



# LEGISLATIVE COUNCIL

SESSION OF 2024 - 2025

(FIRST SESSION OF THE FIFTY-FIRST PARLIAMENT)

## NOTICES OF MOTION AND ORDERS OF THE DAY

No. 39

TUESDAY, 1 APRIL 2025

(At 11:00 o'clock a.m.)

### NOTICES OF QUESTION

**24** Ms Webb to ask the Honourable Leader of the Government — In relation to the implementation of the Tasmanian Salmon Industry Plan released in May 2023, can the Government please:

- (1) Clarify which Minister has single point accountability for delivery of the Salmon Plan? Or if multiple ministers are involved, then which Minister has responsibility for each line item of the Plan?
- (2) Provide a detailed progress report on the implementation of the Tasmanian Salmon Industry Plan, including whether the Near-term Priority Actions, which are set out in the Implementation Plan, will be completed as scheduled by May 2025?
- (3) Confirm that no Community Engagement Forums have been held, despite the Implementation Plan detailing their role, on page 8, that *‘These forums will ensure there is at least one engagement opportunity annually for communities in northern, southern and western Tasmania’*; and
  - (a) Explain when and where will these community forums be held; and
  - (b) Advise how community concerns and priorities will be sought for inclusion in the next stages of the Plan?
- (4) Detail how many meetings of the Salmon Industry Working Group have been held since the Industry Plan came into effect?
- (5) Detail the status of the new Salmon Plan website described on page 9 of the Implementation Plan *‘that will provide a gateway to the Plan and all related activities, including summary annual update reports on work undertaken on each of the strategic pathways and the activities of the SIWG and CEFs’*? Further, what improvements have been made to the Salmon Portal, and has the review of similar information systems overseas been undertaken?
- (6) Detail whether there has been any change in the listed medium-term priorities, and explain how community priorities will be addressed?

(asked 11.03.25)

**25** Ms Webb to ask the Honourable Leader of the Government — In relation to commitments made to ensure the salmon industry operating in Tasmanian waters provides an appropriate return to the Tasmanian community:

- (1) Can the Government please provide a copy of the 2023/24 Cost Recovery Report, and also detail the following:
  - (a) Were administrative and management costs fully recovered?
  - (b) Noting the criteria for ‘cost recovery’ are very narrow, why are other costs – such as State Government contributions to IMAS salmonid research and development, and costs of independent monitoring by the EPA (including lab analyses) – not included as part of cost recovery?

- (2) What progress has been made to evaluate a broader 'return to community', and what consultation has been undertaken to seek community views on this?
- (3) Of the three major foreign owned salmon aquaculture companies operating in Tasmanian waters, can you confirm profits flow to foreign shareholders, and that two of the three companies pay no company tax, as reported by the Australian Taxation Office?
- (4) Given all three major salmon aquaculture companies operating in Tasmanian are beneficiaries of significant research subsidies, can you:
  - (a) Confirm IMAS completed a report in 2022 providing alternative strategies to tax economic rents made by the industry; and
  - (b) Confirm whether any of these measures will be implemented? If not, what alternative strategies are planned to ensure an appropriate return to the Tasmanian Community?

(asked 11.03.25)

**26** Ms O'Connor to ask the Honourable Leader of the Government —

- (1) Is the Government committed to implementing the recommendations of the State of the Environment Report 2024; and
- (2) If so, can the Government outline the response plan, with detail of timelines and resources, for implementing the Report's recommendations?

(asked 11.03.25)

**27** Ms O'Connor to ask the Honourable Leader of the Government — In relation to the announced sale or repurposing of the Treasury buildings:

- (1) Is it still the intention of the Government to sell the Treasury building complex?
- (2) How many expressions of interest in the complex have been received?
- (3) Has the Government received Valuer General's advice on the potential value of the Treasury complex and public buildings?
- (4) What standards and measures will be utilised to assess the expressions of interest?
- (5) What departmental process underpins the sale or repurposing of the Treasury complex?
- (6) Will there be any public consultation on the sale or repurposing of the Treasury complex?
- (7) Will Cabinet approval be required to sell or transfer the ownership of the Treasury buildings?
- (8) When is there likely to be any public announcement about the future of this significant heritage and public asset?

(asked 11.03.25)

**28** Ms O'Connor to ask the Honourable Leader of the Government — With regard to payments made by the Government towards private legal fees of its Members, and using the same format by which previous data was provided to Legislative Council Estimates Committee B in September 2024, setting out the dates payments were made, the amount of each payment and whether the payment related to a Minister or other Member of the Government — how much has the Government paid in private legal fees relating to Ministers or Members of Government between 2 August 2024 and 1 March 2025?

(asked 11.03.25)

**29** Ms Webb to ask the Honourable Leader of the Government — In relation to the Independent Review undertaken by Mr Sam Tatarka OAM into legal assistance provided to state servants in the course of the Commission of Inquiry into the Tasmanian Government's Responses to Child Sexual Abuse in Institutional Settings, can the Government:

- (1) Confirm whether the Independent Reviewer completed the review and provided the final report to the government by December 2024 as the Attorney-General indicated was the anticipated timeframe in a statement to the Parliament on the 27<sup>th</sup> November 2024;
- (2) If the independent Review continued beyond December 2024, confirm whether it is still underway and if not, when it was completed and whether the final report has been received by Government and if so when; and
- (3) Detail when the review and any recommendations will be made public?

(asked 13.03.25)

## NOTICES OF MOTION

**1** Ms Webb to move —

- (1) That the Legislative Council notes:
  - (a) All Australian States and Territories agreed in October 2017, under an Intergovernmental Agreement, to participate in the Commonwealth Government’s National Driver Licence Facial Recognition Solution (NDLFRS);
  - (b) On 31 July 2019, the Identity-matching Services Bill 2019 was introduced into the Federal Parliament to establish a legislative biometrics matching scheme for the NDLFRS, but was subsequently withdrawn following concerns raised by a variety of legal, privacy and human rights experts, and criticisms from the relevant Federal parliamentary committee;
  - (c) Interstate jurisdictions determined they would not share data via the NDLFRS until the Commonwealth laws are in place.
  - (d) That based upon data provided by government a total of 468,392 Tasmanian drivers licence photos were transferred to the NDLFRS between December 2018 and 16th of December 2020, without public consultation and despite the absence of Commonwealth legislation to regulate the NDLFRS and provide privacy protections and oversight mechanisms;
  - (e) The statement provided to the Parliament from the Minister for Infrastructure and Transport dated the 28th October 2020, that the Tasmanian data uploaded to the NDLFRS will not be used until Commonwealth legislation is in place and relevant Tasmanian legislation reviewed, with the latter to occur in context of any eventual Commonwealth legislation;
  - (f) Tasmania paused the daily transfer of records to the NDLFRS on 16 December 2020.
- (2) That the Legislative Council calls on the Tasmanian government to:
  - (a) Formally cease any current and future uploading of Tasmanians’ records to the NDLFRS in the absence of appropriate Commonwealth privacy protection and oversight legislation;
  - (b) Immediately establish a secure process by which to delete all uploaded Tasmanian drivers licence photos from the NDLFRS; and
  - (c) Commit to undertaking thorough public consultation prior any future state participation in the NDLFRS should the required Commonwealth legislation be enacted.

**2** Ms Webb to move — That the Legislative Council:

- (1) Notes the Office of the Custodial Inspector Tasmania’s *Inhumane Treatment in dry cells – review report 2024* (the Report), published on Tuesday 6 August this year;
- (2) Acknowledges the Report states dry cells present a serious risk to human rights in custodial environments, and that the Office of Custodial Inspector’s review has confirmed this risk has “manifested into inhumane treatment in dry cells here in Tasmania,” and further, “changes to dry cell regimes are required to improve the treatment of people in custody or preferably, the use of dry cells needs to cease”;
- (3) Further notes the Report’s three key recommendations:
  - (a) Director’s Standing Order (DSO) 1.40 Managing Prisoners Suspected of Internally Concealing Items be reviewed to determine if it is necessary, considering the introduction of body scanners,

and if the DSO and dry cells remain necessary, the DSO is revised to prioritise the care and wellbeing of people in custody before security considerations;

- (b) Training for TPS supervisors should include a dedicated unit on human rights standards for people deprived of their liberty;
- (c) TPS undertake a review of the environmental health conditions for staff involved in monitoring dry cells, including: testing for any pathogens on the external surfaces of the machine used to process faeces; assessing any risks to staff and people in custody from potential airborne pathogens; and ensuring appropriate maintenance is undertaken on the machine and relevant staff have access to training material on its appropriate use;
- (4) Further notes Appendix 1 of the Report contains the Department of Justice's response to the Report's Recommendations which state the Director's Standing Order (DSO) 1.40 is currently under active review as part of the delivery of body scanning technology and the Astria digital solution, and that the Tasmanian Prison Service will consider whether dry cell management will remain a necessary approach as part of the DSO review, and subject to the outcome of that review, the exclusion of women from the DSO's operation will also be considered.
- (5) Further notes advice provided by the Minister for Corrections and Rehabilitation to the House of Assembly on Wednesday the 7<sup>th</sup> of August of this year that installation of four of the five new body scanners is already underway.
- (6) Calls on the Tasmanian government to:
  - (a) Commit to accepting and delivering the Report's three recommendations in full;
  - (b) Implement an immediate moratorium on the use of dry cells in any facility in which body scanning technology is available, pending the conclusion of the DSO 1.40 review currently underway;
  - (c) Immediately prohibit the inclusion of women in the use of dry cells, and
  - (d) Detail a timeframe for the delivery and implementation of any remaining recommendations still to be undertaken and completed.

**3** Ms O'Connor to move — That Statutory Rules 2024, No. 31, Residential Tenancy Amendment Regulations 2024 dated 9 July 2024 made under the *Residential Tenancy Act 1997*, and laid upon the Table of the Council on 2 August 2024, be disallowed as provided by Section 47 of the *Acts Interpretation Act 1931*.

**4** Ms O'Connor to move — That the Integrity Commission Annual Report 2023-24, and recent public statements of Chief Commissioner Greg Melick, AO SC, be considered and noted.

**5** Ms Webb to move — That the Office of the Custodial Inspector Annual Report 2023-24, and recent public statements of Custodial Inspector Richard Connock, be considered and noted.

**6** Ms Rattray to move — That the Tourism Tasmania Annual Report 2023-2024, be considered and noted.

**7** Ms Armitage to move — That the Tasmanian Ports Corporation Pty. Ltd. Annual Report 2023-2024, be considered and noted.

**8** Ms O'Connor to move — That a Select Committee be appointed, with power to send for persons and papers, with leave to sit during an adjournment of Council, and with leave to adjourn from place to place, to inquire into and report upon the 20-year funding deed established following the sale of the TOTE in 2009 (the Tasmanian Racing Deed), with particular reference to:

- (1) The social, animal welfare, economic, and other impacts of the Tasmanian Racing Deed;
- (2) Integrity in the Tasmanian racing industry;
- (3) The future of the Deed following its expiry in 2029;
- (4) Any matters incidental thereto.

And that —

Mr Gaffney;

Ms Rattray;

Mr Edmunds;

Ms Webb; and

The Mover be of the Committee.

**9** Ms *Forrest* to move — That the Report of the Government Businesses Scrutiny Committee A 2024 be considered and noted.

**10** Ms *Webb* to move — That the Final Report of the Select Committee Inquiry into the Provisions of the *University of Tasmania Act 1992* be considered and noted.

**11** Ms *O'Connor* to move — That the Council:

- (1) Notes the stated intention of the Rockliff minority government to privatise Government Business Enterprises (GBEs) and State-Owned Companies (SOCs), with only Hydro Tasmania excluded from possible sale.
- (2) Recognises this means the potential sale of TasNetworks Pty Ltd, Aurora Energy Pty Ltd, Tasmanian Irrigation Pty Ltd, Metro Tasmania Pty Ltd, TasPorts Pty Ltd, Tasmanian Railway Pty Ltd, TasRacing Pty Ltd, TT-Line Company Pty Ltd, Forestry Tasmania Pty Ltd, the Motor Accidents Insurance Board, Port Arthur Historic Site Management Authority, Tasmanian Public Finance Corporation, and the Public Trustee.
- (3) Agrees these GBEs and SOC's have been built up by generations of Tasmanians and are owned by the people of Tasmania.
- (4) Further notes this massive privatisation agenda was not taken to the 2024 State Election, nor included in the Tasmanian Liberals 2030 Strong Plan.
- (5) Agrees, the Rockliff minority government has no mandate for its privatisation agenda.

**12** Ms *O'Connor* to move — That the Legislative Council:

- (1) Notes with concern the high rate of deaths and injuries from quad bike or ATV use in Tasmania, with more than 20 deaths since the year 2000.
- (2) Further notes more than 1400 Australians are seriously injured in quad bike accidents each year.
- (3) Expresses its sincere condolences to grieving loved ones, including the devastated parents of 14-year old Jocelyn Daguman who died in an ATV accident at Boyer in February 2023.
- (4) Recognises the findings of both Coroner Cooper in 2017 and Coroner Webster in 2024, who recommended stronger regulation of quad bike use to save lives.
- (5) Agrees with Coroner Cooper's recommendations, following his investigation into seven quad bike deaths between 2012-2015, to provide for increased community education promoting the use of helmets and seatbelts, and legislation that:
  - (a) Requires mandatory training and licensing of all persons using quad bikes
  - (b) Prohibits children under the age of 16 from operating adult quad bikes
  - (c) Prohibits children under the age of 16 from operating youth-sized quad bikes other than in accordance with the manufacturer's instructions
  - (d) Prohibits children under the age of 6 from operating any quad bike under any circumstances
- (6) Recognises there has been a substandard response to the Coroners' recommendations by the Rockliff Government.
- (7) Calls on the Rockliff Government to act to prevent such tragedies in the future and implement all the Coroners' recommendations to strengthen quad bike and ATV safety in Tasmania.

## ORDERS OF THE DAY

- 1** Interim Report of the Joint Sessional Committee inquiring into matters related to the recommendations made in the Final Report of the Commission of Inquiry into the Tasmanian Government's response to child sexual abuse in institutional settings: Consideration and noting. (Ms *Forrest*).

- 2** Electoral Disclosure and Funding (Donation Disclosure) Amendment Bill 2024 (Bill No. 55): Third reading. (*Private Member's Bill*)
- 3** Report of the Parliamentary Standing Committee of Public Accounts "Follow-up of Auditor-General Report No.2 of 2015-16 – Capital Works Programming and Management": Consideration and noting. (*Ms Forrest*)
- 4** Report of the Government Administration Committee B "Short Inquiry Process into Homes Tasmania": Consideration and noting. (*Ms Rattray*)
- 5** Family Violence Amendment Bill 2024 (Bill No. 51): Consideration of Bill as amended in Committee of the Whole Council.
- 6** Public Health Amendment (Vaping) Bill 2024 (Bill No. 47): Third reading.
- 7** Health Miscellaneous Bill 2024 (Bill No. 48): Third reading.
- 8** Appropriation (Supplementary Appropriation for 2024-25) Bill 2025 (Bill No. 1): Second reading.
- 9** Electoral Amendment (Alternative Voting Procedures) Bill 2025 (Bill No. 4): Second reading.
- 10** Premier's Address — Adjourned Debate (*Ms Palmer*) on the Question proposed on 12 March 2025 and again on 13 March 2025 — That the Address be noted.
- 11** Charities and Associations Law (Miscellaneous) Amendment Bill 2024 (Bill No. 43): Second reading.
- 12** Tasmanian Civil and Administrative Tribunal (Additional Jurisdictions) Bill 2024 (Bill No. 46): Second reading.
- 13** University of Tasmania (Protection of Land) Bill 2024 (Bill No. 31): Second reading.
- 14** Defamation Amendment Bill 2024 (Bill No. 42): Second reading.
- 15** Disability Rights, Inclusion and Safeguarding (Transitional and Consequential Provisions) Bill 2025 (Bill No. 8): Second reading.
- 16** Justice Miscellaneous (Administrative Review Tribunal) Bill 2024 (No. 36 of 2024): Second reading.
- 17** Expungement of Historic Offences Amendment Bill 2024 (Bill No. 35): Adjourned Debate (*Ms Forrest*) on the Question proposed on 20 November 2024 – That the Bill be now read the Second time.
- 18** Electoral Amendment Bill 2024 (Bill No. 25): Adjourned Debate (*Mrs Hiscutt*) on the Question proposed on 23 October 2024 – That the Bill be now read the Second time.
- 19** Partition Amendment Bill 2024 (Bill No. 2): Second reading.

C.L. VICKERS, *Clerk of the Council*

## SUMMARY OF BILLS

### *Read First Time*

Bill No. 2 of 2024	Partition Amendment ( <i>pro forma</i> )
Bill No. 31 of 2024	University of Tasmania (Protection of Land)
Bill No. 36 of 2024	Justice Miscellaneous (Administrative Review Tribunal)
Bill No. 42 of 2024	Defamation Amendment
Bill No. 43 of 2024	Charities and Associations Law (Miscellaneous) Amendment
Bill No. 46 of 2024	Tasmanian Civil and Administrative Tribunal (Additional Jurisdictions)
Bill No. 1	Appropriation (Supplementary Appropriation for 2024-25)
Bill No. 4	Electoral Amendment (Alternative Voting Procedures)
Bill No. 8	Disability Rights, Inclusion and Safeguarding (Transitional and Consequential Provisions)

### *Second Reading Adjourned*

Bill No. 25 of 2024	Electoral Amendment
Bill No. 35 of 2024	Expungement of Historic Offences Amendment

### *Second Reading Negatived*

Bill No. 53 of 2024	Land Use Planning and Approvals (Development Assessment Panels)
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### *Consideration of Bill as amended in Committee of the Whole Council*

Bill No. 51 of 2024	Family Violence Amendment
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### *Awaiting Third Reading*

Bill No. 47 of 2024	Public Health Amendment (Vaping)
Bill No. 48 of 2024	Health Miscellaneous
Bill No. 55 of 2024	Electoral Disclosure and Funding (Donation Disclosure) Amendment

### *Third Reading Negatived*

Bill No. 30 of 2024	Sentencing Amendment (Presumption of Mandatory Sentencing)
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### *Agreed to by Both Houses*

Bill No. 3 of 2024	Appropriation (Further Supplementary Appropriation for 2023-24) ( <i>Act No. 1 of 2024</i> )
Bill No. 4 of 2024	Supply (No. 1) ( <i>Act No. 2 of 2024</i> )
Bill No. 5 of 2024	Supply (No. 2) ( <i>Act No. 3 of 2024</i> )
Bill No. 7 of 2024	Sentencing Amendment (Alcohol Treatment Order) ( <i>Act No. 8 of 2024</i> )
Bill No. 8 of 2024	State Litigator (Consequential Amendments) ( <i>Act No. 7 of 2024</i> )
Bill No. 10 of 2024	Racing Regulation and Integrity ( <i>Act No. 16 of 2024</i> )
Bill No. 11 of 2024	Racing Regulation and Integrity (Consequential Amendments) ( <i>Act No. 14 of 2024</i> )
Bill No. 12 of 2024	Surveyors Amendment ( <i>Act No. 4 of 2024</i> )
Bill No. 13 of 2024	Taxation Legislation (Affordable Housing and Employment Support) ( <i>Act No. 5 of 2024</i> )
Bill No. 14 of 2024	Child Safety Reform Implementation Monitor ( <i>Act No. 6 of 2024</i> )
Bill No. 16 of 2024	Police Offences Amendment (Begging Repeal) ( <i>Act No. 10 of 2024</i> )
Bill No. 17 of 2024	Industrial Hemp Amendment ( <i>Act No. 22 of 2024</i> )
Bill No. 18 of 2024	Human Tissue Amendment ( <i>Act No. 11 of 2024</i> )
Bill No. 19 of 2024	Justice and Related Legislation (Miscellaneous Amendments) ( <i>Act No. 27 of 2024</i> )
Bill No. 20 of 2024	Forestry (Miscellaneous Amendments) ( <i>Act No. 19 of 2024</i> )
Bill No. 21 of 2024	Asbestos-Related Diseases (Occupational Exposure) Compensation Amendment ( <i>Act No. 12 of 2024</i> )
Bill No. 22 of 2024	Taxation Legislation (Miscellaneous Amendments) ( <i>Act No. 9 of 2024</i> )
Bill No. 23 of 2024	Sentencing Amendment (Presumptive Sentencing for Assaults on Frontline Workers) ( <i>Act No. 29 of 2024</i> )
Bill No. 24 of 2024	Work Health and Safety Amendment (Safer Workplaces) ( <i>Act No. 15 of 2024</i> )
Bill No. 26 of 2024	Justice Miscellaneous (Commission of Inquiry) ( <i>Act No. 17 of 2024</i> )
Bill No. 28 of 2024	Evidence (Children and Special Witnesses) Amendment ( <i>Act No. 18 of 2024</i> )
Bill No. 29 of 2024	Disability Rights, Inclusion and Safeguarding ( <i>Act No. 21 of 2024</i> )
Bill No. 32 of 2024	Historic Cultural Heritage Amendment ( <i>Act No. 25 of 2024</i> )
Bill No. 33 of 2024	Farm Debt Mediation ( <i>Act No. 20 of 2024</i> )
Bill No. 34 of 2024	Tasmanian Development Amendment ( <i>Act No. 13 of 2024</i> )
Bill No. 37 of 2024	Validation (State Coastal Policy) ( <i>Act No. 26 of 2024</i> )
Bill No. 38 of 2024	Family Violence Amendment (Protecting People and Their Pets) ( <i>Act No. 30 of 2024</i> )
Bill No. 39 of 2024	Appropriation (No.1) ( <i>Act No. 23 of 2024</i> )
Bill No. 40 of 2024	Appropriation (No.2) ( <i>Act No. 24 of 2024</i> )
Bill No. 41 of 2024	Judicial Commissions ( <i>Act No. 28 of 2024</i> )
Bill No. 49 of 2024	Land Use Planning and Approvals Amendment (Supporting Development) ( <i>Act No. 31 of 2024</i> )
Bill No. 52 of 2024	Land Use Planning and Approvals (Stony Rise Development Approval) ( <i>Act No. 32 of 2024</i> )

## STANDING COMMITTEES AND MEMBERS

Committee of Privileges: Mr Farrell, Ms Forrest, Mr Gaffney, Mrs Hiscutt and Ms Rattray

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

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

Parliamentary Standing Committee on Subordinate Legislation (Joint): Mr Harriss, Mrs Hiscutt and Ms Rattray

Parliamentary Standing Committee of Public Accounts (Joint): Mr *Edmunds*, Ms *Forrest* and Ms *Thomas*  
Parliamentary Standing Committee on Integrity (Joint): Ms *Armitage*, Ms *O'Connor* and Ms *Webb*  
Parliamentary Standing Committee on Electoral Matters (Joint): Mr *Gaffney*, Ms *O'Connor*, Ms *Thomas* and Ms *Webb*

#### **SESSIONAL COMMITTEES AND MEMBERS**

House Committee (Joint): Mr *Farrell* (The President), Ms *Forrest* and Mrs *Hiscutt*.  
Library Committee (Joint): Ms *Armitage*, Mr *Farrell*, Ms *Forrest*, Mr *Gaffney*, Mrs *Hiscutt* and Ms *Rattray*  
Final Report of Commission of Inquiry (Joint): Ms *Forrest*, Ms *Lovell*, Ms *O'Connor* and Ms *Webb*  
Workplace Cultural Oversight (Joint): Mr *Farrell*, Ms *Forrest*, Mrs *Hiscutt* and Ms *Lovell*  
Gender and Equality (Joint): Mr *Edmunds*, Ms *Forrest*, Mr *Harris*, Ms *Thomas*  
Government Administration A: Ms *Forrest*, Mr *Harriss*, Ms *Lovell*, Ms *O'Connor* and Ms *Thomas*  
Government Administration B: Ms *Armitage*, Mr *Edmunds*, Mr *Gaffney*, Ms *Rattray* and Ms *Webb*

- Adult imprisonment and youth detention matters

#### **SELECT COMMITTEE AND MEMBERS**

Energy Prices (Joint): Mr *Edmunds*, Ms *Forrest*, Mr *Harris* and Ms *Lovell*