



HOUSE OF ASSEMBLY

SESSION OF 2022

(THIRD SESSION OF THE FIFTIETH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 24

THURSDAY, 24 NOVEMBER 2022

- 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 commenced.
- 5 MEMBER SUSPENDED. – In accordance with Standing Order 149, the Speaker directed the Honourable Member for Bass, Ms *O'Byrne*, to withdraw from the House for the remainder of Question Time owing to repeated interjections.
- 6 QUESTIONS SEEKING INFORMATION. – Questions without notice continued and concluded.
- 7 PETITION. – Ms *Johnston* presented a Petition from approximately 91 citizens of Tasmania, requesting that the House support legislation that will prohibit conversion practices. (HA20/2022).

Which Petition was read and received.
- 8 PETITION. – Ms *Johnston* presented an E-Petition from approximately 6,011 citizens of Tasmania, requesting that the House support legislation that will prohibit conversion practices.

Which Petition was read and received.
- 9 PETITION. – Ms *O'Byrne* presented a Petition from approximately 120 citizens of Tasmania, requesting that the House call on the Government to abandon its plan to effectively cease StudentWorks operation and reinvest in this vital learning pathway for young people. (HA19/2022).

Which Petition was read and received.
- 10 PAPERS. – The Premier laid upon the Table of the House the following Papers:-
 - (1) Answer to Question on Notice: No. 10 of 2022.
 - (2) Answer to Question on Notice: No. 9 of 2022.
 - (3) Answer to Question on Notice: No. 3 of 2022.
 - (4) Official Gifts Register Received – Rockliff Government 1 November 2021 – 31 October 2022.
 - (5) Official Gifts Register Given – Rockliff Government 1 November 2021 – 31 October 2022.

11 PAPERS. – The Deputy Premier laid upon the Table of the House the following Papers:-

- (1) Answer to Question on Notice: No. 16 of 2022.
- (2) Taswater: Annual Report 2021-22.

12 PAPERS. – The Minister for Hospitality and Events laid upon the Table of the House the following Papers:-

- (1) NRM North: Yearbook and Annual Report 2021-22.
- (2) NRM South: Annual Report 21-22.
- (3) Cradle Coast Authority: Annual Report 21-22.
- (4) Burial and Cremation Act 2019: Burial and Cremation Amendment Regulations 2022 (Statutory Rules 2022, No. 94)

13 PAPERS. – The Attorney-General laid upon the Table of the House the following Papers:-

- (1) Legal Aid Tasmania: Annual Report 2021-22.
- (2) The Nominal Insurer: Annual Report 2021-22.
- (3) Magistrates Court of Tasmania: Annual Report 2021-2022.
- (4) WorkCover Tasmania: WorkCover Tasmania Board Annual Report 2021-22.
- (5) Asbestos Compensation Commissioner: Annual Report 2021-2022.
- (6) Property Agents Board: Annual Report 2021-2022.

14 PAPERS. – The Minister for State Development, Construction and Housing laid upon the Table of the House the following Paper:-

Answer to Question on Notice: No. 4 of 2022.

15 PAPERS. – The Minister for Education, Children and Youth laid upon the Table of the House the following Paper:-

Answer to Questions on Notice: HA No. 6 and 8 of 2022.

16 PAPERS. – The Minister for Resources laid upon the Table of the House the following Papers:-

- (1) Tasmanian Timber Promotion Board: Annual Report 2021-22.
- (2) Forrest Practices Authority: Annual Report 2021-22.

17 PUBLIC WORKS, PARLIAMENTARY STANDING COMMITTEE ON: REPORT BROUGHT UP. – Mr *Wood* brought up the following Report of the Parliamentary Standing Committee on Public Works:

Southern Outlet Transit Lane (Paper No. 34).

Ordered, That the said Report be received and printed. (Mr *Wood*)

18 PAPERS. – The Clerk of the House laid upon the Table of the House the following Paper:-

19 BILL NO. 48. - A Message from the Legislative Council -

MR SPEAKER,

The Legislative Council has this day agreed, without Amendment, to a Bill, intituled - "A Bill for an Act to amend the Workers Rehabilitation and Compensation Act 1988".

Legislative Council, 24 November 2022.

C.M. FARRELL, *President.*

20 BILL NO. 46. - A Message from the Legislative Council. -

MR SPEAKER

The Legislative Council having this day agreed, with Amendments, to a Bill, intituled –

“A Bill for an Act to amend Environmental Management and Pollution Control Act 1994”,

now returns the same to the House of Assembly, and requests its concurrence therein.

Legislative Council, 24 November 2022.

C.M. FARRELL, *President.*

Ordered, That the said Message be taken into consideration at a later hour. (The Minister for Hospitality and Events)

21 BILL NO. 57. – The Minister for Justice presented -

“A Bill for an Act to amend the Police Powers (Surveillance Devices) Act 2006”.

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

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

23 ADJOURNMENT. - *Ordered*, That the House, at its rising, adjourn till Tuesday, 28 February next. (The Minister for Hospitality and Events)

24 SITTING TIMES. - *Ordered*, That for this day's sitting the House not stand adjourned at Six o'clock and that the House continue to sit past Six o'clock. (The Minister for Hospitality and Events)

25 LEAVE TO MAKE MOTION WITHOUT NOTICE. - *Ordered*, That the Premier have leave to make a Motion without Notice. (The Premier)

26 RETIREMENT OF THE CLERK OF THE HOUSE: SHANE DONNELLY. *Resolved, nemine contradicente*, That the House:

- (1) Acknowledges the service of Shane Donnelly to the Tasmanian House of Assembly during his 34-year career in the Tasmanian Parliament, the most recent seven of which as Clerk of the House.
- (2) Expresses its deep appreciation and respect for his knowledge of parliamentary practice, precedent and procedure, as well as his sound judgement in advising on it to all Members of this place.
- (3) Further expresses its gratitude for his good humour, patience and leadership as Clerk of the House.
- (4) Conveys its best wishes for a long, happy and healthy retirement. (The Premier)

Ordered, That a copy of the foregoing Resolution be provided to the Clerk of the House. (The Premier)

27 MATTER OF PUBLIC IMPORTANCE: GIANT TREES. – Dr *Woodruff* in accordance with Standing Orders, moved - That the House take note of the following matter:

Giant Trees.

And the Question being proposed;

A Debate arose thereupon.

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

29 A MATTER OF PUBLIC IMPORTANCE: GIANT TREES - And the Question being again proposed;

The House resumed the Debate.

And the Question being put;

It was resolved in the Affirmative.

30 BILL NO. 55. - The Justice Miscellaneous (Royal Commission Amendments) Bill 2022 was, according to Order, 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.

31 BILL NO. 55. - 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 Annulled Convictions Act 2003, the Classification (Publications, Films and Computer Games) Enforcement Act 1995, the Community Protection (Offender Reporting) Act 2005, the Corrections Act 1997, the Criminal Code Act 1924, the Criminal Law (Detention and Interrogation) Act 1995, the Dangerous Criminals and High Risk Offenders Act 2021, the Evidence Act 2001, the Evidence (Children and Special Witnesses) Act 2001, the Justices Act 1959, the Magistrates Court (Criminal and General Division) Act 2019, the Police Offences Act 1935, the Sentencing Act 1997 and the Victims of Crime Assistance Act 1976”,

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

House of Assembly, 24 November 2022.

MARK SHELTON, *Speaker*.

32 BILL NO. 33. - The Order of the Day being read for the Second reading of the Carer Recognition Bill 2022.

And a Motion being made, and the Question being proposed - That the Bill be now read the Second time.
(The Minister for Community Services and Development)

A Debate arose thereupon.

33 PAPERS. – The Minister for Community Services and Development laid upon the Table of the House the following Paper:-

34 BILL NO. 33. – And the Question being again proposed;

The House 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 House.

And the Speaker having left the Chair, the House resolved itself into the said Committee.

(In the Committee)

Mrs *Alexander* took the Chair.

Clauses 1 to 3 agreed to.

Clause 4 read.

Amendments made (The Minister for Community Services and Development)

First Amendment

Page 4, definition of "carer".

Leave out paragraphs (a) to (e), inclusive.

Insert instead the following paragraphs:

- (a) has disability; or
- (b) has mental ill health; or
- (c) has a chronic or life-limiting condition; or
- (d) has alcohol or other drug dependence; or
- (e) is frail or aged; or
- (f) is a child, if the person is an informal kinship carer of the child;

Second Amendment

Page 4, after definition of "Carers Charter".

Insert the following definition:

"child" means a person under 18 years of age;"

Clause 4, as amended, agreed to.

Clauses 5 to 10 agreed to.

Clause 11 read.

Amendments made (The Minister for Community Services and Development)

Page 8, paragraph (b).

Leave out "Communities Tasmania".

Insert instead "Premier and Cabinet".

Clause 11, as amended, agreed to.

Schedule 1 agreed to.

Title agreed to

Bill to be reported with Amendment.

The House being resumed, Mrs *Alexander* reported that the Committee had gone through the Bill, and made Amendments thereto.

Ordered, That so much of the Standing Orders be suspended as prevents the Bill being now read the Third time. (The Minister for Community Services and Development)

Ordered, That the Bill, as amended in Committee, be now taken into consideration.
And the Amendments were, accordingly, read and agreed to

Ordered, That the Bill be now read the Third time.
And the Bill was, accordingly, read the Third time.

35 BILL NO. 33. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly hath passed a Bill, intituled "A Bill for an Act to make provision in relation to carers",

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

House of Assembly, 24 November 2022.

MARK SHELTON, *Speaker*.

36 BILL NO. 46. - The House, according to Order, proceeded to take into consideration the Amendments made by the Legislative Council to the Environmental Management and Pollution Control Amendment Bill 2022.

(In the Committee)

Mrs *Alexander* took the Chair.

Amendment

Clause 17

Page 34, proposed new section 96W, after "review the environmental standards".

Insert " , and conduct public consultation, ".

The Chair of Committees took the Chair.

Amendment agreed to.

Resolution to be reported.

The House being resumed, Mr *Tucker* reported that the Committee had considered the Amendments to it referred, and had come to a certain Resolution which was read as follows:-

To agree to the Amendments of the Legislative Council.

Resolved, That the said Resolution be agreed to. (The Minister for Community Services and Development)

37 BILL NO. 46. - A message to the Legislative Council:-

MR PRESIDENT

The House of Assembly doth agree to the Amendments made by the Legislative Council to the Bill intituled-

“A Bill for an Act to amend the Environmental Management and Pollution Control Act 1994”.

House of Assembly, 24 November 2022.

MARK SHELTON, *Speaker*.

38 ADJOURNMENT. – A Motion being made - That the House do now adjourn (The Minister for Hospitality and Events)

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

The House adjourned at fifty-four minutes past Five o'clock.

SHANE DONNELLY, *Clerk of the House*.

MEMBERS. - All present during the day.

The Minister for Primary Industries and Water, Minister for Disability Services, Minister for Women and Minister for the Prevention of Family Violence attended Question Time.