



LEGISLATIVE COUNCIL

SESSION OF 2021

(FIRST SESSION OF THE FIFTIETH PARLIAMENT)

NOTICES OF MOTION AND ORDERS OF THE DAY

No. 5

WEDNESDAY, 30 JUNE 2021

(At 11.00 o'clock a.m.)

NOTICE OF QUESTION

1 Ms *Forrest* to ask the Honourable the Leader of the Government — With regard to Respectful Relationships Education (RRE) —

- (1) Which public schools throughout Tasmania have delivered RRE?
- (2) How often is this RRE provided in each school?
- (3) What is the scope of the RRE program in each school including:
 - (a) the number of hours it takes to be delivered;
 - (b) the period of time over which it is delivered; and
 - (c) whether there are refresher seminars as part of the program?
- (4) (a) Who has delivered the RRE in each school; and
(b) in each case:
 - (i) do the trainers have a specialist knowledge in gender-based violence;
 - (ii) is there a cost associated with its delivery;
 - (iii) are there wrap around supports for students who may have experienced abuse; and
 - (iv) what are the referral pathways available to support young people?
- (5) (a) Has a consistent curriculum been delivered in each primary school; and
(b) if not, why has different curriculum content been delivered?
- (6) (a) Has a consistent curriculum been delivered in each secondary school; and
(b) if not, why has different curriculum content been delivered?
- (7) (a) Have any schools run the Respectful Relationship course provided by the Sexual Assault Support Services (SASS); and
(b) if so,
 - (i) which schools; and
 - (ii) is there a cost associated with this program?
- (8) How is the outcome of the RRE courses/programs being measured?
- (9) If evaluation and measurement of outcomes has not been undertaken when will this be commenced?
- (10) (a) Has there been any shift in problematic attitudinal beliefs and/or behaviours of students; and
(b) if so, how has this been demonstrated and measured?
- (11) How many of these RRE courses are currently being run in Tasmania's public schools?

- (12) (a) Does the Department of Education have an understanding of what RRE is being delivered in the private school sector; and
- (b) if so,
 - (i) what is the breadth of these programs; and
 - (ii) how do these programs differ from what is occurring in State schools?

(asked 22.06.21)

ORDERS OF THE DAY

- 1** Supply Bill (No. 1) 2021 (No. 10): Third reading.
- 2** Supply Bill (No. 2) 2021 (No. 11): Third reading.
- 3** Treasury Miscellaneous (Cost of Living and Affordable Housing Support) Bill 2021 (No. 12): Adjourned Debate (Mrs *Hiscutt*) on the Question proposed on 29 June 2021 – That the Bill be now read the Second time.
- 4** Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Modification) Bill 2021 (No. 13): Second reading.
- 5** Partition Bill 2021 (No. 2): Second reading.

NOTICES OF MOTION

- 1** Ms *Forrest* to move — That the Parliamentary Standing Committee of Public Accounts report No. 14: “Office of the Ombudsman and Health Complaints Commissioner” be considered and noted.
- 2** Ms *Forrest* to move — That the Legislative Council Select Committee Report on Production of Documents be considered and noted.
- 3** Ms *Forrest* to move — That a Joint Sessional Gender and Equality Committee be appointed with power to send for persons and papers, with leave to sit during any adjournment of either House and with leave to adjourn from place to place to inquire into and report upon —
 - (1) (a) Any Bill referred to it by either House in order to examine gender and equality impacts;
 - (b) Any matter related to gender and equality referred to it by either House; and
 - (c) Any matter related to gender and equality, initiated by its own motion; and
- (2) That Notice of any own Motion Inquiry shall be reported to both Houses within two (2) sitting days of the Committee’s Resolution; and
- (3) That the number of Members to serve on the said Committee on the part of the Legislative Council be four.
- 4** Ms *Webb* to move — That Statutory Rules 2019, No. 63, Fisheries (Abalone) Amendment Rules 2019 dated 23 September 2019 made under the *Living Marine Resources Management Act 1995* and laid upon the Table of the Council on 19 November 2019, be disallowed as provided by Section 47 of the *Acts Interpretation Act 1931*.
- 5** Ms *Webb* to move —
 - (1) That the Legislative Council notes:
 - (a) The United Nations Convention on the Rights of the Child requires countries to establish a minimum age below which children are presumed not to have the capacity to breach the criminal law, and that countries should work towards a minimum age of criminal responsibility of 14 years or older; and
 - (b) the global median minimum age of criminal responsibility is 14, while the minimum age of criminal responsibility in all Australian jurisdictions is 10 years.
 - (2) That the Legislative Council further notes:
 - (a) Groups including, but not limited to, Amnesty International, the National Aboriginal and Torres Strait Islander Legal Services, Australia’s National Children’s Commissioner, the

Australian Medical Association, the Royal Australian and New Zealand College of Psychiatrists, and the Royal Australasian College of Physicians have called on governments to raise the minimum age of criminal responsibility to at least 14;

- (b) in Tasmania, groups including the Commissioner for Children and Young People, the Law Society of Tasmania and the Tasmanian Council of Social Service (TASCOSS) agree that the minimum age of criminal responsibility should be raised to at least 14 years;
 - (c) evidence demonstrates that, at the age of 10, a child's brain is still developing, particularly as to reasoning, impulsivity and consequential thinking;
 - (d) evidence shows that many children involved in the criminal justice system come from disadvantaged backgrounds and have complex needs better addressed outside the criminal justice system through a developmentally appropriate, trauma-informed and culturally safe early intervention model that supports children in their families and communities; and
 - (e) evidence also indicates that the younger children are when they first encounter the youth justice system, the more likely they are to reoffend.
- (3) That the Legislative Council further notes:
- (a) The Council of Attorneys-General initiated a Working Group on the minimum age of criminal responsibility in November 2018, but have not reached a nationally agreed way forward; and
 - (b) notwithstanding the national Working Group discussions, the age of criminal responsibility is entirely a matter for the state, and there is no reason why Tasmania cannot proceed to raise the age of criminal responsibility in this state.
- (4) That the Legislative Council call on the Tasmanian Government to:
- (a) Raise the minimum age of criminal responsibility to at least 14; and
 - (b) commit to the principles of justice reinvestment, divert young people – particularly those under the age of 14 – away from the youth justice system into programs and services that address the underlying causes of their behaviour, and implement a program for Aboriginal youth led by Indigenous people.

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

PAPERS ISSUED

LEGISLATIVE COUNCIL

Notice Paper No. 4

SUMMARY OF BILLS

Read First Time

Bill No. 2	Partition (<i>pro forma</i>).
Bill No. 13	Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Modification).

Second Reading Debate Adjourned

Bill No. 12	Treasury Miscellaneous (Cost of Living and Affordable Housing Support).
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Awaiting Third Reading

Bill No. 10	Supply (No. 1).
Bill No. 11	Supply (No. 2).

STANDING COMMITTEES AND MEMBERS

Committee of Privileges: Mr *Farrell* (The President), Ms *Forrest* (Chair of Committees), Mr *Gaffney*, Mrs *Hiscutt* and Ms *Ratray*.

Standing Orders Committee: The President (Mr *Farrell*), The Chair of Committees (Ms *Forrest*), Mrs *Hiscutt*, Ms *Ratray* and Mr *Valentine*.

Parliamentary Standing Committee on Public Works (Joint): Ms *Ratray* and Mr *Valentine*.

Parliamentary Standing Committee on Subordinate Legislation (Joint): Ms *Forrest*, Ms *Ratray* and Ms *Webb*.

Parliamentary Standing Committee of Public Accounts (Joint): Ms *Forrest*, Ms *Webb* and Mr *Willie*.

Parliamentary Standing Committee on Integrity (Joint): Ms *Armitage*, Ms *Palmer* and Mr *Valentine*.

SESSIONAL COMMITTEES AND MEMBERS

House Committee (Joint): The President (Mr *Farrell*), Ms *Forrest*, Mrs *Hiscutt*.

Library Committee (Joint): Ms *Armitage*, Mr *Farrell*, Ms *Forrest*, Ms *Ratray*, Dr *Seidel* and Mr *Valentine*.

Government Administration A: Mr *Duigan*, Ms *Forrest*, Mr *Gaffney*, Ms *Lovell*, Dr *Seidel* and Ms *Webb*.

- Horizontal Fiscal Equalisation System.

Government Administration B: Ms *Armitage*, Ms *Palmer*, Ms *Ratray*, Ms *Siejka*, Mr *Valentine* and Mr *Willie*.

SELECT COMMITTEES AND MEMBERS

Greater Hobart Traffic: Ms *Siejka*, Mr *Valentine* and Ms *Webb*.

TasWater: Ms *Lovell*, Ms *Palmer* and Ms *Ratray*.

Road Safety in Tasmania: Ms *Armitage*, Ms *Palmer*, Ms *Ratray* and Dr *Seidel*.