



LEGISLATIVE COUNCIL

SESSION OF 2014 - 2017

(FIRST SESSION OF THE FORTY-EIGHTH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 181

THURSDAY, 30 NOVEMBER 2017

UNCORRECTED PROOF

1 COUNCIL MEETS.— The Council met at 11.00 o'clock in the forenoon and the President read Prayers.

2 PAPERS – The Clerk of the Council laid upon the Table the following Papers:—

- (1) Report of the Auditor-General No. 7 of 2017-2018: Financial Statements of State entities. Volume 1 - Treasurer's Annual Financial Report and results of General Government Sector Entities 2016-2017.
- (2) Equal Opportunity Tasmania: Annual Report 2016-2017.
- (3) National Education and Care Services Freedom of Information and Privacy Commissioners and Ombudsman: Annual Report 2016-2017.
- (4) Australian Health Practitioner Regulation Agency: Annual Report 2016-2017.
- (5) Council of Obstetric and Paediatric Mortality and Morbidity: Annual Report 2015.
- (6) Legal Aid Commission of Tasmania: Annual Report 2016-2017.
- (7) Magistrates Court: Annual Report 2016-2017.
- (8) Tasmanian Museum and Art Gallery: Annual Report 2016-2017.
- (9) Australian Children's Education and Care Quality Authority: Annual Report 2016-2017.
- (10) Forest Practices Authority: Annual Report 2016-2017.
- (11) The Workers Rehabilitation and Compensation Tribunal: Annual Report 2016-2017.
- (12) The Asbestos Compensation Tribunal: Annual Report 2016-2017.
- (13) Forest Practices Authority: State of the Forests Tasmania 2017 Report.
- (14) Review of the Operation of Section 27 of the Workers Rehabilitation and Compensation Act 1988 Fire-Fighters Presumptive Legislation.
- (15) Workforce Profile: Appendix 1 to the Tasmanian State Service Annual Report 2016-2017. Revised November 2017.

3 REPORT OF THE 2017 ANNUAL REPORT OF THE PARLIAMENTARY STANDING COMMITTEE ON INTEGRITY.— Mr *Dean* presented a Report of the Parliamentary Standing Committee of Integrity.

Ordered, That the Report be received. (Mr *Dean*)

Ordered, That the Report be printed. (Mr *Dean*)

4 JOINT STANDING COMMITTEE ON INTEGRITY CODE OF CONDUCT FOR MEMBERS OF THE PARLIAMENT OF TASMANIA.— Mr *Dean* presented a Report of the Joint Standing Committee on Integrity – A Code of Conduct for Members of the Parliament of Tasmania.

Ordered, That the Report be received. (Mr *Dean*)

Ordered, That the Report be printed. (Mr *Dean*)

5 BILLS.— The following Bills were read the Third time and passed

The Limitation Amendment Bill 2017 (Bill No 57)

The Cultural and Creative Industries Bill 2017 (Bill No 21)

The Land Tax Amendment Bill 2017 (Bill No 58)

6 BILLS.— A Message to the House of Assembly:—

Mr SPEAKER,

The Legislative Council has this day agreed, without Amendment, to the Bills intituled —

‘A Bill for an Act to amend the *Limitation Act 1974*’;

‘A Bill for an Act to establish a system of peer review of applications for assistance in the cultural and creative industries, to repeal the *Tasmanian Arts Advisory Board Act 1975* and for related matters’; and

‘A Bill for an Act to amend the *Land Tax Act 2000*’.

Legislative Council, 30 November 2017

J.S. WILKINSON, *President*

7 SITTING SUSPENDED.— *Resolved*, That the Sitting of the Council be suspended until the ringing of the Division bells. (Mrs *Hiscutt*)

The Sitting was suspended at 11.05 o'clock p.m. and resumed at 11.52 o'clock p.m.

8 BILL NO. 60.— The Order of the Day was read for the Second reading of the Dog Control Amendment Bill 2017

A Motion was made (Mrs *Hiscutt*), and the Question was proposed, That the Bill be now read the Second time.

A Debate arose thereupon.

9 SITTING SUSPENDED.— It being 1.00 o'clock p.m. the Sitting of the Council was suspended.

The Council resumed the Sitting at 2.30 o'clock p.m.

10 QUESTION TIME.— The President called for Questions without Notice. There were four Questions asked.

11 REPORT OF THE JOINT STANDING COMMITTEE ON SUBORDINATE LEGISLATION ON THE FIREARMS AMENDMENT REGULATIONS 2017 (NO. 51).— *Ms Rattray* presented the Report of the Joint Standing Committee on Subordinate Legislation on the Firearms Amendment Regulations 2017 (No. 51).

Ordered, That the Report be received. (*Ms Rattray*)

Ordered, That the Report be printed. (*Ms Rattray*)

12 BILL NO. 60— The Council, according to Order, resumed the Debate on the Question, That the Dog Control Amendment Bill 2017. be now read the Second time.

And the Question being put,

It was resolved in the Affirmative.

And the Bill was, accordingly, read the Second time and committed to a Committee of the Whole Council.

And the President having left the Chair, the Council resolved itself into the said Committee.

(In the Committee)

Mr *Hall* in the Chair.

Clauses 1 to 32 agreed to.

Title agreed to.

Bill to be reported without Amendment.

The Council being resumed, Mr *Hall* reported that the Committee had gone through the Bill, and directed him to report the same to the Council without Amendment.

Ordered, That the Bill be now read the Third time (*Mrs Hiscutt*)

The Bill was read the Third time and passed.

13 BILL NO. 60.— A Message to the House of Assembly:—

MR SPEAKER,

The Legislative Council has this day agreed, without Amendment, to the Bill intituled, 'A Bill for an Act to amend the *Dog Control Act 2000*'.

Legislative Council, 30 November 2017

J.S. WILKINSON, *President*

14 BILL NO. 54.— The Order of the Day was read for the Second reading of the Sentencing Amendment (Sentences of Imprisonment) Bill 2017

A Motion was made (*Mrs Hiscutt*), and the Question was proposed, That the Bill be now read the Second time.

A Debate arose thereupon.

Ordered, That the Debate be adjourned. (*Ms Rattray*)

15 SITTING SUSPENDED.— *Resolved*, That the Sitting of the Council be suspended until the ringing of the Division bells. (*Mrs Hiscutt*)

The Sitting was suspended at 3.41 o'clock p.m. and resumed at 4.04 o'clock p.m.

16 BILL NO. 54.— The Council, according to Order, resumed the Debate on the Question, That the Sentencing Amendment (Sentences of Imprisonment) Bill 2017 be now read the Second time.

And the Question being put,

It was resolved in the Affirmative.

And the Bill was, accordingly, read the Second time and committed to a Committee of the Whole Council.

And the President having left the Chair, the Council resolved itself into the said Committee.

(In the Committee)

Mr *Hall* in the Chair.

Clauses 1 to 5 agreed to.

Title agreed to.

Bill to be reported without Amendment.

The Council being resumed, Mr *Hall* reported that the Committee had gone through the Bill, and directed him to report the same to the Council without Amendment.

Ordered, That the Bill be now read the Third time (Mrs *Hiscutt*)

The Bill was read the Third time and passed.

17 BILL NO. 54.— A Message to the House of Assembly:—

MR SPEAKER,

The Legislative Council has this day agreed, without Amendment, to the Bill intituled, 'A Bill for an Act to amend the *Sentencing Act 1997*'.

Legislative Council, 30 November 2017

J.S. WILKINSON, *President*

18 BILL NO. 67.— A Message from the House of Assembly:—

MR PRESIDENT,

The House of Assembly hath passed a Bill, intituled 'A Bill for an Act to amend the *Threatened Species Protection Act 1995*', to which the House desires the concurrence of the Legislative Council.

House of Assembly, 30 November 2017

M.SHELTON, *Speaker*

The Bill was read the First time.

Ordered, That the Second reading of the Bill be made an Order of the Day for Tuesday next. (Mrs *Hiscutt*)

19 BILL NO. 64.— A Message from the House of Assembly:—

MR PRESIDENT,

The House of Assembly doth agree to the Amendments made by the Legislative Council to the Bill intituled, 'A Bill for an Act to amend the *Workers Rehabilitation and Compensation Act 1998*'.

House of Assembly, 30 November 2017

M. SHELTON, *Speaker*

20 ADJOURNMENT.— A Motion was made (Mrs *Hiscutt*) and the Question was proposed, That the Council will at its rising adjourn until 11.00 o'clock am on Tuesday 10 April 2018.

A Debate arose thereupon

And the Question being put,

It was resolved in the Affirmative.

Resolved, That the Council do now adjourn. (Mrs *Hiscutt*)

The Council adjourned at 4.55 o'clock p.m.

D.T. PEARCE, *Clerk of the Council*.

Briefing:

- *Dog Control Amendment Bill 2017 (No. 60)*