



HOUSE OF ASSEMBLY

SESSION OF 2019 - 2020

(SECOND SESSION OF THE FORTY-NINTH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 73

THURSDAY, 15 OCTOBER 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 commenced.
- 5 MEMBERS SUSPENDED. – In accordance with Standing Order 149, the Speaker directed the Attorney-General, and the Honourable Member for Franklin, Mr *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. – The Deputy Premier presented a Petition from approximately 584 citizens of Tasmania, requesting that the House calls on the Government to provide more of a police presence after hours in Wynyard to curb honing and inappropriate behaviour in the area. (HA8/2020).

Which Petition was read and received.

- 8 PETITION. – Ms *O'Connor* presented an E-Petition from approximately 1,345 citizens of Tasmania, requesting that the House call on the Government to:
 - (1) Revoke the lease of Halls Island, Lake Malbena in the Walls of Jerusalem National Park to Wild Drake Pty Ltd. Halls Island should remain public land, free of any commercial development.
 - (2) Acknowledge that Tasmania's national parks and reserves are not appropriate locations for intrusive commercial tourism developments:
 - (a) Replace the Expressions of Interest process with a transparent and collaborative process that encourages tourism in local communities, in appropriate locations, outside wilderness areas;
 - (b) Ensure that any development proposal within a national park or reserve is subject to assessment that includes community consultation and appeal rights.
 - (3) Halt all current EOI proposals until such processes are in place.

Which Petition was read and received.

- 9 PETITION. – Ms *O'Connor* presented a Petition from approximately 631 citizens of Tasmania, requesting that the House call on the Government to:
 - (1) Revoke the lease of Halls Island, Lake Malbena in the Walls of Jerusalem National Park to Wild Drake Pty Ltd. Halls Island should remain public land, free of any commercial development.

- (2) Acknowledge that Tasmania's national parks and reserves are not appropriate locations for intrusive commercial tourism developments:
 - (a) Replace the Expressions of Interest process with a transparent and collaborative process that encourages tourism in local communities, in appropriate locations, outside wilderness areas;
 - (b) Ensure that any development proposal within a national park or reserve is subject to assessment that includes community consultation and appeal rights.
- (3) Halt all current EOI proposals until such processes are in place. (HA7/2020).

Which Petition was read and received.

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

- (1) Tasmanian State Service: Annual Report 2019-2020.
- (2) Department of Premier and Cabinet: Annual Report 2019-2020.

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

- (1) Department of Education: Annual Report 2019-2020.
- (2) Office of Tasmanian Assessment Standards & Certification (TASC): Annual Report 2019-2020.
- (3) TasTAFE: Annual Report 2019-2020.

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

- (1) Office of the Custodial Inspector Tasmania: Resources and Systems Inspection Report: Inspection of Adult Custodial Services in Tasmania 2019.
- (2) State Service Act 2000: Annual Report of the Tasmanian Industrial Commission 'Review of Actions' 2019-2020.
- (3) Sentencing Amendment (Phasing Out of Suspended Sentences) Act 2017, Section 2: Terms of Reference for Review.
- (4) Department of Justice: Annual Report 2019-2020.

13 PAPERS. – The Minister for Health laid upon the Table of the House the following Paper:-

- (1) Department of Health: Council of Obstetric & Paediatric Mortality & Morbidity Annual Report 2018.
- (2) Department of Health: Annual Report 2019-2020.

14 PAPERS. – The Minister for Infrastructure and Transport laid upon the Table of the House the following Papers:-

- (1) TT Line Company Pty Ltd: Annual Report 2019-2020.
- (2) Department of State Growth: Annual Report 2019-2020.
- (3) Tasmania Development and Resources: Annual Report 2019-2020.
- (4) Macquarie Point Development Corporation: Annual Report 2019-2020.
- (5) Payroll Tax Act 2008: Payroll Tax (Pandemic) (No. 2) Amendment Order 2020.

15 PAPERS. – The Minister for Environment and Parks laid upon the Table of the House the following Papers:-

- (1) Department of Communities Tasmania: Annual Report 2019-2020.
- (2) Department of Primary Industries, Parks, Water and Environment: Annual Report 2020.
- (3) Environment Protection Authority: Annual Report 2019-2020.
- (4) Office of the Custodial Inspector Tasmania: Education & Programs Inspection Report – Report of Youth Custodial Services in Tasmania, 2018.

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

- (1) TasNetworks: Annual Report 2019-2020.
- (2) Aurora Energy: Annual Report 2019-2020.
- (3) Hydro Tasmania: Annual Report 2020.
- (4) Sustainable Timber Tasmania: Annual Report 2019-2020.

17 PAPERS. – The Minister for Police, Fire and Emergency Management laid upon the Table of the House the following Paper:-

State Fire Commission: Annual Report 2019-2020.

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

- (1) Office of the Custodial Inspector Tasmania: Annual Report 2019-2020.
- (2) House of Assembly: 31st Annual Report 2019-2020.

19 BILL NO. 43. – The Minister for Energy presented -

“A Bill for an Act to amend the Energy Co-ordination and Planning Act 1995 to include provisions in relation to renewable energy targets and related matters”.

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

20 BILL NO. 45. – Ms *Haddad* presented -

“A Bill for an Act to amend the Electoral Act 2004”.

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

21 LEAVE TO MAKE MOTION WITHOUT NOTICE. - *Ordered*, That the Minister for Infrastructure and Transport have leave to make a Motion without Notice. (The Minister for Infrastructure and Transport)

22 ADJOURNMENT. - *Ordered*, That the House, at its rising, adjourn till Tuesday 10 November next. (The Minister for Infrastructure and Transport)

23 LEAVE TO MAKE MOTION WITHOUT NOTICE. – A Motion being made and the Question being proposed – That Ms *O'Connor* have leave to make a Motion without Notice. (Ms *O'Connor*)

A debate arose thereupon.

And the Question being put;

The House divided.

AYES 11

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

NOES 13

Ms Archer
Mr Barnett
Ms Courtney
Mr Ferguson
Mr Gutwein
Mr Jaensch
Ms Ogilvie
Mrs Petrusma
Mr Rockliff
Mr Shelton
Mr Street
Mr Tucker
Mr Ellis (Teller)

So it passed in the Negative.

24 BILL NO. 55 of 2019. - A Message from the Legislative Council -

MADAM SPEAKER,

The Legislative Council has this day agreed, without Amendment, to a Bill intituled –

“A Bill for an Act to amend the Cat Management Act 2009”.

Legislative Council, 15 October 2020.

C. M. FARRELL, President.

25 BILL NO. 25. - A Message from the Legislative Council -

MADAM SPEAKER,

The Legislative Council has this day agreed, without Amendment, to a Bill intituled –

“A Bill for an Act to establish the Tasmanian Civil and Administrative Tribunal, to enable the appointment of members and staff of the Tribunal, to provide for certain transitional matters related to the establishment of the Tribunal, and for related purposes”.

Legislative Council, 15 October 2020.

C. M. FARRELL, President.

26 MATTER OF PUBLIC IMPORTANCE: JOBS AND THE ECONOMY.– *Mr Tucker*, in accordance with Standing Orders, moved - That the House take note of the following matter:

Jobs and the Economy.

And the Question being proposed;

A Debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

27 BILL NO. 39. – The Order of the Day being read for the Second reading of the Building and Construction (Regulatory Reform Amendments) Bill (No. 2) 2020.

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

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 BILL NO. 39. – 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)

The Chair of Committees took the Chair.

Clauses 1 to 19 agreed to.

Clause 20 read.

Amendment proposed (The Minister for State Growth)

Leave out all the words after “is amended”.

Insert instead ‘by omitting “12 months” and substituting “4 years”.’.

Question put – That the Amendment be agreed to;

The Committee divided.

AYES 22

NOES 2

Ms Archer
Mr Barnett
Dr Broad
Ms Butler
Ms Courtney
Ms Dow
Mr Ellis
Mr Ferguson
Mr Gutwein
Ms Haddad
Ms Hickey
Ms Houston
Mr Jaensch
Mr O'Byrne
Ms O'Byrne
Ms Ogilvie
Mr Rockliff
Mr Shelton
Ms Standen
Mr Tucker
Ms White
Mr Street (Teller)

Ms O'Connor
Dr Woodruff (Teller)

It was resolved in the Affirmative.

Question put – That Clause 20, as amended, be agreed to;

The Committee divided.

AYES 22

NOES 2

Ms Archer
Mr Barnett
Dr Broad
Ms Butler
Ms Courtney
Ms Dow
Mr Ferguson
Mr Gutwein
Ms Haddad
Ms Hickey
Ms Houston
Mr Jaensch
Mr O'Byrne
Ms O'Byrne
Ms Ogilvie
Mr Rockliff
Mr Shelton
Ms Standen
Mr Street
Mr Tucker
Ms White
Mr Ellis (Teller)

Ms O'Connor
Dr Woodruff (Teller)

It was resolved in the Affirmative

Clauses 21 to 26 agreed to

Title agreed to.

Bill to be reported with Amendment.

The House being resumed, Mrs *Petrusma* 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 State Growth)

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.

30 BILL NO. 39. - 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 Environmental Management and Pollution Control Act 1994, the Land Use Planning and Approvals Act 1993, the Local Government (Building and Miscellaneous Provisions) Act 1993,

the Nature Conservation Act 2002, the Strata Titles Act 1998 and the Water and Sewerage Industry Act 2008”,

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

House of Assembly, 15 October 2020.

SUE HICKEY, *Speaker.*

31 BILL NO. 36. – The Order of the Day being read for the Second reading of the Justice and Related Legislation (Miscellaneous Amendments) Bill 2020.

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

A debate arose thereupon.

And Ms *Haddad* was addressing the Chair.

32 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 Seven o'clock.

SHANE DONNELLY, *Clerk of the House.*

MEMBERS. - All present during the day.