



LEGISLATIVE COUNCIL

SESSION OF 2019 - 2020

(SECOND SESSION OF THE FORTY-NINTH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 81

THURSDAY, 12 NOVEMBER 2020

- 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, present and emerging. 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) Director of Public Prosecutions: Annual Report 2019-20.
 - (2) Tasmanian Heritage Council: Annual Report 2019-20.
 - (3) Parole Board of Tasmania: Annual Report 2019 – 2020.
 - (4) Tasmanian Liquor and Gaming Commission: Annual Report 2019-20.
 - (5) Cradle Coast Authority: Annual Report 2019-20.
 - (6) Natural Resource Management Committee – NRM North: Annual Report 2019-20.
 - (7) Natural Resource Management Committee – NRM South: Annual Report 2019-20.
 - (8) Resource Management and Planning Appeal Tribunal: Annual Report 2019-20.
 - (9) Tasmanian Planning Commission: Annual Report 2019-2020.
 - (10) Wellington Park Management Trust: Annual Report 2019-2020.
 - (11) Marine and Safety Authority Act 1997: Marine and Safety (Motor Boats and Licences) Amendment By-Laws 2020.
- 5 BILL NO. 28.**— The Order of the Day was read for the consideration of the Dangerous Criminals and High Risk Offenders Bill 2020 as amended in Committee of the Whole Council.

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 Amendments were read the First time.

The said Amendments, being read the Second time, were agreed to.

A Motion was made (*Mrs Hiscutt*) and the Question was proposed, That the Bill as amended in the Committee, be now read the Third time.

A Debate arose thereupon.
And the Question being put,
It was resolved in the Affirmative.
The Bill was read the Third time and passed.

6 BILL NO. 28.— A Message to the House of Assembly:—

MADAM SPEAKER,

The Legislative Council having this day agreed, with Amendments, to a Bill intituled— ‘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’,

returns the same to the House of Assembly, and requests its concurrence therein.

Legislative Council, 12 November 2020

C.M. FARRELL, *President*

7 BILL NO. 16. — The Financial Management (Further Consequential Amendments) Bill 2020 was read the Third time and passed.

8 BILL NO. 16.— A Message to the House of Assembly:—

MADAM SPEAKER,

The Legislative Council has this day agreed, without Amendment, to the Bill intituled, ‘A Bill for an Act to amend various Acts and statutory rules consequent on the enactment of the *Financial Management Act 2016*’.

Legislative Council, 12 November 2020

C.M. FARRELL, *President*

9 BILL NO. 48 OF 2019.— The Order of the Day was read for the Second reading of the Mines Work Health and Safety (Supplementary Requirements) Amendment Bill 2019.

A Motion was made (Mrs *Hiscutt*), and the Question was proposed, That the Bill 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)

Ms *Forrest* in the Chair.
Clauses 1 to 37 agreed to.
Title agreed to.
Bill to be reported without Amendment.

The Council being resumed, Ms *Forrest* 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. (Mrs *Hiscutt*)

10 BILL NO. 53 OF 2019.— The Order of the Day was read for the Second reading of the Property Agents and Land Transactions Amendment Bill 2019.

A Motion was made (Mrs *Hiscutt*), and the Question was proposed, That the Bill 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)

Ms *Forrest* in the Chair.

Clauses 1 to 25 agreed to.

Title agreed to.

Bill to be reported without Amendment.

The Council being resumed, Ms *Forrest* 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. (Ms *Howlett*)

11 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 12.41 o'clock p.m. and resumed at 2.30 o'clock p.m.

12 QUESTION TIME.— The President called for Questions without Notice. There were five Questions asked.

13 SITTING SUSPENDED.— *Resolved*, That the Sitting of the Council be suspended until the ringing of the Division bells for the purpose of enabling Members to attend the Assembly to hear the Budget Speech delivered by the Treasurer. (Mrs *Hiscutt*)

The Sitting was suspended at 2.46 o'clock p.m. and resumed at 4.01 o'clock p.m.

14 LEAVE TO TABLE PAPERS.— *Ordered*, That Mrs *Hiscutt* have leave to Table Papers.

15 BUDGET PAPERS.— Mrs *Hiscutt* laid upon the Table Budget Papers for 2020-2021 entitled:

Budget Speech;

The Tasmanian Budget – Budget Paper No 1;

Government Services – Budget Paper No 2, Volumes 1 and 2;

Appropriation Bill (No. 1) 2020; and

Appropriation Bill (No. 2) 2020.

16 MOTIONS WITHOUT NOTICE.— *Ordered*, That Mrs *Hiscutt* have leave to move two Motions without Notice.

17 PRECEDENCE OF GOVERNMENT BUSINESS.— *Ordered*, That Government business have precedence on the next two Tuesdays being Tuesday, 17 November 2020 and Tuesday, 8 December 2020. (Mrs *Hiscutt*)

18 BUDGET PAPERS 2020-21 AND APPROPRIATION BILLS (NO.1 AND NO.2) 2020: TAKE NOTE.— A Motion was made (Mrs *Hiscutt*) and the Question was proposed, That the Budget Papers and the Appropriation Bills (No. 1 and No. 2) 2020 be noted.

Ordered, That the Debate be adjourned. (Mrs *Hiscutt*)

19 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 a.m. on Tuesday, 17 November 2020.

It was resolved in the Affirmative.

A Motion was made (Mrs *Hiscutt*) and the Question was put, That the Council do now adjourn.

It was resolved in the Affirmative.

The Council adjourned at 4.03 o'clock p.m.

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

Briefings:

- *Non-Fatal Strangulation and Domestic Violence in Tasmania*
- *Mines Work Health & Safety (Supplementary Requirements) Amendment Bill 2019 (No. 48)*
- *Property Agents and Land Transactions Amendment Bill 2019 (No. 53)*