



HOUSE OF ASSEMBLY

SESSION OF 2019

(SECOND SESSION OF THE FORTY-NINTH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 40

TUESDAY, 12 NOVEMBER 2019

- 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 Treasurer laid upon the Table of the House the following Papers:-
 - (1) State Grants Commission: Annual Report 2018-2019.
 - (2) Wellington Park Management Trust: Annual Report 2018-2019.
- 6 PAPERS. – The Minister for Human Services laid upon the Table of the House the following Paper:-

Office of the Custodial Inspector Tasmania: Families, Community and Partnerships Inspection Report, Inspection of Youth Custodial Services in Tasmania, 2019.
- 7 PAPERS. – The Minister for Building and Construction laid upon the Table of the House the following Paper:-

Department of Justice: Operations Implemented under the Gas Act 2000 – Annual Report 2018-2019.
- 8 MESSAGE FROM HER EXCELLENCY THE GOVERNOR. – The Speaker read the following Message from Her Excellency the Governor:-

MESSAGE.

C. A. WARNER, *Governor.*

“A Bill for an Act to amend the Vehicle and Traffic Act 1999” (Bill No. 19 (*Act No. 37 of 2019*))

“A Bill for an Act to amend the Roads and Jetties Act 1935” (Bill No. 26 (*Act No. 38 of 2019*))

“A Bill for an Act to amend the Roads and Jetties Act 1935” (Bill No. 25 (*Act No. 39 of 2019*))

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, 4 November 2019.

9 **BILLS.** – The Treasurer presented -

“A Bill for an Act to amend the Duties Act 2001” (Bill No. 56)

“A Bill for an Act to amend the Gaming Control Act 1993” (Bill No. 51)

And Mr *Gutwein* having presented the said Bills, the same were read the First time and made Orders of the Day for tomorrow.

10 **LEAVE TO MAKE MOTION WITHOUT NOTICE.** - *Ordered*, That Ms *O'Connor* have leave to make a Motion without Notice. (Ms *O'Connor*)

11 **HOUSE OF ASSEMBLY RESTORATION BILL, SELECT COMMITTEE ON: TIME FOR BRINGING UP REPORT.** – *Ordered*, That:

- (1) The reporting date for the Select Committee on the House of Assembly Restoration Bill be extended until the first sitting day of 2020.
- (2) If the House is not sitting when the Committee completes its report, such report may be presented to the Speaker or to the Deputy Speaker and in that event, the report shall be deemed to have been presented to the House and ordered to be printed. (Ms *O'Connor*)

12 **LEAVE TO MAKE MOTION WITHOUT NOTICE.** - *Ordered*, That Mrs *Petrusma* have leave to make a Motion without Notice. (Mrs *Petrusma*)

13 **FIREARMS LEGISLATION AND POLICY, SELECT COMMITTEE ON: TIME FOR BRINGING UP REPORT.** – *Ordered*, That the reporting date for the Select Committee on Firearms Legislation and Policy be extended until 27 November next. (Mrs *Petrusma*)

14 **MATTER OF PUBLIC IMPORTANCE: HEALTH.** - Ms *White*, in accordance with Standing Orders, moved - That the House take note of the following matter:

Health.

And the Question being proposed;

A Debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

15 **BILL NO. 44.** - The Order of the Day being read for resuming the adjourned Debate on the Question proposed on Thursday, 31 October 2019 - That the Police Legislation (Miscellaneous Amendments) Bill 2019 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 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. 44. - 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 Community Protection (Offender Reporting) Act 2005, the Police Offences Act 1935, the Police Powers (Vehicle Interception) Act 2000 and the Road Safety (Alcohol and Drugs) Act 1970”,

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

House of Assembly, 12 November 2019.

SUE HICKEY, *Speaker.*

17 BILL NO. 47. - The Order of the Day being read for the Second reading of the Long Service Leave (State Employees) Amendment Bill 2019.

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

A Debate arose thereupon.

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 BILL NO. 47. - 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 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)

Mrs *Rylah* took the Chair.

Clauses 1 to 4 agreed to.

New Clause A was brought up by the Minister for Building and Construction and read a First Time as follows:-

New Clause A

A. Section 4 amended (Salary)

Section 4 of the Principal Act is amended as follows:

(a) by inserting the following paragraph after paragraph (d) in subsection (1):

(da) higher duties, or more responsible duties or relieving, allowances that –

- (i) were payable to an employee in respect of duties performed by the employee immediately before a period of long service leave; and
- (ii) would, but for the employee being absent on long service leave, be payable to the employee for the whole period of that leave as the duties that attract the allowance are resumed by the employee immediately on the completion of the leave;

(b) by omitting paragraph (c) from subsection (2).

New Clause A read a Second time and made a part of the Bill to follow Clause 4.

Clauses 5 to 18 agreed to.

Title agreed to
Bill to be reported with Amendment.

The House being resumed, Mrs *Rylah* 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 Building and Construction)

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

Ordered, That the Bill be now read the Third time.
And the Bill was, accordingly, read the Third time.

20 BILL NO. 47. - 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 Long Service Leave (State Employees) Act 1994",

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

House of Assembly, 12 November 2019.

SUE HICKEY, *Speaker*.

21 BILL NO. 46. - The Inland Fisheries Amendment (Royalties) Bill 2019 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.

22 BILL NO. 46. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly hath passed a Bill, intituled "An Act to amend the Inland Fisheries Act 1995",

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

House of Assembly, 12 November 2019.

SUE HICKEY, *Speaker*.

23 BILL NO. 49. - The Order of the Day being read for the Second reading of the Police Offences Amendment (Repeal of Begging) Bill 2019.

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

A Debate arose thereupon.

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

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 half-past Six o'clock.

SHANE DONNELLY, *Clerk of the House*.

MEMBERS. - All present during the day.