



LEGISLATIVE COUNCIL

SESSION OF 2021

(FIRST SESSION OF THE FIFTIETH PARLIAMENT)

NOTICES OF MOTION AND ORDERS OF THE DAY

No. 7

TUESDAY, 24 AUGUST 2021

(At 11.00 o'clock a.m.)

NOTICES OF QUESTION

2 Ms *Webb* to ask the Honourable Leader of the Government — With regard to delivery riders for food delivery services in Tasmania:

- (1) (a) What actions are being taken by the Government to assess issues that affect the safety and working conditions of food delivery riders in Tasmania; and
(b) what actions are being taken to address these issues?
- (2) Which findings and recommendations of the New South Wales Joint Taskforce on Food Delivery Safety does the Government consider to be relevant to the conditions of food delivery riders in Tasmania?
- (3) Which findings and recommendations of the report into On-demand Platform Work in Australia by the Senate Select Committee on Job Security does the Government consider to be relevant to the safety and working conditions of food delivery riders in Tasmania?

(asked 30.06.21)

3 Ms *Armitage* to ask the Honourable Leader of the Government — With regard to the proposed Calvary co-located hospital slated for Launceston:

- (1) Given that it has been three years since the unsolicited bid was made by Calvary Health Care, when will all stakeholders have an opportunity for an open and transparent conversation regarding what services Calvary Health Care intend to provide in order to cater for the future needs of the region's population?
- (2) Does the Government acknowledge that, in order to achieve the best outcomes for the state's north, a significant and detailed public consultation will be required?
- (3) (a) How extensive will the public consultation process be; and
(b) will the Government ensure transparency during this process by allowing public submissions?
- (4) Given that Calvary Health Care has already ruled out an accident and emergency department for this facility, does the Government believe that it is acceptable to forgo this service requirement as part of its proposal – noting this service is provided by Calvary Health Care to patients in the state's south and given the pressures that the Launceston General Hospital Emergency Department finds itself under?
- (5) Can the Government give any indication about what services the proposed facility will offer, understanding that there is a significant public demand for pregnancy, post-natal, mental health services, palliative care, pain management services and elective surgery capabilities?

- (6) Can the Government guarantee this co-located hospital will not simply be a combination of both St Luke's and St Vincent's campuses on one site with no additional services?

(asked 01.07.21)

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 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.

3 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*.

4 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.

ORDERS OF THE DAY

- 1 Justice Miscellaneous (Increasing Judicial Retirement Age) Bill 2021 (No. 15): Second reading.
- 2 Guardianship and Administration Amendment (Advance Care Directives) Bill 2021 (No. 14): Second reading.
- 3 Partition Bill 2021 (No. 2): Second reading.

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

PAPERS ISSUED

LEGISLATIVE COUNCIL

Notice Paper No. 6

SUMMARY OF BILLS

Read First Time

Bill No. 2	Partition (<i>pro forma</i>).
Bill No. 14	Guardianship and Administration Amendment (Advanced Care Directives).
Bill No. 15	Justice Miscellaneous (Increasing Judicial Retirement Age).

Agreed to by Both Houses

Bill No. 10	Supply (No. 1) (<i>Act No. 5 of 2021</i>).
Bill No. 11	Supply (No. 2) (<i>Act No. 6 of 2021</i>).
Bill No. 12	Treasury Miscellaneous (Cost of Living and Affordable Housing Support) (<i>Act No. 8 of 2021</i>).
Bill No. 13	Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Modification) (<i>Act No. 7 of 2021</i>).

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.
- Rural Health Services.

- Finfish Farming in Tasmania: Mr *Valentine* (substitute member with leave from Government Administration B).

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

- Disability Services.

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*.