



TASMANIA

LEGISLATIVE COUNCIL

SESSION OF 2022

(THIRD SESSION OF THE FIFTIETH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 8

WEDNESDAY, 7 SEPTEMBER 2022

- 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 and present. 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 Acting Clerk of the Council laid upon the Table the following Papers:—
 - (1) Traffic Act 1925: Statutory Rules 2022, No. 51, containing Road Amendment Rules (No. 2) 2022.
 - (2) Traffic Act 1925: Statutory Rules 2022, No. 52, containing Traffic (Compliance and Enforcement) Amendment Regulations 2022.
 - (3) Vehicle and Traffic Act 1999: Statutory Rules 2022, No. 53, containing Vehicle and Traffic (Driver Licensing and Vehicle Registration) Amendment Regulations 2022.
 - (4) Ministerial Direction to the Tasmanian Waste and Resource Recovery Board.
 - (5) Land Acquisition Act 1993: Notice of Acquisition of easement under Section 18 for drainage purposes situate in White Hills Road, Evandale. Municipal area of Northern Midlands. Registered Proprietor – Rodney Kent Summers.
 - (6) Land Acquisition Act 1993: Notice of Acquisition of easement under Section 18 for drainage purposes situate in White Hills Road, Evandale. Municipal area of Northern Midlands. Registered Proprietor – Paul John Willows.
- 5 ANNUAL REPORT OF THE JOINT PARLIAMENTARY STANDING COMMITTEE ON SUBORDINATE LEGISLATION.**— Ms *Ratray* presented the Annual Report of the Joint Parliamentary Standing Committee on Subordinate Legislation for 2021-2022.

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

Ordered, That the Report be printed. (Ms *Ratray*)
- 6 BILL NO. 63 of 2021.**— A Message from the House of Assembly:—

MR PRESIDENT,

The House of Assembly hath passed a Bill, intituled — ‘A Bill for an Act to amend the *Climate Change (State Action) Act 2008*’,

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

The Bill was read the First time.

Ordered, That the Second reading of the Bill be made an Order of the Day for Tuesday next. (Mrs *Hiscutt*)

7 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 11.04 o'clock a.m. and resumed at 12.20 o'clock p.m.

8 MOTION FOR RESPECT: REPORT INTO WORKPLACE CULTURE IN THE TASMANIAN MINISTERIAL AND PARLIAMENTARY SERVICES.— The Order of the Day was read for taking into consideration the following Message from the House of Assembly —

MR PRESIDENT,

The House of Assembly having agreed to the following Resolution, begs now to transmit the same to the Legislative Council, and to request its concurrence therein —

That the House of Assembly:

(1) Notes:

- (a) The Motion for Respect: Report into Workplace Culture in the Tasmanian Ministerial and Parliamentary Services report released on Monday 29 August 2022; and
- (b) That the Report provides 14 recommendations to improve workplace culture and processes, and ensure a shared responsibility for the varied workplaces covered by the Report;

(2) Acknowledges:

- (a) Those who shared their experiences and apologies for the hurt and harm caused to them;
- (b) The need to improve workplace culture and processes in the workplaces covered by the Report;
- (c) That Tasmanians expect Members of Parliament and their offices to set the highest standards in workplace culture and accountability;
- (d) That staff employed in the workplaces covered by the Report are hard-working, dedicated and valued by Members of Parliament;
- (e) That the Report addresses a number of individual workplaces with respective needs and employment conditions; and
- (f) That each workplace must retain its individual rights to employ and manage staff, in line with best practice workplace policies, processes and procedures.

(3) Resolves:

- (a) That Members and staff employed in the workplaces covered by the Report have a right to a safe and inclusive work environment free from discrimination, bullying and sexual harassment; and
- (b) That best practice workplace policies, processes and procedures enable safe and respectful workplaces and contribute towards positive culture.

(4) Supports:

- (a) The development and sharing of policies, procedures and frameworks, and relevant codes of conduct, that would ensure consistency across the workplaces covered in the Report; and
- (b) The provision of ongoing professional development and training to deliver a culture of continuous improvement.

(5) Commits to:

- (a) Ensuring oversight and accountability for the implementation of the recommendations accepted by the relevant employer.

A Motion was made (Mrs *Hiscutt*), and the Question was proposed,

That the resolution from the House of Assembly be agreed to and the blank be filled up with the words “Legislative Council and the”.

A Debate arose thereupon.

9 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.

10 QUESTION TIME.— The President called for Questions without Notice. There were two Questions asked.

11 MOTION FOR RESPECT: REPORT INTO WORKPLACE CULTURE IN THE TASMANIAN MINISTERIAL AND PARLIAMENTARY SERVICES.— The Council resumed Debate on the Question, that the Resolution from the House of Assembly be agreed to and the blank be filled up with the words “Legislative Council and the”.

Ordered, That Ms Webb, have leave to Table the following documents —

- *Motion for Respect: Report into Workplace Culture in the Tasmanian Ministerial and Parliamentary Services (Full Report – August 2022);*
- *Motion for Respect: Report into Workplace Culture in the Tasmanian Ministerial and Parliamentary Services (Summary Report – August 2022); and*
- *Independent Review into Parliament practices and procedures to support workplace culture – Progress Report (March 2022).*

And the Question being put,

It was resolved in the Affirmative.

Ordered, That a Message be transmitted to the House of Assembly acquainting that House accordingly. (Mrs Hiscutt)

12 MOTION FOR RESPECT: REPORT INTO WORKPLACE CULTURE IN THE TASMANIAN MINISTERIAL AND PARLIAMENTARY SERVICES.— A Message to the House of Assembly:—

MR SPEAKER,

The Legislative Council has agreed to the following Resolution communicated to it by the House of Assembly on 6 September 2022—

Resolved, That the Legislative Council and the House of Assembly:

(1) Notes:

- (a) The Motion for Respect: Report into Workplace Culture in the Tasmanian Ministerial and Parliamentary Services report released on Monday 29 August 2022; and
- (b) That the Report provides 14 recommendations to improve workplace culture and processes, and ensure a shared responsibility for the varied workplaces covered by the Report;

(2) Acknowledges:

- (a) Those who shared their experiences and apologies for the hurt and harm caused to them;
- (b) The need to improve workplace culture and processes in the workplaces covered by the Report;
- (c) That Tasmanians expect Members of Parliament and their offices to set the highest standards in workplace culture and accountability;
- (d) That staff employed in the workplaces covered by the Report are hard-working, dedicated and valued by Members of Parliament;
- (e) That the Report addresses a number of individual workplaces with respective needs and employment conditions; and
- (f) That each workplace must retain its individual rights to employ and manage staff, in line with best practice workplace policies, processes and procedures.

- (3) Resolves:
 - (a) That Members and staff employed in the workplaces covered by the Report have a right to a safe and inclusive work environment free from discrimination, bullying and sexual harassment; and
 - (b) That best practice workplace policies, processes and procedures enable safe and respectful workplaces and contribute towards positive culture.
- (4) Supports:
 - (a) The development and sharing of policies, procedures and frameworks, and relevant codes of conduct, that would ensure consistency across the workplaces covered in the Report; and
 - (b) The provision of ongoing professional development and training to deliver a culture of continuous improvement.
- (5) Commits to:
 - (a) Ensuring oversight and accountability for the implementation of the recommendations accepted by the relevant employer.

And has filled up the blank with the words “Legislative Council and the”.

Legislative Council, 7 September 2022

C.M. FARRELL, President

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

14 SUSPENSION OF SESSIONAL ORDER.— *Ordered*, That so much of Sessional Orders relating to the 4.00 o’clock pm break be suspended so as to enable the Council to sit beyond 4.00 o’clock pm for today and tomorrow’s sitting. (Mrs *Hiscutt*).

15 JOINT SESSIONAL WORKPLACE CULTURE OVERSIGHT COMMITTEE.— The Order of the Day was read for taking into consideration the following Message from the House of Assembly —

MR PRESIDENT,

The House of Assembly having agreed to the following Resolution, begs now to transmit the same to the Legislative Council, and to request its concurrence therein —

Resolved, That.

- (1) A Joint Sessional Workplace Culture Oversight Committee be appointed with power to send for persons and papers and with leave to report from time to time, to oversee the implementation of any recommendations, by the relevant employer, contained in the report Motion for Respect – Report into Workplace Culture in the Tasmanian Ministerial and Parliamentary Services (August 2022).
- (2) That the number of Members to be appointed to serve on the said Committee on the part of the House of Assembly be 4.

House of Assembly, 6 September 2022

MARK SHELTON, Speaker.

A Motion was made (Mrs *Hiscutt*), and the Question was proposed, That the resolution to establish a Joint Sessional Workplace Culture Oversight Committee be agreed to; and That the number of Members to be appointed to serve on the Committee on the part of the Council be four (4).

A Debate arose thereupon.

And the Question being put,

It was resolved in the Affirmative.

16 SITTING SUSPENDED FOR THE PURPOSE OF A BALLOT.— *Resolved*, That the Sitting of the Council be suspended until the ringing of the Division bells for the purpose of a Ballot to finalise membership to serve on the Joint Sessional Workplace Culture Oversight Committee in addition to the President and the Leader. (Mrs *Hiscutt*)

The Sitting was suspended at 3.40 o'clock p.m. and resumed at 4.08 o'clock p.m.

17 JOINT SESSIONAL WORKPLACE CULTURE OVERSIGHT COMMITTEE.— *Ordered*, That the following members be appointed to serve on the Joint Sessional Workplace Culture Oversight Committee on the part of the Council —

The President;
Ms *Forrest*;
Ms *Lovell*; and
The Mover

And that Tuesday, 27 September 2022 at 9.00 o'clock am be the time and the Committee Room No. 2 be the place for holding the first meeting of the committee. (Mrs *Hiscutt*)

Ordered, That a Message be transmitted to the House of Assembly acquainting that House accordingly. (Mrs *Hiscutt*)

18 JOINT SESSIONAL WORKPLACE CULTURE OVERSIGHT COMMITTEE. — A Message to the House of Assembly:—

MR SPEAKER,

The Legislative Council having taken into consideration the Message of the House of Assembly dated 6 September 2022 regarding the establishment of a Joint Sessional Workplace Culture Oversight Committee does agree to the establishment of the Joint Sessional Committee and further informs the House of Assembly it has resolved that —

The President;
Ms *Forrest*;
Mrs *Hiscutt*; and
Ms *Lovell*

be appointed to serve on the Joint Sessional Committee on the part of the Council and that Tuesday, 27 September 2022 at 9.00 o'clock am be the time and the Committee Room No. 2 be the place for holding the first meeting of the Committee.

Legislative Council, 7 September 2022

C.M. FARRELL, *President*

19 BILL NO. 19.— The Order of the Day was read for resuming the Debate on the Question, That the Health Legislation (Miscellaneous Amendments) Bill 2022 be now read the Second time.

The Question was again proposed, and the Council resumed the Debate.

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.

(In the Committee)

Ms *Forrest* in the Chair.

Clauses 1 to 94 agreed to.

Schedule agreed to.

Title agreed to.

Bill to be reported without Amendment.

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*)

20 BILL NO. 35.— The Order of the Day was read for the Second reading of the Homes Tasmania Bill 2022.

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

A Debate arose thereupon.

Ordered, That the Debate be adjourned. (Mr *Willie*)

21 ADJOURNMENT.— *Resolved*, That the Council will, at its rising adjourn until 11.00 o'clock a.m. on Thursday, 8 September 2022. (Mrs *Hiscutt*)

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

The Council adjourned at 5.42 o'clock p.m.

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

Briefings:

- *Health Legislation (Miscellaneous Amendments) Bill 2022 (No. 19)*
- *Homes Tasmania Bill 2022 (No. 35)*
- *Homes Tasmania (Consequential Amendments) Bill 2022 (No. 36)*