



TASMANIA

# LEGISLATIVE COUNCIL

SESSION OF 2019

(SECOND SESSION OF THE FORTY-NINTH PARLIAMENT)

## VOTES AND PROCEEDINGS

No. 45

THURSDAY, 21 NOVEMBER 2019

**1 COUNCIL MEETS.**— The Council met at 11.00 o'clock in the forenoon and the President read Prayers.

**2 PAPERS.**— The Clerk of the Council laid upon the Table the following Papers:—

- (1) Report of the Auditor-General: No. 4 of 2019-20 – Rostering of specialists in Tasmania's major hospitals.
- (2) Tasmanian Liquor and Gaming Commission: Annual Report 2018-2019

**3 MOTION WITHOUT NOTICE.**— *Ordered*, That Mrs *Hiscutt* have leave to move a Motion without Notice.

**4 LEAVE OF ABSENCE.**— *Ordered*, That the Honourable Member for Hobart, (Mr *Valentine*) be granted leave of absence from the service of the Council for this day's sitting. (Mrs *Hiscutt*)

**5 BILL NO. 51.**— The Gaming Control Amendment (Wagering) Bill 2019 was read the Third time and passed.

**6 BILL NO 51.**— A Message to the House of Assembly:—

MADAM SPEAKER,

The Legislative Council has this day agreed, without Amendment, to the Bill intituled — 'A Bill to amend the *Gaming Control Act 1993*'.

*Legislative Council, 21 November 2019*

C.M FARRELL, *President*

**7 BILL NO. 46.**— The Inland Fisheries Amendment (Royalties) Bill 2019 was read the Third time and passed.

**8 BILL NO 46.**— A Message to the House of Assembly:—

MADAM SPEAKER,

The Legislative Council has this day agreed, without Amendment, to the Bill intituled — 'A Bill for an Act to amend *Inland Fisheries Act 1995*'.

*Legislative Council, 21 November 2019*

C.M FARRELL, *President*

**9 BILL NO. 29.**— The Restraint Orders Bill 2019 was read the Third time and passed.

**10 BILL NO 29.**— A Message to the House of Assembly:—

MADAM SPEAKER,

The Legislative Council has this day agreed, without Amendment, to the Bill intituled — ‘A Bill for an Act to provide for the issue and enforcement of restraint orders and for related matters’.

*Legislative Council, 21 November 2019*

C.M FARRELL, *President*

**11 BILL NO. 36.**— The Order of the Day was read for the Second reading of the Justice Legislation Amendment (Organisational Liability for Child Abuse) Bill 2019.

A Motion was made (Mrs *Hiscutt*), and the Question was proposed, That the Bill be now read the Second time.

A Debate arose thereupon.

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 Council.

And the President having left the Chair, the Council resolved itself into the said Committee.

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(In the Committee)

Ms *Forrest* in the Chair.

Clauses 1 to 9 agreed to.

Title agreed to.

Bill to be reported without Amendment.

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The Council being resumed, Ms *Forrest* reported that the Committee had gone through the Bill, and directed her to report the same to the Council without Amendment.

*Ordered*, That the Third reading of the Bill be made an Order of the Day for tomorrow. (Mrs *Hiscutt*)

**12 BILL NO. 47.**— The Order of the Day was read for the Second reading of the Long Service Leave (State Employees) Amendment Bill 2019.

A Motion was made (Mrs *Hiscutt*), and the Question was proposed, That the Bill be now read the Second time.

A Debate arose thereupon.

**13 SITTING SUSPENDED.**— It being 1.00 o'clock p.m. the Sitting of the Council was suspended.

The Council resumed the Sitting at 2.30 o'clock p.m.

**14 QUESTION TIME.**— The President called for Questions without Notice. There were five Questions asked.

**15 BILL NO. 47.**— The Council, resumed the Debate on the Question, That the Long Service Leave (State Employees) Amendment Bill 2019 be now read the Second time.

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 Council.

And the President having left the Chair, the Council resolved itself into the said Committee.

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(In the Committee)

Ms *Forrest* in the Chair.

Clauses 1 to 19 agreed to.

Title agreed to.

Bill to be reported without Amendment.

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The Council being resumed, Ms *Forrest* reported that the Committee had gone through the Bill, and directed her to report the same to the Council without Amendment.

*Ordered*, That the Third reading of the Bill be made an Order of the Day for tomorrow. (Mrs *Hiscutt*)

**16 BILL NO. 42.**— The Order of the Day was read for the Second reading of the Burial and Cremation Bill 2019.

A Motion was made (Mrs *Hiscutt*), and the Question was proposed, That the Bill be now read the Second time.

A Debate arose thereupon.

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 Council.

And the President having left the Chair, the Council resolved itself into the said Committee.

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(In the Committee)

Ms *Ratray* in the Chair.

Clauses 1 to 31 agreed to.

Clause 32 postponed.

Clauses 33 to 98 agreed to.

Postponed Clause 32 as read, further considered.

To report progress and seek leave to sit again.

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The Council being resumed Ms *Ratray* reported that the Committee had made progress in the Bill, and that she was directed to move that the Committee may have leave to sit again.

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

**17 SITTING SUSPENDED.**— *Resolved*, That the Sitting of the Council be suspended until the ringing of the Division bells. (Mrs *Hiscutt*)

The Sitting was suspended at 4.38 o'clock p.m. and resumed at 4.57 o'clock p.m.

**18 BILL NO. 42.**— The Council, according to Order, again resolved itself into a Committee on the Burial and Cremation Bill 2019.

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(In the Committee)

Ms *Rattray* in the Chair.

Clause 32 Amendment proposed (Ms *Forrest*)

Page 48, subsection (4), paragraph (c), subparagraph (ii).

*Leave out* “from the State, or a council,”.

The proposed Amendment was, by leave, withdrawn.

To report progress and seek leave to sit again.

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The Council being resumed, Ms *Rattray* reported that the Committee had made progress in the Bill, and that she was directed to move that the Committee may have leave to sit again.

*Resolved*, That the Council will, tomorrow, again resolve itself into the said Committee.

**19 ADJOURNMENT.**— A Motion was made (Mrs *Hiscutt*) and the Question was put, That the Council will at its rising adjourn until 11.00 o'clock am on Tuesday, 26 November 2019.

It was resolved in the Affirmative.

*Resolved*, That the Council do now adjourn. (Mrs *Hiscutt*)

The Council adjourned at 5.37 o'clock p.m.

D.T. PEARCE, *Clerk of the Council*.

*Briefings:*

- *Poisons Amendment Bill 2019*
- *Long Service Leave (State Employees) Amendment Bill 2019*