No. 43
THURSDAY, 26 MARCH 2015

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:—


Mr Mulder by leave, Tabled a letter from Tasrail dated 13 January 2015 providing information requested by Government Businesses Scrutiny Committee ‘B’.

3 COMMITTEE REPORT: LEGALISED MEDICINAL CANNABIS.— Ms Forrest presented a Report of the Government Administration Committee ‘A’ on Legalised Medicinal Cannabis, together with evidence taken by the Committee.

Ordered, That the Report be received. (Ms Forrest)

Ordered, That the Report be printed. (Ms Forrest)

Pursuant to Sessional Order No. 25 the consideration of the Report and its noting shall be made an Order of the Day for Tuesday next.

4 SPECIAL INTEREST MATTERS.— The President advised the Chamber of four Members who had indicated their desire to speak and of the order in which they were to speak as follows —

Mr Dean – Mick Goss – Dads’ Activity Group;
Ms Forrest – Achievements in Coastal Tasmanian Towns;
Ms Armitage – PCYC Pathfinder Program; and
Mr Finch – Epilepsy Awareness Day

At the conclusion of Special Interest Matters the Council proceeded to Orders of the Day.

5 BILL NO. 1.— 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 Liquor Licensing Act 19990 and the Gaming Control Act 1993’;

to which the House desires the concurrence of the Legislative Council.

House of Assembly, 25 March 2015

E.N.ARCHER, Speaker
6 BILL NO. 3.— 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 Firearms Act 1996’,
to which the House desires the concurrence of the Legislative Council.

House of Assembly, 25 March 2015

E.N. ARCHER, Speaker

The Bills were read the First time.

Ordered, That the Second reading of the Bills be made Orders of the Day for Tuesday next.

(Dr Goodwin)

7 BILL NO. 41. — The Historic Cultural Heritage Amendment (Validation) Bill 2014 was read the Third time and passed.

8 BILL NO. 2. — The State Grants Commission Amendment Bill 2015 was read the Third time and passed.

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

MADAM SPEAKER,

The Legislative Council has this day agreed, without Amendment, to the Bills intituled —
‘A Bill for an Act to amend the Historic Cultural Heritage Act 1995’ (Bill No. 41); and
‘A Bill for an Act to amend the State Grants Commission Act 1976’ (Bill No. 2).

Legislative Council, 26 March 2015

J.S. WILKINSON, President

10 BILL NO. 12.— The Order of the Day was read for the consideration of the Launceston Flood Risk Management Bill 2014 as amended in Committee of the Whole.

Ordered, That the Bill, as amended in the Committee, be now taken into consideration.

The Council, accordingly, proceeded to take the same into consideration.

The Amendment was read the First time.

The said Amendment, being read the Second time, was agreed to.

Ordered, That the Bill as amended in the Committee, be now read the Third time. (Dr Goodwin)

The Bill was read the Third time and passed.

11 MOTION WITHOUT NOTICE.— Ordered, That Dr Goodwin have leave to move a Motion without Notice.

12 ORDER OF BUSINESS.— Ordered, That intervening business be postponed until after consideration of Order of the Day No. 5. (Dr Goodwin)

13 BILL NO. 6.— The Order of the Day was read for resuming the Debate on the Question, That the Public Health (Miscellaneous Amendments) Bill 2015 be now read the Second time.

A Debate arose thereupon.

14 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.

15 QUESTION TIME.— The President called for Questions without Notice. There were three Questions asked.
16 BILL NO. 6.— The Council resumed the Debate on the Question, That the Public Health (Miscellaneous Amendments) Bill 2015 be now read the Second time.

A Debate arose thereupon.

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)

Mrs Taylor in the Chair.

Clauses 1 to 24 agreed to.

Clause 26 postponed.

Clauses 27 to 63 agreed to.

Postponed Clause 26 called.

To report progress and seek leave to sit again.

____________________

The Council being resumed, Mrs Taylor reported that the Committee had made progress in the Bill, and that she was directed to move that the Committee may have leave to sit again.

Resolved. That the Council will, at a later hour, again resolve itself into the said Committee.

17 BILL NO. 37.— The Council, according to Order, again resolved itself into a Committee on the Co-operatives National Law (Tasmania) Bill 2014.

Mrs Taylor in the Chair.

Postponed Schedule 1 further considered and agreed to.

Title agreed to.

Bill to be reported with Amendment.

____________________

The Council being resumed, Mrs Taylor reported that the Committee had gone through the Bill, and directed her to report the same to the Council with Amendment.

Ordered, That the consideration of the Bill as amended be made an Order of the Day for tomorrow.

(Dr Goodwin)

18 JOINT SELECT COMMITTEE ON THE TASMANIAN GREYHOUND RACING INDUSTRY.— The Order of the Day was read for consideration in Council of the following Message from the House of Assembly —

"MR PRESIDENT,

The House of Assembly having agreed to the following Resolution, begs now to transmit the same to the Legislative Council, and to request its concurrence therein —

Resolved, That the House —

(1) (a) recognises that the ABC’s Four Corners program of 16 February 2015, brought to public attention the issue of live baiting in Australia’s greyhound racing industry;
(b) notes the efforts of whistleblowers at Animals Australia and Animal Liberation Queensland who gathered crucial evidence for the ABC and authorities;

(c) acknowledges the Four Corners program resulted in a high level of public concern about animal welfare standards in the greyhound racing industry, including thousands of emails to Members of Parliament in Tasmania;

(d) recognises that since Four Corners went to air, allegations have been made of live baiting, wastage – the euthanizing of dogs that do not perform or are past their best, and draining – the draining of blood from a dog before it is euthanized - happening in Tasmania;

(e) notes that while many Members of Parliament have received these reports, since the Four Corners program was broadcast, the RSPCA has received nine calls in relation to live baiting and all have been followed up, with none identified as requiring further action; and

(f) notes the comprehensive recommendations made by the Director of Racing and the Chief Veterinary Officer as a result of their review of animal welfare provisions in the greyhound racing industry.

(2) That a Joint Select Committee be appointed with power to send for persons and papers with leave to sit during any adjournment of either House exceeding 14 days and with leave to adjourn from place to place, and with leave to report from time to time, to inquire into and report upon:—

(a) practices in the Tasmanian greyhound racing industry, including whether live baiting, ‘wastage’ and ‘draining’ of greyhounds is occurring, and if so, to what extent;

(b) the role of regulatory authorities in upholding animal welfare standards in the industry and encouraging best practice;

(c) the level of state government funding provided to the industry in Tasmania in the form of a 20 year funding deed signed in 2009;

(d) the comprehensive report already completed by the Director of Racing and the Chief Veterinary Officer into these issues and the 29 recommendations for consideration by the State Government;

(e) any other matters incidental thereto; and

(f) that the number of Members to serve on the Committee on the part of the House be four, two nominated by the Leader of Government Business, one nominated by the Leader of Opposition Business and one nominated by the Honourable Member for Bass, Mr Booth and that the Joint Select Committee report by 30 June 2015.

House of Assembly, 18 March 2015

E.N. ARCHER, Speaker”.

A Motion was made (Dr Goodwin), and the Question was proposed,

That the Resolution from the House of Assembly be agreed to.

A Debate arose thereupon.

And the Question being put,

It was resolved in the Affirmative.

Ordered, That —

Mr Gaffney
Ms Rattray
Mrs Taylor; and
Mr Valentine

be of the Committee on the part of the Council and that Tuesday, 21 April 2015 at 1.15 o’clock pm be the time and that Committee Room No. 2 be the place for holding the first meeting of the Committee.

Ordered, That a Message be transmitted to the House of Assembly acquainting that House accordingly.
19 JOINT SELECT COMMITTEE ON THE TASMANIAN GREYHOUND RACING INDUSTRY — A Message to the House of Assembly—

MADAM SPEAKER,

The Legislative Council having taken into consideration the Message of the House of Assembly dated 18 March 2015 regarding the establishment of a Joint Select Committee on Greyhound Racing in Tasmania agrees to the establishment in the terms contained in the Resolution; and further informs the House of Assembly it has resolved that Mr Gaffney, Ms Rattray, Mrs Taylor and Mr Valentine be of the Committee on the part of the Legislative Council.

And that Tuesday, 21 April 2015 at 1.15 o’clock pm be the time and the Committee Room No. 2 be the place for holding the first meeting of the Committee.

Legislative Council, 26 March 2015
J.S. WILKINSON, President

20 SITTING SUSPENDED.— Resolved, That the Sitting of the Council be suspended until the ringing of the Division bells. (Dr Goodwin)

The Sitting was suspended at 3.41 o'clock p.m. and resumed at 4.35 o'clock p.m.

21 BILL NO. 6.— The Council, according to Order, again resolved itself into a Committee on the Public Health (Miscellaneous Amendments) Bill 2015.

_________________
(In the Committee)

Mrs Taylor in the Chair.
Postponed Clause 26 further considered and agreed to.
Schedule 1 agreed to
Title agreed to.
Bill to be reported without Amendment.

_________________
The Council being resumed, Mrs Taylor reported that the Committee had gone through the Bill, and directed her to report the same to the Council without Amendment.

Ordered, That the Third reading of the Bill be made an Order of the Day for tomorrow. (Dr Goodwin)

22 ADJOURNMENT.— Resolved, That the Council will, at its rising adjourn until 11.00 o’clock a.m. on Tuesday, 21 April 2015. (Dr Goodwin)

Resolved, That the Council do now adjourn. (Dr Goodwin)

The Council adjourned at 4.56 o’clock p.m.

D.T. PEARCE, Clerk of the Council.