

CONSERVATION AND LAND MANAGEMENT AMENDMENT BILL 1999

Council's Amendments

Amendments made by the Council now considered.

Consideration in Detail

The amendments made by the Council were as follows -

No. 1

Clause 10, page 9, line 20 - To insert before the word "principles" the following words -
" application of the ".

No. 2

Clause 10, page 9, lines 21 and 22 - To delete the following words -
" to be applied ".

No. 3

Clause 10, page 10, line 7 - To delete the word "in" and substitute the following words -
" For the purposes of ".

No. 4

Clause 10, page 10, lines 8 and 9 - To delete the lines and substitute the following -
" the principles of ecologically sustainable forest management are - ".

No. 5

Clause 10, page 10, line 10 - To insert before the word "the" the following word -
" that ".

No. 6

Clause 10, page 10, line 14 - To insert before the word "if" the following word -
" that ".

No. 7

Clause 10, page 10, line 19 - To insert before the word "the present" the following word -
" that ".

No. 8

Clause 10, page 10, line 23 - To insert before the word "the" the following word -
" that ".

No. 9

Clause 10, page 10, line 26 - To insert before the word "improved" the following word -
" that ".

No. 10

Clause 10, page 14, line 13 - To delete the word "shall" and substitute the following words -
" is to ".

No. 11

Clause 10, page 15, line 24 - To delete the following word -
" or ".

No. 12

Clause 10, page 15, lines 28 and 29 - To delete the following words -
" current production contract, or has a current ".

No. 13

Clause 10, page 15, lines 29 and 30 - To delete the following words -
" company or business which has a current ".

No. 14

Clause 10, page 15, line 31 - To delete the words “, with the Forest Products Commission” and substitute the following -

“ or in a company or business that is a party to a production contract ”.

No. 15

Clause 10, page 16, after line 3 - To insert the following new sub-clause -

“

(3) In subsection (1)(c) -

“**production contract**” has the same meaning as it has in the *Forest Products Act 1999*.

”.

No. 16

Clause 10, page 20, lines 26 and 27 - To delete the following words -

“ , as soon as is practicable after its preparation, ”.

No. 17

Clause 10, page 20, line 27 - To insert after the word “report” the following words -

“ and the review ”.

No. 18

Clause 10, page 20, line 28 - To insert after the word “Parliament” the following words -

“ within six months after the completion of the review ”.

No. 19

Clause 15, page 24, after line 6 - To insert the following new subclause -

“

(4) After section 33(8) the following subsection is inserted -

“

(9) A copy of a memorandum of understanding made under subsection (1)(bb) must be tabled in each House of Parliament not later than 14 sitting days of each House from the day on which that memorandum of understanding was executed.

”.

”.

No. 20

Clause 51, page 50, line 16 to page 51, line 4 - To delete the clause.

No. 21

Schedule 1, page 56, lines 24 to 27 - To delete the lines.

No. 22

Schedule 1, page 56, after line 27 - To insert the following new sub-clause -

“

(2) The Minister, by order published in the *Gazette* within 4 weeks of the commencement of this Act, may determine the positions (other than the positions determined under subclause (1)) -

(a) the functions or duties of which related, immediately before the commencement of this Act, to the provision of administrative, policy or corporate services for the purposes of the performance of the duties referred to in subclause (1); and

(b) that the Minister considers appropriate for transfer to the Forest Products Commission.

”.

No. 23

Schedule 1, page 56, line 28 - To insert after “(1)” the following -

“ or (2) ”.

No. 24

Schedule 1, page 58, lines 4 and 5 - To delete the lines.

No. 25

Schedule 1, page 59, lines 12 to 18 - To delete the lines.

Mrs EDWARDES: I move -

That the amendments made by the Council be agreed to.

Dr EDWARDS: The Opposition opposes the amendments made by the Council. While I support the notion of debating all these amendments as one, I want to make some comments about them. We have agreed to debate them as one because at least the first seven appear to be grammatical or consequential amendments and not of any particular substance. However, a number of the remaining amendments are quite significant. The first significant amendments are Nos 17 and 18, which will mean that after the review of the Conservation Commission is completed, both the report of the review and the review itself are tabled in Parliament within a certain time frame. That is an advance on what we have had previously, as we will now see more information as a result of that review and it will come to the Parliament within a time frame. It will still be timely and the public will be able to see exactly what is going on.

No 19 is a new subclause referring to the memorandum of understanding that was established as a result of the passage of the Bill - a number of those flow from this Bill and the Forest Products Bill 1999. This means that the memorandum of understanding will now be tabled in each House of Parliament. I read the debate with interest, particularly the debate in the upper House. Some comments were made about tabling the MOU. The Attorney General, Hon Peter Foss, made some strange comments about what needs to be tabled and what does not. I will not go into detail about his comments other than to say that he made reference to bodily functions and other things. Members of the upper House have more interesting debates than I had realised. The Opposition supported an amendment to change the time frame from three to 14 days because 14 days is more appropriate than three days, which is far too short. The debates on clause 20 and others were interesting because the Labor Party was defending the Government's position.

Debate adjourned, pursuant to standing orders.