



HOUSE OF ASSEMBLY

SESSION OF 2019

(SECOND SESSION OF THE FORTY-NINTH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 39

THURSDAY, 31 OCTOBER 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 Premier laid upon the Table of the House the following Papers:-
 - (1) Tasmanian State Service: Annual Report 2018-2019.
 - (2) Department of Premier and Cabinet: Annual Report 2018-2019.
 - (3) Tourism Tasmania: Annual Report 2018-2019.
- 6 PAPERS. – The Deputy Premier laid upon the Table of the House the following Papers:-
 - (1) Office of the Chief Civil Psychiatrist and Chief Forensic Psychiatrist: Annual Report 2018-2019.
 - (2) TasTAFE: Annual Report 2018-2019.
 - (3) Department of Education Annual Report 2018-2019.
 - (4) Council of Obstetric & Paediatric Mortality & Morbidity: Annual Report 2017.
 - (5) Department of Health: Health in Tasmania Annual Report 2018-2019.
 - (6) Health Act 1997: Health (Fees) Amendment Regulations 2019 (Statutory Rules 2019, No. 40).
 - (7) Ambulance Service Act 1982: Ambulance Service (Non-Emergency Patient Transport) Regulations 2019 (Statutory Rules 2019, No. 57).
 - (8) Health Service Establishments Act 2006: Health Service Establishments Amendment Regulations 2019 (Statutory Rules 2019, No. 54).
- 7 PAPERS. – The Minister for State Growth laid upon the Table of the House the following Papers:-
 - (1) Macquarie Point Development Corporation: Annual Report 2018-2019.

(2) Department of State Growth: Annual Report 2018-2019.

(3) Tasports: Annual Report 2018-2019.

8 PAPERS. – The Treasurer laid upon the Table of the House the following Papers:-

(1) Department of Treasury and Finance: Annual Report 2018-2019.

(2) Tasmanian Audit Office: Annual Report 2018-2019.

(3) Tasmanian Public Finance Corporation: Annual Report 2018-2019.

(4) Department of Primary Industries, Parks, Water and Environment: Annual Report 2018-2019.

(5) Port Arthur Historic Site Management Authority: Annual Report 2018-2019.

(6) Environment Protection Authority Tasmania: Annual Report 2018-2019.

(7) Department of Treasury and Finance: Treasurer's Annual Financial Report 2018-2019.

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

(1) Office of the Solicitor-General: Annual Report 2018-2019

(2) Director of Public Prosecutions: Annual Report 2018-2019

(3) Nominal Insurer: Annual Report 2018-2019

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

(1) Land Acquisition Act 1993: Section 18:

(i) Notice of Acquisition dated 18 September 2019, land situate in the Parish of Moriarty, Land District of Cornwall, Municipality of Break O'Day, Lot 2 on Plan of Survey P177115, registered in the name of Lee Hindrum for road purposes;

(ii) Notice of Acquisition dated 18 September 2019, land situate in the Parish of Moriarty, Land District of Cornwall, Municipality of Break O'Day, Lot 1 on Plan of Survey P177115, registered in the names of Mark Anthony Mills and Luke Donald Miller for road purposes.

(2) TasNetworks: Annual Report 2018-2019.

(3) Aurora Energy: Annual Report 2018-2019.

11 PAPERS. – The Minister for Human Services laid upon the Table of the House the following Paper:-

Department of Communities Tasmania: Annual Report 2018-2019.

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

(1) Integrity Commission: Report No. 4 of 2019 – A summary report of an own motion investigation into an alleged conflict of interest and improper use of position by a manager in the Department of Education.

(2) Legislative Council, Parliament of Tasmania: Annual Report 2019.

(3) Legislature-General: Annual Report 2019.

13 BILL NO. 46. – The Minister for Primary Industries and Water presented -

“A Bill for an Act to amend the Inland Fisheries Act 1995”.

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

14 LEAVE TO MAKE MOTION WITHOUT NOTICE. - *Ordered*, That the Minister for Infrastructure and Transport have leave to make a Motion without Notice. (The Minister for Infrastructure and Transport)

15 ADJOURNMENT. - *Ordered*, That the House, at its rising, adjourn till Tuesday, 12 November next. (The Minister for Infrastructure and Transport)

16 PAPERS. – Ms *Butler*, *by leave*, laid upon the Table of the House correspondence from Emma and Martin Hamilton, undated, regarding the Westbury Region Against the Prison.

17 PAPERS. – The Minister for Corrections laid upon the Table of the House the following Paper:-

Letter from the Minister for Corrections Hon *Elise Archer* MP to Westbury Community Members dated 30 October 2019.

18 MATTER OF PUBLIC IMPORTANCE: RACING INDUSTRY CRUELTY. - Ms *O'Connor* in accordance with Standing Orders, moved - That the House take note of the following matter:

Racing Industry Cruelty.

And the Question being proposed;

A Debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

19 BILL NO. 43. - The Order of the Day being read for resuming the adjourned Debate on the Question proposed on Wednesday, 30 October 2019 - That the Dog Control Amendment Bill 2019 be now read the Second time;

And the Question being again proposed;
The House resumed the said adjourned Debate.

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

21 BILL NO. 43. - And the Question being again proposed;

The House resumed the 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 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 13 agreed to.

Title agreed to.

Bill to be reported without Amendment.

The House being resumed, Mrs *Rylah* reported that the Committee had gone through the Bill, and had directed her to report the same to the House without Amendment.

Ordered, That the Bill be now read the Third time.

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

22 BILL NO. 43. - 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 Dog Control Act 2000",

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

House of Assembly, 31 October 2019.

SUE HICKEY, *Speaker*.

23 BILL NO. 39. - The Justice Legislation Miscellaneous Amendments 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.

24 BILL NO. 39. - 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 Sentencing Act 1997, the Criminal Law (Detention and Interrogation) Act 1995 and the Criminal Code",

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

House of Assembly, 31 October 2019.

SUE HICKEY, *Speaker*.

25 BILL NO. 32. - A Message from the Legislative Council. -

MADAM SPEAKER

The Legislative Council having this day agreed, with Amendments, to a Bill, intituled – "A Bill for an Act to amend the Public Works Committee Act 1914",

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

Legislative Council, 31 October 2019.

C.M. FARRELL, *President*.

Ordered, That the said Message be taken into consideration forthwith. (The Treasurer)

26 BILL NO. 32. - The House, according to Order, proceeded to take into consideration the Amendments made by the Legislative Council to the Public Works Committee Amendment Bill 2019.

(In the Committee)

Amendments

Clause 4

Page 5, proposed section 2, definition of relevant monetary threshold, paragraph (b).

Leave out “\$20 000 000”.

Insert instead “\$15 000 000”.

Clause 7

Page 7.

Leave out all words after “Principal Act”.

Insert instead “is amended –

(a) by inserting “or Legislative Council” after “House of Assembly”;

(b) by omitting “exceed \$5 000 000” and substituting “exceed the relevant monetary threshold in relation to such work”.

Resolution to be reported.

The House being resumed, Mrs *Petrusma* reported that the Committee had considered the Amendments to it referred, and had come to a certain Resolution which was read as follows:-

To agree to the Amendments of the Legislative Council.

Resolved, That the said Resolution be agreed to. (The Treasurer)

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

MR PRESIDENT

The House of Assembly doth agree to the Amendments made by the Legislative Council to the Bill intituled-

“A Bill for an Act to amend the Public Works Committee Act 1914”.

House of Assembly, 31 October 2019.

SUE HICKEY, *Speaker*.

28 BILL NO. 44. - The Order of the Day being read for the Second reading of the Police Legislation Miscellaneous Amendments 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 Mr *Tucker* was addressing the Chair.

29 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 ten minutes past Six o'clock.

SHANE DONNELLY, *Clerk of the House.*

MEMBERS. - All present during the day except Ms *Courtney* and Ms *Houston*.