



LEGISLATIVE COUNCIL

SESSION OF 2019 - 2021

(SECOND SESSION OF THE FORTY-NINTH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 92

THURSDAY, 25 MARCH 2021

- 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 Clerk of the Council laid upon the Table the following Papers:—
 - (1) Report of the Auditor-General No. 11 of 2020-21. Auditor-General's Report on the Financial Statements of State entities. Volume 2. Audit of State entities and audited subsidiaries of State entities 31 December 2019 and 30 June 2020.
 - (2) The Nominal Insurer: Annual Report 2019-20.
 - (3) Payroll Tax Act 2008: Statutory Rules 2020, No. 89, containing Payroll Tax (Pandemic) Order (No. 3) 2020.
 - (4) Taxi and Hire Vehicle Industries Act 2008: Statutory Rules 2020, No. 95, containing Hire Car Industry Amendment Regulations 2020.
 - (5) Taxi and Hire Vehicle Industries Act 2008: Statutory Rules 2020, No. 96, containing Taxi Industry Amendment Regulations (No. 2) 2020.
 - (6) Taxi and Hire Vehicle Industries Act 2008: Statutory Rules 2020, No. 97, containing Restricted Hire Vehicle Industry Amendment Regulations 2020.
 - (7) Taxi and Hire Vehicle Industries Act 2008: Statutory Rules 2021, No. 16, containing Taxi Industry Amendment Regulations 2021.
 - (8) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 17.8m² situate in South East Traffic Solution – Sorell Southern Bypass in the Municipal area of Sorell.
 - (9) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 217m² situate in West Tamar Highway – Rosevears Drive (North) to Gravelly Beach Road in the Municipal area of West Tamar.

- (10) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 44.8m² situate in West Tamar Highway – Rosevears Drive (North) to Gravelly Beach Road in the Municipal area of West Tamar.
- (11) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising drainage easement 'B' 3.00 wide situate in West Tamar Highway – Rosevears Drive (North) to Gravelly Beach Road in the Municipal area of West Tamar.
- (12) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 697m² situate in West Tamar Highway – Rosevears Drive (North) to Gravelly Beach Road in the Municipal area of West Tamar.
- (13) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 515m² situate in West Tamar Highway – Rosevears Drive (North) to Gravelly Beach Road in the Municipal area of West Tamar.
- (14) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising areas of land containing 47.7m², 6.6m² and 1.8m² situate in West Tamar Highway – Rosevears Drive (North) to Gravelly Beach Road in the Municipal area of West Tamar.
- (15) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 38.7m² situate in West Tamar Highway – Rosevears Drive (North) to Gravelly Beach Road in the Municipal area of West Tamar.
- (16) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 44.0m² situate in West Tamar Highway – Rosevears Drive (North) to Gravelly Beach Road in the Municipal area of West Tamar.
- (17) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 6118m² situate in South East Traffic Solution – Sorell Southern Bypass in the Municipal area of Sorell.
- (18) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 3422m² situate in South East Traffic Solution – Sorell Southern Bypass in the Municipal area of Sorell.
- (19) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 1348m² situate in South East Traffic Solution – Sorell Southern Bypass in the Municipal area of Sorell.
- (20) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising areas of land containing 35m² and 56.3m² situate in South East Traffic Solution – Sorell Southern Bypass in the Municipal area of Sorell.
- (21) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising areas of land containing 114m² and 102m² situate in South East Traffic Solution – Sorell Southern Bypass in the Municipal area of Sorell.
- (22) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 194m² situate in South East Traffic Solution – Sorell Southern Bypass in the Municipal area of Sorell.
- (23) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising areas of land containing 9471m² and 793m² situate in South East Traffic Solution – Sorell Southern Bypass in the Municipal area of Sorell.
- (24) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 1.389ha situate in South East Traffic Solution – Sorell Southern Bypass in the Municipal area of Sorell.

- (25) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising areas of land containing 2.288ha and 5.992ha situate in South East Traffic Solution – Sorell Southern Bypass in the Municipal area of Sorell.
- (26) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 3823m² situate in South East Traffic Solution – Sorell Southern Bypass in the Municipal area of Sorell.
- (27) Land Acquisition Act 1993: Notice of Acquisition of land under Section 18, comprising area of land containing 228m² situate in South East Traffic Solution – Sorell Southern Bypass in the Municipal area of Sorell.

5 BILL NO. 6.— The Justice Miscellaneous (Commissions of Inquiry) Bill 2021 was read the Third time and passed.

6 BILL NO. 6.— 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 the *Children, Young Persons and Their Families Act 1997*, the *Commissions of Inquiry Act 1995*, the *Public Interest Disclosures Act 2002* and the *Youth Justice Act 1997*’.

Legislative Council, 25 March 2021

C.M. FARRELL, *President*

7 BILL NO. 54 OF 2019.— The Order of the Day was read for resuming the Debate on the Question, That the Workplaces (Protection from Protesters) Amendment Bill 2019 be now read the Second time.

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

And the Question being put,

The Council divided.

AYES 6

Ms *Armitage*
Mr *Dean*
Mrs *Hiscutt*
Ms *Howlett*
Ms *Palmer*
Ms *Ratray* (Teller)

NOES 8

Ms *Forrest* (Teller)
Mr *Gaffney*
Ms *Lovell*
Dr *Seidel*
Ms *Siejka*
Mr *Valentine*
Ms *Webb*
Mr *Willie*

So it passed in the Negative.

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

9 PREMIER’S ADDRESS.— *Ordered*, That Standing Order No. 10(2)(a) be suspended to provide for the Premier’s Address to be Tabled without the requirement for the Address to be read again in the Council. (Mrs *Hiscutt*)

Ordered, That Mrs *Hiscutt*, have leave to Table a copy of the Premier’s Address and have the Premier’s Address incorporated into the Hansard record. (Mrs *Hiscutt*)

Ordered, That Mrs *Hiscutt*, have leave to Table a copy of the Premier’s Economic and Social Recovery Advisory Council’s Final Report March 2021. (Mrs *Hiscutt*)

A Motion was made (Mrs *Hiscutt*) and the Question was proposed – That the Premier’s Address be noted.

A Debate arose thereupon.

10 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.

11 QUESTION TIME.— The President called for Questions without Notice. There were four Questions asked.

12 PREMIER’S ADDRESS.— The Council resumed the Debate on the Question, That the Premier’s Address be noted.

Ordered, That the Debate be adjourned. (Ms *Rattray*)

13 BILL NO. 40 OF 2019.— A Message from the House of Assembly:—

MR PRESIDENT,

The House of Assembly hath passed a Bill intituled — ‘A Bill for an Act to repeal the *Alcohol and Drug Dependency Act 1968* and to amend certain Acts, and rescind or revoke certain legislative instruments, consequent on that repeal’ to which the House desires the concurrence of the Legislative Council’.

House of Assembly, 25 March 2021

S. HICKEY, *Speaker*

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*)

14 BILL NO. 36 OF 2020.— 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 *Appeal Costs Fund Act 1968*, the *Constitution Act 1934*, the *Coroners Act 1995*, the *Criminal Code Act 1924*, the *Evidence (Audio and Audio Visual Links) Act 1999*, the *Industrial Relations Act 1984*, the *Oaths Act 2001*, the *Police Offences Act 1935*, the *Promissory Oaths Act 2015* and the *Sex Industry Offences Act 2005*’ to which the House desires the concurrence of the Legislative Council’.

House of Assembly, 25 March 2021

S. HICKEY, *Speaker*

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*)

15 ADJOURNMENT.— A Motion was made (Mrs *Hiscutt*) and the Question was put, That the Council will at its rising adjourn until 9.00 o’clock in the forenoon on Friday, 26 March 2021.

It was resolved in the Affirmative.

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

The Council adjourned at 5.16 o’clock p.m.

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

Briefing:

- *Container Refund Scheme – 37 minutes*