



# HOUSE OF ASSEMBLY

SESSION OF 2021 - 2022

(FIRST SESSION OF THE FIFTIETH PARLIAMENT)

## VOTES AND PROCEEDINGS

No. 28

TUESDAY, 1 MARCH 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 RESIGNATION OF MEMBER. - The Speaker informed the House that the following communication had been received from Her Excellency the Governor:-

Government House  
Hobart, Tasmania

10 February 2022

The Honourable Mark Shelton MP  
Speaker of the House of Assembly,  
Parliament House,  
Hobart TAS 7000

Dear Mr Speaker,

I have received a letter dated 10 February 2022 from Ms *Sarah Courtney* MP tendering her resignation as a Member for Bass in the House of Assembly.

I have instructed the Electoral Commissioner to proceed in accordance with the provisions of Part 9 of the Electoral Act 2004.

Yours sincerely,

Barbara Baker, *Governor*

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

Government House,  
Hobart, Tasmania

28 February 2022

The Honourable Mark Shelton MP  
Speaker of the House of Assembly,  
Parliament House,  
Hobart TAS 7000

Dear Mr Speaker,

I send herewith the 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 Bass caused by the resignation of Ms *Sarah Courtney*.

Following the recount of the resigned member's ballot papers, *Lara Alexander* has been elected to fill the vacancy. The election takes effect from Friday 25 February 2022.

Yours sincerely,

Barbara Baker, *Governor*

**6** MEMBER SWORN. – *Lara Maria Alexander*, Member for the Division of Bass took and subscribed to the Oath.

**7** MEMBER SUBSCRIBES TO THE CODE OF CONDUCT. – *Lara Maria Alexander*, Member for the Division of Bass subscribed to the Code of Conduct.

**8** MINISTERIAL STATEMENT – MINISTERIAL APPOINTMENTS. – The Premier said: “Mr Speaker, I wish to advise the House of changes in ministerial responsibilities following the resignations of *Sarah Courtney* from the Cabinet and the Parliament, and Hon. *Jane Howlett* MLC from the Cabinet.

I have again taken on the responsibility for the Climate Change and Tourism portfolios.

The Member for Franklin, Mr *Street*, was sworn into Cabinet last month as the Minister for Sport and Recreation, Community Services and Development, Science and Technology, and Heritage.

The Member for Clark, Ms *Ogilvie*, was sworn in as Minister for Small Business, Disability Services, Women, Racing, and Hospitality and Events.

Minister *Roger Jaensch* has taken on responsibility for the new combined portfolio of Education, Children and Youth, as well as the Skills, Training and Workforce Growth portfolio. He retains State Growth and Aboriginal Affairs.

Minister *Michael Ferguson* will now be responsible for the Local Government and Planning portfolio, while his Science and Technology portfolio has transferred to Mr *Street*. He retains his other ministerial responsibilities.

I have also appointed a new Parliamentary Secretary to the Premier, the Member for Braddon, Mr *Ellis*, who will also be the Government Whip going forward.

The member for Lyons, Mr *Tucker*, will be the Government's nominee for Deputy Speaker and Chair of Committees. I thank him for his work as Parliamentary Secretary and as previous Whip.”

**9** QUESTIONS SEEKING INFORMATION. – In accordance with Standing Order No. 43, Questions without notice were asked.

**10** PAPERS. – The Minister for Infrastructure and Transport laid upon the Table of the House the following Paper:-

TASWATER: Annual Report 2020.

**11** PAPERS. – The Minister for Justice laid upon the Table of the House the following Papers:-

- (1) Victims of Crime Assistance Act 1976: Victims of Crime Assistance Regulations 2021 (Statutory Rules 2021, No. 116).
- (2) Forensic Procedures Act 2000: Forensic Procedures Regulations 2021 (Statutory Rules 2021, No. 123).
- (3) Witness (Identity Protection) Act 2006: Witness (Identity Protection) (Corresponding Laws) Regulations 2021 (Statutory Rules 2021, No. 124).
- (4) Police Powers (Assumed Identities) Act 2006: Police Powers (Assumed Identities) (Corresponding Laws) Regulations 2021 (Statutory Rules 2021, No. 125).
- (5) Police Powers (Controlled Operations) Act 2006: Police Powers (Controlled Operations) (Corresponding Laws) Regulations 2021 (Statutory Rules 2021, No.126).
- (6) Police Powers (Surveillance Devices) Act 2006: Police Powers (Surveillance Devices) (Corresponding Laws) Regulations 2021 (Statutory Rules 2021, No.127).
- (7) Work Health and Safety Act 2012: Work Health and Safety Regulations 2021 (Statutory Rules 2021, No. 121).
- (8) Dangerous Goods (Road and Rail Transport) Act 2010: Dangerous Goods (Road and Rail Transport) Regulations 2021 (Statutory Rules 2021, No. 99).
- (9) Occupational Licensing Act 2005:
  - (a) Occupational Licensing (Plumbing Work) Regulations 2021 (Statutory Rules 2021, No. 114); and
  - (b) Occupational Licensing (Gas-Fitting Work) Regulations 2021 (Statutory Rules 2021, No. 113).
- (10) Custodial Inspector: Food and Nutrition Inspection Report - Inspection of Adult Custodial Services in Tasmania, 2020.

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

Custodial Inspector: Food and Nutrition Inspection Report - Inspection of Youth Custodial Services in Tasmania, 2020.

**13** PUBLIC WORKS, PARLIAMENTARY STANDING COMMITTEE ON: REPORTS BROUGHT UP.  
– Mr *Tucker* brought up the following Reports of the Parliamentary Standing Committee of Public Works:-

- (1) Burnie Ambulance Station (Paper No. 7).
- (2) Burnie Court Complex (Paper No. 8).
- (3) Royal Hobart Hospital Stage 2 – J Block Redevelopment (Paper No. 4).
- (4) New Legana Primary School (Paper No. 3).
- (5) New Brighton High School (Paper No. 2).

(6) Illawarra Main Road Upgrade (Paper No. 1).

(7) Tasman Highway – Hobart Airport to Midway Point Causeway (Paper No. 36 of 2021).

*Ordered*, That the said Reports be received. (Mr *Tucker*)

**14 GOVERNMENT BUSINESSES SCRUTINY COMMITTEE: REPORT BROUGHT UP. –**

Mr *Ellis* brought up the Report of the Government Businesses Scrutiny Committee 2021.

**15 SUBORDINATE LEGISLATION, PARLIAMENTARY STANDING COMMITTEE OF: REPORTS BROUGHT UP. –** Mr *Ellis* brought up the following Reports of the Parliamentary Standing Committee of Subordinate Legislation:

- (1) Report 18 - Scrutiny of Notices Issued Under Sections 13, 15, and 19 of the Covid-19 Disease Emergency (Miscellaneous Provisions) Act 2020 (Land Use Planning and Approvals Act 1993) (Paper No. 5).
- (2) Report 19 - Scrutiny of Notice Issued under Section 17 of the COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020 (Magistrates Court – Electronic Service and Witnessing) and Scrutiny of Notice Issued Under Section 20 of the COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020 (Magistrates Court – Proceedings) (Paper No. 6).

*Ordered*, That the said Reports be received. (Mr *Ellis*)

**16 MESSAGE FROM HER EXCELLENCY THE GOVERNOR. –** The Speaker read the following Message from Her Excellency the Governor:-

MESSAGE.

Barbara Baker, *Governor*.

A Bill for an Act to amend the Abandoned Lands Act 1973, the Associations Incorporation Act 1964, the Conveyancing and Law of Property Act 1884, the Conveyancing and Law of Property (Building Title Plans) Regulations 2012, the Homes Act 1935, the Land Acquisition Act 1993, the Land Titles Act 1980, the Land Titles Regulations 2012, the Local Government (Building and Miscellaneous Provisions) Act 1993, the Local Government (Highways) Act 1982, the Nature Conservation Act 2002, the Neighbourhood Disputes About Plants Act 2017, the War Service Land Settlement Act 1950 and the Wellington Park Act 1993 (Bill No. 43 (*Act No. 23 of 2021*))

A Bill for an Act to amend the Living Marine Resources Management Act 1995 and the Fishing (Licence Ownership and Interest) Registration Act 2001 (Bill No. 26 (*Act No. 24 of 2021*))

A Bill for an Act to amend the Justices Act 1959 and to validate certain summonses and warrants (Bill No. 52 (*Act No. 25 of 2021*))

A Bill for an Act to enable the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment to be given effect within Tasmania and for related purposes (Bill No. 49 (*Act No. 26 of 2021*))

A Bill for an Act to amend the Housing Land Supply Act 2018 (Bill No. 51 (*Act No. 27 of 2021*))

having been presented to the Governor for the Royal Assent, she has, in the name and on behalf of Her Majesty the Queen, assented to the said Bills.

*Government House, Hobart, 29 November 2021.*

**17 MESSAGE FROM HER EXCELLENCY THE GOVERNOR. –** The Speaker read the following Message from Her Excellency the Governor:-

MESSAGE.

Barbara Baker, *Governor*.

A Bill for an Act to amend the Traffic Act 1925 (Bill No. 57 (*Act No. 29 of 2021*))

having been presented to the Governor for the Royal Assent, she has, in the name and on behalf of Her Majesty the Queen, assented to the said Bill.

*Government House, Hobart, 10 December 2021.*

**18** MESSAGE FROM HER EXCELLENCY THE GOVERNOR. – The Speaker read the following Message from Her Excellency the Governor:-

MESSAGE.

Barbara Baker, *Governor*.

A Bill for an Act to postpone the repeal of the Fair Trading (Code of Practice for Retail Tenancies) Regulations 1998 (Bill No. 59 (*Act No. 28 of 2021*))

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 (Bill No. 40 (*Act No. 30 of 2021*))

A Bill for an Act to amend the Gaming Control Act 1993 and the TT-Line Gaming Act 1993 (Bill No.45 (*Act No. 31 of 2021*))

A Bill for an Act to continue TasTAFE as an organisation to provide vocational education and training that benefits the Tasmanian community by contributing to the Tasmanian economy and providing skilled workers for the Tasmanian workforce (Bill No. 56 (*Act No. 32 of 2021*))

having been presented to the Governor for the Royal Assent, she has, in the name and on behalf of Her Majesty the Queen, assented to the said Bills.

*Government House, Hobart, 16 December 2021.*

**19** BILL NO. 3. – The Minister for Justice presented -

“A Bill for an Act to amend the Archives Act 1983 and the Right to Information Act 2009”.

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

**20** RESIGNATION OF CHAIR OF COMMITTEES. – The Speaker informed the House that the following communication had been received from the Honourable Member for Franklin Mr *Street*:-

17 February 2022

Hon Mark Shelton MP  
Speaker of the House of Assembly  
Parliament House  
HOBART

Dear Mr Speaker,

I hereby resign the office of Chair of Committees. When the House assembles, I shall be glad if you will inform Honourable Members of my resignation and at the same time convey to them my appreciation of, and thanks for, the courtesy and consideration which has been extended to me during my occupancy of the Chair.

Yours faithfully,

Nic Street MP  
MEMBER FOR FRANKLIN

**21** CHAIR OF COMMITTEES. - *Resolved*, That the Honourable Member for Lyons, Mr *Tucker*, be the Chair of Committees of this House. (The Premier)

**22** COMMITTEE RESIGNATION. – The Speaker informed the House that the following communication had been received from Her Excellency the Governor:-

Government House,  
Hobart, Tasmania

23 February 2022

The Honourable Mark Shelton MP  
Speaker of the House of Assembly,  
Parliament House,  
Hobart TAS 7000

Dear Mr Speaker,

I have the honour to inform you that on 22 February 2022, the Honourable *Nic Street* MP tendered his resignation as a Member of the Joint Parliamentary Standing Committee on Public Accounts, effective from 18 February 2022.

I have enclosed a copy of Mr *Street*'s letter of resignation.

Yours sincerely,

Barbara. Baker, *Governor*

**23** COMMITTEE RESIGNATION. – The Speaker informed the House that the following communication had been received from Her Excellency the Governor:-

Government House,  
Hobart, Tasmania

25 February 2022

The Honourable Mark Shelton MP  
Speaker of the House of Assembly,  
Parliament House,  
Hobart TAS 7000

Dear Mr Speaker,

I have the honour to inform you that on 25 February 2022, Mr *Felix Ellis* MP tendered his resignation as a Member of the Parliamentary Standing Committee on Subordinate Legislation.

I have enclosed a copy of Mr *Ellis*'s letter of resignation.

Yours sincerely,

Barbara. Baker, *Governor*

**24** COMMITTEE RESIGNATION. – The Speaker informed the House that the following communication had been received from Her Excellency the Governor:-

Government House,  
Hobart, Tasmania

1 March 2022

The Honourable Mark Shelton MP  
Speaker of the House of Assembly,  
Parliament House,  
Hobart TAS 7000

Dear Mr Speaker,

I have the honour to inform you that on 28 February 2022, Ms *Madeleine Ogilvie* MP tendered her resignation as a Member of the Parliamentary Standing Committee on Subordinate Legislation and the Parliamentary Standing Committee of Public Accounts.

I have enclosed a copy of Ms *Ogilvie*'s letter of resignation.

Yours sincerely,

Barbara. Baker, *Governor*

**25** 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)

**26** COMMITTEE MEMBERSHIP. - *Ordered*, That:

- (1) the Honourable Member for Braddon, Mr *Ellis*, and the Honourable Member for Lyons, Mr *Tucker*, be appointed to serve on the Parliamentary Standing Committee of Public Accounts pursuant to section 3 subsection (3) of the *Public Accounts Committee Act 1970* (No. 54);
- (2) the Honourable Member for Lyons, Mr *Tucker*, and the Honourable Member for Bass, Mrs *Alexander*, be appointed to serve on the Parliamentary Standing Committee on Subordinate Legislation pursuant to section 3 of the *Subordinate Legislation Committee Act 1969* (No. 44); and
- (3) the Honourable Member for Bass, Mrs *Alexander*, be appointed to serve on the Library Committee. (The Minister for Infrastructure and Transport)

**27** COMMITTEE APPOINTMENTS. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly has appointed:

- (1) the Honourable Member for Braddon, Mr *Ellis*, and the Honourable Member for Lyons, Mr *Tucker* to serve on the Parliamentary Standing Committee of Public Accounts pursuant to section 3 subsection (3) of the *Public Accounts Committee Act 1970* (No. 54);
- (2) the Honourable Member for Lyons, Mr *Tucker*, and the Honourable Member for Bass, Mrs *Alexander* to serve on the Parliamentary Standing Committee on Subordinate Legislation pursuant to section 3 of the *Subordinate Legislation Committee Act 1969* (No. 44); and
- (3) the Honourable Member for Bass, Mrs *Alexander* to serve on the Joint Committee of both Houses to manage the Library.

*House of Assembly, 1 March 2022.*

MARK SHELTON, *Speaker*.

**28** MATTER OF PUBLIC IMPORTANCE: INTEGRITY. – Ms *White*, in accordance with Standing Orders, moved - That the House take note of the following matter:

Integrity.

And the Question being proposed;

A Debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

**29** SUSPENSION OF SITTING. – At five minutes past Twelve o'clock the Speaker left the Chair. At Three o'clock the Speaker resumed the Chair.

**30** PREMIER'S ADDRESS. – In accordance with Standing Order 351, the Premier made an Address to the House.

**31** PAPERS. – The Premier laid upon the Table of the House the following Paper:-

Premier's Address 2022.

**32** PREMIER'S ADDRESS NOTED. - The Speaker proposed the Question - That the Premier's Address be noted.

*Ordered*, That the Debate be adjourned until tomorrow. (Ms *White*)

**33** ADJOURNMENT. – A Motion being made - That the House do now adjourn (The Minister for Infrastructure and Transport)

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

The House adjourned at fifteen minutes past Four o'clock.

SHANE DONNELLY, *Clerk of the House*.

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MEMBERS. - All present during the day except Ms *O'Byrne*.