



TASMANIA

HOUSE OF ASSEMBLY

SESSION OF 2022

(SECOND SESSION OF THE FIFTIETH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 3 THURSDAY, 5 MAY 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 were asked.
- 5 PAPERS. – The Attorney-General laid upon the Table of the House the following Paper:-

The Nominal Insurer: Annual Report 2020-21.

- 6 Bill No. 6. – A Message from the Legislative Council –

MR SPEAKER,

The Legislative Council has this day agreed, without Request, to a Bill intituled – “A Bill for an Act to amend the Land Tax Rating Act 2000”.

Legislative Council, 5 May 2022

C.M. FARRELL, *President.*

- 7 Bill No. 13. – 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 Forest Practices Act 1985”.

Legislative Council, 5 May 2022

C.M. FARRELL, *President.*

- 8 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)

- 9 SUSPENSION OF STANDING ORDERS. - *Ordered*, That:

(a) The Question before the House at One o'clock p.m. this day stand adjourned until a later hour; and

(b) So much of Standing Orders be suspended as would prevent the Honourable Member for Bass, Mr *Wood*, from making a statement to the House at half-past Two o'clock p.m. this day for a period not exceeding 30 minutes. (The Minister for Hospitality and Events)

- 10 ADJOURNMENT. - *Ordered*, That the House, at its rising, adjourn till Tuesday 24 May next. (The Minister for Hospitality and Events)

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

Nature Conservation Act 2002: Nature Conservation (Wildlife) Regulations 2021 (Statutory Rules 2021, No. 93)

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

COVID Reset.

And the Question being proposed;

A Debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

13 BILL NO. 9. - The Order of the Day being read for resuming the adjourned Debate on the Question proposed on Wednesday, 4 May 2022 - That the Youth Justice Amendment (Searches in Custody) Bill 2022 be now read the Second time;

And the Question being again proposed;

The House resumed the said adjourned Debate.

And the Minister for Justice 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 INAUGURAL SPEECH. – The Member for Bass, Mr *Wood*, made a statement to the House.

16 BILL NO. 9. - The Order of the Day being read for resuming the adjourned Debate on the Question proposed on Wednesday, 4 May 2022 - That the Youth Justice Amendment (Searches in Custody) Bill 2022 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 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)

Mr *Ellis* took the Chair.

Clauses 1 to 5 agreed to.

Clause 6 read.

Amendment proposed (Ms *O'Connor*)

Page 6, proposed new division 3, section 25A, after the definition of *offence*.

Insert the following definition:

person born with variations in sex characteristics means a person with innate genetic, hormonal or physical sex characteristics that do not conform to medical norms for female or male bodies, including but not limited to variations to genitals, hormones, chromosomes or reproductive organs.

Question put - That the Amendment be agreed to;

It passed in the Negative.

Clause 6 further considered.

Amendment proposed (Ms *O'Connor*)

Page 12, proposed new division 3, section 25D, subsection (1), definition of ***person of the required gender***, paragraph (b).

Leave out “intersex”.

Insert instead “a person born with variations in sex characteristics”.

Question put - That the Amendment be agreed to;

It passed in the Negative.

Clause 6, as read, agreed to.

Clauses 7 to 10 agreed to.

Title agreed to.

Bill to be reported without Amendment.

The House being resumed, Mr *Ellis* reported that the Committee had gone through the Bill, and had directed him to report the same to the House without Amendment.

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

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

17 BILL NO. 9. - 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 Youth Justice Act 1997 and to repeal section 19 of the Youth Justice (Miscellaneous Amendments) Act 2013”,

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

House of Assembly, 5 May 2022.

MARK SHELTON, *Speaker.*

18 BILL NO. 14. - The Order of the Day being read for the Second reading of the Appropriation (Supplementary Appropriation for 2021-22) Bill 2022.

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

A Debate arose thereupon.

19 SITTING TIMES. - *Ordered*, Pursuant to Sessional Order 18A, 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)

20 BILL NO. 14. – And the Question being again proposed;

The House resumed the Debate.

And the Question being put;

And it was resolved in the Affirmative.

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.

21 BILL NO. 14. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly hath passed a Bill, intituled "A Bill for an Act for the appropriation of \$441 739 000 out of the Public Account for the services of the Government for the financial year ending on 30 June 2022",

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

House of Assembly, 5 May 2022.

MARK SHELTON, *Speaker*.

22 BILL NO. 15. - The Order of the Day being read for the Second reading of the Police Offences Amendment (Workplace Protection) Bill 2022.

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

A Debate arose thereupon.

An Amendment was proposed by Ms *O'Connor*, by leaving out all words after 'That' and inserting instead the following words –

“(1) A Select Committee be appointed, with power to send for persons and papers and records, to inquire into and report upon:

- (a) the Police Offences Amendment (Workplace Protection) Bill 2022 (No. 15); and
- (b) other matters incidental thereto.

(2) The Committee shall consist of six (6) Members, being two (2) from the Government nominated by the Leader of the House; two (2) from the Opposition nominated by the Leader of the Opposition; one (1) from the Tasmanian Greens nominated by the Leader of the Tasmanian Greens; and the Independent Member for Clark.

(3) The Committee report by 1 November 2022.”.

Amendment, *by leave*, withdrawn.

An Amendment was proposed by Ms *O'Connor*, by leaving out all words after 'That' and inserting instead the following words –

- “(1) The Police Offences Amendment (Workplace Protection) Bill 2022 be referred to a Select Committee of the House of Assembly for investigation and report thereon.
- (2) The Committee shall have the power to send for persons, papers and records, to inquire into and report upon:
 - (a) the Police Offences Amendment (Workplace Protection) Bill 2022 (No. 15); and
 - (b) other matters incidental thereto.
- (3) The Committee shall consist of six (6) Members, being two (2) from the Government nominated by the Leader of the House; two (2) from the Opposition nominated by the Leader of the Opposition; one (1) from the Tasmanian Greens nominated by the Leader of the Tasmanian Greens; and the Independent Member for Clark.
- (4) The Committee report by 1 November 2022.”.

A debate arose thereupon.

Ordered, That the Debate be adjourned until a later hour (The Minister for Hospitality and Events)

23 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 forty-two minutes past Seven o'clock.

SHANE DONNELLY, *Clerk of the House*.

MEMBERS. - All present during the day except Dr *Broad* and Ms *Haddad*.

The Minister for Primary Industries and Water, Minister for Disability Services and Minister for Women attended Question Time.