



LEGISLATIVE COUNCIL

SESSION OF 2019 - 2020

(SECOND SESSION OF THE FORTY-NINTH PARLIAMENT)

NOTICES OF MOTION AND ORDERS OF THE DAY

No. 70

THURSDAY, 24 SEPTEMBER 2020

(At 11.00 o'clock am)

NOTICE OF QUESTION

44 Ms Webb to ask the Honourable Leader of the Government — With regard to the Premier's Economic and Social Recovery Advisory Council (PESRAC) and its progress, can the Government:

- (1) Confirm that on 20 July 2020, when the PESRAC Chair delivered the Council's first report to the Premier, the Chair also undertook that PESRAC will "*shortly commence a broad-based community consultation program working with the Tasmanian community to shape the details of the recommendations for its Final Report*";
- (2) Confirm that the publicly available PESRAC Workplan and Consultation program states that the Phase Two Consultation stage, where consultation is to extend to the broader community, is indicated to occur between "*August – October 2020*";
- (3) Clarify whether that Phase Two consultation process has formally begun, and if so detail whether, and how, any further public notification of that public consultation process has been issued;
- (4) Advise, if the Phase Two consultation process has yet to formally begin, when it is scheduled to commence, how the public will be notified that it has commenced and options available to participate; and
- (5) Undertake that when the PESRAC Phase Two Consultation process formally commences, the public will still have the full three months available in which to participate and submit submissions as indicated in the Council's initial Workplan?

(asked 23.09.20)

ORDERS OF THE DAY

- 1** Land Use Planning and Approvals Amendment (Major Projects) Bill 2020 (No. 26): Consideration of Bill as amended in Committee of the Whole Council.
- 2** Marine-Related Incidents (MARPOL Implementation) Bill 2019 (No.37): Adjourned Debate (Mr Valentine) on the Question proposed on 16 September 2020 and again on 23 September 2020 – That the Bill be now read the Second time.
- 3** Corrections Amendment (Electronic Monitoring) Bill 2020 (No. 27): Second Reading.
- 4** Cat Management Amendment Bill 2019 (No. 55): Second Reading
- 5** Tasmanian Civil and Administrative Tribunal Bill 2020 (No. 25): Second Reading
- 6** Police Offences Amendment (Repeal of Begging) Bill 2019 (No. 49): Consideration of Bill as amended in Committee of the Whole Council.

- 7 Dangerous Criminals and High Risk Offenders Bill 2020 (No. 28): Second Reading
- 8 Evidence (Children and Special Witnesses) Amendment Bill 2020 (No. 31): Second Reading
- 9 Neighbourhood Disputes About Plants Amendment Bill 2019 (No.35): Second reading.
- 10 Architects Amendment Bill 2020 (No. 6): Second Reading.
- 11 Vehicle and Traffic Amendment (Road Vehicle Standards) Bill 2020 (No. 8): Second reading.
- 12 Financial Management (Further Consequential Amendments) Bill 2020 (No. 16): Second Reading
- 13 Teachers Registration Amendment Bill 2019 (No. 50): Second Reading
- 14 Mines Work Health and Safety (Supplementary Requirements) Amendment Bill 2019: (No. 48): Second Reading
- 15 Rail Safety National Law (Tasmania) Amendment Bill 2020 (No. 7): Second Reading
- 16 Property Agents and Land Transactions Amendment Bill 2019 (No. 53): Second Reading
- 17 Brickmakers Point Landslip Bill 2020 (No. 15): (under suspension of standing orders) Adjourned Debate on the Question proposed on 25 March 2020 – That the Bill be now read the Second time.
- 18 Justice Legislation (Mandatory Sentencing) Bill 2019 (No. 57): Second reading.
- 19 Sentencing Amendment (Assaults on Off-Duty Police) Bill 2018 (No. 6): Second reading.
- 20 Workplaces (Protection from Protesters) Amendment Bill 2019 (No. 54): Second reading.
- 21 Consideration of the following Message from the House of Assembly —

“MR PRESIDENT,

The House of Assembly having agreed to the following Resolution, begs now to transmit the same to the Legislative Council, and to request its concurrence therein —

Resolved, —

That the the House of Assembly refers to the House Committee the matter of non-Government Members’ access to ‘Parliamentary Counsel’ and that the matters pertaining to the location within Parliament House and access arrangements to the Parliamentary Counsel be a matter to be determined by the Committee and reported to both Houses

House of Assembly, 31 July 2019

SUE HICKEY, *Speaker*”.

- 22 Public Health Amendment (Prevention of Sale of Smoking Products to Under-Age Persons) Bill 2018 (No. 45): Adjourned Debate (Mr Dean) on the Question proposed on 6 August 2019 – That the Bill be now read the Second time. (*Private Member’s Bill*)
- 23 End-of-Life Choices (Voluntary Assisted Dying) Bill 2020 (No. 30): Consideration in Committee of the Whole Council. (*Private Member’s Bill*)
- 24 Partition Bill 2019 (No. 2): Second reading.

NOTICES OF MOTION

- 1 Mrs *Hiscutt* to move — That the Council approve, in accordance with subsections 11(7) and 12(4) of the *Public Account Act 1986*, additional Recurrent Services and Works and Services expenditure in 2018-19 for the purposes detailed in the Section 19 Return for the June Quarter 2019.
- 2 Ms *Forrest* to move —
- (1) That the Legislative Council notes:
 - (a) The World Health Organisation has declared 2020 as the International Year of the Nurse and Midwife;

- (b) Nurses and midwives make a significant contribution to all areas of health care, wellness promotion and illness prevention, often working in challenging circumstances;
 - (c) Nursing and midwifery care is predominantly provided by women;
 - (d) Nurses and midwives constitute more than 50% of the health workforce in many countries;
 - (e) The world needs 9 million more nurses and midwives if it is to achieve universal health coverage by 2030;
 - (f) In remote areas, nurses and midwives are often the first and only point of care in their communities;
 - (g) Strengthening nursing and midwifery will assist in promoting and achieving the United Nations Sustainable Development Goals (SDG's) 5 (Achieve gender equality and empower all women and girls) and 8, (Promote sustained, inclusive and sustainable economic growth, full and productive employment and decent work for all), and support other SDG's; and
- (2) That the Legislative Council recognises, highly values and thanks all Tasmanian nurses and midwives for their hard work, dedication and commitment in all areas of practice.

3 Ms *Rattray* to move — That the Government Businesses Scrutiny Committee 'B' 2019 Report be considered and noted.

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 Mr *Dean* 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.

6 Ms *Forrest* to move — That the Legislative Council notes:

- (1) The broad and vital role pharmacists have in the delivery of quality, evidenced based health care in Tasmania;
- (2) The opportunity to utilise pharmacists to improve medicines safety and the quality use of medicines;
- (3) The importance of medicine safety in all health care settings;
- (4) The unacceptably high rate of medicine-related hospital admissions and presentations to emergency departments;
- (5) The impact on healthcare costs associated with these hospital admissions and presentations;
- (6) The unacceptably high levels of medicine-related problems in aged care; and
- (7) The Council of Australian Governments (COAG) Health Council Meeting in Perth on Friday, 31 October 2019 where Ministers agreed to make Medicines Safety and the Quality Use of Medicines the 10th National Health Priority Area.

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

TUESDAY, 29 SEPTEMBER 2020

ORDER OF THE DAY

1 On-Demand Passenger Transport Services Industry (Miscellaneous Amendments) Bill 2020 (No. 34): Second Reading

PAPERS ISSUED

LEGISLATIVE COUNCIL

Notice Paper No. 69
Bill No. 38

SUMMARY OF BILLS

Read First Time

Bill No. 6 of 2018	Sentencing Amendment (Assaults on Off-Duty Police).
Bill No. 2 of 2019	Partition (<i>pro forma</i>).
Bill No. 35 of 2019	Neighbourhood Disputes About Plants Amendment.
Bill No. 48 of 2019	Mines Work Health and Safety (Supplementary Requirements) Amendment.
Bill No. 50 of 2019	Teachers Registration Amendment.

Bill No. 53 of 2019	Property Agents and Land Transactions Amendment.
Bill No. 54 of 2019	Workplaces (Protection from Protesters) Amendment.
Bill No. 55 of 2019	Cat Management Amendment.
Bill No. 57 of 2019	Justice Legislation (Mandatory Sentencing).
Bill No. 6	Architects Amendment.
Bill No. 7	Rail Safety National Law (Tasmania) Amendment.
Bill No. 8	Vehicle and Traffic Amendment (Road Vehicle Standards).
Bill No. 16	Financial Management (Further Consequential Amendments).
Bill No. 25	Tasmanian Civil and Administrative Tribunal.
Bill No. 27	Corrections Amendment (Electronic Monitoring).
Bill No. 28	Dangerous Criminals and High Risk Offenders.
Bill No. 31	Evidence (Children and Special Witnesses) Amendment.
Bill No. 34	On-Demand Passenger Transport Services Industry (Miscellaneous Amendments).

Second Reading Debate Adjourned

Bill No. 45 of 2018	Public Health Amendment (Prevention of Sale of Smoking Products to Under-Age Persons).
Bill No. 37 of 2019	Marine-Related Incidents (MARPOL Implementation).
Bill No. 15	Brickmakers Point Landslip.

Consideration in Committee of Whole Council

Bill No. 30	End-of-Life Choices (Voluntary Assisted Dying).
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Consideration of Bill as Amended in Committee of Whole Council

Bill No. 49 of 2019	Police Offences Amendment (Repeal of Begging).
Bill No. 26	Land Use Planning and Approvals (Major Projects).

Agreed to by Both Houses

Bill No. 15 of 2018	Corrections Amendment (Prisoner Remission) (<i>Act No.32 of 2019</i>).
Bill No. 40 of 2018	Gas Industry (<i>Act No.1 of 2019</i>).
Bill No. 41 of 2018	Gas Safety (<i>Act No.2 of 2019</i>).
Bill No. 42 of 2018	Gas (Consequential Amendments) (<i>Act No.3 of 2019</i>).
Bill No. 43 of 2018	Mental Health Amendment (<i>Act No.8 of 2019</i>).
Bill No. 47 of 2018	Justice and Related Legislation (Marriage Amendments) (<i>Act No.7 of 2019</i>).
Bill No. 51 of 2018	Security and Investigations Agents Amendment (<i>Act No.9 of 2019</i>).
Bill No. 52 of 2018	Supreme Court Civil Procedure Amendment (<i>Act No.14 of 2019</i>).
Bill No. 57 of 2018	Energy Co-ordination and Planning Amendment (<i>Act No.4 of 2019</i>).
Bill No. 58 of 2018	Community, Health, Human Services and Related Legislation (Miscellaneous Amendments) (<i>Act No.13 of 2019</i>).
Bill No. 59 of 2018	Land Acquisition Amendment (<i>Act No.31 of 2019</i>).
Bill No. 60 of 2018	Litter Amendment (<i>Act No.30 of 2019</i>).
Bill No. 61 of 2018	Forest Practices Amendment (<i>Act No.25 of 2019</i>).
Bill No. 63 of 2018	Criminal Code and Related Legislation Amendment (Child Abuse) (<i>Act No.29 of 2019</i>).
Bill No. 64 of 2018	Electricity Supply Industry Restructuring (Savings and Transitional Provisions) Amendment (<i>Act No.24 of 2019</i>).
Bill No. 65 of 2018	Registration to Work with Vulnerable People Amendment (<i>Act No.18 of 2019</i>).
Bill No. 66 of 2018	Short Stay Accommodation (<i>Act No.12 of 2019</i>).
Bill No. 3 of 2019	Electoral Amendment (<i>Act No.5 of 2019</i>).
Bill No. 4 of 2019	Motor Accidents (Liabilities and Compensation) Amendment (<i>Act No.6 of 2019</i>).
Bill No. 5 of 2019	Criminal Code Amendment (Bullying) (<i>Act No.34 of 2019</i>).
Bill No. 6 of 2019	Fruit and Nut Industry (Research, Development and Extension Trust Fund) Repeal (<i>Act No.35 of 2019</i>).
Bill No. 7 of 2019	Workers Rehabilitation and Compensation Amendment (Presumption as to Cause of Disease) (<i>Act No.11 of 2019</i>).
Bill No. 9 of 2019	Consolidated Fund Appropriation (Supplementary Appropriation for 2018-19) (<i>Act No.10 of 2019</i>).
Bill No. 10 of 2019	Disability Services Amendment (<i>Act No.17 of 2019</i>).
Bill No. 11 of 2019	Greater Hobart (<i>Act No.21 of 2019</i>).
Bill No. 12 of 2019	Health Miscellaneous Amendments (<i>Act No.15 of 2019</i>).
Bill No. 14 of 2019	Right to Information Amendment (Applications for Review) (<i>Act No.26 of 2019</i>).
Bill No. 15 of 2019	Biosecurity (<i>Act No.22 of 2019</i>).
Bill No. 16 of 2019	Disposal of Uncollected Goods (<i>Act No. 2 of 2020</i>).
Bill No. 17 of 2019	Local Government (Highways) Amendment (<i>Act No.28 of 2019</i>).
Bill No. 19 of 2019	Vehicle and Traffic Amendment (<i>Act No.37 of 2019</i>).
Bill No. 20 of 2019	Workers Rehabilitation and Compensation Amendment (<i>Act No.23 of 2019</i>).
Bill No. 21 of 2019	Appropriation Bill (No. 1) (<i>Act No.19 of 2019</i>).
Bill No. 22 of 2019	Appropriation Bill (No. 2) (<i>Act No.20 of 2019</i>).
Bill No. 23 of 2019	Government Procurement Review (International Free Trade Agreements) (<i>Act No.27 of 2019</i>).
Bill No. 24 of 2019	First Home Owner Grant Amendment (<i>Act No.16 of 2019</i>).
Bill No. 25 of 2019	Roads and Jetties Amendment (Validation) (<i>Act No.39 of 2019</i>).

Bill No. 26 of 2019	Roads and Jetties Amendment (Works in Highways) (<i>Act No.38 of 2019</i>).
Bill No. 27 of 2019	Magistrates Court (Criminal and General Division) (<i>Act No.43 of 2019</i>).
Bill No. 28 of 2019	Magistrates Court (Criminal and General Division) (Consequential Amendments) (<i>Act No.44 of 2019</i>).
Bill No. 29 of 2019	Restraint Orders (<i>Act No.47 of 2019</i>).
Bill No. 30 of 2019	Civil Liability Amendment (<i>Act No.33 of 2019</i>).
Bill No. 31 of 2019	Historic Cultural Heritage Amendment (<i>Act No.36 of 2019</i>).
Bill No. 32 of 2019	Public Works Committee Amendment (<i>Act No.42 of 2019</i>).
Bill No. 33 of 2019	Genetically Modified Organisms Control Amendment (<i>Act No.40 of 2019</i>).
Bill No. 34 of 2019	Legal Profession Amendment (Validation) (<i>Act No.41 of 2019</i>).
Bill No. 36 of 2019	Justice Legislation Amendment (Organisational Liability for Child Abuse) (<i>Act No.48 of 2019</i>).
Bill No. 38 of 2019	Place Names (<i>Act No. 1 of 2020</i>).
Bill No. 39 of 2019	Justice Legislation Miscellaneous Amendments.
Bill No. 41 of 2019	Public Sector Superannuation Reform Amendment (<i>Act No.52 of 2019</i>).
Bill No. 42 of 2019	Burial and Cremation (<i>Act No.50 of 2019</i>).
Bill No. 43 of 2019	Dog Control Amendment (<i>Act No.53 of 2019</i>).
Bill No. 44 of 2019	Police Legislation Miscellaneous Amendments.
Bill No. 45 of 2019	Poisons Amendment (<i>Act No.51 of 2019</i>).
Bill No. 46 of 2019	Inland Fisheries Amendment (Royalties) (<i>Act No.46 of 2019</i>).
Bill No. 47 of 2019	Long Service Leave (State Employees) Amendment (<i>Act No.49 of 2019</i>).
Bill No. 51 of 2019	Gaming Control Amendment (Wagering) (<i>Act No.45 of 2019</i>).
Bill No. 56 of 2019	Duties Amendment (<i>Act No. 3 of 2020</i>).
Bill No. 3	Justice Legislation Amendments (Criminal Responsibility) (<i>Act No. 10 of 2020</i>).
Bill No. 4	Evidence Amendment (<i>Act No. 7 of 2020</i>).
Bill No. 5	Criminal Code Amendment (Sexual Abuse Terminology) (<i>Act No. 8 of 2020</i>).
Bill No. 10	Appropriation (Supplementary Appropriation for 2019-20) (<i>Act No. 4 of 2020</i>).
Bill No. 11	Supply Bill (No. 1) (<i>Act No. 5 of 2020</i>).
Bill No. 12	Supply Bill (No. 2) (<i>Act No. 6 of 2020</i>).
Bill No. 13	Taxation and Related Legislation (Miscellaneous Amendments) (<i>Act No. 9 of 2020</i>).
Bill No. 14	COVID-19 Disease Emergency (Miscellaneous Provisions) (<i>Act No.11 of 2020</i>).
Bill No. 17	COVID-19 Disease Emergency (Miscellaneous Provisions) (No.2) (<i>Act No. 12 of 2020</i>).
Bill No. 19	COVID-19 Disease Emergency (Commercial Leases) (<i>Act No. 13 of 2020</i>).
Bill No. 20	Biosecurity (Consequential and Transitional Provisions).
Bill No. 21	Building and Construction (Regulatory Reform Amendments) (<i>Act No. 16 of 2020</i>).
Bill No. 22	Land Tax Amendment (<i>Act No. 14 of 2020</i>).
Bill No. 23	HomeBuilder Grants (<i>Act No. 15 of 2020</i>).
Bill No. 29	Covid-19 Disease Emergency (Miscellaneous Provisions) Amendment (Quarantine Debt Recovery) (<i>Act No. 17 of 2020</i>).

STANDING COMMITTEES AND MEMBERS

Committee of Privileges: Mr Dean, Mr Farrell (The President), Ms Forrest (Chair of Committees), Mrs Hiscutt and Ms Rattray.

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

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

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

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

Parliamentary Standing Committee on Integrity (Joint): Ms Armitage, Mr Dean 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 Rattray, Dr Seidel and Mr Valentine.

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

- Horizontal Fiscal Equalisation System
- Finfish Farming in Tasmania

Government Administration B: Ms Armitage, Mr Dean, Ms Palmer, Ms Rattray, Ms Siejka and Mr Willie.

SELECT COMMITTEES AND MEMBERS

Production of Documents: Mr Dean, Ms Forrest, Ms Webb and Mr Willie.

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

TasWater: Mr Dean, Ms Lovell, Ms Palmer and Ms Rattray.