



# HOUSE OF ASSEMBLY

SESSION OF 2019 - 2020

(SECOND SESSION OF THE FORTY-NINTH PARLIAMENT)

## VOTES AND PROCEEDINGS

No. 82

THURSDAY, 3 DECEMBER 2020

- 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) Official Gifts Register - Given 2019-2020.
  - (2) Official Gifts Register - Received 2019-2020.
- 6 PAPERS. - The Attorney-General laid upon the Table of the House the following Papers:-
  - (1) Supreme Court of Tasmania: Annual Report 2019-2020.
  - (2) Magistrates Court of Tasmania: Annual Report 2019-2020.
  - (3) The Health Practitioners Tribunal: Annual Report 2019-2020.
  - (4) Property Agents Board: Annual Report 2019-2020.
  - (5) Allen and Clarke Consulting: Review of Step-Down Provisions contained in section 69B of the Workers Rehabilitation and Compensation Act 1988 (Tas) - Final Report 18 September 2020.
- 7 PAPERS. - The Minister Health laid upon the Table of the House the following Paper:-

National Health Funding Body and Administrator National Health Funding Pool - Annual Reports 2019-20.
- 8 PAPERS. - The Minister for Environment and Parks laid upon the Table of the House the following Paper:-

Litter Act 2007: Litter (Infringement Offences) Regulations 2020 (Statutory Rules 2020, No. 54).
- 9 PAPERS. - The Minister for Primary Industries and Water laid upon the Table of the House the following Papers:-

Land Acquisition Act 1993: Notice of Acquisition pursuant to Section 18:

  - (i) Dated 13 October 2020, land situate in the Parish of Kelvedon, Land District of Glamorgan, Municipal Area of Glamorgan-Spring Bay, Lot 1 on Plan of Survey

P179322, registered in the name of Mayfield Fine Wool Merino Stud Pty Ltd for road purposes;

- (ii) Dated 9 November 2020, land situate in the City of Clarence, Municipal Area of Clarence, Lot 2 and 4 on Plan of Survey P179654, registered in the name of Tasmania Golf Club Inc. for road purposes;
- (iii) Dated 9 November 2020, land situate in the City of Clarence, Municipal Area of Clarence, Lot 3 and 5 on Plan of Survey P179654, registered in the name of Robyn Anne Lewis for road purposes;
- (iv) Dated 20 October 2020, land situate in the Parish of Breadalbane, Land District of Cornwall, Municipal Area of Northern Midlands, Lot 1 on Plan of Survey P179652, registered in the name of Antony Gerald McCarthy for road purposes;
- (v) Dated 20 October 2020, land situate in the Parish of Breadalbane, Land District of Cornwall, Municipal Area of Northern Midlands, Lot 2 on Plan of Survey P179652, registered in the name of Christadelphian Ecclesia Incorporated for road purposes;
- (vi) Dated 20 October 2020, land situate in the Parish of Breadalbane, Land District of Cornwall, Municipal Area of Northern Midlands, Lot 4 on Plan of Survey P179652, registered in the name of David Nicholas Hughes for road purposes;
- (vii) Dated 20 October 2020, land situate in the Parish of Breadalbane, Land District of Cornwall, Municipal Area of Northern Midlands, Lot 6 on Plan of Survey P179652, registered in the name of GFS 2 Pty Ltd for road purposes;
- (viii) Dated 20 October 2020, land situate in the Parish of Breadalbane, Land District of Cornwall, Municipal Area of Northern Midlands, Lot 7 on Plan of Survey P179652, registered in the name of Paul Gripske Investments Pty Ltd for road purposes;
- (ix) Dated 20 October 2020, land situate in the Parish of Breadalbane, Land District of Cornwall, Municipal Area of Northern Midlands, Lot 8 on Plan of Survey P179652, registered in the name of MGA Property Pty Ltd for road purposes;
- (x) Dated 20 October 2020, land situate in the Parish of Breadalbane, Land District of Cornwall, Municipal Area of Northern Midlands, Lot 9 on Plan of Survey P179652, registered in the name of Lanadale Pty Ltd for road purposes;
- (xi) Dated 20 October 2020, land situate in the Parish of Breadalbane, Land District of Cornwall, Municipal Area of Northern Midlands, Lots 10 and 11 on Plan of Survey P179652, registered in the name of Edward Elwell Newton for road purposes;
- (xii) Dated 20 October 2020, land situate in the Parish of Breadalbane, Land District of Cornwall, Municipal Area of Northern Midlands, Lot 12 on Plan of Survey P179652, registered in the name of Fawkner Pty Ltd for road purposes;
- (xiii) Dated 16 November 2020, land situate in the Parish of Breadalbane, Land District of Cornwall, Municipal Area of Northern Midlands, Lot 3 on Plan of Survey P179652, registered in the name of A & J Gardner Pty Ltd for road purposes; and
- (xiv) Dated 16 November 2020, land situate in the Parish of Breadalbane, Land District of Cornwall, Municipal Area of Northern Midlands, Lot 5 on Plan of Survey P179652, registered in the name of Prudential Real Estate Services Pty Ltd for road purposes.

**10 PAPERS.** – Mr *Street* laid upon the Table of the House the following Papers:-

Additional information provided to Estimates Committee B in respect of the Estimates of:

- (1) The Minister for Police, Fire and Emergency Management.
- (2) The Minister for Building and Construction, Minister for Arts and Minister for Heritage.
- (3) The Minister for Education and Training, Minister for Disability Services and Community Development and Minister for Trade.

**11 BILL NO. 49.** – Ms *Ogilvie* presented -

“A Bill for an Act to deal with consent to medical treatment; to regulate medical practice so far as it affects consent to medical treatment by people who are dying; and for other purposes”.

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

**12 LEAVE TO MAKE MOTIONS WITHOUT NOTICE.** - *Ordered*, That the Minister for Infrastructure and Transport have leave to make certain Motions without Notice. (The Minister for Infrastructure and Transport)

**13 ADJOURNMENT.** - *Ordered*, That the House, at its rising, adjourn till Tuesday, 2 March next. (The Minister for Infrastructure and Transport)

**14 SUSPENSION OF STANDING ORDERS.** - *Ordered*, That so much of Standing Orders be suspended as would prevent the sitting of the House not being suspended at 1:00 p.m. on the calendar day Friday 4 December 2020 should today’s sitting still be continuing at that time. (The Minister for Infrastructure and Transport)

**15 GOVERNMENT BUSINESSES SCRUTINY COMMITTEE.** – *Ordered*, That the House of Assembly appoint a Government Businesses Scrutiny Committee, with leave to sit on 8 and 9 December 2020 to inquire into Government Businesses (GBs) in accordance with the following schedule and rules.

For 2020 the following Government Businesses are allocated to the Committee as detailed below:—

Tuesday, 8 December 2020	TT-Line Corporation Pty Ltd: 0900-1200 (3 hours) Tasmanian Ports Corporation Pty Ltd: 1300-1500 (2 hours)
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Wednesday, 9 December 2020	Tasmanian Networks Pty Ltd: 0900-1200 (3 hours) Hydro Tasmania: 1200-1300, 1400-1600 (3 hours) Sustainable Timber Tasmania: 1600-1900 (3 hours)
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**MEMBERSHIP OF THE COMMITTEE—**

- (1) The Committee shall consist of six Members appointed by the House as follows:—

The Chair of Committees (Chair);  
Mr *Street* (Deputy Chair);  
Mr *Tucker*  
Two Members nominated by the Leader of the Opposition; and  
One Member nominated by the Leader of the Greens.

- (2) During sittings, substitute Members may be allowed.

- (3) If a vacancy occurs in the membership of a Committee, the Speaker may nominate a Member in substitution, but in so doing has regard to the composition of the Committee appointed by the House.
- (4) A Committee may proceed with business despite a vacancy in its membership.
- (5) The Chair of a Committee has a deliberative and a casting vote.
- (6) The quorum of a Committee is four of whom one is the Chair of the Committee or Deputy Chair.
- (7) If at any time a quorum is not present, the Chair will suspend proceedings of the Committee until a quorum is present or adjourn the Committee.
- (8) Any time lost for lack of a quorum shall be added to the time allocated to that session.
- (9) Members of the House who have not been appointed as Members of the Committee, may participate in proceedings by asking questions, but not more than two in succession; and may not vote, move any motion or be counted for the purposes of a quorum.
- (10) The responsible Minister and Chairperson of the Board of a GB shall be examined before a Committee for a maximum period of four hours.

#### SITTING TIMES

- (1) The Committee meets only in accordance with the time-table adopted by the House or as varied by the Chair.
- (2) A one hour period shall be provided each day at the discretion of the Chair for the purpose of a luncheon break.
- (3) The Committee may sit only when the House is not sitting.

#### HEARINGS

All hearings of the Committee are open to the public except that any evidence stated by a witness to be of a commercially sensitive or confidential nature shall, if requested by at least one Member of the Committee, be heard in camera. Any such evidence shall not be published or in any way divulged by any Member of a Committee or any other person unless the Committee recommends it to the House and the House resolves that the information be made public.

#### PROCEEDINGS OF A GOVERNMENT BUSINESS SCRUTINY COMMITTEE

- (1) When the activities of a GB are to be examined at a Committee hearing it shall be represented by the responsible Minister and the Chairperson of the Board.
- (2) Questions may be put directly to the responsible Minister and the Chairperson of the Board.
- (3) A Committee may ask for explanations relating to the activities, performance, practices and economic management of the GB.
- (4) The witnesses who are asked for explanations may be assisted where necessary by other officers of the GB in the provision of factual information.
- (5) Officers may answer questions at the request of the responsible Minister but shall not be required to comment on policy matters.
- (6) Time limits of one minute for a question and three minutes for an answer shall apply in a Committee.
- (7) Questions may be asked on a ratio of two Opposition, one Green, and one Government or in such form as the Committee determines.
- (8) A witness may advise a Committee that an answer to a question, or part of a question, will be given later to that Committee, and where possible that Committee sitting day.
- (9) Additional information may be provided to a Committee about an answer given.
- (10) Additional information—

- (a) is to be written;
  - (b) given by a time decided by a Committee; and
  - (c) may be included in a volume of additional information laid on the Table of the House by the Committee.
- (11) If any Member persistently disrupts the business of a Committee, the Chair
- (a) names the Member;
  - (b) if the Member named is a Member of the Committee, suspends the sittings of the Committee until he or she has reported the offence to the Speaker; and
  - (c) if the Member named is not a Member of the Committee, orders that Member's withdrawal from the sittings of the Committee until he or she has reported the offence to the Speaker;
- as soon as practicable, the Chair advises the Speaker who then gives notice that the Member of the Committee be replaced.
- (12) If any objection is taken to a ruling or decision of the Chair,
- (a) the objection must be taken at once and stated in writing;
  - (b) the Chair, as soon as practicable, advises the Speaker who makes a ruling on the matter; and
  - (c) the Committee may continue to meet but may not further examine the matter then under consideration.
- (13) Television coverage will be allowed, subject:—
- (a) to the foregoing provisions contained under “Hearings”; and
  - (b) to the same guidelines that apply to televising of the House of Assembly itself.

#### TRANSCRIPT

An unedited transcript of Committee proceedings is to be circulated, in a manner similar to that used for other Committee transcripts, as soon as practicable after the Committee's proceedings.

Evidence taken *in camera* shall be printed on coloured paper and shall only be circulated to the Committee Members and shall not be divulged in any way to any other person.

#### REPORTS OF COMMITTEES

A Report of the Committee is to be brought up by the Chair or the Deputy Chair to the House and shall be the transcript of the public hearings and the minutes of the meetings of the Committee.

#### LEAVE FOR MINISTERS TO ATTEND L.C. COMMITTEE

And that the House of Assembly give leave to Ministers of the Crown who have relevant portfolio responsibilities to attend any similar Committee established by the Legislative Council if requested by that Committee as follows:—

Monday, 14 December 2020	Premier and Treasurer Minister for Infrastructure and Transport Minister for Energy
Tuesday, 15 December 2020	Minister for Infrastructure and Transport Minister for Heritage

(The Minister for Infrastructure and Transport)

**16** MATTER OF PUBLIC IMPORTANCE: REBUILDING THE ECONOMY. – Mr *Street*, in accordance with Standing Orders, moved - That the House take note of the following matter:

Rebuilding the Economy.

And the Question being proposed;

A Debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

**17** BILL NO. 30. - The Order of the Day being read for the Second reading of the End-of-Life Choices (Voluntary Assisted Dying) Bill 2020.

And a Motion being made, and the Question being proposed - That the Bill be now read the Second time. (Ms *Courtney*)

A Debate arose thereupon.

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

**19** BILL NO. 30. - And the Question being again proposed;

The House resumed the debate.

*Ordered*, That the Debate be adjourned until a later hour (The Minister for Housing)

**20** PAPERS. – Mrs *Petrusma* laid upon the Table of the House the following Papers:-

Additional information provided to Estimates Committee A in respect of the Estimates of:

- (1) The Premier, Treasurer, Minister for Climate Change, Minister for the Prevention of Family Violence and Minister for Tourism.
- (2) The Minister for Primary Industries and Water, Minister for Energy, Minister for Resources and Minister for Veterans' Affairs.

**21** SUSPENSION OF SITTING. - *Ordered*, That the Speaker leave the Chair until the ringing of the Division Bells at Nine o'clock a.m. tomorrow. (The Minister for Health)

At fifty-four minutes past Five o'clock the Speaker left the Chair.

And the suspension having continued past Twelve o'clock midnight;

FRIDAY, 4 DECEMBER 2020

At Nine o'clock a.m. the Speaker resumed the Chair.

**22** BILL NO. 30. - And the Question being again proposed;

The House resumed the debate.

And the Question being put;

The House divided.

AYES 17

NOES 7

*Dr Broad*

*Ms Archer*

*Ms Butler*

*Mr Barnett*

*Ms Courtney*

*Mr Ferguson*

*Mr Gutwein*

*Ms Ogilvie*

*Ms Haddad*

*Mrs Petrusma*

*Ms Houston*

*Mr Tucker*

*Mr Jaensch*

*Mr Ellis (Teller)*

*Mr O'Byrne*

*Ms O'Byrne*

*Ms O'Connor*

*Mr Rockliff*

*Mr Shelton*

*Ms Standen*

*Mr Street*

*Ms White*

*Dr Woodruff*

*Ms Dow (Teller)*

It was resolved in the Affirmative.

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

**22** PAPERS. – The Minister for Infrastructure and Transport laid upon the Table of the House the following Paper:-

Marine and Safety Authority Act 1997: Marine and Safety (General) Amendment Regulations 2020 (Statutory Rules 2020, No. 67)

**23** ADJOURNMENT. – A Motion being made - That the House do now adjourn. (The Minister for Infrastructure and Transport)

The Speaker proposed – That the House do now adjourn and called for issues to be raised;

The House adjourned at thirty-one minutes past One o'clock.

SHANE DONNELLY, *Clerk of the House.*

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MEMBERS. - All present during the day.

The Minister for Sport and Recreation and Minister for Racing attended Question Time.