



TASMANIA

LEGISLATIVE COUNCIL

SESSION OF 2019 - 2020

(SECOND SESSION OF THE FORTY-NINTH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 86

TUESDAY, 8 DECEMBER 2020

- 1 COUNCIL MEETS.**— The Council met at 11.00 o'clock in the forenoon.
- 2 ACKNOWLEDGEMENT OF TRADITIONAL PEOPLE.**— The President said: “We meet today on Tasmanian Aboriginal land. We acknowledge and pay respect to the Tasmanian Aboriginal people and elders, past, present and emerging. We recognise them as the traditional and original owners and the continuing custodians of this land.”
- 3 PRAYERS.**— The President read Prayers.
- 4 PAPERS.**— The Clerk of the Council laid upon the Table the following Papers:—
 - (1) Legislative Council Budget Estimates Committee A Report 2020 and minutes and transcripts of proceedings.
 - (2) Legal Aid Commission of Tasmania: Annual Report 2019-20.
 - (3) TasWater: Annual Report 2019-20.
 - (4) Review of the Operation of Section 69B of the Workers Rehabilitation and Compensation Act 1988.
- 5 REPORT OF THE PARLIAMENTARY STANDING COMMITTEE ON SUBORDINATE LEGISLATION.**— Mr *Ratray* presented a Report of the Parliamentary Standing Committee on Subordinate Legislation in relation to the Scrutiny of Notice issued under the COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020 – Extension of Statutory Deadline for Councils to hold their AGMs by Three Months.

Ordered, That the Report be received. (Ms *Ratray*)

Ordered, That the Report be printed. (Ms *Ratray*)
- 6 MOTION WITHOUT NOTICE.**— *Ordered*, That Mrs *Hiscutt* have leave to move a Motion without Notice.
- 7 LEAVE OF ABSENCE.**— *Ordered*, That the Honourable Member for Prosser, (Ms *Howlett*) be granted leave of absence from the service of the Council for this day's sitting. (Mrs *Hiscutt*)
- 8 SPECIAL INTEREST MATTERS.**— The President advised the Chamber of five Members who had indicated their desire to speak and of the order in which they were to speak as follows —
 - (1) Ms *Ratray* – Ringarooma community;
 - (2) Ms *Armitage* – Hadspen Cricket Club;
 - (3) Mr *Gaffney* – Climate Change Health and Native Forest Logging;
 - (4) Mr *Dean* – Denise Delphin – Retirement; and
 - (5) Ms *Lovell* – Impact of COVID on students.

At the conclusion of Special Interest Matters the Council proceeded to Orders of the Day.

9 MOTION WITHOUT NOTICE.— *Ordered*, That Ms *Forrest* have leave to move a Motion without Notice.

10 APPROPRIATION BILL (NO 1) 2020 AND APPROPRIATION BILL (NO 2) 2020: PERMISSIVE INSTRUCTION.— *Ordered*, (Ms *Forrest*) With regard the Appropriation Bills (No. 1 and No. 2) 2020 (Nos. 46 and 47) That—

The Committee of the Whole Council be empowered to consider Output and other expenditure detail contained in the document – Government Services Volumes 1 and 2;

And further, That the Committee be empowered to exercise a vote on each proposed Output as part of the process of approving appropriations contained within the Appropriation Bills (Nos. 1 and 2) of 2020 under the two line Operating Services and Capital Services appropriation;

And further, That the Committee of the Whole Council be empowered to consider the Outputs as recommended in the Reports of Estimates Committees A and B and that the Outputs recommended in those Reports be not subject to debate and only those Outputs recommended and listed as being subject to further consideration be open to debate in Committee;

Provided – That should any Member require further consideration of any Output then the procedural mechanism of *recommittal* is to be used.” (Ms *Forrest*)

11 BILL NO. 46.— The Order of the Day was read for the Second reading of the Appropriation Bill (No. 1) 2020.

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

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.

(In the Committee)

Ms *Forrest* in the Chair.

12 STATEMENT BY THE CHAIR: APPROPRIATION BILLS: SCOPE OF DEBATE.— The Chair said —

“Members, I would like to make a brief statement in regard to the way that the Committee is to be run.

The stages of the Bill are intended to achieve two primary objects: first, to enable full discussion of both the substance and form of the legislation; second, to ensure that decisions already made at one stage are not reopened for discussion at a subsequent stage and do not, as a result, prolong a Bill's passage unnecessarily. In the context of debate on the Appropriation Bills, Members are reminded that the purpose of the consideration in the Committee of the Whole Council is to report to the House as to whether the Bills should pass and whether clauses and items in the schedule to the Bills should be, first, agreed to; second, subject to a request; or third, amended where the item is not for the ordinary annual services of the Government.

The consideration of the Budget Papers during the Estimates process is intended to assist the efficient consideration of the Appropriation Bills by resolving issues prior to the debate of the Bills in the Committee of the Whole. This facilitates the efficient consideration of the Bills as in accordance with the permissive instruction only those outputs that are recommended for further debate may be addressed in detail during the

Committee stage, unless the output is recommitted. I have directed that a list of the outputs recommended for further debate in each of the Estimates Committees reports be provided to Members. You will note that the list specifies the matters that gave rise to the recommendation for further debate. In addressing these outputs Members should confine their questioning to those particular matters.

The permissive instruction to enable the Committee of the Whole to consider and vote on the items under output groups in the Budget Papers is to facilitate debate on the proposed appropriation of public money contained in the Appropriation Bills. The instruction does not broaden the scope for debate which may take place in the Committee of the Whole. It is not an invitation to make statements unrelated to the proposed appropriation, to revisit the second reading debate or to introduce issues unrelated to the proposed appropriation. I remind Members that debate in Committee of the Whole is not a grievance-type debate. I therefore ask Members to be succinct and to keep these comments in mind when speaking to the items in the Budget Papers.”

Clauses 1 to 3 agreed to.

Clauses 4 and 5 postponed.

Clause 6 agreed to.

Schedule 1.

Division 1 – Brand Tasmania

Premier

Operating Services

Output Group 1

Output 1.1 agreed to.

Division agreed to without Request.

Division 2 - Department of Communities Tasmania

Minister for Sport and Recreation

Operating Services

Output Group 4

Output 4.7 further considered and agreed to.

Output Group 90

Outputs 90.8 and 90.17 agreed to.

Grants and Subsidies agreed to.

Capital Services

Capital Investment Program agreed to.

Minister for Human Services

Operating Services

Output Group 1

Output 1.1 further considered and agreed to.

Output Group 2

Output 2.1 agreed to.

Output Group 4

Output 4.1 agreed to.

Output Group 90

Outputs 90.2, 90.3 and 90.4 agreed to.
Output 90.5 further considered and agreed to.
Output 90.6 further considered and agreed to.
Output 90.15 further considered and agreed to.

Capital Services

Capital Investment Program agreed to.

Minister for Aboriginal Affairs

Operating Services

Output Group 4
Output 4.4 further considered and agreed to.
Minister for Women
Operating Services
Output Group 4
Output 4.5 further considered and agreed to.

Mrs *Hiscutt*, by leave, Tabled a document containing information about women who hold Government Board and Committee positions.

Minister for Housing

Operating Services

Output Group 3
Output 3.1 read.

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. 46.— The Council again resolved itself into a Committee on the Consolidated Fund Appropriation Bill (No. 1) 2020.

(In the Committee)

Ms *Forrest* in the Chair.

Minister for Housing

Operating Services

Output Group 3
Output 3.1 further considered and agreed to.
Output Group 90
Outputs 90.1 and 90.10 agreed to.

Capital Services

Capital Investment Program

Minister for Disability Services and Community Development

Operating Services

Output Group 4

Output 4.2 further considered and agreed to.

Output 4.3 agreed to.

Output Group 90

Outputs 90.11 and 90.16 agreed to.

Minister for Veterans Affairs

Operating Services

Output Group 4

Output 4.6 further considered and agreed to.

Minister for the Prevention of Family Violence

Operating Services

Output Group 5

Output 5.1 further considered and agreed to.

Output Group 90

Output 90.7 agreed to.

Division agreed to without Request and without Amendment.

Division 3 - Department of Education

Minister for Education and Training

Operating Services

Output Group 1

Output 1.1 further considered and agreed to.

Mrs *Hiscutt*, by leave, Tabled an answer to a Question about attendance numbers at extension schools, by school, at the beginning of 2019 and the end of 2019.

Output 1.2 further considered and agreed to.

Output 1.3 and 1.4 agreed to.

Output Group 2

Output 2.1 further considered and agreed to.

Output 2.1 agreed to.

Output 90.

Output 90.1 agreed to.

Grants and Subsidies agreed to.

Capital Services

Capital Investment Program further considered and agreed to.

Mrs *Hiscutt*, by leave, Tabled information about current school infrastructure projects and the status of these projects.

Division agreed to without Request and without Amendment.

Division 4 - Finance-General

Treasurer

Operating Services

Output Group 1

Output 1.1. 1.2 and 1.3 agreed to.

Output Group 2

Output 2.3 agreed to.

Output Group 3

Output 3.1 further considered and agreed to.

Output 3.2 agreed to.

Output 3.4 further considered and agreed to.

Output Group 4

Outputs 4.2, 4.3, 4.4 and 4.9 agreed to.

Output Group 90

Outputs 90.2, 90.3 and 90.8 agreed to.

Grants and Subsidies agreed to.

Minister for Finance

Operating Services

Output Group 2

Output 2.1 agreed to.

Output Group 4

Outputs 4.1, 4.7 and 4.8 agreed to.

Output Group 89

Output 89.1 agreed to.

Output Group 90

Output 90.1 agreed to.

Capital Services

Capital Investment Program agreed to.

Division agreed to without Request and without Amendment.

Division 5 - Department of Health

Minister for Health

Operating Services

Output Group 1

Output 1.1 further considered and agreed to.

Output Group 2

Output 2.1 further considered and agreed to.

Output 2.2 further considered and agreed to.

Output 2.3 further considered and agreed to.

Outputs 2.4, 2.6 and 2.7 agreed to.

Output Group 90

Outputs 90.1, 90.2, 90.3, 90.5, 90.6 and 90.7 agreed to.

Capital Services

Capital Investment Program agreed to.

Minister for Mental Health and Wellbeing

Operating Expenses

Output Group 1

Output 1.2 agreed to.

Output Group 2

Output 2.5 further considered and agreed to.

Output Group 90

Outputs 90.4 and 90.8 agreed to.

Capital Services

Capital Investment Program agreed to.

Division agreed to without Request and without Amendment

Division 6 - Department of Justice

Attorney-General and Minister for Justice

Operating Expenses

Output Group 1

Output 1.1 agreed to.

Output 1.2 further considered and agreed to.

Mrs *Hiscutt*, by leave, Tabled information about the number of family violence applications, including applications to vary, extend or revoke family violence orders and police family violence orders in the Magistrates Court.

Output 1.3 further considered and agreed to.

Output 1.4 agreed to.

Output 1.5 further considered and agreed to.

Output 1.6 further considered and agreed to.

Output 1.7 agreed to.

Output 1.8 further considered and agreed to.

Output 1.9 further considered and agreed to.

Output 1.12 agreed to.

Output Group 2

Outputs 2.1 and 2.2 agreed to.

Output Group 3

Output 3.3 agreed to.

Capital Services

Capital Investment Program agreed to.

Minister for Corrections

Operating Services

Output Group 3

Output 3.1 further considered and agreed to.

Output 3.2 agreed to.

Capital Services

Capital Investment Program further considered and agreed to.

Minister for Building and Construction

Operating Services

Output Group 1

Output 1.10 agreed to.

Output Group 4

Outputs 4.1 and 4.4 agreed to.

Output Group 90

Output 90.3 further considered and agreed to.

Minister for Planning

Operating Services

Output Group 1

Output 1.11 further considered and agreed to.

Output Group 4

Output 4.2 further considered and agreed to.

Output 4.3 agreed to.

Capital Services

Capital Investment Program agreed to.

Division agreed to without Request and without Amendment.

Division 7- Ministerial and Parliamentary Support

Premier

Operating Services

Output Group 1

Output 1.1 further considered and agreed to.

Output 1.2 further considered and agreed to.

Division agreed to without Request.

Division 8 - Department of Police, Fire and Emergency Management

Minister for Police, Fire and Emergency Management

Operating Services

Output Group 1

Output 1.1 further considered and agreed to.

Output Group 2

Outputs 2.1 and 2.2 agreed to.

Output 2.3 further considered and agreed to.

Mrs *Hiscutt*, by leave, Tabled information about marine, fisheries and MAST offences for 2018-2019 and 2019-2020.

Output 2.4 agreed to.

Output Group 3

Output 3.1 further considered and agreed to.

Output Group 4

Outputs 4.1 and 4.2 agreed to.

Capital Services

Capital Investment Program agreed to.

Division agreed to without Request and without Amendment.

Division 9 - Department of Premier and Cabinet

Premier

Operating Services

Output Group 1

Output 1.1 further considered and agreed to.

Output Group 2

Output 2.1 further considered and agreed to.

Outputs 2.2, 2.3 and 2.4 agreed to.

Output Group 3

Output 3.2 further considered and agreed to.

Output Group 4

Output 4.1 further considered and agreed to.

Output Group 5

Output 5.1 agreed to.

Output Group 90

Output 90.1 further considered and agreed to.

Output 90.4 agreed to.

Capital Services

Capital Investment Program agreed to.

Minister for Science and Technology

Operating Services

Output Group 3

Output 3.1 agreed to.

Capital Services

Capital Investment Program agreed to.

Minister for Local Government

Operating Services

Output Group 6

Output 6.1 further considered and agreed to.

Minister for Climate Change

Operating Services

Output Group 1

Output 1.2 agreed to.

Minister for Strategic Growth

Operating Services

Output Group 7

Output 7.1 agreed to.

Output Group 90

Outputs 90.6, 90.7, 90.8 and 90.9 agreed to.

Division agreed to without Request and without Amendment.

Division 10 - Department of Primary Industries, Parks, Water and Environment

Minister for Primary Industries and Water

Operating Services

Output Group 1

Output 1.1 further considered and agreed to.

Output 1.2 agreed to.

Output Group 2

Outputs 2.1, 2.2 and 2.3 agreed to.

Output Group 3

Output 3.1 further considered and agreed to.

Output Group 4

Output 4.1 agreed to.

Output Group 6

Output 6.1 further considered and agreed to.

Output 6.2 agreed to.

Output Group 90

Outputs 90.2 and 90.6 agreed to.

Grants and Subsidies agreed to.

Capital Services

Capital Investment Program agreed to.

Minister for Environment and Parks

Operating Expenses

Output Group 3

Output 3.5 further considered and agreed to.

Output Group 7

Output 7.1 agreed to.

Output 7.2 further considered and agreed to.

Output Group 8

Output 8.1 further considered and agreed to.

Output 8.2 further considered and agreed to.

Output Group 90

Output 90.5 and 90.7 agreed to.

Grants and Subsidies agreed to.

Capital Services

Capital Investment Program agreed to.

Minister for Aboriginal Affairs

Operating Expenses

Output Group 3

Output 3.3 further considered and agreed to.

Minister for Heritage

Operating Services

Output Group 3

Output 3.2 and 3.4 agreed to.

Grants and Subsidies agreed to.

Minister for Racing

Operating Services

Output Group 5

Output 5.1 read.

To report progress and seek leave to sit again.

The Council being resumed, Ms *Forrest* 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.

16 ADJOURNMENT.— A Motion was made (Ms *Hiscutt*) and the Question was put, That the Council will at its rising adjourn until 11.00 o'clock am on Wednesday, 9 December 2020.

It was resolved in the Affirmative.

A Motion was made (Ms *Hiscutt*) and the Question was put, That the Council do now adjourn.

It was resolved in the Affirmative.

The Council adjourned at 7.36 o'clock p.m.

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