



HOUSE OF ASSEMBLY

SESSION OF 2019 - 2021

(SECOND SESSION OF THE FORTY-NINTH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 91

THURSDAY, 25 MARCH 2021

1 The House met at Ten o'clock a.m.

2 ACKNOWLEDGEMENT OF TRADITIONAL PEOPLE. - The Speaker made a statement acknowledging the traditional people of the land.

3 PRAYERS AND REFLECTION. – The Speaker read Prayers.

4 QUESTIONS SEEKING INFORMATION. – In accordance with Standing Order No. 43, Questions without notice were asked.

5 PETITION. - Dr *Woodruff* presented an E-Petition from approximately 178 residents of Tasmania, requesting that the House reject any further state support, financial or otherwise, for the proposal for an industrial tourist highway along Jeffery's Track, Crabtree Road, White Timber Trail, Judd's Creek Road and Lachlan Road. (HA8/2021)

Which Petition was read and received.

6 PETITION. - Dr *Woodruff* presented a Petition from approximately 419 residents of Tasmania, requesting that the House call upon the Government to:

- (1) Preserve the biodiverse bushland patch (the Crown Land on Birralee Road near Westbury, Certificate of Title 14862, Folio 1).
- (2) List the parcel of land known as the Westbury Reserve as a Conservation Area under the Nature Conservation Act.
- (3) Abandon plans to destroy its natural values by building a maximum-security prison on the site. (HA6/2021)

Which Petition was read and received.

7 PETITION. - Dr *Woodruff* presented an E-Petition from approximately 456 residents of Tasmania, requesting that the House call upon the Government to:

- (1) Preserve the biodiverse bushland patch (the Crown Land on Birralee Road near Westbury, Certificate of Title 14862, Folio 1).
- (2) List the parcel of land known as the Westbury Reserve as a Conservation Area under the Nature Conservation Act.
- (3) Abandon plans to destroy its natural values by building a maximum-security prison on the site. (HA7/2021)

Which Petition was read and received.

8 PAPERS. – The Attorney-General laid upon the Table of the House the following Paper:-

The Nominal Insurer: Annual Report 2019-20.

9 PAPERS. – The Minister for Primary Industries and Water laid upon the Table of the House the following Papers:-

Land Acquisition Act 1993 (Notice of Acquisition pursuant to Section 18):

- (i) Dated 11 January 2021, land situate in the Town of Sorell, Municipal Area of Sorell, Lot 1 on Plan of Survey P179851, registered in the name of The Trust Company (Australia) Limited for road purposes;
- (ii) Dated 11 January 2021, land situate in the Town of Sorell, Municipal Area of Sorell, Lot 2 on Plan of Survey P179851, registered in the name of Doedens Investments Pty Ltd for road purposes;
- (iii) Dated 11 January 2021, land situate in the Town of Sorell, Municipal Area of Sorell, Lot 3 on Plan of Survey P179851, registered in the names of Barry William Curtain and Patricia Olive Curtain for road purposes;
- (iv) Dated 11 January 2021, land situate in the Town of Sorell, Municipal Area of Sorell, Lots 4 and 5 on Plan of Survey P179851, registered in the names of Martina Louise Ball and John Henry Stott Smith for road purposes;
- (v) Dated 11 January 2021, land situate in the Town of Sorell, Municipal Area of Sorell, Lots 6 and 7 on Plan of Survey P179851, registered in the names of Martina Louise Ball and John Henry Stott Smith for road purposes;
- (vi) Dated 10 February 2021, land situate in the Town of Sorell, Municipal Area of Sorell, Lot 1 on Plan of Survey P179852, registered in the names of Brendon Lee Prestage and Celia Prestage for road purposes;
- (vii) Dated 10 February 2021, land situate in the Town of Sorell, Municipal Area of Sorell, Lots 2 and 4 on Plan of Survey P179852, registered in the names of Ricky John Polley and Tina Robyn Polley for road purposes;
- (viii) Dated 10 February 2021, land situate in the Town of Sorell, Municipal Area of Sorell, Lot 3 on Plan of Survey P179852, registered in the names of Brian Eric Morey and Cynthia Frances Morey for road purposes;
- (ix) Dated 10 February 2021, land situate in the Town of Sorell, Municipal Area of Sorell, Lots 5 and 6 on Plan of Survey P179852, registered in the name of Julfran Pty Ltd for road purposes;
- (x) Dated 10 February 2021, land situate in the Town of Sorell, Municipal Area of Sorell, Lot 7 on Plan of Survey P179852, registered in the name of Leslie Robert Gould for road purposes; and
- (xi) Dated 10 February 2021, land situate in the Town of Sorell, Municipal Area of Sorell, Lot 8 on Plan of Survey P179852, registered in the name of Wallace Ronald McGinniss for road purposes.

10 PAPERS. – The Minister for Finance laid upon the Table of the House the following Paper:-

Payroll Tax Act 2008: Payroll Tax (Pandemic) Order (No. 3) 2020 (Statutory Rules 2020, No. 89).

11 BILL NO. 9. – The Minister for Housing presented -

“A Bill for an Act to amend the Housing Land Supply Act 2018.”

And Mr *Jaensch* having presented the said Bill, the same was read the First time and made an Order of the Day for tomorrow.

12 LEAVE TO MAKE MOTION WITHOUT NOTICE. – A Motion being made and the Question being proposed, That Ms *O'Connor* have leave to make a Motion without Notice. (Ms *O'Connor*)

A debate arose thereupon.

And the Question being put;

The House divided.

AYES 10

NOES 12

Dr Broad
Ms Butler
Ms Dow
Ms Haddad
Mr O'Byrne
Ms O'Byrne
Ms O'Connor
Ms Standen
Ms White
Dr Woodruff (Teller)

Ms Archer
Mr Barnett
Ms Courtney
Mr Ferguson
Mr Gutwein
Mr Jaensch
Ms Ogilvie
Mrs Petrusma
Mr Rockliff
Mr Shelton
Mr Tucker
Mr Ellis (Teller)

PAIRS

Ms Houston

Mr Street

So it passed in the Negative.

13 LEAVE TO MAKE MOTION WITHOUT NOTICE. - *Ordered*, That the Minister for Infrastructure and Transport have leave to make a Motion without Notice. (The Minister for Infrastructure and Transport)

14 ADJOURNMENT. - *Ordered*, That the House, at its rising, adjourn till Tuesday, 27 April next. (The Minister for Infrastructure and Transport)

15 MATTER OF PUBLIC IMPORTANCE: DELIVERING OUR PLAN. – Mr *Ellis*, in accordance with Standing Orders, moved - That the House take note of the following matter:

Delivering our Plan.

And the Question being proposed;

A Debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

16 BILL NO. 6. - A Message from the Legislative Council -

MADAM SPEAKER,

The Legislative Council has agreed, without Amendment, to a Bill, intituled - "A Bill for an Act to amend the Children, Young Persons and Their Families Act 1997, the Commissions of Inquiry Act 1995, the Public Interest Disclosures Act 2002 and the Youth Justice Act 1997".

Legislative Council, 25 March 2021.

C.M. FARRELL, President.

17 PAPERS. – The Clerk of the House laid upon the Table of the House the following Paper:-

Report of the Auditor-General No. 11 of 2020-21: Financial Statements of State Entities, Vol 2 Audit of State Entities and Audited Subsidiaries of State Entities 31 December 2019 and 30 June 2020.

18 BILL NO. 40 of 2019. - The Order of the Day being read for resuming the adjourned Debate on the Question proposed on Wednesday, 24 March 2021 - That the Alcohol and Drug Dependency Repeal Bill 2019 be now read the Second time;

And the Question being again proposed;

The House resumed the said adjourned Debate.

19 SUSPENSION OF SITTING. - At One o'clock the Speaker left the Chair.
At half-past Two o'clock the Speaker resumed the Chair.

20 BILL NO. 40 of 2019. - And the Question being again proposed;

The House resumed the Debate.

And the Question being put;

It was resolved in the Affirmative.

And the Bill was, accordingly, read the Second time, and in accordance with Standing Orders, there being no Member wishing to speak to the Clauses in the Committee of the whole House;

Ordered, That the Bill be now read the Third time.

And the Bill was, accordingly, read the Third time.

21 BILL NO. 40 of 2019. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly hath passed a Bill, intituled "A Bill for an Act to repeal the Alcohol and Drug Dependency Act 1968 and to amend certain Acts, and rescind or revoke certain legislative instruments, consequent on that repeal",

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

House of Assembly, 25 March 2020.

SUE HICKEY, Speaker.

22 BILL NO. 36 of 2020. - The Order of the Day being read for resuming the adjourned Debate on the Question proposed on Thursday, 15 October 2020 - That the Justice and Related Legislation (Miscellaneous Amendments) Bill 2020 be now read the Second time;

And the Question being again proposed;

The House resumed the said adjourned Debate.

And the Question being put;

Ordered, That the Bill be now read the Second time.

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

And the Speaker having left the Chair, the House resolved itself into the said Committee.

(In the Committee)

Mr *Ellis* took the Chair.

Clause 1 to 4 agreed to.

Schedule 1 agreed to.

Title agreed to.

Bill to be reported without Amendment.

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

Ordered, That the Bill be now read the Third time.

And the Bill was, accordingly, read the Third time.

23 BILL NO. 36 of 2020. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly hath passed a Bill, intituled “A Bill for an Act to amend the Appeals Costs Fund Act 1968, the Constitution Act 1934, the Coroners Act 1995, the Criminal Code Act 1924, the Evidence (Audio and Audio Visual Links) Act 1999, the Industrial Relations Act 1984, the Oaths Act 2001, the Police Offences Act 1935, the Promissory Oaths Act 2015 and the Ex Industry Offences Act 2005”,

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

House of Assembly, 25 March 2021.

SUE HICKEY, *Speaker*.

24 BILL NO. 38 of 2020. - The Order of the Day being read for resuming the adjourned Debate on the Question proposed on Wednesday, 14 October 2020 - That the Electricity Safety Bill 2020 be now read the Second time;

And the Question being again proposed;

The House resumed the said adjourned Debate.

And the Minister for Building and Construction was addressing the Chair.

25 ADJOURNMENT. - The time being Six o'clock, the Speaker proposed - That the House do now adjourn and called for issues to be raised;

The House adjourned at thirty-one minutes past Six o'clock.

SHANE DONNELLY, *Clerk of the House*.

MEMBERS. - All present during the day except Ms *Houston*.

PARLIAMENT OF TASMANIA

A PROCLAMATION

WHEREAS it is expedient that the Parliament of Tasmania should be prorogued, I, PROFESSOR THE HONOURABLE KATE WARNER, Companion of the Order of Australia, Governor in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia, exercising the power and authority vested in me by the Constitution Act 1934, hereby prorogue the Parliament effective from 10:45 am on this day.

GIVEN under my hand, at Hobart, in Tasmania on 26 March 2021.

C. WARNER, Governor.

By Her Excellency's Command,

P.C. GUTWEIN, Premier.

PARLIAMENT OF TASMANIA

A PROCLAMATION

WHEREAS it is expedient that the House of Assembly of the Parliament of Tasmania should be dissolved, I, PROFESSOR THE HONOURABLE KATE WARNER, Companion of the Order of Australia, Governor in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia, exercising the power and authority vested in me by the Constitution Act 1934, hereby dissolve the said House of Assembly effective from 10.46 am this day.

GIVEN under my hand, at Hobart, in Tasmania on 26 March 2021.

C. WARNER, Governor.

By Her Excellency's Command,

P.C. GUTWEIN, Premier.

MESSAGE.

C. WARNER, *Governor*.

A Bill for an Act to provide for, and regulate access to, voluntary assisted dying, to establish the Voluntary Assisted Dying Commission, and for related purposes (Bill No. 30 of 2020 (*Act No. 1 of 2021*))

A Bill for an Act to provide for the protection of the community from persons who have committed offences involving violence, or an element of violence, and who are declared to be dangerous criminals, or who have committed serious offences and are determined to be at a high risk of committing further serious offences, to amend various enactments consequent upon the enactment of this Act, and for related purposes (Bill No. 28 of 2020 (*Act No. 2 of 2021*))

A Bill for an Act to make provision for the purchase by the Crown of certain land, and improvements, affected by earth movements at Brickmakers Point in Deviot in the West Tamar Council municipal area, and for related purposes (Bill No. 15 of 2020 (*Act No. 3 of 2021*))

A Bill for an Act to amend the Children, Young Persons and Their Families Act 1997, the Commissions of Inquiry Act 1995, the Public Interest Disclosures Act 2002 and the Youth Justice Act 1997 (Bill No. 6 of 2021 (*Act No. 4 of 2021*))

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

Government House, Hobart, 22 April 2021.
