



TASMANIA

HOUSE OF ASSEMBLY

SESSION OF 2019

(SECOND SESSION OF THE FORTY-NINTH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 29

WEDNESDAY, 11 SEPTEMBER 2019

- 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 ELECTION OF MEMBER. – The Speaker informed the House that the following communication had been received from Her Excellency the Governor:-

Government House,
Hobart, Tasmania

10 September 2019

The Honourable Sue Hickey MP,
Speaker of the House of Assembly,
Parliament House,
Hobart, 7000.

Dear Madam Speaker,

I send herewith a Certificate of the Electoral Commissioner stating that a recount has been held under the provisions of Part 9 of the Electoral Act 2004 to fill the vacancy in the Division of Clark caused by the resignation of Mr *Scott Bacon* MP.

Following the recount of the resigned member's ballot papers, *Madeleine Ogilvie* has been elected to the vacancy. The election takes effect from today.

Yours sincerely,

C.A. WARNER, *Governor*

- 5 QUESTIONS SEEKING INFORMATION. – In accordance with Standing Order No. 43, Questions without notice were asked.
- 6 PUBLIC WORKS, PARLIAMENTARY STANDING COMMITTEE ON: REPORT. – Mrs *Rylah* brought up the following Report of the Parliamentary Standing Committee on Public Works:

Midland Highway 10-Year Action Plan – Melton Mowbray to Lovely Banks (Paper No. 16).

Ordered, That the said Report be received and printed. (Mrs *Rylah*)

7 MATTER OF PUBLIC IMPORTANCE: COMMUNITY SAFETY. - Ms *Haddad*, in accordance with Standing Orders, moved - That the House take note of the following matter:

Community Safety.

And the Question being proposed;

A Debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

8 BILL NO. 63 of 2018. - A Message from the Legislative Council -

MADAM SPEAKER,

The Legislative Council has agreed, without Amendment, to a Bill, intituled - "A Bill for an Act to amend the Children, Young Persons and Their Families Act 1997, the Criminal Code Act 1924, the Evidence (Children and Special Witnesses) Act 2001 and the Sentencing Act 1997".

Legislative Council, 11 September 2019.

C.M. FARRELL, *President.*

9 BILL NO. 17. - A Message from the Legislative Council -

MADAM SPEAKER,

The Legislative Council has agreed, without Amendment, to a Bill, intituled - "A Bill for an Act to amend the Local Government (Highways) Act 1982".

Legislative Council, 11 September 2019.

C.M. FARRELL, *President.*

10 BILL NO. 23. - A Message from the Legislative Council -

MADAM SPEAKER,

The Legislative Council has agreed, without Amendment, to a Bill, intituled - "A Bill for an Act in relation to government procurement and for related purposes".

Legislative Council, 11 September 2019.

C.M. FARRELL, *President.*

11 BILL NO. 25. - The Order of the Day being read for resuming the adjourned Debate on the Question proposed on Tuesday, 10 September 2019 - That the Roads and Jetties Amendment (Validation) Bill 2019 be now read the Second time;

And the Question being again proposed;
The House resumed the said adjourned Debate.

And the Question being put;
Ordered, That the Bill be now read the Second time.

And the Bill was, accordingly, read the Second time, and in accordance with Standing Orders, there being no Member wishing to speak to the Clauses in the Committee of the whole House;

Ordered, That the Bill be now read the Third time.

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

12 BILL NO. 25. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly hath passed a Bill, intituled “A Bill for an Act to amend the Roads and Jetties Act 1935”,

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

House of Assembly, 11 September 2019.

SUE HICKEY, *Speaker.*

13 BILL NO. 34. - The Order of the Day being read for the Second reading of the Legal Profession Amendment (Validation) Bill 2019.

And a Motion being made, and the Question being proposed - That the Bill be now read the Second time. (The Attorney-General)

A Debate arose thereupon.

And Ms *Haddad* was addressing the Chair.

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

15 BUSHFIRE RESOURCES. – A Motion being made and the Question being proposed—That the House:—

- (1) Acknowledges the bushfire season has started early and ferociously in eastern Australia, with large out of control bushfires in New South Wales and Queensland.
- (2) Recognises these fires have caused devastating losses to families and businesses, with firefighters battling horrific high wind conditions with at least one critically injured.
- (3) Further acknowledges with concern the bushfires that ravaged 3% of the State last summer, and that these extreme bushfire seasons are going to become more common unless we reverse atmospheric overheating.
- (4) Condemns the Liberals for their lack of action on the climate emergency.
- (5) Notes the Hodgman Government did not agree to fully implement all of the recommendations of the 2016 Tony Press Report and ignored the recommendations of a Report prepared by Tasmania Fire Service union and authors Simon Pilkington and Alex Dean.
- (6) As a hot, dry summer approaches, calls on the Government to table information detailing the changes that have been implemented leading up to the next fire season, including the number of employed and volunteer Remote Area Firefighters now, compared to early 2019, and any increase in resourcing to implement the 2019 Australian Fire and Emergency Service Authorities Council recommendations. (Dr *Woodruff*)

A debate arose thereupon.

An Amendment was proposed by Dr *Broad* by leaving out paragraphs (3) to (5) and inserting instead:

- (3) Acknowledges with concern the bushfires that ravaged 3% of the State last summer, and that these extreme bushfire seasons are going to become more common due to climate change.
- (4) Notes the Hodgman Government did not agree to fully implement all of the recommendations of the 2016 Tony Press report and failed to implement recommendations and proposals prepared by United Firefighter Union and Tasmania Career Firefighters.
- (5) Acknowledges that the Government had not provided additional and/or sufficient funding in real terms in the 2019 Budget so that the TFS can be fully prepared to supply initial attack teams.

A debate arose thereupon.

16 MEMBER SUSPENDED. – In accordance with Standing Order 149, the Speaker directed the Honourable Member for Clark, Ms *O'Connor*, to withdraw from the House for until half-past Three o'clock owing to repeated interjections.

17 BUSHFIRE RESOURCES. – And the Question being again proposed;

The House resumed the Debate.

And the Question being put – That the Amendment be agreed to;

It passed in the Negative.

And the Main Question being put;

The House divided.

AYES 2

Ms O'Connor
Dr Woodruff (Teller)

NOES 21

Ms Archer
Mr Barnett
Dr Broad
Ms Butler
Ms Courtney
Ms Dow
Mr Ferguson
Mr Gutwein
Ms Haddad
Mr Hodgman
Ms Houston
Mr Jaensch
Mr O'Byrne
Ms O'Byrne
Mrs Petrusma
Mr Rockliff
Mr Shelton
Ms Standen
Mr Tucker
Ms White
Mrs Rylah (Teller)

So it passed in the Negative.

18 FAMILY VIOLENCE COUNSELLING AND SUPPORT SERVICE. – A Motion being made and the Question being proposed—That the House:—

- (1) Recognises that family violence is Tasmania's greatest community safety and law and order issue.
- (2) Further recognises that the Family Violence Counselling and Support Service (FVCSS) sits within the Tasmanian Government Safe at Home service delivery framework.
- (3) Notes:—
 - (a) that the FVCSS Adult Program was not acknowledged in the Safe Homes, Families, Community Action Plan 2019-2022. The omission fails to recognise that 6,126 referrals of victims of family violence were assessed,

- contacted, supported and provided with counselling, information and support by the FVCSS;
- (b) there has been no increased investment in the Adult Program of the FVCSS. The Tasmanian Government has not supported the FVCSS to meet current demand. Adding single worker services in the community and fragmenting the provision of service delivery has not created additional capacity in the sector.
 - (c) that the FVCSS has seen an increase in demand of 200% and that 6,126 clients were referred or accessing this service in the last year; and
 - (d) that in order to meet demand the FVCSS has identified a staffing shortfall of 11.54 FTW statewide.
- (4) Further notes:—
- (a) with concern the proposal to integrate sexual assault and family violence sectoral response; and
 - (b) the Federal Government decision to fund couples counselling for victims of family violence.
- (5) Calls on the State Government to recognise the FVCSS as an integral part of the Safe at Home service delivery model and fund the staffing shortfall immediately. (Ms O'Byrne)

A debate arose thereupon.

And the Question being put;

The House divided.

AYES 11

Dr Broad
Ms Butler
Ms Haddad
Ms Houston
Mr O'Byrne
Ms O'Byrne
Ms O'Connor
Ms Standen
Ms White
Dr Woodruff
Ms Dow (Teller)

NOES 12

Ms Archer
Mr Barnett
Ms Courtney
Mr Ferguson
Mr Gutwein
Mr Hodgman
Mr Jaensch
Mrs Petrusma
Mr Rockliff
Mr Shelton
Mr Tucker
Mrs Rylah (Teller)

So it passed in the Negative.

19 OPPOSITION PLAN FOR TASMANIA. – A Motion being made and the Question being proposed—That the House:—

- (1) Notes the continued failure of the Tasmanian Leader of the Opposition, Hon. *Rebecca White* MP to develop a long-term Plan for Tasmania, after two and a half years in the role.
- (2) Further notes the inconsistency of the Opposition on whether former Labor candidates will be invited and accepted back into the Labor Party if they are successful in the recount for the seat of Clark.
- (3) Further notes that the chaos and dysfunction within the Opposition has resulted in the unprecedented intervention of former Labor senior figures including former Premiers

Paul Lennon and David Bartlett, and former MPs Harry Quick and Julian Amos to restore policy consistency.

- (4) Agrees with the comments of former Labor MHR Harry Quick, who said the Tasmanian Opposition Leader was “out of touch” and “fixated on peripheral issues”.
- (5) Further agrees with the sentiment of the Derwent Valley Branch of the Labor Party expressed in its motion at the recent State Labor Council stating “we cannot expect people to vote for us without greater clarity about what we stand for and present it in a manner that is specific to them and is easily identified”.
- (6) Calls on the Leader of the Opposition, Hon. *Rebecca White* MP, to develop a long-term Plan for Tasmania, to develop an alternative budget and be honest with the community on what her party can and cannot deliver for Tasmanians. (Mr *Tucker*)

A debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

20 ADJOURNMENT. - The time being Six o'clock, the Speaker proposed - That the House do now adjourn and called for issues to be raised;

The House adjourned at fifty minutes past Six o'clock.

SHANE DONNELLY, *Clerk of the House*.

MEMBERS. - All present during the day.