



HOUSE OF ASSEMBLY

SESSION OF 2021

(FIRST SESSION OF THE FIFTIETH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 7

TUESDAY, 24 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 OPPOSITION APPOINTMENTS. - The Leader of the Opposition said: “I have the honour to inform the House of the following changes to Opposition portfolio responsibilities:-

As Leader of the Labor Party I have taken on the Shadow Minister for Climate Change, Shadow Minister for Tourism and Hospitality and Events, and Shadow Minister for Infrastructure. I will also take responsibility this week for Health, Parks and Environment.

Other changes include the Member for Braddon, Dr *Broad*, taking on the responsibility as Shadow Treasurer; the Member for Lyons, Ms *Butler*, taking on responsibilities for ICT and Science, Building and Consumer affairs, and Veterans' Affairs; the member for Bass, Ms *Finlay*, has responsibility for Primary Industries and Water, Small Business and Start-ups; and the member for Franklin, Mr *Winter*, has additional responsibility for Economic Development.”

- 5 QUESTIONS SEEKING INFORMATION. – In accordance with Standing Order No. 43, Questions without notice commenced.
 - 6 MEMBER SUSPENDED. – In accordance with Standing Order 149, the Speaker directed the Honourable Member for Clark, Ms *O'Connor*, to withdraw from the House for the remainder of Question Time owing to repeated interjections.
 - 7 QUESTIONS SEEKING INFORMATION. – Questions without notice continued and concluded.
 - 8 PETITION. – Mr *Tucker* presented a Petition from approximately 1244 residents of Tasmania, requesting that the House call on the Tasmanian State Government to seal the entirety of the road known as Wielangta Road to give a safe and second alternative route to the lower East Coast of Tasmania by Christmas 2022 and to repair and replace the bridge on the southern end of Rheban road close to Wielangta road. (HA12/2021)
- Which Petition was read and received.
- 9 PETITION. – Ms *Ogilvie* presented a Petition from approximately 382 citizens of Tasmania, requesting that the House endorse and support the upgrade of Queenborough Oval pursuant to the Queenborough Oval Masterplan. (HA11/2021)

Which Petition was read and received.

10 PETITION. – Ms *O'Connor* presented a Petition from approximately 3,257 residents of Tasmania, requesting that the House vote against the Workplaces (Protection from Protesters) Amendment Bill 2019. (HA10/2021)

Which Petition was read and received.

11 PAPERS. – The Deputy Premier laid upon the Table of the House the following Paper:-

Fee Units Act 1997: Department of Health.

12 PAPERS. – The Attorney-General laid upon the Table of the House the following Papers:-

- (1) Workers Rehabilitation and Compensation Act 1988: Workers Rehabilitation and Compensation Regulations 2021 (Statutory Rules 2021, No. 49).
- (2) Gas Safety Act 2019: Gas Safety Regulations 2021 (Statutory Rules 2021, No. 7).
- (3) Evidence (Children and Special Witnesses) Act 2001: Evidence (Children and Special Witnesses) Regulations 2021 (Statutory Rules 2021, No. 44).
- (4) Legal Profession Act 2007: Legal Profession (Board of Legal Education) Rules 2021 (Statutory Rules 2021, No. 40).

13 PAPERS. – The Minister for Primary Industries and Water laid upon the Table of the House the following Papers:-

Land Acquisition Act 1993 (Notice of Acquisition pursuant to Section 18):

- (i) Dated 30 June 2021, land situate in, Parish of Broomsgrove and Chesterfield, Land District of Cornwall, Municipal Area of Break O'Day, Lot 1 on Plan of Survey P174263, P174262 registered in the name of Robert David Marshall for road purposes;
- (ii) Dated 4 August 2021, land situate in the Parish of Moriarty, Land District of Cornwall, Municipal Area of Break O'Day, Lot 1 on Plan of Survey P181350 and Lot 100 on Plan of Survey 181439, registered in the name of Marguerite Joan Gee for road purposes.

14 PAPERS. – The Minister for Local Government and Planning laid upon the Table of the House the following Papers:-

- (1) Major Infrastructure Development Approvals Act 1999: Major Infrastructure Development Approvals Regulations 2021 (Statutory Rules 2021, No. 55).
- (2) Local Government Act 1993 (Tas): Launceston City Council, Facilities and Highways By-Law No. 1 of 2021.

15 PAPERS. – The Minister for Police, Fire and Emergency Management laid upon the Table of the House the following Papers:-

- (1) Fire Service Act 1979: General Fire Regulations 2021 (Statutory Rules 2021, No. 56).
- (2) Australian Criminal Intelligence Commission: Chair Annual Report 2019-20.
- (3) Emergency Management Act 2006: Emergency Management Amendment Regulations 2021 (Statutory Rules 2021, No. 64).

16 PUBLIC ACCOUNTS, PARLIAMENTARY STANDING COMMITTEE OF: REPORT BROUGHT UP. – Mr *Street* brought up the following Report of the Parliamentary Standing Committee of Public Accounts:

Inquiry into the Government's Economic Response to the COVID-19 Pandemic: Final Report (Paper No. 13).

Ordered, That the said Report be received. (Mr *Street*)

17 SUBORDINATE LEGISLATION, JOINT STANDING COMMITTEE ON: REPORTS BROUGHT UP. – Ms *Ogilvie* brought up the following Reports of the Joint Standing Committee on Subordinate Legislation:

- (1) Report No. 14 – Scrutiny of Notices issued under Sections 11, 18 and 19 of the COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020 (Local Government) and Scrutiny of Notice issued under Sections 11 and 17 of the COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020 (Local Government (Paper No. 8).
- (2) Report No. 15 – Scrutiny of Notice issued under Section 14 of the COVID-19 Emergency (Miscellaneous Provisions) Act 2020 (Land Use Planning and Approvals Act 1993) (Paper No. 10)

Ordered, That the said Reports be received. (Ms *Ogilvie*)

18 PAPERS. – The Clerk of the House laid upon the Table of the House the following Papers:-

- (1) Integrity Commission Tasmania: Report of The Integrity Commission No. 1 of 2021 – Summary of an Investigation into Allegations of Misconduct by the Work Health and Safety Regulator, Government Ministers and Ministerial Staff - 24 August 2021.
- (2) Parliamentary (Disclosure of Interests) Act 1996: Primary Return for the Member for Franklin, Mr *Winter*.

19 MESSAGE FROM HER EXCELLENCY THE GOVERNOR. – The Speaker read the following Message from Her Excellency the Governor:-

MESSAGE.

Barbara Baker, *Governor*.

A Bill for an Act to make interim provision for the appropriation of \$2 189 745 000 out of the Public Account for the services of the Government for the financial year ending on 30 June 2022 (Bill No. 10 (*Act No. 5 of 2021*))

A Bill for an Act to make interim provision for the appropriation of \$12 354 000 out of the Public Account for the services of the Government in respect of Parliament and Statutory Offices for the financial year ending on 30 June 2022. (Bill No. 11 (*Act No. 6 of 2021*))

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, 9 July 2021.

20 MESSAGE FROM HER EXCELLENCY THE GOVERNOR. – The Speaker read the following Message from Her Excellency the Governor:-

MESSAGE.

Barbara Baker, *Governor*.

A Bill for an Act to amend the Land Use Planning and Approvals Act 1993 (Bill No. 13 (*Act No. 7 of 2021*))

A Bill for an Act to amend the Duties Act 2001, the First Home Owner Grant Act 2000, the Land Tax Act 2000, the Land Tax Rating Act 2000 and the Taxation Administration Act 1997 (Bill No. 12 (*Act No. 8 of 2021*))

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, 14 July 2021.

21 MESSAGE FROM HER EXCELLENCY THE GOVERNOR. – The Speaker read the following Message from Her Excellency the Governor: -

MESSAGE.

Barbara Baker, *Governor*.

In accordance with the provisions of Section 38 of the Constitution Act 1934 (25 Geo. V. No. 94), the Governor recommends to the House of Assembly:

The payment out of the Public Account of the sum of nine million, eight hundred and forty nine thousand dollars (\$9 894 000) for the purpose set forth in Schedule 1 to the Supply Bill (No. 4) 2021.

Government House, Hobart

22 MESSAGE FROM HER EXCELLENCY THE GOVERNOR. – The Speaker read the following Message from Her Excellency the Governor: -

MESSAGE.

Barbara Baker, *Governor*.

In accordance with the provisions of Section 38 of the Constitution Act 1934 (25 Geo. V. No. 94), the Governor recommends to the House of Assembly:

The payment out of the Public Account of the sum of one billion, six hundred and fifty million, seven hundred and three thousand dollars (\$1 650 703 000) for the purpose set forth in Schedule 1 to the Supply Bill (No. 3) 2021.

Government House, Hobart

23 BILLS. – The Minister for Finance presented -

“A Bill for an Act to make interim provision for the appropriation of \$1 650 703 000 out of the Public Account for the services of the Government for the financial year ending on 30 June 2022”. (Bill No. 32)

“A Bill for an Act to make interim provision for the appropriation of \$9 849 000 out of the Public Account for the services of the Government in respect of Parliament and Statutory Offices for the financial year ending on 30 June 2022”. (Bill No. 33)

And Mr *Ferguson* having presented the said Bills, the same were read the First time and made Orders of the Day for a later hour.

24 BILL NO. 34. – The Attorney-General presented -

“A Bill for an Act to amend the Defamation Act 2005”.

And Ms *Archer* having presented the said Bill, the same was read the First time and made an Order of the Day for tomorrow.

25 DEATH OF HIS ROYAL HIGHNESS THE PRINCE PHILIP, DUKE OF EDINBURGH. – The Speaker said:

“I have to report to the House my receipt of the following correspondence:-

Windsor Castle

10 June 2021

To Her Excellency the Honourable Kate Warner, AC

Thank you for your letter of 23 April, addressed to Sir Edward Young, enclosing an Address of Sympathy to the Queen from the Tasmanian Legislative Council and House of Assembly, sent on the death of The Duke of Edinburgh.

Her Majesty much appreciated you taking the time to write as you did and would be grateful if you could pass on her thanks to the Parliament of Tasmania.

This letter comes to you with The Queen’s warm good wishes.

Tom Laing-Baker
Assistant Private Secretary to the Queen”

26 ADDRESS-IN-REPLY. – The Speaker said:

“I have to report to the House my receipt of the following correspondence:-

Buckingham Palace

2 August 2021

Dear Mr Speaker

The Queen has asked me to thank you for your recent Address-in-Reply passed by the House on 30 June 2021.

Her Majesty was most grateful to receive it, and this message comes to you with The Queen’s warm good wishes.

Tom Laing-Baker
Assistant Private Secretary to the Queen”

27 LEAVE TO MAKE MOTION WITHOUT NOTICE. - *Ordered*, That Mr *Winter* have leave to make a Motion without Notice. (Mr *Winter*)

28 COMMITTEE MEMBERSHIP. - *Ordered*, That:

- (1) Ms *White* be appointed to serve on the Standing Orders Committee in place of Mr *O’Byrne*.
- (2) Dr *Broad* be appointed to serve on the Parliamentary Standing Committee of Public Accounts in pursuance of section 3, subsection (3) of the Public Accounts Committee Act 1970 (No. 54). (Mr *Winter*)

29 COMMITTEE MEMBERSHIP. - A Message to the Legislative Council. -

MR PRESIDENT

In accordance with the provisions of section (3) subsection (3) of the Public Accounts Committee Act 1970 (No. 54), the following Member has been appointed on the part of the House of Assembly to serve on the Parliamentary Standing Committee of Public Accounts:-

Dr Broad

House of Assembly, 24 August 2021.

Mark Shelton, Speaker.

30 LEAVE TO MAKE MOTION WITHOUT NOTICE. - *Ordered*, That Ms *Johnston* have leave to make a Motion without Notice. (Ms *Johnston*)

31 SUSPENSION OF STANDING ORDERS. – A Motion being made and the Question being proposed - That so much of Standing Orders be suspended as would prevent a motion in relation to sexual harassment in the workplace, of which notice has been given this day, from being brought on for debate forthwith. (Ms *Johnston*)

A debate arose thereupon.

An Amendment was proposed to the Question by the Minister for Infrastructure and Transport after “forthwith” by inserting the following:-

“and that debate on the Motion be limited to no longer than 90 minutes”.

A debate arose thereupon.

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

It was resolved in the Affirmative.

And the Main Question, as amended, being put;

It was resolved in the Affirmative.

32 SEXUAL HARASSMENT IN THE WORKPLACE. – A Motion being made and the Question being proposed—That the House:—

- (1) Does not tolerate sexual harassment in the workplace.
- (2) Acknowledges that sexual harassment is not a women’s issue; it is a societal issue which every Australian, and every Australian workplace can contribute to addressing.
- (3) Acknowledges that workplace sexual harassment is not inevitable and is not acceptable.
- (4) Acknowledges that sexual harassment in the workplace is preventable.
- (5) Acknowledges victims of sexual harassment, including those who have spoken out and those who have been silenced.
- (6) Commits to promoting a safe workplace culture where women are treated with respect. (Ms *Johnston*)

A debate arose thereupon.

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

34 SEXUAL HARASSMENT IN THE WORKPLACE. – And the Question being again proposed;

The House resumed the Debate.

And the Question being put;

It was resolved in the Affirmative.

35 MATTER OF PUBLIC IMPORTANCE: REGIONAL JOBS. – Dr *Broad*, in accordance with Standing Orders, moved - That the House take note of the following matter:

Regional Jobs.

And the Question being proposed;

A Debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

36 BILL NO. 32. - The Supply Bill (No. 3) 2021 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.

37 BILL NO. 32. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly hath passed a Bill, intituled “A Bill for an Act to make interim provision for the appropriation of \$1 650 703 000 out of the Public Account for the services of the Government for the financial year ending on 30 June 2022”,

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

House of Assembly, 24 August 2021.

MARK SHELTON, *Speaker*.

38 BILL NO. 33. - The Supply Bill (No. 4) 2021 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.

39 BILL NO. 33. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly hath passed a Bill, intituled “A Bill for an Act to make interim provision for the appropriation of \$9 849 000 out of the Public Account for the services of the Government in respect of Parliament and Statutory Offices for the financial year ending on 30 June 2022”,

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

House of Assembly, 24 August 2021.

MARK SHELTON, *Speaker*.

40 BILL NO. 27. - The Food Amendment Bill 2021 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.

41 BILL NO. 27. - 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 Food Act 2003,”

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

House of Assembly, 24 August 2021.

MARK SHELTON, *Speaker*.

42 BILL NO. 26. - The Living Marine Miscellaneous Amendments (Digital Processes) Bill 2021 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.

43 BILL NO. 26. - 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 Living Marine Resources Management Act 1995 and the Fishing (Licence Ownership and Interest) Registration Act 2001”,

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

House of Assembly, 24 August 2021.

MARK SHELTON, *Speaker*.

44 ADJOURNMENT. – A Motion being made - That the House do now adjourn (The Minister for Primary Industries and Water)

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

The House adjourned at forty-eight 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.