



HOUSE OF ASSEMBLY

SESSION OF 2021

(FIRST SESSION OF THE FIFTIETH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 8

WEDNESDAY, 25 AUGUST 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 PAPERS. – The Minister for Finance laid upon the Table of the House the following Paper:-

Duties Act 2001: Duties Regulations 2021 (Statutory Rules 2021, No. 37).
- 6 PAPERS. – The Minister for Primary Industries and Water laid upon the Table of the House the following Papers:-
 - (1) Living Marine Resources Management Act 1995: Fisheries (Commercial Dive Management Plan) Order 2021.
 - (2) Irrigation Clauses Act 1973:
 - (a) North Esk Irrigation District By-Laws 2020; and
 - (b) Duck Irrigation District By-Laws 2020.
- 7 BILL NO. 35. – The Minister for Health presented -

“A Bill for an Act to amend the Poisons Act 1971”.

And Mr *Rockliff* having presented the said Bill, the same was read the First time and made an Order of the Day for tomorrow.
- 8 BILL NO. 38. – Ms *O'Connor* presented -

“A Bill for an Act to amend the Electoral Act 2004 to allow for voluntary enrolment on the State roll for persons between the ages of 16 and 18 years”.

And Ms *O'Connor* having presented the said Bill, the same was read the First time and made an Order of the Day for tomorrow.
- 9 LEAVE TO MAKE MOTION WITHOUT NOTICE. - *Ordered*, That the Minister for Infrastructure and Transport have leave to make certain Motions without Notice. (The Minister for Infrastructure and Transport)

10 APPROPRIATION BILLS (NUMBERS 1 AND 2) 2021: PRECEDENCE OF GOVERNMENT BUSINESS. - *Ordered*, that Government Business take precedence from such time as the Appropriation Bill (No. 1) 2021 and the Appropriation Bill (No. 2) 2021 are introduced, until the House has dealt with all business associated with the Budget. (The Minister for Infrastructure and Transport)

11 APPROPRIATION BILLS (NUMBERS 1 AND 2) 2021: ALLOTMENT OF TIME FOR DEBATE AND ESTABLISHMENT OF ESTIMATES COMMITTEES. – A Motion being made and the Question being proposed - That:-

- (a) all stages of the Appropriation Bill (No. 1) 2021 and the Appropriation Bill (No. 2) 2021 shall have allotted a maximum total of 97 hours as follows:
 - (i) up to the Second Reading: Maximum 16 hours;
 - (ii) in the Estimates Committees: Maximum 63 hours; and
 - (iii) in Committee of the whole House and Third reading: Maximum 18 hours;
- (b) on the Second reading, the Premier and the Leader of the Opposition have unlimited speaking time and other Members speak for not longer than 30 minutes each;
- (c) when the Appropriation Bills (No. 1 and No. 2) 2021 have been read the Second time in the House of Assembly, the Bills be referred to Estimates Committees A and B of the House of Assembly.

Such Committees may not vote on, but may examine and report upon the proposed expenditures contained in the Bills by no later than 14 September 2021, with such expenditures being considered on an output by output basis, including Grants, Subsidies and Loans and the Capital Investment Program.

The following Ministerial portfolio units are allocated to House of Assembly Estimates Committee A:—

Date	Minister
Monday, 6 September 0900 – 1300 Premier (4 hours) 1400 – 1800 Treasury (4 hours) 1800 – 1900 Climate Change (1 hour) 1900 – 2000 Tourism (1 hour)	Hon. Peter Gutwein MP
Tuesday, 7 September 0900 – 1000 Finance (1 hour) 1000 – 1300, 1400 – 1500 Infrastructure & Transport (4 hours) 1500 – 1730 State Development, Construction & Housing (2.5 hours) 1730 – 1800 Science and Technology (0.5 hour)	Hon. Michael Ferguson MP
Wednesday, 8 September 0900 – 1100 State Growth (2 hours) 1100 – 1300 Local Government & Planning (2 hours) 1400 – 1500 Environment (1 hour) 1500 – 1600 Aboriginal Affairs (1 hour) 1600 – 1630 Heritage (0.5 hour)	Hon. Roger Jaensch MP

Thursday, 9 September 0900 – 1100 Resources (2 hours) 1100 – 1300, 1400 – 1500 Primary Industries and Water (3 hours) 1500 – 1700 Energy & Emissions Reduction (2 hours) 1700 – 1730 Trade (0.5 hour) 1730 – 1800 Veterans' Affairs (0.5 hour)	Hon. Guy Barnett MP
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House of Assembly Estimates Committee B:—

Date	Minister
Monday, 6 September 0900 – 1300, 1400 – 1600 Health (6 hours) 1600 – 1800 Mental Health & Wellbeing (2 hours) 1800 – 1830 Advanced Manufacturing and Defence Industries (0.5 hour) 1830 – 1930 Community Services & Development (1 hour)	Hon. Jeremy Rockliff MP
Tuesday, 7 September 0900 – 1000 Hospitality & Events (1 hour) 1000 – 1230 Education (2.5 hours) 1230 – 1300, 1400 - 1500 Skills, Training & Workforce Growth (1.5 hours) 1500 – 1600 Disability Services (1 hour) 1600 – 1700 Children & Youth (1 hour)	Hon. Sarah Courtney MP
Wednesday, 8 September 0900 – 1130 Attorney-General and Justice (2.5 hours) 1130 – 1300, 1400 – 1430 Corrections (2 hours) 1430 - 1600 Workplace Safety & Consumer Affairs (1.5 hours) 1600 – 1630 Arts (0.5 hour)	Hon. Elise Archer MP
Thursday, 9 September 0900 – 1000 Parks (1 hour) 1000 – 1030 Prevention of Family Violence (0.5 hour) 1030 – 1300 Police, Fire and Emergency Management (2.5 hours) 1400 – 1500 Small Business (1 hour) 1500 – 1600 Women (1 hour) 1600 – 1630 Sport and Recreation (0.5 hour) 1630 – 1730 Racing (1 hour)	Hon. Jacquie Petrusma MP Hon. Jane Howlett MLC

MEMBERSHIP OF COMMITTEES - HOUSE OF ASSEMBLY ESTIMATES

- (1) Estimates Committee A consists of the following Members:
The Chair of Committees (Chair);
Mr *Tucker* (Deputy-Chair);
One member nominated by the Leader of the Opposition; and
Ms *O'Connor*.
- (2) Estimates Committee B consists of the following Members:
Mr *Ellis* (Chair);
Ms *Ogilvie* (Deputy-Chair);
One member nominated by the Leader of the Opposition; and
Dr *Woodruff*.

(3) Members of the House who have not been appointed as Members of the Committee, may participate in proceedings by asking questions, but not more than two in succession; and may not vote, move any motion or be counted for the purposes of a quorum.

(4) The Chair of a Committee has a deliberative and a casting vote.

(5) During sittings, substitute Members may be allowed.

(6) If a vacancy occurs in the membership of a Committee, the Speaker may nominate a Member in substitution, but in so doing has regard to the composition of the Committee as appointed by the House.

(7) A Committee may proceed with business despite a vacancy in its membership.

(8) The quorum of a Committee is a majority of the Committee.

(9) If at any time a quorum is not present, the Chair will suspend proceedings of the Committee until a quorum is present or adjourn the Committee.

(10) Any time lost for lack of a quorum shall be added to the time allocated to that session.

SITTING TIMES

(1) Each Estimates Committee meets only in accordance with the abovementioned timetable adopted by the House or as varied by the Chair.

(2) Estimates Committees may sit only when the House is not sitting.

OPEN HEARINGS

All hearings of the Estimates Committees are open to the public.

PROCEEDINGS OF AN ESTIMATES COMMITTEE

(1) Consideration of proposed expenditures in an Estimates Committee follows as far as possible the procedure observed in a Committee of the whole House.

(2) A Committee will consider expenditures on an output by output basis, including Grants, Subsidies and Loans and the Capital Investment Program.

(3) A Committee may ask for explanations from a Minister relating to the outputs.

(4) The Minister who is asked for explanations may be assisted where necessary by officers in the provision of factual information.

(5) Officers may answer questions at the request of the Minister but shall not be required to comment on policy matters.

(6) Time limits of one minute for a question and three minutes for an answer shall apply in Estimates Committees.

(7) Questions may be asked on a ratio of three Opposition, one Green and one Government, or in such form as the Committee determines.

(8) A Minister may advise an Estimates Committee that an answer to a question, or part of a question, asked of the Minister will be given later to the Committee, where possible that Committee sitting day.

(9) A Minister may provide additional information to a Committee about an answer given by or for the Minister.

(10) Additional information -

(a) is to be written;

(b) is to be given by a time decided by the Committee; and

(c) may be included in a volume of additional information laid on the Table of the House by the Committee.

(11) If any Member persistently disrupts the business of an Estimates Committee, the Chair-

(a) names the Member;

(b) if the Member named is a Member of the Estimates Committee, suspends the sitting of the Estimates Committee until the Chair has reported the offence to the Speaker; and

(c) if the Member named is not a Member of the Estimates Committee, orders that Member's withdrawal from the sitting of the Committee until the Chair has reported the offence to the Speaker;

as soon as practicable, the Chair advises the Speaker who then gives notice that the Member of the Estimates Committee be replaced.

(12) If any objection is taken to a ruling or decision of the Chair -

(a) the objection must be taken at once and stated in writing;

(b) the Chair, as soon as practicable, advises the Speaker who makes a ruling on the matter; and

(c) the Estimates Committee may continue to meet but may not further examine the output then under consideration.

(13) Television coverage will be allowed, subject to the same conditions that apply to televising of the House of Assembly.

HANSARD REPORT

An unedited transcript of Estimates Committee proceedings is to be circulated, in a manner similar to that used for the House Hansard, as soon as practicable after the Committee's proceedings.

REPORTS OF ESTIMATES COMMITTEES

(1) A report of an Estimates Committee is presented by the Chair or Deputy Chair of that Committee to a Committee of the whole House, such reports containing any resolution or expression of opinion of that Committee.

(2) When the reports of the Estimates Committees are presented they may be taken into consideration at once or at a future time.

(3) The following time limit applies to consideration of reports of Estimates Committees on each portfolio unit on the question "That the proposed expenditures be agreed to and that the resolutions or expressions of opinion agreed to by the Committees in relation to those expenditures be noted."

One Minister, the Leader of the Opposition or Member deputised by the Leader - 20 minutes, any other Member - 10 minutes. A maximum period for consideration of 2 hours for each Minister.

(4) When the consideration of reports of Estimates Committees A and B has been completed, the question is proposed and put forthwith without debate "That the remainder of the Bills be agreed to."

(5) When the Bills have been agreed to by the House, the Third reading of each Bill may be taken into consideration at once or made an order of the day for the next sitting day.

(The Minister for Infrastructure and Transport)

A debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

12 ATTENDANCE OF LEGISLATIVE COUNCIL MEMBERS FOR BUDGET PROCEEDINGS. – *Resolved*, That the House of Assembly requests that:-

- (1) All Members of the Legislative Council attend in the House of Assembly Chamber following the First reading of the Appropriation Bills (No. 1 and No. 2) 2021 for the purpose of listening to the speech by the Premier & Treasurer in relation to the Tasmanian Budget 2021-22.
- (2) The Legislative Council gives leave to the Honourable the Minister for Racing, Minister for Sport and Recreation, Minister for Small Business and Minister for Women, to appear before, and give evidence to, the relevant Estimates Committee of the House of Assembly in relation to the Budget Estimates and related documents. (The Minister for Infrastructure and Transport)

13 ATTENDANCE OF LEGISLATIVE COUNCIL FOR BUDGET PROCEEDINGS. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly having passed the following Resolution begs now to transmit the same to the Legislative Council and to request its concurrence therein: -

The House of Assembly requests that:-

- (1) All Members of the Legislative Council attend in the House of Assembly Chamber following the First reading of the Appropriation Bills (No. 1 and No. 2) 2021 for the purpose of listening to the speech by the Premier and Treasurer in relation to the Tasmanian Budget 2021-22.
- (2) The Legislative Council give leave to the Honourable the Minister for Racing, Minister for Sport and Recreation, Minister for Small Business and Minister for Women to appear before and give evidence to, the relevant Estimates Committee of the House of Assembly in relation to the Budget Estimates and related documents.

House of Assembly, 25 August 2021.

Mark Shelton, Speaker.

14 ESTIMATES COMMITTEES: ATTENDANCE OF MINISTERS. - A Message from the Legislative Council -

MR SPEAKER,

The Legislative Council having passed the following Resolution now transmits the same to the House of Assembly, and requests its concurrence therein:-

Resolved, that the Legislative Council having appointed two Estimates Committees reflecting the distribution of Government Ministers' portfolio responsibilities, requests that the House of Assembly give leave to all Ministers to appear before and give evidence to the relevant Council Estimates Committee in relation to the Budget Estimates and related documents.

Legislative Council, 25 August 2021.

C.M. FARRELL, *President.*

Ordered, That the abovementioned message be taken into consideration forthwith (The Minister for Infrastructure and Transport).

Resolved, That the Resolution of the Legislative Council be agreed to. (The Minister for Infrastructure and Transport)

15 ESTIMATES COMMITTEES: ATTENDANCE OF MINISTERS. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly doth agree to the following Resolution communicated to it by the Legislative Council on 25 August 2021.

Resolved, That the Legislative Council having appointed two Estimates Committees reflecting the distribution of Government Ministers' portfolio responsibilities, requests that the House of Assembly give leave to all Ministers to appear before and give evidence to the relevant Council Estimates Committee in relation to the Budget Estimates and related documents.

House of Assembly, 25 August 2021.

MARK SHELTON, *Speaker.*

16 MATTER OF PUBLIC IMPORTANCE: SMALL BUSINESS SUPPORT. – Ms *Finlay*, in accordance with Standing Orders, moved - That the House take note of the following matter:

Small Business Support.

And the Question being proposed;

A Debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

17 BILL NO. 28. - The Order of the Day being read for the Second reading of the Children, Young Persons and Their Families Amendment Bill 2021.

And a Motion being made, and the Question being proposed - That the Bill be now read the Second time. (The Minister for Children and Youth)

A Debate arose thereupon.

And Ms *O'Connor* was addressing the Chair.

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

19 CLIMATE EMERGENCY. – A Motion being made and the Question being proposed—That the House:—

- (1) Notes the release of the Intergovernmental Panel on Climate Change (IPCC)'s 'Sixth Assessment Report', the starkest warning yet of the massive and irreversible impacts of climate change, with the United Nations Secretary-General describing it as a "code red for humanity".
- (2) Recognises the IPCC says it is still possible to limit temperature rises to below a catastrophic threshold, but only if immediate and ambitious action is taken.
- (3) Understands every single ton of CO₂ kept out of the atmosphere is important in ensuring a safer future climate.
- (4) Agrees the overwhelming majority of Tasmanians want elected representatives of all political persuasions to acknowledge the severity and urgency of the challenges humanity is facing.
- (5) Acknowledges that the Australian Medical Association, the Australasian College for Emergency Medicine, and the Royal Australasian College of General Practitioners have all declared climate change is a health emergency.
- (6) Declares a climate emergency. (Ms *O'Connor*)

A debate arose thereupon.

20 PAPERS. – Ms *O'Connor*, *by leave*, laid upon the Table of the House the following Paper:-

Intergovernmental Panel on Climate Change: Climate Change 2021 - The Physical Science Basis - Summary for Policymakers.

21 CLIMATE EMERGENCY. – And the Question being again proposed;

The House resumed the debate.

And the Question being put;

The House divided.

AYES 11

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

NOES 11

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 O'Byrne

Ms Archer

DEPUTY SPEAKER GIVES CASTING VOTE. – The Deputy Speaker said: "The numbers being equal, I cast my vote with the Noes".

So it passed in the Negative.

22 MINING LEASES AND EXPLORATION. – A Motion being made and the Question being proposed — That the House:—

- (1) Notes that without increased tailings storage capacity the MMG mine at Rosebery will close in 2024.
- (2) Further notes that closure of the Rosebery mine will result in the loss of 500 direct jobs and impact the wider Tasmanian economy including putting Nyrstar's Hobart zinc smelter at risk.
- (3) Further notes that the 'paste fill' method of tailings storage would potentially create unacceptable risks to mine workers' safety.
- (4) Further notes that the Bob Brown Foundation has threatened legal action to halt test drilling at MMG's South Marionoak mining lease despite MMG having all the appropriate State approvals in place.
- (5) Calls on the Liberal Government to ensure that any legal doubt is removed to uphold the integrity of State based mineral exploration approvals. (*Dr Broad*)

A debate arose thereupon.

An Amendment was proposed by the Minister for Resources to leave out paragraphs (2) to (5) and insert instead:

- (2) Notes that the closure of the Rosebery mine will result in the loss of 500 direct jobs and impact the wider Tasmanian economy including Nystar's Hobart zinc smelter and TasRail.
- (3) Notes that MMG advises that the 'paste fill' method of tailings storage would potentially create unacceptable risks to mine workers' safety.
- (4) Condemns the Bob Brown Foundation's relentless radical protesting and its threatened legal action to halt test drilling at MMG's South Marionoak mining lease despite MMG having all the appropriate State approvals in place.
- (5) Calls on Labor to come clean on their position on jobs at the mine with their Federal candidate for Braddon saying it was a 'tricky question' when asked if he supported Rosebery miner MMG or the Bob Brown Foundation.
- (6) Acknowledges that the Tarkine is a prime example of multiple land-use management where recreation, conservation, forestry, mining and tourism have successfully co-existed for generations.
- (7) Welcomes the Australian Government's rejection of the Bob Brown Foundation's latest attempt to lock up another 440 000 hectares of the Tarkine.
- (8) Acknowledges the comfort that this news would be to the over 8000 Tasmanians in the North West with jobs in mining and forestry.
- (9) Calls on all Members of the House to stand up for Tasmanian workers, back the Government's proposed Workplace Protection Bill and send a clear message that workplace invasions have no place in this State.

A debate arose thereupon.

And the Question being put - That the Amendment be agreed to;

The House divided.

AYES 11

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

NOES 11

Ms *Butler*
 Ms *Dow*
 Ms *Finlay*
 Ms *Haddad*
 Ms *Johnston*
 Mr *O'Byrne*
 Ms *O'Connor*
 Ms *White*
 Mr *Winter*
 Dr *Woodruff*
 Dr *Broad* (Teller)

PAIRS

Ms *Archer*

Ms *O'Byrne*

SPEAKER GIVES CASTING VOTE. – The Speaker said: “The numbers being equal, I cast my vote with the Ayes”.

And the Main Question, as amended, being put;

It was resolved in the Affirmative.

Resolved, That the House:—

- (1) Notes that without increased tailings storage capacity the MMG mine at Rosebery will close in 2024.
- (2) Notes that the closure of the Rosebery mine will result in the loss of 500 direct jobs and impact the wider Tasmanian economy including Nystar’s Hobart zinc smelter and TasRail.
- (3) Notes that MMG advises that the ‘paste fill’ method of tailings storage would potentially create unacceptable risks to mine workers’ safety.
- (4) Condemns the Bob Brown Foundation’s relentless radical protesting and its threatened legal action to halt test drilling at MMG’s South Marion oak mining lease despite MMG having all the appropriate State approvals in place.
- (5) Calls on Labor to come clean on their position on jobs at the mine with their Federal candidate for Braddon saying it was a ‘tricky question’ when asked if he supported Rosebery miner MMG or the Bob Brown Foundation.
- (6) Acknowledges that the Tarkine is a prime example of multiple land-use management where recreation, conservation, forestry, mining and tourism have successfully co-existed for generations.
- (7) Welcomes the Australian Government’s rejection of the Bob Brown Foundation’s latest attempt to lock up another 440 000 hectares of the Tarkine.
- (8) Acknowledges the comfort that this news would be to the over 8000 Tasmanians in the North West with jobs in mining and forestry.
- (9) Calls on all Members of the House to stand up for Tasmanian workers, back the Government’s proposed Workplace Protection Bill and send a clear message that workplace invasions have no place in this State.

23 TASMANIAN ECONOMY. – A Motion being made and the Question being proposed—That the House:—

- (1) Notes that, despite the challenges of 2020/2021, Tasmania's economy continues to grow.
- (2) Recognises that, across a range of economic indicators, our State's economic performance is strengthening.
- (3) Acknowledges that Australian Bureau of Statistics (ABS) Labour Force data for July 2021 has confirmed the highest number of Tasmanians ever employed.
- (4) Further recognises that Tasmania's unemployment rate remains the lowest it's been in more than 10 years.
- (5) Further acknowledges that our State Final Demand is now higher than before the Pandemic.
- (6) Further notes that, as the economy is strengthening, confidence is returning to the Tasmanian community with retail trade figures higher than 2020.
- (7) Further recognises that with our economy growing strongly and our recovery well underway, this week's State Budget will continue to support that growth and recovery to secure Tasmania's future. (Mr *Ellis*)

A debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

24 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-seven minutes past Six o'clock.

SHANE DONNELLY, *Clerk of the House*.

MEMBERS. - All present during the day except Ms *O'Byrne*.

The Minister for Sport and Recreation, Minister for Women and Minister for Small Business attended Question Time.