



FINAL

No. 93

Order Paper

WEDNESDAY, 17 MARCH 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

BUDGET POLICY STATEMENT

12 x 10 m speeches

Debate on the report of the Finance and Expenditure Committee on the Budget Policy Statement 2010 and Half-year economic and fiscal update 2009 I.3J

PRIVATE AND LOCAL ORDERS OF THE DAY

MEMBERS' ORDERS OF THE DAY

BUSINESS BEFORE THE HOUSE

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

- | | | | | |
|----|---|---------------|-------|---|
| 1. | Christ's College (Canterbury) Amendment Bill
Nicky Wagner
(Introduced 9 December 2009) | First reading | 108-1 | 2 x 10 m speeches
8 x 5 m speeches
5 m in reply |
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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. | Mental Health (Compulsory Assessment and Treatment) Amendment Bill
Hon Luamanuvao Winnie Laban
(Introduced 10 December 2009) | First reading | 113-1 | 2 x 10 m speeches
8 x 5 m speeches
5 m in reply |
| 2. | Resource Management (Requiring Authorities) Amendment Bill
Hon Ruth Dyson
(Introduced 16 December 2009) | First reading | 115-1 | 2 x 10 m speeches
8 x 5 m speeches
5 m in reply |
| 3. | Electoral (Disqualification of Convicted Prisoners) Amendment Bill
Paul Quinn
(Introduced 10 February 2010) | First reading | 117-1 | 2 x 10 m speeches
8 x 5 m speeches
5 m in reply |
| 4. | Employment Relations (Workers' Secret Ballot for Strikes) Amendment Bill
Hon Tau Henare
(Introduced 23 February 2010) | First reading | 121-1 | 2 x 10 m speeches
8 x 5 m speeches
5 m in reply |
| 5. | Smart Meters (Consumer Choice) Bill
David Clendon
(Introduced 23 February 2010) | First reading | 122-1 | 2 x 10 m speeches
8 x 5 m speeches
5 m in reply |
| 6. | Minimum Wage (Mitigation of Youth Unemployment) Amendment Bill
Hon Sir Roger Douglas
(Introduced 23 February 2010) | First reading | 123-1 | 2 x 10 m speeches
8 x 5 m speeches
5 m in reply |
| 7. | Resource Management (Enhancement of Iwi Management Plans) Amendment Bill
Hon Nanaia Mahuta
(Introduced 24 September 2009) | First reading | 87-1 | 2 x 10 m speeches
8 x 5 m speeches
5 m in reply |

Name of report, parliamentary paper number, and select committee

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| 8. | Inquiry into the appointment of an auditor of the Office of the Controller and Auditor-General
<i>Officers of Parliament</i>
(Report presented 3 December 2009) |
| 9. | Visit of the Primary Production Committee to Australia, 10 - 14 August 2009 I.11A
<i>Primary Production</i>
(Report presented 9 December 2009) |
| 10. | Recommended sitting programme for 2010
<i>Business</i>
(Report presented 26 November 2009) |

11. **Special report in relation to the Reserve Bank of New Zealand's financial stability report, November 2009 (I.3H)**
Finance and Expenditure
(Special report presented 10 December 2009)
 12. **Investigation into Securities Amendment Act 2002 Commencement Order 2009 (SR 2009/10)**
Regulations Review
(Report presented 10 December 2009; Government response presented 10 March 2010)
 13. **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)
 14. **Special report on the draft annual plan of the Controller and Auditor-General**
Finance and Expenditure
(Report presented 11 December 2009)
 15. **Inquiry into the appointment of an Ombudsman**
Officers of Parliament
(Report presented 17 December 2009)
 16. **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)
 17. **Reserve Bank of New Zealand's monetary policy statement, December 2009 I.3I**
Finance and Expenditure
(Report presented 18 December 2009)
 18. **Briefing on the Tamil people in Sri Lanka**
Foreign Affairs, Defence and Trade
(Report presented 15 February 2010; Government response due 16 May 2010)
 19. **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)
 20. **Report by the New Zealand delegation to the Australia-New Zealand Scrutiny of Legislation Conference: Scrutiny and Accountability in the 21st Century I.16D**
Regulations Review
(Report presented 26 February 2010)
 21. **Activities of the Regulations Review Committee in 2009 I.16E**
Regulations Review
(Report presented 26 February 2010)
 - 22-31. **Members' Notices of Motion No 1-10**
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Employment Relations (Statutory Minimum Redundancy Entitlements) Amendment Bill	65-1	<i>(Postponed to 30 March 2010 pursuant to SO 71(1)(b))</i>
Darien Fenton <i>(Introduced 5 August 2009)</i>	First reading	
Head of State Referenda Bill	92-1	<i>(Postponed to 30 March 2010 pursuant to SO 71(1)(b))</i>
Keith Locke <i>(Introduced 14 October 2009)</i>	First reading	
Regulatory Responsibility Bill	71-1	<i>(Postponed to 1 April 2010 pursuant to SO 71(1)(b))</i>
Hon Sir Roger Douglas <i>(Report of the Commerce Committee presented 30 May 2008)</i>	Second reading	
Credit Reforms (Responsible Lending) Bill	73-1	<i>(Postponed to 22 April 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 September 2010 pursuant to SO 71(1)(b))</i>
John Boscawen <i>(Introduced 26 August 2009)</i>	First reading	
Foreshore and Seabed Act (Repeal) Bill	86-1	<i>(Postponed to 30 October 2010 pursuant to SO 71(1)(b))</i>
Rahui Katene <i>(Introduced 12 October 2006)</i>	First reading	

GOVERNMENT ORDERS OF THE DAY

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

	Judicial Conduct Commissioner and Judicial Conduct Panel (Deputy Commissioner and Disposal of Complaints) Amendment Act	216-3A	
	Hon Christopher Finlayson <i>(Formerly part of the Judicial Matters Bill)</i>	Third reading	
1-3.	District Courts (District Court Judges) Amendment Bill	216-3B	<i>12 x 10 m speeches</i>
	Hon Christopher Finlayson <i>(Formerly part of the Judicial Matters Bill)</i>	Third reading	
	Judicature (Judicial Matters) Amendment Bill	216-3C	
	Hon Christopher Finlayson <i>(Formerly part of the Judicial Matters Bill)</i>	Third reading	
4.	Education Amendment Bill	25-2	<i>12 x 10 m speeches</i>
	Hon Anne Tolley <i>(Report of the Education and Science Committee presented 27 August 2009)</i>	Second reading	
5.	Courts (Remote Participation) Bill	107-1	<i>5 x 10 m speeches remaining</i>
	Hon Simon Power <i>(Debate interrupted 16 March 2010)</i>	Interrupted debate on first reading	
6.	Trans-Tasman Proceedings Bill	105-1	<i>12 x 10 m speeches</i>
	Hon Simon Power <i>(Introduced 24 November 2009)</i>	First reading	
7.	Securities Trustees and Statutory Supervisors Bill	114-1	<i>12 x 10 m speeches</i>
	Hon Simon Power <i>(Introduced 15 December 2009)</i>	First reading	

8.	Regulatory Improvement Bill Hon Rodney Hide <i>(Report of the Commerce Committee presented 27 October 2009)</i>	Second reading	298-2	12 x 10 m speeches
9.	Maori Commercial Aquaculture Claims Settlement (Regional Agreements) Amendment Bill Hon David Carter	Committee stage	31-2	
10.	Infrastructure Bill Hon Bill English <i>(Report of the Transport and Industrial Relations Committee presented 10 November 2009)</i>	Second reading	63-2	12 x 10 m speeches
11.	Unit Titles Bill Hon Maurice Williamson	Committee stage	212-2	
12.	Dairy Industry Restructuring (Raw Milk Pricing Methods) Bill Hon David Carter <i>(Report of the Primary Production Committee presented 22 February 2010)</i>	Second reading	94-2	12 x 10 m speeches
13.	Copyright (Infringing File Sharing) Amendment Bill Hon Simon Power <i>(Introduced 23 February 2010)</i>	First reading	119-1	12 x 10 m speeches
14.	Residential Tenancies Amendment Bill Hon Maurice Williamson <i>(Debate interrupted 8 December 2009)</i>	Interrupted debate on second reading	34-2	10 x 10 m speeches remaining
15.	Radio New Zealand Amendment Bill Hon Dr Jonathan Coleman <i>(Report of the Commerce Committee presented 16 December 2009)</i>	Second reading	30-1	12 x 10 m speeches
16.	Employment Relations (Rest Breaks and Meal Breaks) Amendment Bill Hon Kate Wilkinson <i>(Introduced 27 October 2009)</i>	First reading	91-1	12 x 10 m speeches
17.	Inquiries Bill Hon Nathan Guy <i>(Report of the Government Administration Committee presented 20 November 2009)</i>	Second reading	283-2	12 x 10 m speeches
18.	Carter Observatory Act Repeal Bill Hon Dr Wayne Mapp <i>(Report of the Education and Science Committee presented 12 November 2009)</i>	Second reading	66-1	12 x 10 m speeches
19.	Television New Zealand Amendment Bill Hon Dr Jonathan Coleman <i>(Introduced 9 December 2009)</i>	First reading	89-1	12 x 10 m speeches
20.	Government Notice of Motion No 1 <i>(Adoption of sessional orders on privilege matters)</i>			10 m speeches
21.	Cultural Property (Protection in Armed Conflict) Bill Hon Christopher Finlayson	Committee stage	275-2	
22.	Electricity (Continuance of Supply) Amendment Bill Hon Gerry Brownlee <i>(Report of the Commerce Committee presented 28 July 2009)</i>	Second reading	296-2	12 x 10 m speeches
23.	Trade (Safeguard Measures) Bill Hon Simon Power <i>(Report of the Foreign Affairs, Defence and Trade Committee presented 7 July 2009)</i>	Second reading	294-2	12 x 10 m speeches
24.	Aquaculture Legislation Amendment Bill (No 2) Hon Dr Nick Smith <i>(Report of the Primary Production Committee presented 1 September 2009)</i>	Second reading	242-2	12 x 10 m speeches

25.	Trade Marks (International Treaties and Enforcement) Amendment Bill Hon Simon Power <i>(Report of the Foreign Affairs, Defence and Trade Committee presented 15 September 2009)</i>	245-2 Second reading	12 x 10 m speeches
26.	Reserves and Other Lands Disposal Bill Hon Maurice Williamson <i>(Report of the Primary Production Committee presented 21 September 2009)</i>	237-2 Second reading	12 x 10 m speeches
27.	Privacy (Cross-border Information) Amendment Bill Hon Simon Power <i>(Report of the Justice and Electoral Committee presented 30 September 2009)</i>	221-2 Second reading	12 x 10 m speeches
28.	Antarctica (Environmental Protection: Liability Annex) Amendment Bill Hon Murray McCully <i>(Report of the Foreign Affairs, Defence and Trade Committee presented 26 November 2009)</i>	37-1 Second reading	12 x 10 m speeches
29.	Motor Vehicle Sales Amendment Bill Hon Heather Roy <i>(Report of the Commerce Committee presented 14 December 2009)</i>	39-2 Second reading	12 x 10 m speeches
30.	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 Consideration of report	10 m speeches
31.	Sentencing and Parole Reform Bill Hon Judith Collins <i>(Interim report of the Law and Order Committee presented 17 February 2010)</i>	17-1 Consideration of report	10 m speeches
32.	Health and Safety in Employment Amendment Bill (No 2) Hon Kate Wilkinson <i>(Introduced 14 August 2008)</i>	241-1 First reading	12 x 10 m speeches
33.	Gambling Amendment Bill (No 2) Hon Nathan Guy	131-2 Committee stage	
34.	Public Health Bill Hon Tony Ryall <i>(Report of the Health Committee presented 26 June 2008)</i>	177-2 Second reading†	12 x 10 m speeches
35.	Trustee Amendment Bill Hon Simon Power <i>(Report of the Justice and Electoral Committee presented 9 July 2008)</i>	144-2 Second reading†	12 x 10 m speeches
36.	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 Second reading	12 x 10 m speeches
37.	Standards and Accreditation Bill Hon Simon Power <i>(Introduced 9 September 2008)</i>	292-1 First reading	12 x 10 m speeches
38.	Energy Efficiency and Conservation Amendment Bill Hon Gerry Brownlee <i>(Introduced 8 August 2008)</i>	263-1 First reading	12 x 10 m speeches
39.	Commerce Commission (International Co-operation, and Fees) Bill Hon Simon Power <i>(Introduced 9 September 2008)</i>	293-1 First reading	12 x 10 m speeches

40.	Rail Network Bill Hon Steven Joyce <i>(Report of the Government Administration Committee presented 26 June 2006)</i>	Second reading	251-2	<i>12 x 10 m speeches</i>
41.	Oaths Modernisation Bill Hon Nathan Guy <i>(Report of the Government Administration Committee presented 24 March 2006)</i>	Second reading	264-1	<i>12 x 10 m speeches</i>
42.	Māori Trustee and Māori Development Amendment Bill Hon Dr Pita Sharples <i>(Report of the Māori Affairs Committee presented 4 September 2008)</i>	Second reading	181-2	<i>12 x 10 m speeches</i>
43.	Therapeutic Products and Medicines Bill Hon Tony Ryall <i>(Report of the Government Administration Committee presented 15 June 2007)</i>	Second reading	103-1	<i>12 x 10 m speeches</i>
44.	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>	Second reading†	183-2	<i>12 x 10 m speeches</i>
45.	Nga Rohe Moana o Nga Hapu o Ngati Porou Bill Hon Christopher Finlayson <i>(Introduced 29 September 2008)</i>	First reading	303-1	<i>12 x 10 m speeches</i>
46.	Domestic Violence Reform Bill Hon Simon Power <i>(Introduced 30 September 2008)</i>	First reading	304-1	<i>12 x 10 m speeches</i>
47-48.	Government Notices of Motion No 2-3			
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	Tariff (Malaysia Free Trade Agreement) Amendment Bill Hon Tim Groser <i>(Introduced 16 March 2010)</i>	First reading	116-1	<i>12 x 10 m speeches</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 PETER DUNNE to move, That, pursuant to section 4A of the Misuse of Drugs Act 1975, this House approve the Misuse of Drugs (Classification of Ketamine) Order 2009, and the Misuse of Drugs (Presumption of Supply-Ketamine) Order 2009, made under section 4 of that Act.

(Under Standing Order 313 this notice stands referred to the Health Committee for examination. The Committee must report on it by 23 March 2010. The motion may not be moved until the Committee reports or until 23 March 2010 whichever occurs first)

(Lodged 23 February 2010)

MEMBERS'

1. TIM MACINDOE to move, That this House congratulate the Northern Knights on retaining their national one-day cricket title with a 21-run victory over the Auckland Aces in the final, and especially note B J Watling's 145 runs from 158 balls, and Kane Williamson's 69 runs and bowling figures of five for 51.

(Lodged 23 February 2010)

2. Hon LIANNE DALZIEL to move, That this House note and congratulate the Chisnallwood Intermediate School for winning the Kids First International Film Festival in the United States, vindicating the value of the Artists in School Funding and the commitment of the staff and around 250 students who each contributed to a powerful film about bullying called *Truth and Dare*.

(Lodged 16 March 2010)

3. H V ROSS ROBERTSON to move, That this House congratulate Nelson-based company King Salmon, one of New Zealand's flagship exporting companies and the world's largest producer of king salmon, which has won the prestigious Culinary Innovation Award at the Star Chef Congress in the United States.

(Lodged 16 March 2010)

4. Hon STEVE CHADWICK to move, That this House congratulate Fiona Campbell for her generosity in creating the Real Art Roadshow and taking her sizeable art collection to New Zealand's teenage students.

(Lodged 16 March 2010)

5. Dr CAM CALDER to move, That this House congratulate 14-year-old Strathallan College student, Zhayne Doolan, from Manurewa, who was recently awarded a commendation from the Manukau Fire Service for his quick thinking and action which enabled firefighters to put out a fire at a neighbouring property before it spread beyond the kitchen.

(Lodged 16 March 2010)

6. TIM MACINDOE to move, That this House congratulate Do Yeon (Harry) Yoon (16) of Hamilton Boys' High School for finishing first equal in the world in last year's UK-based Year 11 coordinated Science exam, in which he scored 97 per cent, noting that he will receive a 2010 Cambridge Outstanding Achiever Award for his success.

(Lodged 16 March 2010)

7. TIM MACINDOE to move, That this House congratulate Christchurch's Martin Lukes and Hamilton's Kerry Suter for finishing first and second respectively in the men's section of Athletics New Zealand's 100 km championships in Taupo last month, noting that both runners completed the distance in course-record time.

(Lodged 16 March 2010)

8. TIM MACINDOE to move, That this House congratulate Dawn Tuffery of Hamilton for her win in the women's section of Athletics New Zealand's 100 km championships in Taupo last month, noting that while competing she raised funds for breast cancer awareness in what was her first attempt at the distance, and wish her well as she prepares to compete in the Paris Marathon in April.

(Lodged 16 March 2010)

9. Dr CAM CALDER to move, That this House congratulate Manurewa police constable Mark Wright who was awarded a district commander's certificate of appreciation for his role in rescuing an elderly kayaker who had capsized in the Weymouth Estuary.

(Lodged 16 March 2010)

10. Dr CAM CALDER to move, That this House congratulate Akhil Chaudhary who was recently elected President of Shri Sanatan Dharam Prathinidhi Sabha Manukau, which is one of the biggest Fiji-Indian religious groups in New Zealand.

(Lodged 16 March 2010)