



# LEGISLATIVE COUNCIL

SESSION OF 2021

(FIRST SESSION OF THE FIFTIETH PARLIAMENT)

## VOTES AND PROCEEDINGS

No. 8

TUESDAY, 24 AUGUST 2021

- 1 **COUNCIL MEETS.**— The Council met at 11.00 o'clock in the forenoon.
- 2 **ACKNOWLEDGEMENT OF TRADITIONAL PEOPLE.**— The President said: “We meet today on Tasmanian Aboriginal land. We acknowledge and pay respect to the Tasmanian Aboriginal people and elders, past and present. We recognise them as the traditional and original owners and the continuing custodians of this land.”
- 3 **PRAYERS.**— The President read Prayers.
- 4 **PAPERS.**— The Clerk of the Council laid upon the Table the following Papers:—
  - (1) Legislative Council Government Administration Committee ‘A’ – Special Report on Resolution to Re-establish Inquiry. Dated 24 June 2021. Presented to the President on 12 July 2021.
  - (2) Australian Criminal Intelligence Commission: Chair Annual Report 2019-20.
  - (3) Report of the Integrity Commission. No.1 of 2021 / 24 August 2021. Summary of an investigation into allegations of misconduct by the Work Health and Safety Regulator, Government Ministers and ministerial staff.
  - (4) Department of Health: Fees set in accordance with the Fee Units Act 1997.
  - (5) Gas Safety Act 2019: Statutory Rules 2021, No. 7, containing Gas Safety Regulations 2021.
  - (6) Legal Profession Act 2007: Statutory Rules 2021, No. 40, containing Legal Profession (Board of Legal Education) Rules 2021.
  - (7) Evidence (Children and Special Witnesses) Act 2001: Statutory Rules 2021, No. 44, containing Evidence (Children and Special Witnesses) Regulations 2021.
  - (8) Workers Rehabilitation and Compensation Act 1988: Statutory Rules 2021, No. 49, containing Workers Rehabilitation and Compensation Regulations 2021.
  - (9) Major Infrastructure Development Approvals Act 1999: Statutory Rules 2021, No. 55, containing Major Infrastructure Development Approvals Regulations 2021.
  - (10) Fire Service Act 1979: Statutory Rules 2021, No. 56, containing General Fire Regulations 2021.
  - (11) Emergency Management Act 2006: Statutory Rules 2021, No. 64, containing Emergency Management Amendment Regulations 2021.
  - (12) Launceston City Council: Facilities and Highways. By-Law Number 1 of 2021.

(13) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising areas of land containing 104m<sup>2</sup> and 677m<sup>2</sup> situate in Esk Main Road Tullochgorum Creek to West of Mount Foster Road in the Municipal area of Break O’Day.

(14) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising areas of land containing 1.534ha and 1.196ha situate in Tasman Highway Great Eastern Drive – Dianas Basin to St Helens in the Municipal area of Break O’Day.

**5 REPORT OF THE JOINT PARLIAMENTARY STANDING COMMITTEE OF PUBLIC ACCOUNTS.**— Ms *Forrest* presented a Report of the Joint Parliamentary Standing Committee of Public Accounts in relation to an inquiry into the Government’s Economic and Health Expenditure Response to the COVID-19 Pandemic.

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

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

**6 REPORT OF LEGISLATIVE COUNCIL SESSIONAL GOVERNMENT ADMINISTRATION COMMITTEE ‘A’.**— Ms *Forrest* presented a Report of the Legislative Council Sessional Government Administration Committee ‘A’ on the Inquiry into the impact of the Commonwealth Horizontal Fiscal Equalisation System as assessed by the Commonwealth Grants Commission as it applies to Tasmania’s expenses and delivery of services, together with the evidence taken by the Committee.

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

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

**7 REPORT OF LEGISLATIVE COUNCIL SESSIONAL GOVERNMENT ADMINISTRATION COMMITTEE ‘A’.**— Ms *Forrest* presented a Report of the Legislative Council Sessional Government Administration Committee ‘A’ in relation to an inquiry initiated by the Committee on its own motion in relation to the Roy Fagan Centre.

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

**8 ROYAL ASSENT TO BILLS.**— The President read a Message from Her Excellency the Governor as follows:

MESSAGE

Barbara Baker, Governor,

A Bill for an Act to make interim provision for the appropriation of \$2 189 745 000 out of the Public Account for the services of the Government for the financial year ending on 30 June 2022

*Supply Act (No. 1) 2021*

(Bill No. 10; Act No. 5 of 2021)

A Bill for an Act to make interim provision for the appropriation of \$12 354 000 out of the Public Account for the services of the Government in respect of Parliament and Statutory Offices for the financial year ending on 30 June 2022

*Supply Act (No. 2) 2021*

(Bill No. 11; Act No. 6 of 2021)

having been presented to the Governor for the Royal Assent, she has in the name of Her Majesty the Queen, assented to the said Bills.

*Government House, Hobart, 9 July 2021*

**9 ROYAL ASSENT TO BILLS.**— The President read a Message from Her Excellency the Governor as follows:

MESSAGE

Barbara Baker, Governor

A Bill for an Act to amend the Land Use Planning and Approvals Act 1993  
*Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Modification) Act 2021*  
(Bill No 13; Act No. 7 of 2021)

A Bill for an Act to amend the Duties Act 2001, the First Home Owner Grant Act 2000, the Land Tax Act 2000, the Land Tax Rating Act 2000 and the Taxation Administration Act 1997  
*Treasury Miscellaneous (Cost of Living and Affordable Housing Support) Act 2021*  
(Bill No 12; Act No. 8 of 2021)

having been presented to the Governor for the Royal Assent, she has in the name of Her Majesty the Queen, assented to the said Bills.

*Government House, Hobart, 14 July 2021*

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

- (1) Ms *Webb* - Kingborough and Huon Business Enterprise Centre;
- (2) Mr *Duigan* - Allison Bassano, SheShed Launceston;
- (3) Ms *Armitage* - Ariarne Titmus;
- (4) Ms *Palmer* - Utzinger Wine; and
- (5) Mr *Gaffney* - Cold Climate Classic Touch Football Competition.

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

**11 MOTION WITHOUT NOTICE.**— *Ordered*, That Ms *Howlett* have leave to move a Motion without Notice.

**12 TASMANIAN ATHLETES AT THE TOKYO OLYMPICS.**— A Motion was made (Ms *Howlett*) and the Question was proposed,

That the Legislative Council:

- (1) acknowledges our Tasmanian athletes who represented Australia at the Tokyo Olympic Games;
- (2) pays tribute to their dedication and hard work in realizing their Olympic dream;
- (3) congratulates them all on a successful Olympic campaign with seven Olympic medals being won by Tasmanian athletes across a range of sports; and
- (4) recognises them as inspirational role models for our young Tasmanian athletes.

A Debate arose thereupon.

*Ordered*, That the Debate be adjourned. (Mr *Gaffney*)

**13 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 11.53 o'clock a.m. and resumed at 12.40 o'clock p.m.

**14 COMMITTEE APPOINTMENT.**— A Message from the House of Assembly:—

MR PRESIDENT,

In accordance with the provisions of section (2) subsection (2) of the *Public Accounts Committee Act 1970* (No. 54), the following Member has been appointed on the part of the House to serve on the Parliamentary Standing Committee of Public Accounts:

*Dr Broad*

*House of Assembly, 24 August 2021*

MARK SHELTON, *Speaker*

**15 TASMANIAN ATHLETES AT THE TOKYO OLYMPICS.**— The Council, according to order, resumed the Debate on the Question,

That the Legislative Council:

- (1) Acknowledges our Tasmanian athletes who represented Australia at the Tokyo Olympic Games;
- (2) pays tribute to their dedication and hard work in realizing their Olympic dream;
- (3) congratulates them all on a successful Olympic campaign with seven Olympic medals being won by Tasmanian athletes across a range of sports; and
- (4) recognises them as inspirational role models for our young Tasmanian athletes.

**16 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.

**17 QUESTION TIME.**— The President called for Questions without Notice. There were nine Questions asked.

*Ordered,* That Mrs *Hiscutt*, have leave to Table an answer to a Question from the Hon Member for Elwick (Mr *Willie*) about the number of reported incidents of violence and antisocial behaviour on Metro buses in 2021 and the daily average of dropped runs by Metro during peak periods and have the answer incorporated into the Hansard record.

**18 TASMANIAN ATHLETES AT THE TOKYO OLYMPICS.**— The Council resumed the Debate on the Question,

That the Legislative Council:

- (1) Acknowledges our Tasmanian athletes who represented Australia at the Tokyo Olympic Games;
- (2) pays tribute to their dedication and hard work in realizing their Olympic dream;
- (3) congratulates them all on a successful Olympic campaign with seven Olympic medals being won by Tasmanian athletes across a range of sports; and
- (4) recognises them as inspirational role models for our young Tasmanian athletes.

And the Question being put,

It was resolved in the Affirmative.

**19 MOTION WITHOUT NOTICE.**— *Ordered,* That Ms *Howlett* have leave to move a Motion without Notice.

**20 ASHLEIGH BARTY TENNIS PLAYER.**— A Motion was made (Ms *Howlett*) and the Question was proposed,

That the Legislative Council:

- (1) Acknowledges the recent success of Australia's world number one ranked female tennis player, Ashleigh (Ash) Barty, in winning the 2021 Wimbledon Women's Singles title in July and representing Australia at the recent Tokyo Olympics;
- (2) admires her dedication, conduct and sportsmanship; and

- (3) recognises and pays tribute to her as a magnificent ambassador for Australian female athletes on the world stage.

A Debate arose thereupon.

Amendments proposed to be made to the Motion (Mr *Willie*):—

**First Amendment**

Paragraph (1)

Leave out all the words after “Barty”

Insert instead “and 14 Grand Slam quad wheelchair champion Dylan Alcott in winning the 2021 Wimbledon titles and representing Australia at the Tokyo Olympics and the Tokyo Paralympics.”

**Second Amendment**

Paragraph (2)

Leave out “her” insert instead “their”

**Third Amendment**

Paragraph (3)

Leave out all the words after “tribute to”

Insert instead “them as magnificent ambassadors for Australian athletes on the world stage.”

A Debate arose thereupon.

And the Question being put, That the Amendments be agreed to.

It was resolved in the Affirmative.

Debate resumed on the Question, That the Motion as amended be agreed to.

And the Question being put.

It was resolved in the Affirmative.

**21 ADJOURNMENT.**— A Motion was made (Mrs *Hiscutt*) and the Question was put, That the Council will at its rising adjourn until 11.00 o’clock in the forenoon on Wednesday, 25 August 2021.

It was resolved in the Affirmative.

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

The Council adjourned at 3.57 o'clock p.m.

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

*Briefing:*

- *Supply Bill (No 3) 2021 (No. 32) and Supply Bill (No 4) 2021 (No. 33)*