



TASMANIA

HOUSE OF ASSEMBLY

SESSION OF 2019 - 2020

(SECOND SESSION OF THE FORTY-NINTH PARLIAMENT)

NOTICES OF MOTION

No. 55

TUESDAY, 25 AUGUST 2020

Notices of Motion

292 Ms *Butler* to move—That the House:—

- (1) Notes that the future of Tasmanian creative industries is at stake and that more must be done to provide immediate support to Tasmanian creative organisations and individuals to sustain employment and develop new works.
- (2) Acknowledges the Tasmanian Arts Sector supports 5000 jobs and contributes \$127m to the Tasmanian economy.
- (3) Recognises that the Government is not doing enough to protect Tasmania's Creative and Cultural Industries and that the recent \$1.5M stimulus package announced by the Government is inadequate.
- (4) Understands that new analysis by Deloitte Access Economics estimates the Australian Arts and recreation industries have lost \$6.5 billion in wages and profits since 1 April, 2020 and that data released in June 2020 by the Australian Bureau of Statistics (ABS) indicates that the Arts and Recreation industry is the hardest hit by Covid-19. Only 47% of Arts and Recreation businesses remain trading.
- (5) Further acknowledges the State Government's investment in building digital and screen capacity however, notes the Government's limited investment in education, equipment and infrastructure in this area. The available grants are inadequate.
- (6) Further notes that other jurisdictions have recognised the vital economic and social importance of Arts and Culture and have released support packages accordingly. NSW have announced \$50M in support, Victoria has invested \$19M in support.
- (7) Calls on the Minister for the Arts, Hon. Elise Archer MP to release the 'Cultural and Creative Arts Strategy 2019 and beyond' detailing the forward strategy, direction, and initiatives to be delivered to support the Tasmanian Creative Cultural sector. (3 June 2020)

293 Ms *O'Connor* to move—That the House:—

- (1) Notes the landmark Federal Court decision in *Friends of Leadbeater's Possum V VicForests*, handed down on 26 May 2020.
- (2) Further notes the judgment confirms that if the State is not delivering protection for threatened and endangered species, it is not exempt from national environment law.
- (3) Agrees Justice Mortimer's decision, that logging operations in Victoria are not exempt from S.38 threatened species provisions in the Environment Protection Biodiversity Conservation (EPBC) Act 1999, places a large question mark over native forest logging in Tasmania.
- (4) Accepts the evidence of independent scientists and the Forest Stewardship Council confirming native forest logging in Tasmania is destroying critical habitat and driving species such as the swift parrot, masked owl and giant wedge-tailed eagle to extinction.
- (5) Further agrees the Regional Forest Agreement, signed between the industry and State and Federal Governments, is a primary vehicle for habitat loss and biodiversity decline.
- (6) Further notes with ongoing concern the Tasmanian Government's failure to fund and deliver threatened species recovery plans is compounding the threat of species' extinction.

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- (7) Puts the Tasmanian native forest logging industry and its political enablers on notice that courts, scientists and civil society will continue to expose the industry's crimes against nature. (3 June 2020)

294 Ms *O'Connor* to move—That the House:—

- (1) Commends the Gutwein Government for working with the Greens and the community sector to implement a freeze on residential rent increases and a moratorium on residential evictions, and for the establishment of a Rent Relief Fund.
- (2) Acknowledges the COVID-19 response has included additional money for organisations supporting homeless Tasmanians.
- (3) Recognises that despite their best efforts, homelessness services do not have the capacity to cope with the number of Tasmanians without a home.
- (4) Understands many people are still being forced to sleep rough around Tasmania.
- (5) Further understands the situation for those sleeping rough is always very difficult, but will become even harder now that winter has arrived.
- (6) Urges the Government to immediately act to provide safe and secure shelter to all homeless Tasmanians. (3 June 2020)

297 Dr *Woodruff* to move—That the House:—

- (1) Acknowledges the right of communities to have a say about their local area.
- (2) Recognises the critical importance of third party appeals in planning decisions.
- (3) Hears the concerns of Westbury residents, worried about the impact a prison will have on their area.
- (4) Notes the Labor Party's 2018 Election policy on planning, rejected ministerial call in powers, and committed to the right of third party appeals in discretionary developments.
- (5) Further notes with shame the Opposition Leader, Hon. Rebecca White MP's statements in support of the proposed Major Projects legislation, abandoning those principles.
- (6) Further recognises the Greens are steadfast in our commitment to democratic accountability in our planning system and the right of appeal.
- (7) Calls on both the Liberals and Labor to rethink their support for undemocratic and unnecessary Major Projects legislation. (4 June 2020)

298 Ms *O'Connor* to move—That the House:—

- (1) Notes that deer are a feral species that was introduced to Tasmania in 1836.
- (2) Recognises that Government policy has encouraged deer population growth to provide sport for hunters, at the expense of farmers and the natural environment.
- (3) Understands Tasmania is one of only two Australian jurisdictions that doesn't treat feral deer as a pest species, and in fact protects fallow deer better than it protects many of its endemic native species.
- (4) Acknowledges with regret that despite fallow deer are an increasingly difficult and expensive problem for primary producers, natural values, the integrity of protected areas and – critically – road safety, the Primary Minister for Primary Industries and Water, Hon. Guy Barnett MP has refused to provide a briefing to the Greens, requested on behalf of frustrated stakeholders.
- (5) Supports the call made by the Invasive Species Council for a deer management plan that treats deer as the destructive pest species they are, and works to remove them from the landscape.
- (6) Calls on the Minister for Primary Industries and Water to develop a plan that eradicates feral deer from Tasmania rather than encouraging them to have a permanent, destructive place in this fragile landscape, at the expense of farmers and taxpayers. (4 June 2020)

299 Ms *O'Connor* to move—That the House:—

- (1) Notes the persistent, grave injustice of police brutality and racial discrimination suffered by people of colour in the United States of America, a nation beset by widespread riots, protests and looting over the murder of George Floyd.
- (2) Understands these protests are the outcome of generations of systemic racism and oppression.

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- (3) Condemns the response and actions of the Trump administration both in its treatment of minorities and its role in fanning the flames of hatred, violence and civil unrest.
- (4) Recognises Aboriginal Australians have long suffered as a result of both government policy and societal racism, and that this suffering has far too often been ignored.
- (5) Acknowledges that the palawa/pakana people are the original owners of lutruwita/Tasmania, and that their land was never ceded.
- (6) Accepts elected representatives have a responsibility to protect the rights and dignities of the first people of lutruwita, with respect to their genocidal history and enduring pain, lack of political representation and the grievous robbing of their country.
- (7) Commits to justice for this island's first people, and achieving genuine reconciliation through:—
 - (a) land returns;
 - (b) Treaty;
 - (c) honouring the 1831 agreement with George Robinson; and
 - (d) changing the date of Australia Day. (4 June 2020)

300 Ms *O'Connor* to move—That the House:—

- (1) Recognises that on 22 June 2020, the Tasmanian Law Reform Institute (TLRI) published a report on how the Marriage and Gender Amendments Act has operated since it was enacted in September 2019.
- (2) Acknowledges the report was based on wide-ranging research, including public and stakeholder consultation.
- (3) Notes that the report finds the nation-leading reforms make the lives of transgender, intersex and non-binary members of our community easier and make Tasmania an even kinder place to live.
- (4) Further notes the TLRI confirms the reforms do not create any significant unintended consequences for the State's law and justice system.
- (5) Calls on the Government to enact all of the recommendations contained in the TLRI's report.
- (6) Specifically, calls on the Attorney General, Hon. Elise Archer, MP to progress recommendations to enact legislation governing surgical or medical intervention in relation to sex characteristics, including:—
 - (a) amendments to the 'Criminal Code Act 1924' to criminalise non-consensual medical interventions;
 - (b) amendments to the 'Civil Liability Act 2002' to empower intersex people to pursue claims for compensation for personal trespass and breach of professional duty against doctors where medical interventions to alter intersex variations of sex characteristics have resulted in physical or mental harm; and
 - (c) establishment of a 'Consent to Medical Treatment Act' that covers the children's consent to medical care. (24 June 2020)

301 Ms *Standen* to move—That the House:—

- (1) Notes that a crisis in housing affordability and availability existed prior to the COVID-19 pandemic, and that the problem has not gone away.
- (2) Recognises that more than 8,000 low income Tasmanian households are experiencing rental stress and more than 20,000 Tasmanians have lost their job.
- (3) Further notes that housing security is fundamental to job security, education and training which will underpin economic recovery.
- (4) Further notes that many properties have transferred from short stay accommodation to the private rental market throughout the pandemic, and that returns on rental properties remain high for investors.
- (5) Further recognises that two recent Parliamentary inquiries have recommended further regulation of the short stay accommodation sector.
- (6) Further recognises that only the Tasmanian Government can act to ensure a timely and consistent statewide approach to further regulation of the short stay market.
- (7) Calls on the Government to act without delay to amend legislation to place a pause on the number of short stay accommodation permits that can be issued for entire dwellings in areas of high demand for rental housing until market conditions ease. (24 June 2020)

304 The Minister for Veterans' Affairs to move—That the House:—

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- (1) Notes that 25 June 2020 will mark 70 years since the start of the Korean War when forces from the Democratic People's Republic of Korea crossed into the Republic of Korea.
- (2) Further notes that the War saw Australian forces fight as part of a multinational United Nations force, defending South Korea from forces of North Korea and China.
- (3) Pays tribute to the more than 17,000 Australians who served in the Korean War, including 350 who paid the ultimate price, 1,200 who were wounded and 44 who are still listed as missing in action today.
- (4) Acknowledges the sacrifice of our allies in Korea, including the estimated half a million casualties suffered by South Korea and almost 140,000 casualties suffered by the United States.
- (5) Further notes that 27 July 2020 will be the 67th anniversary of the signing of the Armistice that brought an end to active fighting in Korea in 1953.
- (6) Honours the service and sacrifice of all those who fought for freedom and human dignity in this conflict. (24 June 2020)

305 The Minister for Primary Industries and Water to move—That the House:—

- (1) Notes that Motor Neurone Disease (MND) affects over 420,000 people globally with over 140,000 people diagnosed with MND each year, which is 384 new cases every day.
- (2) Further notes that over 2,000 Australians are living with MND, including more than 40 Tasmanians, with MND Australia reporting more than 2 people per day die from MND.
- (3) Further notes that due to the current coronavirus pandemic "The Big Freeze 6 at the G" at the MCG fundraiser, coordinated by FightMND, could not be staged as usual and a #FilltheG virtual event was instead held.
- (4) Thanks Neale Daniher, football great and former Essendon and Melbourne player - as well as coach of Melbourne Football Club from 1998 to 2007 - for his courage in living with MND and supporting fundraising efforts for research and advocacy.
- (5) Recognises that 21 June 2020, was MND Global Day, a global day of recognition for Amyotrophic Lateral Sclerosis (ALS) and MND—a disease that affects every country on the globe.
- (6) Congratulates and thanks both MND Australia and MND Tasmania, who for over twenty two years, have proved an effective advocate, promoted optimal care and support options for those living with MND and tirelessly raised funds for research into the cause and, ultimately, cure for MND. (24 June 2020)

306 The Attorney-General to move—That the House:—

- (1) Notes the Tasmanian Government has a comprehensive plan to support access to justice, improve and modernise court processes and ensure the safety of our prisoners during the COVID-19 emergency and our recovery phase. This includes bringing forward \$5.9 million of its \$15 million investment in improving access to court services in Burnie, streamlining court proceedings and helping inmates stay connected.
- (2) Further notes that the Tasmanian Labor Party's so-called COVID-19 recovery package does not mention any infrastructure projects for Justice or Corrections, proposes no money be spent on our judicial or corrections systems and delivers no improved services.
- (3) Further notes that the Tasmanian Labor Party has no recovery plan for the Courts, inmates, corrections staff, or for improving and modernising the Tasmanian justice system. (24 June 2020)

307 The Attorney-General to move—That the House:—

- (1) Notes the Australian Labor Party recently voted to support a Bill in the Australian Parliament which included minimum mandatory sentences for child sex offenders.
- (2) Commends the Australian Labor Party for abandoning their amendments to mandatory minimum sentences for child sex offences because, as Labor Senator, Senator the Hon. Murray Watts has been quoted, "protecting the welfare of children will always be Labor's overriding priority and concerns".
- (3) Calls on the Tasmanian Leader of the Opposition, the Hon. Rebecca White MP and Tasmanian Labor to follow their Federal party colleagues and abandon their

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ideological opposition to minimum mandatory sentencing and protect Tasmania's most vulnerable children. (24 June 2020)

308 The Minister for Heritage to move—That the House:—

- (1) Acknowledges that the Tasmanian Liberal Government remains committed to helping our world-renowned heritage sites recover from the difficult times faced as a result of COVID-19.
- (2) Notes that our Government will contribute \$3 million towards a new Visitor and Interpretation Centre at the World-Heritage listed Cascades Female Factory, operated by the Port Arthur Historic Site Management Authority.
- (3) Further notes this vital and exciting heritage project will deliver jobs for local businesses and contractors, and help the Tasmanian community recover and rebuild from COVID-19.
- (4) Recognises that the Cascades Female Factory is one of very few surviving female factories and has been deemed of international heritage significance due to its ability to tell the female convict story.
- (5) Further notes that it is also a significant site for the Hobart region, seeing 34,803 visitors in 2018-19, and is a significant tourist attraction. (20 June 2020)

309 The Minister for the Arts to move—That the House:—

- (1) Acknowledges that the Tasmanian Liberal Government is creating opportunity at a challenging time by undertaking major and fast-tracked maintenance works at the Tasmanian Museum and Art Gallery (TMAG).
- (2) Notes that the Government has provided the TMAG \$3 million for essential maintenance projects through our Government's \$50 million Public Buildings Maintenance Fund.
- (3) Further notes this new Fund was announced as part of our COVID-19 stimulus package.
- (4) Further notes the maintenance projects at TMAG include important heritage works for public safety and preservation, and improvements to the public galleries so that more of the most delicate objects in the State collection can be displayed.
- (5) Further notes these fast-tracked maintenance works will also provide ongoing work for those in Tasmania's building and related sectors.
- (6) Recognises that the TMAG property portfolio includes some of the most significant heritage buildings in the State which are visited by more than 450,000 Tasmanians, interstate and international visitors every year. (24 June 2020)

310 The Minister for Health to move—That the House:—

- (1) Notes that on 19 June 2020, Tasmanian Cyclist Amy Cure announced her retirement from international cycling.
- (2) Recognises that this young Tasmanian woman is one of the masters of the track on the international stage. Amy is a three-time world champion and the only track cyclist in history to win a medal in six different world championship events.
- (3) Further recognises that Amy has represented our country on two occasions at the Commonwealth Games, with two gold medals in 2018. Amy is also a three-time Olympian, having been selected for Tokyo 2020.
- (4) Joins with me to congratulate Amy on not only being a wonderful role model in the sporting community, but for also being an inspirational Tasmanian woman. (25 June 2020)

311 Ms O'Connor to move—That the House:—

- (1) Recognises the need to appropriately use Launceston Remand Centre and for northern prisoners to be less isolated from friends and family.
- (2) Understands the Government's plan to build a northern prison will not improve the safety of communities in the north, nor help rehabilitate inmates, and would cost the State a fortune.
- (3) Realises the far preferable alternative is to repurpose the existing Ashley Youth Detention Centre for adult inmates, and build two fit-for-purpose restorative justice centres for youth detainees.

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- (4) Further understands the Government's obsession with building a new prison at Westbury is damaging, and its approach to selecting the site has put significant strain on the Westbury community.
- (5) Notes the Westbury community's backlash forced the Government to reconsider its first preferred site, and no consultation was undertaken about the selection of a new location.
- (6) Acknowledges the 70 hectares of forest at Westbury Reserve, now designated as the prison site, is part of the Tasmanian Reserve Estate, set aside under the Regional Forest Agreement.
- (7) Further acknowledges Westbury Reserve is a haven for threatened species of flora and fauna, including Tasmanian devils, grey goshawks, masked owls, wedge-tailed eagles.
- (8) Calls on the Government to abandon its plan to put a prison on the Westbury Reserve, and look instead to repurposing Ashley Youth Detention Centre. (25 June 2020)

312 Ms O'Connor to move—That the House censures the Minister for Resources, Hon. Guy Barnett MP on the grounds that he has treated Parliament with contempt by refusing to answer questions in the public interest on forests. (25 June 2020)

314 The Minister for Primary Industries and Water to move—That the House:—

- (1) Recognises that 18 August 2020, is Vietnam Veterans Day, an annual day of remembrance for those who served during the Vietnam War.
- (2) Notes that this day, originally known as Long Tan Day, commemorates the day in 1966 when the battle of Long Tan was fought by the men of D Company, 6th Battalion, the Royal Australian Regiment (6RAR).
- (3) Further notes that this day, first commemorated in 1969 with the raising of a cross at the battlefield by the men of 6RAR, has since been adopted to cover all veterans who served in the Vietnam War—the longest conflict in Australia's history.
- (4) Pays tribute to the almost 60,000 Australians who served in Vietnam between May 1962 and April 1975, including 521 who paid the ultimate price and more than 3,000 who were wounded.
- (5) Acknowledges the service of the approximately 1,800 Tasmanians who served in Vietnam, including 17 who died in their country's service.
- (6) Further notes commemorative service and wreath-laying ceremonies being held in Tasmania to mark the event, and thanks all the members of the VVAA Tasmania, including State President Terry Roe, for their efforts in supporting Vietnam veterans across the State over the years.
- (7) Honours the service and sacrifice of all those who fought for freedom in this conflict and remembers the motto of the VVAA: "Honour the Dead but Fight like Hell for the Living." (18 August 2020)

315 The Minister for Primary Industries and Water to move—That the House:—

- (1) Recognises the Hydro Tasmania COVID-19 Community Grant Program that was initiated to target the ongoing effects of COVID-19 on the Tasmanian way of life.
- (2) Notes the Program was opened for applications at the end of May 2020, providing grants of up to \$10,000 to help rebuild communities'.
- (3) Further notes that 29 successful applicants have now received a total of \$139,991 with recipients including local sport clubs and mental health programs and support provided including bathroom renovations, a cake stall and a ride-on lawnmower.
- (4) Acknowledges the 2020 round of Hydro Tasmania's annual Community Grant Program, which made grants of up to \$5,000 available to 11 recipients.
- (5) All these recipients were highly worthy, including:—
 - (a) the Derwent Valley SES (State Emergency Service) where the community grant will help update equipment and facilities;
 - (b) the Sheffield School Association who will establish a working garden for Prep – Year 6 classes at the Sheffield School; and
 - (c) the King Island District High School who are building new dining courtyard to be used by students, staff and the wider community.
- (6) Further acknowledges that in total, between March and July 2020, Hydro Tasmania has provided \$238,000 for not-for-profit organisations, which includes staff donations and expansions of sponsorships with its existing community partners.

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- (7) Congratulates the Government owned energy businesses for their support of the Tasmanian community during these times. (18 August 2020)

317 Mr *O'Bryne* to move—That the House:—

- (1) Notes that Tasmanian families are crying out for support to relieve the financial stress caused by increased household power bills this winter.
- (2) Understands that tens of thousands of Tasmanians have spent more time at home, for home schooling, working from home or simply heeding the call to only go out when necessary as a part of Government announced restrictions as a direct result of the COVID-19 pandemic.
- (3) Acknowledges that this will be reflected in Tasmanian's power bills through increased power usage in what has been a particularly cold winter.
- (4) Further understands thousands of households are already suffering from bill shock at a time when they can least afford it.
- (5) Further notes that the Liberal Government provided a winter energy supplement to Tasmanian households in a 2018 election-eve provision of a \$10 million special energy bonus in the middle of summer.
- (6) Further acknowledges that Tasmanians should not be financially punished for doing the right thing.
- (7) Further notes the Premier's own Economic and Social Recovery Council has flagged concerns about the capacity of vulnerable Tasmanians to pay for heating during the cold winter months.
- (8) Calls on the Government to back the Labor policy of providing a winter energy supplement to Tasmanian households in financial stress. (18 August 2020)

320 Ms *Standen* to move—That the House:—

- (1) Notes with deep concern recent reports in 'The Examiner' about long-standing workplace culture and technical issues at Heritage Tasmania that have existed since 2014.
- (2) Recognises that in 2014 when the Liberal Government came to power, staffing numbers were slashed at Heritage Tasmania, and those that remained were expected to cut the Heritage Register by a third.
- (3) Acknowledges that Heritage staff were under enormous pressure, and with reduced resources, mistakes were made.
- (4) Further recognises that as a result the integrity of the Heritage Register is compromised and a cloud of legal uncertainty hangs over property owners and potentially the Crown.
- (5) Further notes that in a leaked staff satisfaction survey, Heritage staff state they are stressed and anxious, alleging ongoing harassment, bullying, extensive workloads, and a lack of direction from management.
- (6) Further notes with concern that a cultural change plan that has been running since May 2019 appears to have no end date.
- (7) Further recognises that in this term of government, instability in ministerial portfolios has contributed to longstanding issues continually being ignored.
- (8) Calls on the Hon. Elise Archer MP, Minister for Heritage, to take urgent action to intervene to fix these problems and restore damage to morale, reputation and relationships between Heritage Tasmania and other Agencies. (18 August 2020)

321 Ms *Standen* to move—That the House:—

- (1) Notes the theme of National Homelessness Week (2-8 August 2020) in Tasmania was "Housing Ends Homelessness".
- (2) Recognises there is a current estimated shortfall in social and affordable housing of 11,400 homes across Tasmania.
- (3) Further notes that the Liberal Government's May Economic and Fiscal Update (14 August 2020) reports a \$23M underspend on affordable housing; and that there was a \$16M underspend in the Treasurer's Annual Financial Report 2018-19.
- (4) Acknowledges that the Premier's Economic and Social Recovery Advisory Council's interim report focus on affordable housing construction.

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- (5) Further notes that the House of Assembly's Select Committee on Housing Affordability report (Feb 2020) provided a comprehensive blueprint on tackling the housing and homelessness crisis.
- (6) Calls on the Government to respond to the 61 recommendations in the Select Committee report including to act without delay to develop an evidence based 25-year plan to 2050 governing how to address housing affordability and availability in Tasmania. (18 August 2020)

SHANE DONNELLY, *Clerk of the House*