



HOUSE OF ASSEMBLY

SESSION OF 2022

(THIRD SESSION OF THE FIFTIETH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 6

THURSDAY, 25 AUGUST 2022

- 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 Attorney-General laid upon the Table of the House the following Papers:-

Office of the Custodial Inspector Tasmania:-

- (a) Mary Hutchinson Women's Prison Inspection Report (Inspection of the Women's Prison at Risdon Prison Complex Tasmania), December 2021;
- (b) Environmental Health and Hygiene Inspection Report (Inspection of Adult Custodial Services in Tasmania) 2021.

- 6 PAPERS. – The Minister for Education, Children and Youth laid upon the Table of the House the following Paper:-

University of Tasmania: Annual Report 2021.

- 7 LEAVE TO MAKE MOTION WITHOUT NOTICE. - *Ordered*, That the Minister for Hospitality and Events have leave to make a Motion without Notice. (The Minister for Hospitality and Events)
- 8 ADJOURNMENT. - *Ordered*, That the House, at its rising, adjourn till Tuesday, 6 September next. (The Minister for Hospitality and Events)
- 9 MATTER OF PUBLIC IMPORTANCE: ASHLEY YOUTH DETENTION CENTRE. – Ms O'Connor in accordance with Standing Orders, moved - That the House take note of the following matter:

Ashely Youth Detention Centre.

And the Question being proposed;

A Debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

10 BILL NO. 35. - The House, according to Order, again resolved itself into a Committee on the Homes Tasmania Bill 2022.

(In the Committee)

Mrs *Alexander* took the Chair.

Amendment to Clause 10 further considered.

Ms *O'Connor*, *by leave*, withdrew the Amendment.

Clause 10, as read, further considered and agreed to.

Clauses 11 and 12 agreed to.

Clause 13 read.

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

Clause 13, as read, further considered and agreed to.

Clause 14 read.

Amendment proposed (Ms *O'Connor*)

Page 32, proposed subsection (1).

Leave out "6 and no fewer than 4".

Insert instead "8 and no fewer than 6".

Mr *Wood* took the Chair.

Amendment to the Amendment proposed (The Minister for State Development, Construction and Housing)

By leaving out "8 and no fewer than 6" and inserting instead "7 and no fewer than 5".

Question put – That the Amendment to the Amendment be agreed to;

It was resolved in the Affirmative.

Question put – That the Amendment, as amended, be agreed to;

It was resolved in the Affirmative.

Clause 14, as amended, agreed to.

Clauses 15 to 22 agreed to.

Clause 23 read.

Amendment proposed (Ms *O'Connor*)

Page 42, proposed subsection (3), after paragraph (a).

Insert the following paragraph –

“(A) is to be prepared in consultation with the broader social housing sector; and”

Question proposed – That the Amendment be agreed to;

Mrs *Alexander* took the Chair.

Amendment to the Amendment proposed (The Minister for State Development, Construction and Housing)

Leave out “broader social housing sector”.

insert instead “housing and homelessness sector”.

Question put – That the Amendment to the Amendment be agreed to;

It was resolved in the Affirmative.

Question put – That the Amendment, as amended, be agreed to;

It was resolved in the Affirmative.

Clause 23, as amended, agreed to.

Clause 24 to 27 agreed to.

To report progress and ask leave to sit again.

The House being resumed, Mrs *Alexander* reported that the Committee had made progress in the Bill, and had directed her to ask leave to sit again.

Resolved, That this House will, at a later hour, again resolve itself into the said Committee.

11 RECOMMITTAL OF CLAUSE. – *Ordered*, That the House resolve itself forthwith into a Committee of the whole House for the purpose of reconsidering Clause 26. (The Minister for State Development, Construction and Housing)

12 BILL NO. 35. - The House, according to Order, again resolved itself into a Committee on the Homes Tasmania Bill 2022.

(In the Committee)

Mrs *Alexander* took the Chair.

Clause 26 recommitted.

Amendments made (The Minister for State Development, Construction and Housing)

In proposed subsection (2), paragraph (c), subparagraph (ii)

Insert ‘and’ after the semi colon.

In proposed subsection (2), paragraph (c), after subparagraph (ii)

Insert new sub paragraph

“(iii) any major building or construction project, excluding residential projects, that Homes Tasmania undertakes for the purposes of this Act, as defined in the statement of expectations;”

Clause 26, as amended agreed to.

Clauses 28 to 43 agreed to.

Clause 44 read.

Amendment proposed (Ms *O'Connor*)

Page 64, after proposed subsection (3).

Insert the following subsection –

- “(4) Sections 15 and 16 of the *Public Works Committee Act 1914* apply to building or construction works undertaken by a partnership, trust or joint venture entered into under this section, as if the building or construction works were a public work for the purposes of the *Public Works Committee Act 1914*.”

Question put – That the Amendment be agreed to;

The Committee divided.

AYES 3

Ms *O'Connor*
Dr *Woodruff*
Ms *Johnston* (Teller)

NOES 19

Mrs *Alexander*
Ms *Archer*
Mr *Barnett*
Dr *Broad*
Ms *Butler*
Ms *Dow*
Mr *Ellis*
Mr *Ferguson*
Ms *Finlay*
Ms *Haddad*
Mr *O'Byrne*
Ms *O'Byrne*
Ms *Ogilvie*
Mr *Rockliff*
Mr *Shelton*
Mr *Street*
Mr *Winter*
Mr *Young*
Mr *Wood* (Teller)

So it passed in in the Negative.

SITTING TIMES. - *Ordered*, Pursuant to Sessional Order 18A, that for this day's sitting the House not stand adjourned at Six o'clock and that the House continue to sit past Six o'clock (The Minister for Hospitality and Events)

Clause 44, as read, agreed to.

Clauses 45 to 46 agreed to.

Clause 47 read.

Question put - That the Clause, as read, stand part of the Bill;

The Committee divided.

AYES 11

NOES 11

Mrs Alexander

Dr Broad

Ms Archer

Ms Butler

Mr Barnett

Ms Dow

Mr Ellis

Ms Finlay

Mr Ferguson

Ms Haddad

Ms Ogilvie

Ms Johnston

Mr Rockliff

Ms O'Byrne

Mr Shelton

Ms O'Connor

Mr Street

Mr Winter

Mr Young

Dr Woodruff

Mr Wood (Teller)

Mr O'Byrne (Teller)

PAIRS

Mr Jaensch

Ms White

CHAIR OF COMMITTEES GIVES CASTING VOTE. – The Chair of Committees said: 'The numbers being equal, in accordance with Standing Order 257 I cast my vote with the Ayes.'

It was resolved in the Affirmative.

Clauses 48 to 70 agreed to.

Clause 71 read.

Amendment proposed (*Ms O'Connor*)

Page 102, proposed subsection (1).

Leave out “The Treasurer”.

Insert instead “If the Treasurer is satisfied that it would further the objects of this Act, the Treasurer”

Question put – That the Amendment be agreed to;

It passed in the Negative.

Clause 71, as read, agreed to.

Clauses 72 and 73 agreed to.

Clause 74 read.

Amendment proposed (*Ms O'Connor*)

Page 105, after proposed subsection (4).

Insert the following subsection –

- “(5) Sections 15 and 16 of the *Public Works Committee Act 1914* apply to a grant of money under this section, as if the grant of money were a public work for the purposes of the *Public Works Committee Act 1914*.”

Question put – That the Amendment be agreed to;

The Committee divided.

AYES 3

Ms O'Connor

Dr Woodruff

Ms Johnston (Teller)

NOES 19

Mrs Alexander

Ms Archer

Mr Barnett

Dr Broad

Ms Butler

Ms Dow

Mr Ellis

Mr Ferguson

Ms Finlay

Ms Haddad

Mr O'Byrne

Ms O'Byrne

Ms Ogilvie

Mr Rockliff

Mr Shelton

Mr Street

Mr Winter

Mr Young

Mr Wood (Teller)

So it passed in in the Negative.

Clause 74, as read, agreed to.

Clauses 75 to 115 agreed to.

Schedules 1 and 2 agreed to.

Title agreed to

Bill to be reported with Amendment.

The House being resumed, Mr *Tucker* reported that the Committee had gone through the Bill, and made Amendments thereto.

Ordered, That so much of the Standing Orders be suspended as prevents the Bill being now read the Third time. (The Minister for State Development, Construction and Housing)

Ordered, That the Bill, as amended in Committee, be now taken into consideration.
And the Amendments were, accordingly, read and agreed to.

Question put – That the Bill be now read the Third time;

The House divided.

AYES 11

Mrs Alexander
Ms Archer
Mr Barnett
Mr Ellis
Mr Ferguson
Ms Ogilvie
Mr Rockliff
Mr Street
Mr Tucker
Mr Young
Mr Wood (Teller)

NOES 11

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

PAIRS

Mr Jaensch

Ms White

SPEAKER GIVES CASTING VOTE. – The Speaker said: 'The numbers being equal, in accordance with Standing Order 167 I cast my vote with the Ayes.'

It was resolved in the Affirmative.

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

13 BILL NO. 35. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly hath passed a Bill, intituled “A Bill for an Act to establish Homes Tasmania, to promote the development of affordable housing, to enable the provision of housing assistance to, and improve the housing conditions of, eligible persons, to support the provision of affordable housing, housing support services and community support services to persons who require such housing or services, to assist in the formation of policy in relation to housing, and for related purposes”,

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

House of Assembly, 25 August 2022.

MARK SHELTON, *Speaker.*

14 BILL NO. 15. - A Message from the Legislative Council. -

MR SPEAKER

The Legislative Council having this day agreed, with Amendments, to a Bill, intituled –

“A Bill for an Act to amend the Police Offences Act 1935 and to repeal the Workplaces (Protection from Protesters) Act 2014”,

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

Legislative Council, 25 August 2022.

C.M. FARRELL, President.

Ordered, That the said Message be taken into consideration tomorrow. (The Minister for Energy and Renewables)

15 BILL NO. 36. - The Homes Tasmania (Consequential Amendments) Bill 2022 was, according to Order, 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.

16 BILL NO. 36. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly hath passed a Bill, intituled “A Bill for an Act to amend various legislative instruments consequent on the enactment of the Homes Tasmania Act 2022”,

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

House of Assembly, 25 August 2022.

MARK SHELTON, Speaker.

17 ADJOURNMENT. – A Motion being made - That the House do now adjourn (The Minister for Hospitality and Events)

The Speaker proposed – That the House do now adjourn and called for issues to be raised;

The House adjourned at fourteen minutes past Seven o'clock.

SHANE DONNELLY, Clerk of the House.

MEMBERS. - All present during the day.

The Minister for Primary Industries and Water, Minister for Disability Services, Minister for Women and Minister for the Prevention of Family Violence attended Question Time.