	21
154	Lottery and Gaming (No. 4) 1978	21
175	Mining (No. 4) 1978	20, 24W
176	Mining (No. 4) 1978	24
148	Motor Vehicles (No. 6) 1978	22
169	Motor Vehicles (No. 7) 1978	22-3
152	Poisons 1978	14
159	Police Administration 1978	24
171	Public Service (No. 2) 1978	24
146	Registration of Births, Deaths and Marriages 1978	14, 27P
157	Soil Conservation and Land Utilization 1978	23
174	Stamp Duty (No. 3) 1978	19, 25-6P
170	Status of Children 1978	21
162	Summary Offences 1978	19
143	Territory Parks and Wildlife Conservation (No. 4) 1978	15

168 Traffic (No. 2) 1978	22
164 Traffic (No. 3) 1978	22
CENSURE MOTION -	
Proposed Willeroo-Scott Creek purchase	9-10
DELEGATION FROM COMMONWEALTH PARLIAMENT	2, 3, 4
DISPATCH BOXES -	
Presentation	3
DISTINGUISHED VISITORS -	
His Excellency Sir Zelman Cowen	2, 4
Rt Hon. J.M. Fraser	2, 4
EXECUTIVE MEMBER'S ORDER	7
LEAVE OF ABSENCE -	
Mrs Lawrie	20
MESSAGES FROM ADMINISTRATOR -	
No. 1 Appropriation Bill (No. 1) 1978-79	5
No. 2 Withholding assent to four Ordinances	6
No. 3 Withholding assent - Prices Regulation Ordinance 1975.	17
MOTIONS -	
Appreciation of presence of Governor-General	2-3
Censure - Proposed Willeroo-Scott Creek purchase	9-10
Noting Report -	
Darwin Cyclone Tracy Relief Trust Fund - May to July 1978	18
Third party insurance in N.T.	13
Noting Statement -	
Coastal surveillance	7
Expenditure 1977-8	13
Suspending standing orders -	
Pass three Bills	26
Presentation and passage	11
Two Bills together	23
Thanks to Commonwealth Parliament for dispatch boxes	3
NOTICE FROM ADMINISTRATOR	1
PAPERS (Tabled pursuant to statute) -	
<u>Regulations</u> 1978:	
No. 21 Amendment of the Business Names Regulations	8
No. 22 Amendments of the Motor Vehicle (Third	
Party Insurance) Regulations	8
No. 23 Parole of Prisoners (Fees and	
Allowances) Regulations	8
No. 24 Territory Wildlife Regulations	8
PERSONAL EXPLANATIONS -	
Mr Everingham	13
Mr Isaacs	15

PETITIONS -	
Proposed development of concrete batching plant	21
Rebate scheme of electricity charges for pensioners	9
PRESENTATION OF DISPATCH BOXES	3
REPORTS -	
Darwin Cyclone Tracy Relief Trust Fund (May - July 1978)	18
Third party insurance in N.T.	13
REQUEST FOR URGENCY	26
SPECIAL ADJOURNMENT -	
21 November 1978	28
STATEMENT -	
Administrator - Causes of calling Assembly together	1
Coastal surveillance	7
Expenditure 1977-8	13
Use of common room	19
Withholding of assent	6, 15-16