

SOUTH AUSTRALIA]

No. 140

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL

WEDNESDAY 18 OCTOBER 2017

1. Council met pursuant to adjournment. The President (The Hon. R. P. Wortley) took the Chair. Meeting of Council.
The President read prayers. The President also acknowledged Aboriginal and Torres Strait Islander peoples as the traditional owners of this country.
2. The Minister for Health (The Hon. P. B. Malinauskas), by leave, without notice, moved - That the sitting of the Council be not suspended during the continuation of the Conference on the Public Interest Disclosure Bill. Public Interest Disclosure Bill.
Question put and passed.
3. The Minister for Employment, without notice, moved - That the Standing Orders be so far suspended as to enable Petitions, the Tabling of Papers, Question Time, Matters of Interest and Notices of Motion and Orders of the Day (Private Business) to be taken into consideration at fifteen minutes past two o'clock. Suspension of Standing Orders.
Question put and passed, without a dissentient voice, there being present an absolute majority of the whole number of Members of the Council.
4. Ordered - That Notice of Motion (Government Business) No. 1 and Orders of the Day (Government Business) No. 1 to No. 5 be postponed and taken into consideration after Order of the Day (Government Business) No. 6. Postponement of Business.
5. On the Order of the Day being read for the adjourned debate on the question - That the Appropriation Bill be now read a second time: Appropriation Bill.
Debate resumed.
On motion of the Hon. T. A. Franks, the debate was adjourned and ordered to be resumed on motion.
6. At one o'clock the sitting was suspended until the ringing of the bells. Suspension and Resumption of Sitting.
At fifteen minutes past two o'clock the sitting was resumed.
7. The following Papers were laid upon the Table, viz.: Papers.
By the President -
Ombudsman SA - Report, 2016-2017.
By the Minister for Sustainability, Environment and Conservation (The Hon. I. K. Hunter) -
Ngaut Ngaut Conservation Park Co-management Board - Report, 2016-2017.

- Statements on Matters of Interest.
8. In accordance with Standing Orders, the President called on Members to make Statements on Matters of Interest.
- Joint Committee on Findings of the Nuclear Fuel Cycle Royal Commission, Report be noted - Motion *re*.
9. The Hon. D.G.E. Hood, pursuant to notice, moved - That the Report of the Joint Committee on Findings of the Nuclear Fuel Cycle Royal Commission, be noted.
Debate ensued.
On motion of the Hon. J.S.L. Dawkins, the debate was adjourned and ordered to be resumed on motion.
- Postponement of Business.
10. Ordered - That Notice of Motion (Private Business) No. 2 be an Order of the Day for Wednesday, 1 November 2017.
- Legislative Review Committee - Report 2016, be noted - Motion *re*.
11. The Hon. J. E. Hanson, pursuant to notice, moved - That the Report, 2016, of the Legislative Review Committee, be noted.
On motion of the Hon. J.S.L. Dawkins, the debate was adjourned until Wednesday, 1 November 2017.
- Aboriginal Lands Parliamentary Standing Committee - Report 2016-2017, be noted - Motion *re*.
12. The Hon. T. T. Ngo, pursuant to notice, moved - That the Report, 2016-2017, of the Aboriginal Lands Parliamentary Standing Committee, be noted.
Debate ensued.
On motion of the Hon. J. M. Gazzola, the debate was adjourned until Wednesday, 1 November 2017.
- Parliamentary Committee on Occupational Safety, Rehabilitation and Compensation - Briefing Report on Work Health and Safety Concerns Related to Home Care and Support of South Australians with a Disability and Elderly South Australians, be noted - Motion *re*.
13. The Hon. J. E. Hanson, pursuant to notice, moved - That the Briefing Report of the Parliamentary Committee on Occupational Safety, Rehabilitation and Compensation on Work Health and Safety Concerns Related to the Home Care and Support of South Australians with a Disability and Elderly South Australians, be noted.
Debate ensued.
Question put and passed.
- Postponement of Business.
14. Ordered - That Orders of the Day (Private Business) No. 6 to No. 8 be postponed and taken into consideration after Order of the Day (Private Business) No. 9.
- Major Development Status - Motion *re*.
15. The Hon. M. C. Parnell, pursuant to notice, moved - That this Council -
I. Condemns the Government's misuse of Major Development status to undermine local planning policy and to disempower local communities in relation to their legitimate concerns over development in their neighbourhoods; and
II. Calls on the Government to not approve any Retirement Villages or aged care facilities as Major Developments and allow them instead to be assessed in the normal way against the Objectives and Principles of Development Control set out in existing approved Development Plans.
On motion of the Hon. T. J. Stephens, the debate was adjourned until Wednesday, 1 November 2017.
- Postponement of Business.
16. Ordered - That Orders of the Day (Private Business) No. 6 to No. 8 and No. 10 to No. 12 be postponed and taken into consideration after Order of the Day (Private Business) No. 13.
- Criminal Law (Sentencing) (Mandatory Imprisonment for Serious Domestic Violence Offenders) Amendment Bill.
17. The Hon. R. L. Brokenshire, pursuant to notice, moved - That he have leave to introduce a Bill for an Act to amend the Criminal Law (Sentencing) Act 1988.
Question put and passed.
Bill introduced and read a first time.
The Hon. R. L. Brokenshire then moved - That the Bill be now read a second time.
On motion of the Hon. T. J. Stephens, the debate was adjourned until Wednesday, 1 November 2017.

18. At six minutes past six o'clock the sitting was suspended until the ringing of the bells.
At fifteen minutes to eight o'clock the sitting was resumed. Suspension and Resumption of Sitting.
19. The Hon. J. E. Hanson, pursuant to notice, moved - That the Report of the Parliamentary Committee on Occupational Safety, Rehabilitation and Compensation 2016-2017, be noted.
Debate ensued.
Question put and passed. Parliamentary Committee on Occupational Safety, Rehabilitation and Compensation - Report, 2016-2017, be noted - Motion *re.*
20. The Hon. J. M. Gazzola, pursuant to notice, moved - That the Report of the Natural Resources Committee on Marine Scalefish Fishery, Summary of Evidence 2014-2017, be noted.
Debate ensued.
Question put and passed. Natural Resources Committee - Report on Marine Scalefish Fishery, Summary of Evidence 2014-2017, be noted - Motion *re.*
21. The Hon. J. M. Gazzola, pursuant to notice, moved - That the Report of the Natural Resources Committee on Northern and Yorke Regional Fact-Finding Visit, be noted.
Debate ensued.
Question put and passed. Natural Resources Committee - Report on Northern and Yorke Regional Fact-Finding Visit, be noted - Motion *re.*
22. The Hon. D. W. Ridgway, pursuant to notice, moved - That he have leave to introduce a Bill for an Act to amend the Planning, Development and Infrastructure Act 2016.
Question put and passed.
Bill introduced and read a first time.
The Hon. D. W. Ridgway then moved - That the Bill be now read a second time.
On motion of the Hon. S. G. Wade, the debate was adjourned until Wednesday, 1 November 2017. Planning, Development and Infrastructure (State Planning Commission) Amendment Bill.
23. The Hon. M. C. Parnell, pursuant to notice, moved - That this Council -
I. Notes that Ride to Work day is celebrated on Wednesday 18th October this year and congratulates all those who took part and acknowledges the positive effects on the environment and public health of increasing the use of bicycles for transport; and
II. Calls on the Government to better integrate cycling with public transport by establishing Bicycle Park'n'ride facilities to increase the use of both cycling and public transport in Adelaide and to further Carbon Neutral Adelaide Objectives.
On motion of the Hon. J.S.L. Dawkins, the debate was adjourned until Wednesday, 1 November 2017. Cycling - Motion *re.*
24. The Hon. T. A. Franks, pursuant to notice, moved - That this Council notes that the Major Events Act 2013 is not fit for the purpose of addressing the issue of contemporary ticket scalping.
On motion of the Hon. S. G. Wade, the debate was adjourned until Wednesday, 1 November 2017. Ticket Scalping - Motion *re.*
25. Ordered - That Notices of Motion (Private Business) No. 14 and No. 15 be Orders of the Day for Wednesday, 24 February 2016. Postponement of Business.
26. The Hon. J. A. Darley, pursuant to notice, moved - That he have leave to introduce a Bill for an Act to amend the Limitations of Actions Act 1936.
Question put and passed.
Bill introduced and read a first time.
The Hon. J. A. Darley then moved - That the Bill be now read a second time.
On motion of the Hon. J.S.L. Dawkins, the debate was adjourned until Wednesday, 1 November 2017. Limitation of Actions (Child Sexual Abuse) Amendment Bill.
27. The Hon. M. C. Parnell, pursuant to notice, moved - That he have leave to introduce a Bill for an Act to amend the Planning, Development and Infrastructure Act 2016.
Question put and passed.
Bill introduced and read a first time.
The Hon. M. C. Parnell then moved - That the Bill be now read a second time.
On motion of the Hon. J.M.A. Lensink, the debate was adjourned until Wednesday, 1 November 2017. Planning, Development and Infrastructure (Promoting Use of Vacant Land) Amendment Bill.

- Genetically Modified Crops Management Regulations (Postponement of Expiry) Bill.
28. The Hon. M. C. Parnell, pursuant to notice, moved - That he have leave to introduce a Bill for an Act to postpone the expiry of the Genetically Modified Crops Management (Designation of Areas) Regulations 2004.
 Question put and passed.
 Bill introduced and read a first time.
 The Hon. M. C. Parnell then moved - That the Bill be now read a second time.
 On motion of the Hon. J.S.L. Dawkins, the debate was adjourned until Wednesday, 18 October 2017.
- Criminal Law Consolidation (Defences - Domestic Abuse Context) Amendment Bill.
29. The Hon. M. C. Parnell, 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 introduced and read a first time.
 The Hon. M. C. Parnell then moved - That the Bill be now read a second time.
 On motion of the Hon. J.S.L. Dawkins, the debate was adjourned until Wednesday, 18 October 2017.
- Family Relationships (Surrogacy) Amendment Bill.
30. The Hon. J.S.L. Dawkins, pursuant to notice, moved - That he have leave to introduce a Bill for an Act to amend the Family Relationships Act 1975, and to make related amendments to the Assisted Reproductive Treatment Act 1988 and the Births, Deaths and Marriages Registration Act 1996.
 Question put and passed.
 Bill introduced and read a first time.
 The Hon. J.S.L. Dawkins then moved - That the Bill be now read a second time.
 On motion of the Hon. J.M.A. Lensink, the debate was adjourned until Wednesday, 18 October 2017.
- Postponement of Business.
31. Ordered - That Orders of the Day (Private Business) No. 1 to No. 46 be Orders of the Day for Wednesday, 1 November 2017.
- Petroleum and Geothermal Energy (Underground Coal Gasification) Amendment Bill.
32. On the Order of the Day being read for the adjourned debate on the question - That the Petroleum and Geothermal Energy (Underground Coal Gasification) Amendment Bill be now read a second time:
 Debate resumed.
 Question put and negatived.
 Second reading negatived.
- Postponement of Business.
33. Ordered - That all remaining Orders of the Day (Private Business) be Orders of the Day for Wednesday, 1 November 2017.
- Postponement of Business.
34. Ordered - That Notice of Motion (Government Business) No. 1 and Orders of the Day (Government Business) No. 1 to No. 21 be Orders of the Day for next day of sitting.
- Statutes Amendment (Extremist Material) Bill.
35. The Minister for Employment, according to order, moved - That the Statutes Amendment (Extremist Material) Bill be now read a second time.
 On motion of the Hon. J.S.L. Dawkins, the debate was adjourned until next day of sitting.
- Messages from House of Assembly: Statutes Amendment (Explosives) Bill.
36. The following Messages from the House of Assembly were received and read:
 Message No. 274
 MR. PRESIDENT - The House of Assembly has passed the Bill transmitted herewith entitled a Bill for an Act to amend the Criminal Law Consolidation Act 1935 and the Summary Offences Act 1953, to which it desires the concurrence of the Legislative Council.
 House of Assembly, 17 October 2017. 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.

Message No. 275 Statutes Amendment
(Child Exploitation
and Encrypted
Material) Bill.

MR. PRESIDENT - The House of Assembly has passed the Bill transmitted herewith entitled a Bill for an Act to amend the Child Sex Offenders Registration Act 2006; the Criminal Law Consolidation Act 1935; the Evidence Act 1929 and the Summary Offences Act 1953, to which it desires the concurrence of the Legislative Council.

House of Assembly, 17 October 2017.

M. J. ATKINSON, Speaker.

Bill read a first time.

The Minister for Employment then moved - That the Bill be now read a second time.

On motion of the Hon. J.S.L. Dawkins, the debate was adjourned until next day of sitting.

Message No. 276 Statutes Amendment
(Sentencing) Bill.

MR. PRESIDENT - The House of Assembly has passed the Bill transmitted herewith entitled a Bill for an Act to amend various Acts to update obsolete references to the Criminal Law (Sentencing) Act 1988; and for various other purposes consequential on, or related to, the enactment of the Sentencing Act 2017, to which it desires the concurrence of the Legislative Council.

House of Assembly, 17 October 2017.

M. J. ATKINSON, Speaker.

Bill read a first time.

The Minister for Employment then moved - That the Bill be now read a second time.

On motion of the Hon. J.S.L. Dawkins, the debate was adjourned until next day of sitting.

Message No. 277 Statutes Amendment
(Vehicle Inspections
and South Eastern
Freeway Offences)
Bill.

MR. PRESIDENT - The House of Assembly has passed the Bill transmitted herewith entitled a Bill for an Act to amend the Motor Vehicles Act 1959 and the Road Traffic Act 1961, to which it desires the concurrence of the Legislative Council.

House of Assembly, 17 October 2017.

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.

Message No. 278 Industry Advocate
Bill.

MR. PRESIDENT - The House of Assembly agreed to the Amendments made by the Legislative Council in the Industry Advocate Bill without amendment.

House of Assembly, 17 October 2017.

M. J. ATKINSON, Speaker.

Message No. 279 Health Practitioner
Regulation National
Law (South Australia)
(Remote Area
Attendance)
Amendment Bill.

MR. PRESIDENT - The House of Assembly has passed the Bill transmitted herewith entitled a Bill for an Act to amend the Health Practitioner National Regulation Law (South Australia) Act 2010, to which it desires the concurrence of the Legislative Council.

House of Assembly, 18 October 2017.

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.

Message No. 280 Statutes Amendment
(Drink and Drug
Driving) Bill.

MR. PRESIDENT - The House of Assembly has agreed to the Bill returned herewith entitled a Bill for an Act to amend the Harbours and Navigation Act 1993, the Motor Vehicles Act 1959, the Rail Safety National Law (South Australia) Act 2012 and the Road Traffic Act 1961, with the amendments indicated by the annexed Schedule, to which amendments the House of Assembly desires the concurrence of the Legislative Council.

House of Assembly, 18 October 2017.

M. J. ATKINSON, Speaker.

Schedule of the Amendments made by the House of Assembly

Amendment No 1 [Police-1]—

Clause 10, page 8, lines 10 to 17 [Clause 10(1), inserted subsection (1)]—

Delete "attend an assessment clinic for the purpose of submitting to an examination to determine whether or not the applicant is dependent on alcohol unless the applicant satisfies the Registrar, on the basis of the report of an approved assessment provider or such other evidence as the Registrar may require, that the applicant has successfully completed a prescribed alcohol dependency treatment program not more than 60 days before the date of application for the licence" and substitute:

submit to an examination by an approved assessment provider to determine whether or not the applicant is dependent on alcohol

Amendment No 2 [Police-1]—

Clause 10, page 9, lines 2 to 9 [Clause 10(1), inserted subsection (2)]—

Delete "attend an assessment clinic for the purpose of submitting to an examination to determine whether or not the applicant is dependent on drugs unless the applicant satisfies the Registrar, on the basis of the report of an approved assessment provider or such other evidence as the Registrar may require, that the applicant has successfully completed a prescribed drug dependency treatment program not more than 60 days before the date of application for the licence" and substitute:

submit to an examination by an approved assessment provider to determine whether or not the applicant is dependent on drugs

Amendment No 3 [Police-1]—

Clause 10, page 9, lines 18 to 21 [Clause 10(3), inserted subsection (4)]—

Delete "that—

- (a) that the applicant has undertaken a sufficient amount of appropriate treatment for dependency on alcohol; and
- (b) the applicant is no longer dependent on alcohol." and substitute:
that the applicant is no longer dependent on alcohol.

Amendment No 4 [Police-1]—

Clause 10, page 9, lines 27 to 30 [Clause 10(3), inserted subsection (5)]—

Delete "that—

- (a) that the applicant has undertaken a sufficient amount of appropriate treatment for dependency on drugs; and
- (b) the applicant is no longer dependent on drugs." and substitute:
that the applicant is no longer dependent on drugs.

Amendment No 5 [Police-1]—

Clause 10, page 10, lines 32 to 34 [Clause 10, inserted subsection (9)]—

Delete subsection (9)

Amendment No 6 [Police-1]—

Clause 20, page 14—

Delete the clause.

Amendment No 7 [Police-1]—

Clause 34, page 20, after line 40—

Insert:

- (5) Schedule 1, clause 8(1)—delete "subclause (2)(a)(ii)" and substitute:
subclause (2)(b)
- (6) Schedule 1, clause 8(2)—delete subclause (2) and substitute:
 - (2) The results of a drug screening test, oral fluid analysis or blood test under Part 3 Division 5, an admission or statement made by a person relating to such a drug screening test, oral fluid analysis or blood test, or any evidence taken in proceedings relating to such a drug screening test, oral fluid analysis or blood test (or transcript of such evidence) will not be admissible in evidence against the person who submitted to the drug screening test, oral fluid analysis or blood test in any proceedings other than—
 - (a) proceedings for—
 - (i) an offence against this Act; or
 - (ii) an offence against the *Motor Vehicles Act 1959*; or
 - (iii) a driving-related offence; or
 - (iv) an offence against the *Controlled Substances Act 1984*; or

- (b) if the test or analysis occurred in connection with the person's involvement in an accident—civil proceedings in connection with death or bodily injury caused by or arising out of the use of a motor vehicle involved in the accident (including proceedings under section 116 or 124A of the Motor Vehicles Act 1959 for the recovery from the person of money paid or costs incurred by the nominal defendant or an insurer).

R. CRUMP, Clerk of the House of Assembly

Ordered - That the Message be taken into consideration on next day of sitting.

Message No. 281 Police (Drug Testing)
Amendment Bill.

MR. PRESIDENT - The House of Assembly has passed the Bill transmitted herewith entitled a Bill for an Act to amend the Police Act 1998, to which it desires the concurrence of the Legislative Council.

House of Assembly, 18 October 2017.

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.

37. Ordered - That the Council, at its rising, do adjourn until tomorrow at thirty minutes past eleven o'clock a.m. Next Day of Sitting.
38. Council adjourned at five minutes past ten o'clock a.m. until tomorrow at thirty minutes past eleven o'clock a.m. Adjournment.

Members present during any part of the sitting:

The Hon. R. L. Brokenshire	The Hon. D.G.E. Hood	The Hon. A. L. McLachlan
The Hon. J. A. Darley	The Hon. I. K. Hunter	The Hon. T. T. Ngo
The Hon. J.S.L. Dawkins	The Hon. J. S. Lee	The Hon. M. C. Parnell
The Hon. T. A. Franks	The Hon. J.M.A. Lensink	The Hon. D. W. Ridgway
The Hon. G. E. Gago	The Hon. R. I. Lucas	The Hon. T. J. Stephens
The Hon. J. M. Gazzola	The Hon. K. J. Maher	The Hon. K. L. Vincent
The Hon. J. E. Hanson	The Hon. P. B. Malinauskas	The Hon. S. G. Wade

NOTICES AND ORDERS OF THE DAY

THURSDAY 19 OCTOBER 2017

Council meets at 11.30 am

Orders of the Day: Government Business -

- ††*1. Parliamentary Committees (Electoral Laws and Practices Committee) Amendment Bill (No. 14): consideration in Committee of Message No. 7 from the House of Assembly.
- *2. Liquor Licensing (Liquor Review) Amendment Bill (No. 202): adjourned debate on second reading - (May 18, September 26) - (The Hon. D. W. Ridgway).
- *3. Health Practitioner Regulation National Law (South Australia) (Miscellaneous) Amendment Bill (No. 207): adjourned debate on second reading - (May 31, August 3) - (The Hon. J.S.L. Dawkins).
- *4. Criminal Law Consolidation (Criminal Organisations) Amendment Bill (No. 224): adjourned debate on second reading - (August 2, September 28) - (The Hon. T. T. Ngo).
- 5. Environment Protection (Waste Reform) Amendment Bill (No. 227): adjourned debate on second reading - (August 9) - (The Hon. D.W. Ridgway).
- *6. Appropriation Bill (No. 228): adjourned debate on second reading - (August 9, October 18) - (The Hon. T. F. Franks).
- *7. Budget Measures Bill (No. 229): adjourned debate on second reading - (September 26) - (The Hon. D.W. Ridgway).
- *8. Statutes Amendment (Youths Sentenced as Adults) Bill (No. 230): adjourned debate on second reading - (September 28) - (The Hon. D. W. Ridgway).
- *9. Statutes Amendment (SACAT No. 2) Bill (No. 231): adjourned debate on second reading - (September 28) - (The Hon. D. W. Ridgway).
- *10. Statutes Amendment (Court Fees) Bill (No. 232): adjourned debate on second reading - (September 28) - (The Hon. D. W. Ridgway).
- 11. Linear Parks (Miscellaneous) Amendment Bill (No. 238): adjourned debate on second reading - (September 27) - (The Hon. J.M.A. Lensink).
- 12. South Australian Public Health (Immunisation and Early Childhood Services) Amendment Bill (No. 239): adjourned debate on second reading - (September 28) - (The Hon. T. J. Stephens).
- *13. Labour Hire Licensing Bill (No. 240): adjourned debate on second reading - (September 28) - (The Hon. D. W. Ridgway).
- *14. Fines Enforcement and Debt Recovery Bill (No. 241): adjourned debate on second reading - (September 28) - (The Hon. D. W. Ridgway).
- *15. Statutes Amendment (Attorney-General's Portfolio) (No. 2) Bill (No. 242): adjourned debate on second reading - (September 28) - (The Hon. D. W. Ridgway).
- *16. Statutes Amendment (Terror Suspect Detention) Bill (No. 243): adjourned debate on second reading - (September 28) - (The Hon. D. W. Ridgway).

17. Constitution (One Vote One Value) Amendment Bill (No. 244): adjourned debate on second reading - (September 28) - (The Hon. T. J. Stephens).
18. Referendum (One Vote One Value) Bill (No. 245): adjourned debate on second reading - (September 28) - (The Hon. T. J. Stephens).
19. Disability Inclusion Bill (No. 246): adjourned debate on second reading - (September 28) - (The Hon. T. J. Stephens).
- *20. Retail and Commercial Leases (Miscellaneous) Amendment Bill (No. 248): second reading.
- *21. Education and Children's Services Bill (No. 249): second reading.
- *22. Statutes Amendment (Extremist Material) Bill (No. 250): adjourned debate on second reading - (October 18) - (The Hon. J.S.L. Dawkins).
- *23. Statutes Amendment (Explosives) Bill (No. 258): second reading.
- *24. Statutes Amendment (Child Exploitation and Encrypted Material) Bill (No. 259): adjourned debate on second reading - (October 18) - (The Hon. J.S.L. Dawkins).
- *25. Statutes Amendment (Sentencing) Bill (No. 260): adjourned debate on second reading - (October 18) - (The Hon. J.S.L. Dawkins).
- *26. Statutes Amendment (Vehicle Inspections and South Eastern Freeway Offences) Bill (No. 261): second reading.
- *27. Health Practitioner Regulation National Law (South Australia) (Remote Area Attendance) Amendment Bill (No. 262): second reading.
28. Statutes Amendment (Drink and Drug Driving) Bill (No. 197A): consideration in Committee of Message No. 280 from the House of Assembly.
- *29. Police (Drug Testing) Amendment Bill (No. 263): second reading.
30. The Minister for Sustainability, Environment and Conservation to move - That he have leave to introduce a Bill for an Act to provide a framework for improving the wellbeing and development of children and young people; to recognise the primacy of prevention and early intervention in improving outcomes for children and young people; to provide for a whole of State strategy for furthering the purposes of this Act; to recognise the importance of strengthening families and communities in improving outcomes for children and young people; to ensure that, where intervention in the lives of children and young people is necessary, that intervention occurs at the earliest opportunity; and for other purposes.

WEDNESDAY 1 NOVEMBER 2017

Orders of the Day: Private Business -

1. Adjourned debate on motion of the Hon. D.G.E. Hood - That the Report of the Joint Committee on Findings of the Nuclear Fuel Cycle Royal Commission, be noted - (October 18) - (The Hon. J.S.L. Dawkins).
2. The Hon. S. G. Wade to move - That the Sixth Interim Report of the Select Committee on Transforming Health, be noted.

3. Adjourned debate on motion of the Hon. J. E. Hanson - That the Report of the Legislative Review Committee 2016, be noted - (October 18) - (The Hon. J.S.L. Dawkins).
4. Adjourned debate on motion of the Hon. T. T. Ngo - That the Report of the Aboriginal Lands Parliamentary Standing Committee, 2016-2017, be noted - (October 18) - (The Hon. J. M. Gazzola).
5. Adjourned debate on motion of the Hon. M. C. Parnell - That this Council -
 - I. Condemns the Government's misuse of Major Development status to undermine local planning policy and to disempower local communities in relation to their legitimate concerns over development in their neighbourhoods; and
 - II. Calls on the Government to not approve any Retirement Villages or aged care facilities as Major Developments and allow them instead to be assessed in the normal way against the Objectives and Principles of Development Control set out in existing approved Development Plans - (October 18) - (The Hon. T. J. Stephens).
6. Planning, Development and Infrastructure (State Planning Commission) Amendment Bill (No. 252): adjourned debate on second reading - (October 18) - (The Hon. S. G. Wade)⁸.
7. Adjourned debate on motion of the Hon. M. C. Parnell - That this Council -
 - I. Notes that Ride to Work day is celebrated on Wednesday 18th October this year and congratulates all those who took part and acknowledges the positive effects on the environment and public health of increasing the use of bicycles for transport; and
 - II. Calls on the Government to better integrate cycling with public transport by establishing Bicycle Park'n'ride facilities to increase the use of both cycling and public transport in Adelaide and to further Carbon Neutral Adelaide Objectives - (October 18) - (The Hon. J.S.L. Dawkins).
8. Adjourned debate on motion of the Hon. T. A. Franks - That this Council notes that the Major Events Act 2013 is not fit for the purpose of addressing the issue of contemporary ticket scalping - (October 18) - (The Hon. S. G. Wade).
9. Criminal Law (Sentencing) (Mandatory Imprisonment for Serious Domestic Violence) Amendment Bill (No. 251): adjourned debate on second reading - (October 18) - (The Hon. T. J. Stephens)⁷.
10. The Hon. R. L. Brokenshire to move - That this Council -
 - I. Notes that the New South Wales and Tasmanian Governments have removed funding for the so called "Safe Schools" program;
 - II. Notes that the so called "Safe Schools" program falls short of its intended anti-bullying stance; and
 - III. Calls on the Government to scrap all so called "Safe Schools" funding in South Australia.
11. The Hon. J. A. Darley to move - That he have leave to introduce a Bill for an Act to amend the Local Government Act 1999.
12. Limitation of Actions (Child Sexual Abuse) Amendment Bill (No. 253): adjourned debate on second reading - (October 18) - (The Hon. J.S.L. Dawkins)⁹.
13. Planning, Development and Infrastructure (Promoting Use of Vacant Land) Amendment Bill (No. 254): adjourned debate on second reading - (October 18) - (The Hon. J.M.A. Lensink)⁶.
14. Genetically Modified Crops Management Regulations (Postponements of Expiry) Bill (No. 255): adjourned debate on second reading - (October 18) - (The Hon. J.S.L. Dawkins)⁶.
15. Criminal Law Consolidation (Defences - Domestic Abuse Context) Amendment Bill (No. 256): adjourned debate on second reading - (October 18) - (The Hon. J.S.L. Dawkins)⁶.
16. Family Relationships (Surrogacy) Amendment Bill (No. 257): adjourned debate on second reading - (October 18) - (The Hon. J.M.A. Lensink)².

17. Adjourned debate of motion of the Hon. G. E. Gago - That the Report of the Social Development Committee on an Inquiry into Regional Health Services, be noted - (September 27) - (The Hon. J. E. Hanson).
18. Statutes Amendment (Bullying) Bill (No. 233): adjourned debate on second reading - (September 27) - (The Hon. G. E. Gago)³.
19. The Hon. M. C. Parnell to move - That he have leave to introduce a Bill for an Act to postpone the expiry of the Genetically Modified Crops Management (Designation of Areas) Regulations 2004.
20. Public Sector (Functions and Resources Audit) Amendment Bill (No 234): adjourned debate on second reading - (September 27) - (The Hon. D.G.E. Hood)⁹.
21. Victims of Crime (Victims Rights) Amendment Bill (No. 235): adjourned debate on second reading - (September 27) - (The Hon. D.G.E. Hood)⁹.
22. Valuation of Land (Separate Valuations) Amendment Bill (No. 236): adjourned debate on second reading - (September 27) - (The Hon. D.G.E. Hood)⁹.
23. Fire and Emergency Services (Volunteer Charters) Amendment Bill (No. 237): adjourned debate on second reading - (September 27) - (The Hon. J. A. Darley)⁷.
24. Planning, Development and Infrastructure (Regulated Trees) Amendment Bill (No. 225): adjourned debate on second reading - (August 9) - (The Hon. J.S.L. Dawkins)⁶.
25. Planning, Development and Infrastructure (State Planning Policy) (Biodiversity) Amendment Bill (No. 226): adjourned debate on second reading - (August 9) - (The Hon. A. L. McLachlan)⁶.
26. Adjourned debate on motion of the Hon. J.M.A. Lensink - That the Report of the Select Committee on Skills for All Program, be noted - (August 9) - (The Hon. T. T. Ngo).
27. Adjourned debate on motion of the Hon. J. E. Hanson - That the Report of the Statutory Authorities Review Committee on its Inquiry into TAFE SA, be noted - (August 9) - (The Hon. J. A. Darley).
28. Adjourned debate on motion of the Hon R. I. Lucas - That this Council notes with concern the actions taken by Labor MPs and statements made by Labor MPs both inside and outside the Parliament - (August 9) - (The Hon. T. J. Stephens).
29. Adjourned debate on motion of the Hon. J. E. Hanson - That the Report of the Legislative Review Committee into the Operation and Impact of the Graffiti Control (Miscellaneous) Amendment Act 2013 (SA) Amendments to the Graffiti Control Act 2001 (SA), be noted - (July 5) - (The Hon. T. J. Stephens).
30. Parliamentary Committees (Public Assets Committee) Amendment Bill (No. 221): adjourned debate on second reading - (July 5) - (The Hon. J. E. Hanson)⁷.
31. Local Nuisance and Litter Control (Illegal Dumping on Construction Sites) Amendment Bill (No. 222): adjourned debate on second reading - (July 5) - (The Hon. J. E. Hanson)⁷.
32. Retail and Commercial Leases (Rent Threshold for Application of Act) Amendment Bill (No. 223): adjourned debate on second reading - (July 5) - (The Hon. D.G.E. Hood)⁹.
33. Adjourned debate on motion of the Hon. J. A. Darley - That the Report of the Select Committee on Compulsory Acquisition of Properties for North-South Corridor Upgrade, be noted - (June 21) - (The Hon. T. J. Stephens).
34. Adjourned debate on motion of the Hon. S. G. Wade - That the Fifth Interim Report of the Select Committee on Transforming Health, be noted - (June 21) - (The Hon. S. G. Wade).

35. Nuclear Waste Storage Facility (Prohibition) (Public Money) Amendment Bill (No. 217): adjourned debate on second reading - (June 21) - (The Hon. J. E. Hanson) ⁶.
36. Gaming Machines (Prohibition of EFTPOS Facilities) Amendment Bill (No. 218): adjourned debate on second reading - (June 21) - (The Hon. T. J. Stephens) ⁹.
37. Passenger Transport (Miscellaneous) Amendment Bill (No. 211): adjourned debate on second reading - (May 31) - (The Hon. T. T. Ngo) ⁶.
38. The Hon. M. C. Parnell to move - That this Council -
- I. Notes that the Point to Point Transport Service Transaction Levy came into effect on 1 May 2017 and that the passengers of taxi, Uber and chauffer services are now being charged an additional \$1 per trip in Metropolitan Adelaide;
 - II. Notes that the primary purpose of the Levy was to raise money to compensate the taxi industry following the commencement of new ride-sharing services;
 - III. Notes that the amount of money required to compensate the taxi industry will have been collected within 6 years (including administrative and compliance costs), yet the levy is ongoing with no end date specified;
 - IV. Notes that an ongoing discriminatory tax on those who do not choose or are unable to drive a private vehicle is unfair, inefficient and has numerous adverse consequences; and
 - V. Calls on the Government and all political parties to support measures which bring the Point to Point Transport Service Transaction Levy to an end by 1 May 2023.
39. Adjourned debate on motion of the Hon. J.M.A. Lensink - That the Report of the Select Committee on the Statutes Amendment (Decriminalisation of Sex Work) Bill, be noted - (May 31, June 21, July 5) - (The Hon. J.S.L. Dawkins).
40. Adjourned debate on motion of the Hon. K. L. Vincent - That the Report of the Select Committee on Access to the South Australian Education System for Students with Disabilities, be noted - (May 31) - (The Hon. J.S.L. Dawkins).
41. Adjourned debate on motion of the Hon. S. G. Wade - That the Second Interim Report of the Select Committee on Statutory Child Protection and Care in South Australia, be noted - (May 17) - (The Hon. T. J. Stephens).
42. Electricity (Feed in Pricing) Amendment Bill (No. 200): adjourned debate on second reading - (May 17) - (The Hon. T. J. Stephens) ⁶.
43. Adjourned debate on the motion of the Hon. S. G. Wade -
- I. That a Select Committee of the Legislative Council be established to inquire into and report on matters relating to the management of the care of residents of the Older Persons Mental Health Service at Oakden since December 2007, with a particular focus on:
 - (a) the experience of residents and/or their families and carers as they raised concerns about the quality and safety of the care provided at Oakden;
 - (b) the effectiveness of statutory officers and other government employees appointed, in part or in whole, to monitor the quality and safety of care provided at Oakden, including:
 - (i) the Office of the Chief Psychiatrist,
 - (ii) the Office of the Public Advocate,
 - (iii) the Office of the Principal Community Visitor,
 - (iv) the Health and Community Services Complaints Commissioner, and
 - (v) the Mental Health Commissioner;
 - (c) the policy and practice of SA Health and the Northern Adelaide Local Health Network in responding to concerns raised about Oakden;
 - (d) the identification of any legislative or regulatory deficiencies in the oversight arrangements for Oakden that may have contributed to systemic problems at Oakden not being identified and addressed earlier;
 - (e) the identification of any deficiencies in culture, governance, staff recruitment and training, and management which may have contributed to lower quality and less safe older persons mental health services; and

- (f) any other relevant matters.
 - II. That Standing Order No. 389 be so far suspended as to enable the Chairperson of the Committee to have a deliberative vote only.
 - III. That this Council permits the Select Committee to authorise the disclosure or publication, as it sees fit, of any evidence or documents presented to the Committee prior to such evidence being presented to the Council.
 - IV. That Standing Order No. 396 be suspended to enable strangers to be admitted when the Select Committee is examining witnesses unless the Committee otherwise resolves, but they shall be excluded when the Committee is deliberating - (May 17) - (The Hon. J. M. Gazzola).
44. The Hon. R. L. Brokenshire to move - That he have leave to introduce a Bill for an Act to amend the Electoral Act 1985; and to make a related amendment to the Constitution Act 1934.
45. Adjourned debate on motion of the Hon. S. G. Wade -
- I. That it be an Instruction to the Joint Committee on Matters Relating to Elder Abuse in South Australia that its terms of reference be amended by leaving out at the end of paragraph (j) the word “and” and paragraph (k) and inserting the following new paragraphs -
 - “(k) occurrences of elder abuse at the Oakden Older Persons Mental Health Service;
 - (l) the effectiveness and accountability of the management of the Oakden Older Persons Mental Health Service, including the management of Northern Adelaide Local Health Network, SA Health, Parliamentary Secretaries and Ministers, in the prevention of and responding to elder abuse;
 - (m) the effectiveness of the Principal Community Visitor, the Chief Psychiatrist, the Public Advocate, the Coroner’s Court, the Mental Health Commissioner and the Health and Community Services Complaints Commissioner in highlighting and responding to issues in relation to the Oakden Older Persons Mental Health Service and policy and practice of SA Health and the Northern Adelaide Local Health Network in responding to concerns raised;
 - (n) the policy, practice, and training on the reporting of elder abuse in the Northern Adelaide Local Health Network and SA Health and its relationship to the Safety Learning System, reporting of possible criminal acts to police and protocols of alerts to the Minister;
 - (o) the policy, practice, training and reporting of elder abuse and the effectiveness of responses to elder abuse in the Oakden Older Persons Mental Health Service; and
 - (p) any other related matter.”
 - II. That a Message be sent to the House of Assembly transmitting the foregoing and requesting its concurrence thereto - (May 10) - (The Hon. J. A. Darley).
46. Adjourned debate on motion of the Hon. T. A. Franks - That the Parliamentary Committee on Occupational Safety, Rehabilitation and Compensation inquire into and report on SafeWork SA prosecutions into South Australian workplace fatalities since 2010 with particular reference to the death of Jorge Castillo-Riffo - (April 12) - (The Hon. S. G. Wade).
47. Adjourned debate on motion of the Hon. T. A. Franks - That this Council supports the 10th International Record Store Day of 22 April 2017 and notes Record Store Day highlights the ongoing cultural and economic importance of record stores in an era of online shopping, file sharing and downloads - (April 12) - (The Hon. S. G. Wade).
48. Adjourned debate on motion of the Hon. D. W. Ridgway - That this Council -
- I. Condemns the State Government for voting against the Farm Debt Mediation Bill 2015; and
 - II. Recognises that in doing so, the State Government has denied South Australian farmers the same protections enjoyed by primary producers in Queensland, New South Wales and Victoria - (March 29) - (The Hon. D. W. Ridgway).
49. Constitution (Council Member Contesting Election) Amendment Bill (190): adjourned debate on second reading - (March 29) - (The Hon. J. S. Lee)¹³.

50. Adjourned debate on motion of the Hon. M. C. Parnell - That this Council -
- I. Notes that the Law Council of Australia's biennial National Access to Justice and Pro Bono Conference was held in Adelaide on 23 and 24 March in conjunction with the Law Society of South Australia and the Australian Pro Bono Centre;
 - II. Notes the Productivity Commission's 2014 Access to Justice Arrangements Inquiry Report which called for a substantial increase in legal aid funding which it noted would help prevent legal problems from escalating and reduce costs to the justice system and to the community;
 - III. Notes that legal and consumer bodies from around Australia are supporting a National "Legal Aid Matters" campaign to stem the legal aid funding crisis; and
 - IV. Calls on the State and Federal Governments to urgently increase funding to the Legal Service Commission, Community Legal Centres and other services that help South Australians in their dealings with both the criminal and civil justice systems - (March 29, May 10) - (The Hon. T. T. Ngo).
51. The Hon. J. S. Lee to move - That this Council -
- I. Acknowledges that 2017 marks the 45th Anniversary celebration of the Molinara Sports and Social Club in South Australia;
 - II. Pays tribute to community leaders and volunteers of the Club for their long term commitment to support the Italian migrants' community residing in South Australia; and
 - III. Highlights the history, achievements and contributions of the Molinara Sports and Social Club.
52. The Hon. J. S. Lee to move - That this Council -
- I. Acknowledges the Australian Sikh Games reaching a special milestone of the 30th Anniversary in 2017;
 - II. Notes the Australian Sikh Games are the premier sporting and cultural event for the Australian Sikh community; and
 - III. Recognises the achievements made by community leaders and volunteers at various Sikh community associations based in South Australia.
53. Crown Land Management (Life Lease Sites) Amendment Bill (No. 186): adjourned debate on second reading - (March 1) - (The Hon. J. M. Gazzola)¹.
54. National Parks and Wildlife (Life Lease Sites) Amendment Bill (No. 187): adjourned debate on second reading - (March 1) - (The Hon. J. M. Gazzola)¹.
55. The Hon. J. S. Lee to move - That this Council -
- I. Congratulates the Filipino Settlement Coordinating Council of South Australia (FSCCSA) on their work and contribution to the Filipino community of South Australia;
 - II. Pays tribute to the achievements made by the various Filipino community associations and community leaders based in South Australia; and
 - III. Acknowledges 120 years of Filipino Settlement in Australia and the 70th Anniversary of diplomatic relations between Australia and the Philippines.
56. The Hon. M.C. Parnell to move - That he have leave to introduce a Bill for an Act to amend the Petroleum and Geothermal Act 2000.
57. Adjourned debate on motion of the Hon. D.G.E. Hood - That the Report of the Crime and Public Integrity Policy Committee on its Annual Review into Public Integrity and the Independent Commissioner Against Corruption 2015-16, be noted - (February 15) - (The Hon. J. M. Gazzola).
58. Adjourned debate on motion of the Hon. M. C. Parnell - That this Council -
- I. Notes the importance of significant trees to our urban environment and amenity;
 - II. Notes that over 1100 South Australian citizens have signed a petition calling on the State Government to change the law to prevent the unnecessary destruction of significant trees and force property developers to incorporate important vegetation into their projects for the benefit of the environment and the wider community , and

- III. Calls on the State Government to take action now to protect more of the significant and regulated trees on the former Glenside Hospital site - (February 15, August 2) - (The Hon. T. J. Stephens).
59. The Hon. T. A. Franks to move - That this Council -
- I. Notes with regards to the Tattoo Industry Control Act 2015 that
 - (a) No consultation was held with Industry;
 - (b) As a consequence the implementation of a negative licensing scheme has placed undue regulatory burden on legitimate businesses; and
 - (c) The adverse impact on tourism, industry and employment in our State; and
 - II. Calls for respectful and appropriate consultation with Industry and timely amendment of the Act to ensure tourism, jobs, legitimate business and workers in the Tattoo Industry are not further harmed.
60. Adjourned debate on motion of the Hon. R. I. Lucas - That this Council notes costs incurred by the State Government in opposing decisions and policies of the Federal Government - (December 7) - (The Hon R. I. Lucas).
61. The Hon. T. A. Franks to move - That this Council notes:
- I. The Parliament as a working environment needs rules to function democratically and effectively and those rules should provide for all Members to fully participate; and
 - II. That ensuring this workplace adopts “family friendly” culture and practice would entail changes to hours of operation, facilities, standing orders and procedures.
62. Adjourned debate on motion of the Hon. S. G. Wade - That the Fourth Interim Report of the Select Committee on Transforming Health, be noted - (November 30) - (The Hon. J. M. Gazzola).
63. Adjourned debate on motion of the Hon. K. L. Vincent - That this Council notes the contribution to dementia awareness of Kate Swaffer and:
- I. Congratulates Kate Swaffer on being named as South Australia’s Australian of the year;
 - II. Recognises Ms Swaffer’s role as Chairwoman, Chief Executive and Co-Founder of Dementia Alliance International; and
 - III. Acknowledges Ms Swaffer’s role as a local, national and international advocate for dementia patients - (August 9) - (The Hon. T. T. Ngo).
64. Adjourned debate on motion of the Hon. K. L. Vincent - That this Council notes the work of Peter Wilson and the Determined2 team and:
- I. Acknowledges the benefits of the Immersion Therapy Program developed and delivered in South Australia and
 - II. Congratulates Peter Wilson on being the joint winner of the Excellence in Inclusive Service Delivery Award at the 10th National Disability Awards - (November 30, March 1) - (The Hon T. J. Stephens).
65. Adjourned debate on motion of the Hon. K. L. Vincent - That this Council notes the contribution to the mental health sector of Robert Burke and:
- I. Congratulates Robert Burke on being joint winner of the Dr Margaret Tobin Award in the South Australian Mental Health Excellence Awards;
 - II. Acknowledges the ongoing leadership and commitment of Mr. Burke and Mrs. Judy Burke to promoting the role of family carers in mental health; and
 - III. The ongoing difficulties faced by families of people with borderline personality disorder and the role of community based support groups - (August 9) - (The Hon. J. E. Hanson).
66. Adjourned debate on motion of the Hon. A. L. McLachlan - That the Report of the Legislative Review Committee on its Inquiry into an Amendment to the Births, Deaths and Marriages Registration Regulations 2011 to enable the Recognition of De Facto Relationships on the Register Recording the Death of a Person (Death Certificate), be noted - (November 2) - (The Hon. J. A. Darley).

67. Adjourned debate on motion of the Hon. J.M.A. Lensink - That the Environment Protection (Air Quality) Policy 2016 pursuant to Section 28 of the Environment Protection Act 1993, made on 21 July 2016 and laid on the Table of this Council on 26 July 2016, be disallowed - (November 2) - (The Hon. J.M.A. Lensink).
68. The Hon. J. A. Darley to move - That he have leave to introduce a Bill for an Act to amend the Criminal Law Consolidation Act 1935.
69. Adjourned debate on motion of the Hon. R. I. Lucas - That this Council notes the level of total State debt in South Australia since the early 1990s and the factors that have influenced that level of State debt - (May 17, 31) - (The Hon. T. J. Stephens).
70. Adjourned debate on motion of the Hon. M. C. Parnell - That this Council
- I. Notes the National Day of Action Against Nuclear Waste Dumps held on 15 October 2016; and
 - II. Acknowledges the opposition expressed by thousands of South Australians to proposals to create high, intermediate and low level nuclear waste dumps in South Australia - (October 19) - (The Hon. J. M. Gazzola).
71. Adjourned debate on motion of the Hon. T. A. Franks - That this Council -
- I. Expresses its support for the State Library and notes the unique cultural, historical, educational and social benefits the State Library brings to the State of South Australia; and
 - II. Notes that the proposed Weatherill Labor Government cuts to the funding of the State Library of South Australia will result in job losses and the diminution of access to a wide collection of services to a diverse range of communities - (September 21) - (The Hon. T. J. Stephens).
72. Adjourned debate on motion of the Hon. M. C. Parnell - That this Council calls on the Government to follow the lead of their counterparts in Queensland and ban the practice of Underground Coal Gasification in South Australia - (July 27) - (The Hon. M. C. Parnell).
73. Adjourned debate on motion of the Hon. M. C. Parnell - That this Council -
- I. Notes the recent decision of the University of Adelaide to rename part of its North Terrace Campus from the “Taib Mahmud, Chief Minister of Sarawak Court” to the “Columbo Plan Alumni Court”; and
 - II. Calls on the University of Adelaide to fully disclose all donations received from Taib Mahmud or his family - (July 27) - (The Hon. T. J. Stephens).
74. Liquor Licensing (Small Venue Licence) Amendment Bill (No. 150): adjourned debate on second reading - (July 27) - (The Hon. T. J. Stephens)⁵.
75. Adjourned debate on motion of the Hon. G. A. Kandelaars - That the Report of the Legislative Review Committee, 2015, be noted - (July 6) - (The Hon. J. M. Gazzola).
76. Adjourned debate on motion of the Hon. J. M. Gazzola - That the Report of the Statutory Authorities Review Committee on its Inquiry into the Motor Accident Commission, be noted - (July 6) - (The Hon. G. A. Kandelaars).
77. Summary Offences (Disrespectful Conduct in Court Proceedings) Amendment Bill (No. 144): adjourned debate on second reading - (July 6) - (The Hon. J. S. Lee)³.
78. The Hon. S. G. Wade to move - That the Third Interim Report of the Select Committee on Transforming Health, be noted.
79. Adjourned debate on motion of the Hon. G. A. Kandelaars - That this Council -
- I. Expresses its heartfelt condolences to the families and friends of the victims of the recent horrific mass shooting in Orlando, Florida; and
 - II. Stands together with the LGBTIQ community around the world to condemn such a senseless act of violence and denounce all forms of discrimination that may contribute to such hatred - (June 22, July 6) - (The Hon. G. E. Gago).

80. Adjourned debate on motion of the Hon. G. E. Gago - That this Council congratulates Jared Tallent on rightfully being awarded a gold medal for the 50 km Walk from the 2012 London Olympics - (September 21) - (The Hon. J.S.L. Dawkins).
81. Natural Resources Management (Transparency of Ministers Directions) Amendment Bill (No. 136): adjourned debate on second reading - (June 22) - (The Hon. G. A. Kandelaars)¹.
82. The Hon. D.G.E. Hood to move - That he have leave to introduce a Bill for an Act to amend the Children's Protection Act 1993.
83. The Hon. K. L. Vincent to move - That this Council -
- I. Notes that following the introduction of regulations allowing cycling on footpaths for all bicycle users on 25 October 2015, some sectors in the community, particularly people with vision impairment and blindness, feel vulnerable as they go about their daily routine;
 - II. Notes that people with low vision or blindness, or who are hard of hearing or deaf, may be particularly at risk of injury and accident as they may not see nor hear cyclists approaching, especially if cyclists are doing so in an unsafe manner;
 - III. Notes that while statistics do not currently support the assertion that pedestrians on footpaths are at higher risk of injury following the change in regulations, the significant divide in community attitude towards these new regulations could see them fail without proper leadership from Government;
 - IV. Calls on the State Government to fund a more comprehensive education campaign about the changes to cycling regulations and includes information on sharing the road, shared pathways and footpaths, including recognition of commuters who are at higher risk, including people using mobility aids, people with sensory disabilities, elderly people, young children and those who may be distracted while using technology;
 - V. Calls for this campaign to include education of drivers, cyclists and pedestrians, acknowledging that we are all human beings and that we all have rights and responsibilities to our fellow citizens as we proceed about our daily lives;
 - VI. Calls on all local, State and Federal Government funded road safety initiatives and bodies in South Australia to include education about the new cycling regulations and the diversity of the community using our roads and footpaths; and
 - VII. Calls on creators to ensure any education campaigns are provided in accessible formats including, but not limited to, audio description, captioning, AUSLAN interpretation and Easy English.
84. Health Care (Privacy and Confidentiality) Amendment Bill (No. 131): adjourned debate on second reading - (June 8) - (The Hon. T. A. Franks)¹².
85. Adjourned debate on motion of the Hon. T. A. Franks - That this Council -
- I. Congratulates the Parliament of Victoria on its formal apology for previous laws against homosexual acts made on 24 May 2016; and
 - II. Calls on the South Australian Government to formally apologise for laws that criminalised homosexuality in the State, acknowledging these laws validated hateful views, ruined people's lives and forced South Australians to suffer in fear, silence and isolation - (June 8) - (The Hon. T. J. Stephens).
86. Adjourned debate on motion of the Hon. T. A. Franks - That this Council -
- I. Notes the February 2016 passage of the federal Narcotic Drugs Amendment Bill 2016 enabling a national licensing scheme for the controlled cultivation across Australia of cannabis for medicinal and scientific purposes;
 - II. Notes the April 2016 passage of the Access to Medicinal Cannabis Bill 2015 through the Victorian Parliament which will establish an Office of Medicinal Cannabis and give patients in that state legal, safe and secure access to medical cannabis to those in need;
 - III. Notes medical cannabis law reform could offer both local job opportunities and would ensure that South Australians are no longer forced to choose between suffering needlessly and breaking the law to access medicinal cannabis; and
 - IV. Calls on the South Australian Government to take action on medical cannabis to allow for the production and supply from the farm to the pharmacy - (May 18) - (The Hon. T. J. Stephens).

87. Adjourned debate on motion of the Hon. M. C. Parnell - That the Regulations under the Development Act 1993 concerning SA Motorsport Park, made on 28 April 2016 and laid on the Table of this Council on 17 May 2016, be disallowed - (June 8) - (The Hon. D. W. Ridgway).
88. Adjourned debate on motion of the Hon. M. C. Parnell - That the Regulations under the Native Vegetation Act 1991 concerning SA Motorsport Park, made on 28 April 2016 and laid on the Table of this Council on 17 May 2016, be disallowed - (June 8) - (The Hon. T. J. Stephens).
89. Animal Welfare (Miscellaneous) Amendment Bill (No. 124): adjourned debate on second reading - (May 18) - (The Hon. T. J. Stephens)⁵.
90. Adjourned debate on motion of the Hon. G. A. Kandelaars - That the Report of the Legislative Review Committee into the Sexual Reassignment Repeal Bill 2014, be noted - (April 13) - (The Hon. A. L. McLachlan).
91. Adjourned debate on motion of the Hon. G. E. Gago - That the Report of the Social Development Committee into Domestic and Family Violence, be noted - (April 13, May 18) - (The Hon. T. T. Ngo).
92. Adjourned debate on motion of the Hon. S. G. Wade - That the Second Interim Report of the Select Committee on Transforming Health be noted - (May 25) - (The Hon. J.S.L. Dawkins).
93. Adjourned debate on motion of the Hon. G. A. Kandelaars - That the Interim Report of the Legislative Review Committee on the Review of the Report of the Committee into the Partial Defence of Provocation, be noted - (March 9) - (The Hon. J. M. Gazzola).
94. Births, Deaths and Marriages Registration (Recognition of Same Sex Marital Status) Amendment Bill (No. 110): adjourned debate on second reading - (March 9) - (The Hon. G. A. Kandelaars)⁵.
95. Adjourned debate on motion of the Hon. J. M. Gazzola - That the Report of the Statutory Authorities Review Committee on its Inquiry into the Environment Protection Authority's Management of Contamination at Clovelly Park and Mitchell Park, be noted - (February 24) - (The Hon. T. J. Stephens).
96. Criminal Law Consolidation (Assaults Causing Death) Amendment Bill (No. 101): adjourned debate on second reading - (February 24) - (The Hon. J. A. Darley)⁷.
97. Adjourned debate on motion of the Hon. T. A. Franks - That this Council -
- I. Notes that an open letter dated 27 January 2016 from the Mental Health Coalition of South Australia addressed to the Premier and signed by 21 not-for-profit organisations and service providers outlines three urgent mental health priorities for South Australia;
 - II. Supports, in particular, the sector's call for the South Australian Government to "urgently redress the human rights deficit" for people with Borderline Personality Disorder (BPD) by implementing the recommendations outlined in the SA Department of Health and Ageing's Report on BPD, published in June 2014; and
 - III. Calls on the Weatherill Labor Government to urgently act on the priorities for mental health cited in the letter - (February 24) - (The Hon. T. J. Stephens).
98. Residential Tenancies (Databases) Amendment Bill (No. 97): adjourned debate on second reading - (December 9) - (The Hon. J. M. Gazzola)³.
99. Adjourned debate on motion of the Hon. M. C. Parnell - That this Council -
- I. Congratulates Solar Citizens on its campaign to protect households with solar panels from discriminatory pricing structures sought to be imposed by power utilities; and
 - II. Calls on the State Government to ensure that South Australians who embrace solar power will not be unfairly treated for doing their bit to protect the Earth's climate - (December 9, March 23) - (The Hon. T. T. Ngo).

100. Adjourned debate on motion of the Hon. M. C. Parnell - That this Council urges the State Government to support the Mount Lofty Ranges Working Agricultural Landscape World Heritage Bid spanning the world-renowned food, wine and tourism regions of the Barossa Valley, Adelaide Hills, McLaren Vale and Fleurieu Peninsula - (December 9) - (The Hon. M. C. Parnell).
101. Criminal Law Consolidation (Supervision Requirements) Amendment Bill (No. 98): adjourned debate on second reading - (December 9) - (The Hon. J. A. Darley)⁹.
102. Controlled Substances (Mandatory Treatment Orders) Amendment Bill (No. 99): adjourned debate on second reading - (December 9) - (The Hon. J. A. Darley)⁹.
103. Adjourned debate on motion of the Hon. S. G. Wade - That the Interim Report of the Select Committee on Transforming Health be noted - (December 2) - (The Hon. T. A. Franks).
104. Adjourned debate on motion of the Hon. S. G. Wade - That the Interim Report of the Select Committee on Statutory Child Protection and Care in South Australia, be noted - (October 28) - (The Hon. K. L. Vincent).
105. Criminal Law Consolidation (Protection for Assistance Animals) Amendment Bill (No. 69): adjourned debate on second reading - (October 14) - (The Hon. J.S.L. Dawkins)³.
106. Statutes Amendment (Public Sector Audit) Bill (No. 59): adjourned debate on second reading - (September 23, March 9) - (The Hon. G. A. Kandelaars)⁹.
107. Eggs (Display for Retail Sale) Bill (No. 60): adjourned debate on second reading - (September 23, April 13) - (The Hon. D. W. Ridgway)⁵.
108. Electoral (Legislative Council) (Optional Preferential Voting) Amendment Bill (No. 61): adjourned debate on second reading - (September 23) - (The Hon. M. C. Parnell)⁶.
109. Adjourned debate on motion of the Hon. M. C. Parnell -
- I. That this Council notes -
 - (a) The ongoing international concern over the destruction of 90% of Sarawak’s primary rainforest over the last three decades in what former United Kingdom Prime Minister, Gordon Brown, described as “probably the biggest environmental crime of our times”;
 - (b) The central role of the Governor and former Chief Minister of Sarawak, Taib Mahmud, in that destruction;
 - (c) The links between Taib Mahmud and South Australia, including -
 - (i) the awarding to him of an honorary doctorate by the University of Adelaide and naming part of the University’s North Terrace campus in his honour as the “Taib Mahmud, Chief Minister of Sarawak Court” in response to significant donations to the University;
 - (ii) the ownership of the Adelaide Hilton Hotel by members of Taib Mahmud’s family;
 - II. That this Council calls on the South Australian Government to -
 - (a) investigate alleged money laundering activity in South Australia as identified in the Report entitled “THE ADELAIDE HILTON CASE; How a Malaysian politician’s family laundered \$30 million in South Australia” produced by Swiss-based environmental organisation, the Bruno Manser Fund, and launched in Adelaide on 9 September 2015;
 - (b) freeze all assets owned by Taib family members in South Australia, consistent with South Australia’s unexplained wealth legislation, where no credible explanation for the lawful origin of that wealth can be given, with a view to providing restitution to the people of Sarawak;
 - (c) refer this matter to appropriate Federal Government and law enforcement agencies; and
 - III. That this Council calls on the University of Adelaide to -
 - (a) fully disclose all donations received from Taib Mahmud or his family and all contractual obligations arising from those donations;

- (b) rename the “Taib Mahmud, Chief Minister of Sarawak Court” and bestow naming honours on a more appropriate and worthy University alumnus - (September 9) - (The Hon. T. T. Ngo).
110. Fisheries Management (Fish Processors) Amendment Bill (No. 50): adjourned debate on second reading - (September 9) - (The Hon. J.S.L. Dawkins)⁹.
111. Adjourned debate on motion of the Hon. R. L. Brokenshire - That the Budget and Finance Committee, as a matter of priority -
- I. Calls as witnesses the Chief Executive Officers of major Government Departments and seeks information as to why Government Departments owe business \$1 billion in unpaid accounts; and
 - II. Ascertains whether such non-payment is Government policy or results from mismanagement, incompetence or budget reductions - (September 9) - (The Hon. G. A. Kandelaars).
112. Adjourned debate on motion of the Hon. G. A. Kandelaars - That the Report of the Crime and Public Integrity Policy Committee on its Annual Review into Public Integrity and the Independent Commissioner Against Corruption, be noted - (July 1, October 14) - (The Hon. J.S.L. Dawkins).
113. The Hon. M. C. Parnell to move - That the Regulations under the Primary Produce (Food Safety Schemes) Act 2004 concerning the Dairy Industry, made on 23 April 2015 and laid on the Table of this Council on 5 May 2015, be disallowed.
114. The Hon. D.G.E. Hood to move - That this Council -
- I. Notes that paying for sex is now a criminal act under the newly enacted Human Trafficking and Exploitation Act 2015 in Northern Ireland; and
 - II. Congratulates the Parliament of Northern Ireland on advancing this private member’s bill in an effort to combat human trafficking and act as a deterrent for would be traffickers.
115. Local Government (Elections) (Disclosure of Political Affiliation) Amendment Bill (No. 36): adjourned debate on second reading - (June 3) - (The Hon. G. A. Kandelaars)⁷.
116. Right to Farm Bill (No. 89): in Committee⁷.
117. Motor Vehicles (Demerit Points for Disability Parking Area Offence) Amendment Bill (No. 28): adjourned debate on second reading - (May 6) - (The Hon. J. M. Gazzola)⁴.
118. Animal Welfare (Jumps Racing) Amendment Bill (No. 19): adjourned debate on second reading - (March 25) - (The Hon. J. A. Darley)⁵.
119. Liquor Licensing (Entertainment) Amendment Bill (No. 20): adjourned debate on second reading - (March 25) - (The Hon. J.S.L. Dawkins)⁵.
120. Electoral (Legislative Council Voting Thresholds) Amendment Bill (No. 10): adjourned debate on second reading - (February 25) - (The Hon. J.M.A. Lensink)³.
- *121. Joint Committee on Matters Relating to Elder Abuse in South Australia: consideration of Message No. 222 from the House of Assembly.
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WEDNESDAY 29 NOVEMBER 2017**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 State Government Owned Land at Gillman: Report to be brought up.
3. Select Committee on Electoral Matters in South Australia: Report to be brought up.
4. Budget and Finance Committee: Report to be brought up.
5. Select Committee on State Government's O-Bahn Access Project: Report to be brought up.
6. Select Committee on Transforming Health: Report to be brought up.
7. Select Committee on Chemotherapy Dosing Errors: Report to be brought up.
8. Select Committee on State-wide Electricity Blackout and Subsequent Power Outages: Report to be brought up.
9. Select Committee on Administration of South Australia's Prisons: 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 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.

†Restored to the Notice Paper pursuant to section 57 of the Constitution Act 1934.

††Restored to the Notice Paper in House of Assembly.

*Received from House of Assembly.

Member in charge of Bill -

- ¹Hon. J.M.A. Lensink
- ²Hon. J.S.L. Dawkins
- ³Hon. D.G.E. Hood
- ⁴Hon. K. L. Vincent
- ⁵Hon. T. A. Franks
- ⁶Hon. M. C. Parnell
- ⁷Hon. R. L. Brokenshire
- ⁸Hon. D. W. Ridgway
- ⁹Hon. J. A. Darley
- ¹⁰Hon. A. L. McLachlan
- ¹¹Hon. J. S. Lee
- ¹²Hon. S. G. Wade
- ¹³Hon. T. T. Ngo