



FINAL

No. 91

Order Paper

TUESDAY, 23 FEBRUARY 2010

Sitting hours 2 pm to 6 pm and 7.30 pm to 10 pm

ORDER OF BUSINESS

PETITIONS

PAPERS

SELECT COMMITTEE REPORTS

INTRODUCTION OF BILLS

QUESTIONS FOR ORAL ANSWER

GOVERNMENT ORDERS OF THE DAY

BUSINESS BEFORE THE HOUSE

GOVERNMENT ORDERS OF THE DAY

Name of bill, Minister in charge of bill, stage of consideration, bill's reference number, and times for debate

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|-----|---|--|---|
| 1. | Government Notice of Motion No 3
<i>(Reappointment of Ombudsman and Chief Ombudsman)</i> | | <i>10 m speeches</i> |
| 2. | Injury Prevention, Rehabilitation, and Compensation Amendment Bill
Hon Dr Nick Smith | Committee stage | 90-2 |
| 3. | Children, Young Persons, and Their Families (Youth Courts Jurisdiction and Orders) Amendment Bill
Hon Paula Bennett | Committee stage
<i>continued</i> | 16-2 |
| 4. | Judicial Matters Bill
Hon Christopher Finlayson | Committee stage | 216-2 |
| 5. | Student Loan Scheme (Exemptions and Miscellaneous Provisions) Amendment Bill
Hon Peter Dunne | Second reading†
<i>(Report of the Education and Science Committee presented 27 November 2009)</i> | 59-2
<i>12 x 10 m speeches</i> |
| 6. | Animal Welfare Amendment Bill
Hon David Carter | Interrupted debate on
first reading

<i>(Debate interrupted 18 February 2010)</i> | 118-1
<i>4 x 10 m speeches remaining</i> |
| 7. | Inquiries Bill
Hon Nathan Guy | Second reading
<i>(Report of the Government Administration Committee presented 20 November 2009)</i> | 283-2
<i>12 x 10 m speeches</i> |
| 8. | Trans-Tasman Proceedings Bill
Hon Simon Power | First reading
<i>(Introduced 24 November 2009)</i> | 105-1
<i>12 x 10 m speeches</i> |
| 9. | Securities Trustees and Statutory Supervisors Bill
Hon Simon Power | First reading
<i>(Introduced 15 December 2009)</i> | 114-1
<i>12 x 10 m speeches</i> |
| 10. | Employment Relations (Rest Breaks and Meal Breaks) Amendment Bill
Hon Kate Wilkinson | First reading
<i>(Introduced 27 October 2009)</i> | 91-1
<i>12 x 10 m speeches</i> |
| 11. | Infrastructure Bill
Hon Bill English | Second reading
<i>(Report of the Transport and Industrial Relations Committee presented 10 November 2009)</i> | 63-2
<i>12 x 10 m speeches</i> |
| 12. | Regulatory Improvement Bill
Hon Rodney Hide | Second reading
<i>(Report of the Commerce Committee presented 27 October 2009)</i> | 298-2
<i>12 x 10 m speeches</i> |
| 13. | Education Amendment Bill
Hon Anne Tolley | Second reading
<i>(Report of the Education and Science Committee presented 27 August 2009)</i> | 25-2
<i>12 x 10 m speeches</i> |
| 14. | Unit Titles Bill
Hon Phil Heatley | Committee stage | 212-2 |
| 15. | Radio New Zealand Amendment Bill
Hon Dr Jonathan Coleman | Second reading
<i>(Report of the Commerce Committee presented 16 December 2009)</i> | 30-1
<i>12 x 10 m speeches</i> |

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| 16. | Residential Tenancies Amendment Bill
Hon Phil Heatley | 34-2 | <i>10 x 10 m speeches remaining</i> |
| | Interrupted debate on second reading
<i>(Debate interrupted 8 December 2009)</i> | | |
| 17. | Appropriation (2008/09 Financial Review) Bill
Hon Bill English | 110-1 | <i>4 hours</i> |
| | Committee stage | | |
| 18. | Maori Commercial Aquaculture Claims Settlement (Regional Agreements) Amendment Bill
Hon Phil Heatley | 31-2 | |
| | Committee stage | | |
| 19. | Carter Observatory Act Repeal Bill
Hon Dr Wayne Mapp | 66-1 | <i>12 x 10 m speeches</i> |
| | Second reading
<i>(Report of the Education and Science Committee presented 12 November 2009)</i> | | |
| 20. | Courts (Remote Participation) Bill
Hon Simon Power | 107-1 | <i>12 x 10 m speeches</i> |
| | First reading
<i>(Introduced 8 December 2009)</i> | | |
| 21. | Television New Zealand Amendment Bill
Hon Dr Jonathan Coleman | 89-1 | <i>12 x 10 m speeches</i> |
| | First reading
<i>(Introduced 9 December 2009)</i> | | |
| 22. | Government Notice of Motion No 1
<i>(Adoption of sessional orders on privilege matters)</i> | | <i>10 m speeches</i> |
| 23. | Cultural Property (Protection in Armed Conflict) Bill
Hon Christopher Finlayson | 275-2 | |
| | Committee stage | | |
| 24. | Electricity (Continuance of Supply) Amendment Bill
Hon Gerry Brownlee | 296-2 | <i>12 x 10 m speeches</i> |
| | Second reading
<i>(Report of the Commerce Committee presented 28 July 2009)</i> | | |
| 25. | Trade (Safeguard Measures) Bill
Hon Simon Power | 294-2 | <i>12 x 10 m speeches</i> |
| | Second reading
<i>(Report of the Foreign Affairs, Defence and Trade Committee presented 7 July 2009)</i> | | |
| 26. | Aquaculture Legislation Amendment Bill (No 2)
Hon Dr Nick Smith | 242-2 | <i>12 x 10 m speeches</i> |
| | Second reading
<i>(Report of the Primary Production Committee presented 1 September 2009)</i> | | |
| 27. | Trade Marks (International Treaties and Enforcement) Amendment Bill
Hon Simon Power | 245-2 | <i>12 x 10 m speeches</i> |
| | Second reading
<i>(Report of the Foreign Affairs, Defence and Trade Committee presented 15 September 2009)</i> | | |
| 28. | Reserves and Other Lands Disposal Bill
Hon Maurice Williamson | 237-2 | <i>12 x 10 m speeches</i> |
| | Second reading
<i>(Report of the Primary Production Committee presented 21 September 2009)</i> | | |
| 29. | Privacy (Cross-border Information) Amendment Bill
Hon Simon Power | 221-2 | <i>12 x 10 m speeches</i> |
| | Second reading
<i>(Report of the Justice and Electoral Committee presented 30 September 2009)</i> | | |
| 30. | Antarctica (Environmental Protection: Liability Annex) Amendment Bill
Hon Murray McCully | 37-1 | <i>12 x 10 m speeches</i> |
| | Second reading
<i>(Report of the Foreign Affairs, Defence and Trade Committee presented 26 November 2009)</i> | | |
| 31. | Motor Vehicle Sales Amendment Bill
Hon Heather Roy | 39-2 | <i>12 x 10 m speeches</i> |
| | Second reading
<i>(Report of the Commerce Committee presented 14 December 2009)</i> | | |

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| 32. | Waikato-Tainui Raupatu Claims (Waikato River) Settlement Bill
Hon Christopher Finlayson
<i>(Interim report of Māori Affairs Committee presented 10 February 2010)</i> | 302-1 | <i>10 m speeches</i> |
| 33. | Health and Safety in Employment Amendment Bill (No 2)
Hon Kate Wilkinson
<i>(Introduced 14 August 2008)</i> | 241-1 | <i>12 x 10 m speeches</i> |
| 34. | Gambling Amendment Bill (No 2)
Hon Nathan Guy | 131-2 | |
| 35. | Public Health Bill
Hon Tony Ryall
<i>(Report of the Health Committee presented 26 June 2008)</i> | 177-2 | <i>12 x 10 m speeches</i> |
| 36. | Trustee Amendment Bill
Hon Simon Power
<i>(Report of the Justice and Electoral Committee presented 9 July 2008)</i> | 144-2 | <i>12 x 10 m speeches</i> |
| 37. | Dog Control Amendment Bill (No 2)
Hon Rodney Hide
<i>(Report of the Local Government and Environment Committee presented 5 August 2008)</i> | 176-2 | <i>12 x 10 m speeches</i> |
| 38. | Standards and Accreditation Bill
Hon Simon Power
<i>(Introduced 9 September 2008)</i> | 292-1 | <i>12 x 10 m speeches</i> |
| 39. | Energy Efficiency and Conservation Amendment Bill
Hon Gerry Brownlee
<i>(Introduced 8 August 2008)</i> | 263-1 | <i>12 x 10 m speeches</i> |
| 40. | Commerce Commission (International Co-operation, and Fees) Bill
Hon Simon Power
<i>(Introduced 9 September 2008)</i> | 293-1 | <i>12 x 10 m speeches</i> |
| 41. | Rail Network Bill
Hon Steven Joyce
<i>(Report of the Government Administration Committee presented 26 June 2006)</i> | 251-2 | <i>12 x 10 m speeches</i> |
| 42. | Oaths Modernisation Bill
Hon Nathan Guy
<i>(Report of the Government Administration Committee presented 24 March 2006)</i> | 264-1 | <i>12 x 10 m speeches</i> |
| 43. | Māori Trustee and Māori Development Amendment Bill
Hon Dr Pita Sharples
<i>(Report of the Māori Affairs Committee presented 4 September 2008)</i> | 181-2 | <i>12 x 10 m speeches</i> |
| 44. | Therapeutic Products and Medicines Bill
Hon Tony Ryall
<i>(Report of the Government Administration Committee presented 15 June 2007)</i> | 103-1 | <i>12 x 10 m speeches</i> |
| 45. | Children, Young Persons, and Their Families Amendment Bill (No 6)
Hon Paula Bennett
<i>(Report of the Social Services Committee presented 11 August 2008)</i> | 183-2 | <i>12 x 10 m speeches</i> |
| 46. | Nga Rohe Moana o Nga Hapu o Ngati Porou Bill
Hon Christopher Finlayson
<i>(Introduced 29 September 2008)</i> | 303-1 | <i>12 x 10 m speeches</i> |
| 47. | Domestic Violence Reform Bill
Hon Simon Power
<i>(Introduced 30 September 2008)</i> | 304-1 | <i>12 x 10 m speeches</i> |
| 48. | Government Notice of Motion No 2 | | |

Sentencing and Parole Reform Bill	17-1	10 m speeches
Hon Judith Collins	Consideration of report	
<i>(Interim report of the Law and Order Committee presented 17 February 2010)</i>		
Dairy Industry Restructuring (Raw Milk Pricing Methods) Bill	94-2	12 x 10 m speeches
Hon David Carter	Second reading	
<i>(Report of the Primary Production Committee presented 22 February 2010)</i>		

PRIVATE AND LOCAL ORDERS OF THE DAY

Name of bill, member in charge of bill, stage of consideration, bill's reference number, and times for debate

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|--|---------------|---|
| 1. Christ's College (Canterbury) Amendment Bill | 108-1 | 2 x 10 m speeches
8 x 5 m speeches
5 m in reply |
| Nicky Wagner | First reading | |
| <i>(Introduced 9 December 2009)</i> | | |

MEMBERS' ORDERS OF THE DAY

Name of bill, member in charge of bill, stage of consideration, bill's reference number, and times for debate

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|--|----------------|---|
| 1. Regulatory Responsibility Bill | 71-1 | 12 x 10 m speeches |
| Hon Sir Roger Douglas | Second reading | |
| <i>(Report of the Commerce Committee presented 30 May 2008)</i> | | |
| 2. Mental Health (Compulsory Assessment and Treatment) Amendment Bill | 113-1 | 2 x 10 m speeches
8 x 5 m speeches
5 m in reply |
| Hon Luamanuvao Winnie Laban | First reading | |
| <i>(Introduced 10 December 2009)</i> | | |
| 3. Resource Management (Requiring Authorities) Amendment Bill | 115-1 | 2 x 10 m speeches
8 x 5 m speeches
5 m in reply |
| Hon Ruth Dyson | First reading | |
| <i>(Introduced 16 December 2009)</i> | | |
| 4. Electoral (Disqualification of Convicted Prisoners) Amendment Bill | 117-1 | 2 x 10 m speeches
8 x 5 m speeches
5 m in reply |
| Paul Quinn | First reading | |
| <i>(Introduced 10 February 2010)</i> | | |

Name of report, parliamentary paper number, and select committee

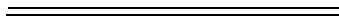
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| 5. Inquiry into the appointment of an auditor of the Office of the Controller and Auditor-General | | |
| <i>Officers of Parliament</i> | | |
| <i>(Report presented 3 December 2009)</i> | | |
| 6. Visit of the Primary Production Committee to Australia, 10 - 14 August 2009 I.11A | | |
| <i>Primary Production</i> | | |
| <i>(Report presented 9 December 2009)</i> | | |
| 7. Recommended sitting programme for 2010 | | |
| <i>Business</i> | | |
| <i>(Report presented 26 November 2009)</i> | | |
| 8. Special report in relation to the Reserve Bank of New Zealand's financial stability report, November 2009 (I.3H) | | |
| <i>Finance and Expenditure</i> | | |
| <i>(Special report presented 10 December 2009)</i> | | |

9. **Investigation into Securities Amendment Act 2002 Commencement Order 2009 (SR 2009/10)**
Regulations Review
(Report presented 10 December 2009; Government response due 10 March 2010)
10. **International treaty examination of the Convention between New Zealand and Australia for the Avoidance of Double Taxation with Respect to Taxes on Income and Fringe Benefits and the Prevention of Fiscal Evasion**
Finance and Expenditure
(Report presented 10 December 2009)
11. **Special report on the draft annual plan of the Controller and Auditor-General**
Finance and Expenditure
(Report presented 11 December 2009)
12. **Inquiry into the appointment of an Ombudsman**
Officers of Parliament
(Report presented 17 December 2009)
13. **International treaty examination of the New Zealand-Malaysia Free Trade Agreement (including annexes Vols 1 and 2), the New Zealand-Malaysia Agreement on Environmental Cooperation, the New Zealand-Malaysia Agreement on Labour Cooperation, and the Exchange of Letters constituting an Agreement between the Government of New Zealand and the Government of Malaysia on the treatment of Alcoholic Beverages in the New Zealand-Malaysia Free Trade Agreement**
Foreign Affairs, Defence and Trade
(Report presented 17 December 2009)
14. **Reserve Bank of New Zealand's monetary policy statement, December 2009 I.3I**
Finance and Expenditure
(Report presented 18 December 2009)
15. **Briefing on the Tamil people in Sri Lanka**
Foreign Affairs, Defence and Trade
(Report presented 15 February 2010; Government response due 16 May 2010)
16. **Investigation into the Copyright (New Technologies) Amendment Act 2008 Commencement Amendment Order (No 2) 2009 (SR 2009/51)**
Regulations Review
(Report presented 15 February 2010; Government response due 16 May 2010)
- 17-22. **Members' Notices of Motion Nos 1 - 6**

Credit Reforms (Responsible Lending) Bill	73-1	<i>(Postponed to 25 February 2010 pursuant to SO 71(1)(b))</i>
Carol Beaumont <i>(Introduced 20 August 2009)</i>	First reading	
Crimes (Reasonable Parental Control and Correction) Amendment Bill	78-1	<i>(Postponed to 1 March 2010 pursuant to SO 71(1)(b))</i>
John Boscawen <i>(Introduced 26 August 2009)</i>	First reading	
Head of State Referenda Bill	92-1	<i>(Postponed to 3 March 2010 pursuant to SO 71(1)(b))</i>
Keith Locke <i>(Introduced 14 October 2009)</i>	First reading	

Resource Management (Enhancement of Iwi Management Plans) Amendment Bill Hon Nanaia Mahuta <i>(Introduced 24 September 2009)</i>	First reading	87-1	<i>(Postponed to 17 March 2010 pursuant to SO 71(1)(b))</i>
Employment Relations (Statutory Minimum Redundancy Entitlements) Amendment Bill Darren Fenton <i>(Introduced 5 August 2009)</i>	First reading	65-1	<i>(Postponed to 30 March 2010 pursuant to SO 71(1)(b))</i>
Foreshore and Seabed Act (Repeal) Bill Rahui Katene <i>(Introduced 12 October 2006)</i>	First reading	86-1	<i>(Postponed to 30 October 2010 pursuant to SO 71(1)(b))</i>

(†Bill contains majority amendments)



NOTICES OF MOTION

GOVERNMENT

1. Hon GERRY BROWNLEE to move, That the following procedures be adopted:

Definitions

- 1 The following definition of “New Zealand court” be adopted as a sessional order:

New Zealand court means the Supreme Court, the Court of Appeal, the High Court, or a District Court; or any of the following specialist courts: the Court Martial of New Zealand established under section 8 of the Court Martial Act 2007, the Court Martial Appeal Court constituted by the Court Martial Appeals Act 1953, the Employment Court, the Environment Court, the Maori Appellate Court, and the Maori Land Court.

(Standing Order 3 is to be read accordingly.)

Matters awaiting judicial decision

- 2 Standing Order 111 be suspended, and the following new Standing Order be adopted as a sessional order:

111 Matters awaiting judicial decision

- (1) Matters awaiting or under adjudication in any New Zealand court may not be referred to in any motion, debate, or question, including a supplementary question, subject always to the discretion of the Speaker and to the right of the House to deal with legislation on any matter or to discuss delegated legislation.
- (2) Before referring to the matter in the House, a member must apply to the Speaker for the exercise of the Speaker’s discretion under (1).
- (3) In exercising his or her discretion, the Speaker:
 - (a) balances the privilege of freedom of speech against the public interest in maintaining confidence in the judicial resolution of disputes; and
 - (b) takes into account the constitutional relationship of mutual respect that exists between the legislative and judicial branches of government, and the risk of prejudicing a matter awaiting or under adjudication in any New Zealand court, including one awaiting sentencing.
- (4) Paragraphs (1) to (3) apply to any matter awaiting or under adjudication in any appeal to the Privy Council in existing proceedings, provided for by law.

Return of evidence

- 3 Standing Order 212 be suspended and the following new Standing Order be adopted as a sessional order:

212 Return of evidence

A select committee may return, or expunge from any transcript of proceedings, any evidence or statement that it considers to be irrelevant to its proceedings, offensive, possibly defamatory, or suppressed by an order of a New Zealand court.

Examples of contempts

- 4 The following paragraphs be adopted as sessional orders:
- (x) as a member, in any motion, debate, or question (including a supplementary question), knowingly makes reference to a matter that is suppressed by an order of a New Zealand court, contrary to Standing Orders:
 - (y) in any evidence or advice provided to a committee, either written or oral, knowingly makes reference to a matter that is suppressed by an order of a New Zealand court, contrary to Standing Orders:
 - (z) as a member, during a meeting of a select committee, knowingly makes reference to a matter that is suppressed by an order of a New Zealand court, contrary to Standing Orders.

(Standing Order 401 is to be read accordingly.)

(Lodged 30 June 2009)

2. Hon GERRY BROWNLEE to move, That the following sessional order be adopted:

Standing Order 43 is to be read subject to this new order:

Extension of Wednesday sitting

- (1) If the Government has advised the Business Committee of its intention to move on a Wednesday, on which Government orders of the day take precedence, for the extension of the sitting for the purpose of considering Government orders of the day as arranged on the Order Paper, the House may order that the sitting be extended.
- (2) Whenever a Wednesday sitting is extended, the sitting is suspended between 10.00 pm and 9.00 am on the following Thursday, and at 1.00 pm or, in committee, five minutes before 1.00 pm on the following Thursday the proceedings are interrupted as provided for in Standing Orders 49 and 50 respectively.
- (3) A motion to extend a Wednesday sitting for the purpose of considering Government orders of the day as arranged on the Order Paper may be moved, without notice, by a Minister at any time after general business on a Wednesday, but not so as to interrupt a debate. There is no amendment or debate on the question that the sitting be extended.
- (4) Select committees may meet during an extended sitting of the House on a Thursday morning despite Standing Order 190(1)(b).

(Lodged 9 December 2009)

3. Hon GERRY BROWNLEE to move, That, pursuant to sections 3 and 5(2) of the Ombudsmen Act 1975, this House recommend His Excellency the Governor-General reappoint Ms Beverley Anne Wakem CBE, of Wellington, as an Ombudsman and as Chief Ombudsman with effect from 1 March 2010.

(Lodged 16 February 2010)

MEMBERS'

1. Hon NANAIA MAHUTA to move, That this House note and congratulate Te Iti Kahurangi (first-place winners), Te Pou O Mangatawhiri (second-place winners) and Nga Pou O Roto (third-place winners) as the top three kapa haka teams who will go forward to represent Tainui Waka at Te Rau Matatini National Kapa haka competitions to be held in Gisborne in 2011.

Me aro, me tuku mihi te Whare nei ki ngaa kapa haka e toru i eke ki te taumata, araa, a Te Iti Kahurangi (i mutu tuatahi), a Te Pou O Mangatawhiri (i mutu tuarua), a Ngaa Pou O Roto (i mutu tuatoru), aa, ka haere nei moo te Waka o Tainui ki ngaa whakataetae Kapa haka aa-Motu a Te Rau Matatini kei Tuuranga-nui-a-Kiwa hei te tau 2011.

(Lodged 16 February 2010)

2. TIM MACINDOE to move, That this House congratulate Waikato University Management School graduate Sub-Lieutenant Emma Burtenshaw on her receipt of the Minister of Defence Sword of Honour, the top prize for a graduating officer, along with the Blanchard Leadership Award, the Royal New Zealand Navy Academic Award, the Guard Commander Tankard and the Junior Officer Common Training Cup.

(Lodged 16 February 2010)

3. KANWALJIT SINGH BAKSHI to move, That this House note and congratulate Divya Dhar, named as the Young New Zealander of the Year, who will be donate her prize money to the P3 Foundation (prosperity peace and progress) which aims to get young people involved in helping to break the poverty cycle; the 24-year-old is in her first year of residency at Auckland Hospital, and has also been awarded the Future Leaders Programme Award, the Rotary Young Leadership Award, the Manukau Young Achiever's Award and the Zonta East Auckland Young Woman in Public Affairs Award.

(Lodged 17 February 2010)

4. LYNNE PILLAY to move, That this House recognise the IHC Annual Appeal Week from 15 February to 21 February 2010, and acknowledge the friends, family, support and volunteer staff who support people living with disabilities.

(Lodged 17 February 2010)

5. LYNNE PILLAY to move, That this House recognise Lifeline Appeal Day on 19 February 2010, and acknowledge the friends, family, support and volunteer staff who are committed to providing vital support within our communities.

(Lodged 17 February 2010)

6. H V ROSS ROBERTSON to move, That this House congratulate Marinescape, the small New Zealand company that has revolutionised the world of aquariums and has established itself in the Mediterranean/Middle East market with the successful completion and opening of the largest aquarium in Europe, the Turkuazoo Aquarium in Istanbul, Turkey.

(Lodged 18 February 2010)