



# LEGISLATIVE COUNCIL

SESSION OF 2021

(FIRST SESSION OF THE FIFTIETH PARLIAMENT)

## NOTICES OF MOTION AND ORDERS OF THE DAY

No. 30

THURSDAY, 25 NOVEMBER 2021

(At 10.00 o'clock a.m.)

### NOTICE OF QUESTIONS

**6** Mr *Gaffney* to ask the Honourable Leader of the Government —

- (1) Can the Government provide a list of current Tasmanian Government entities; namely —
  - (a) Government Business Enterprises;
  - (b) State Owned Companies;
  - (c) Statutory Authorities; and
  - (d) Any other Government-controlled entities, commissions, boards and committees.
- (2) With reference to the entities detailed in (1)(a) to (d) above:
  - (a) What are the number of board members allowed in each of the named entities;
  - (b) Which of those entities have board and committee members appointed by the Minister; and
  - (c) Which of those entities have board and committee members appointed by process independent of the Minister?
- (3) How many of the listed entities, boards and committees have been initiated by the Hodgman/Gutwein Liberal Governments?
- (4) Is it envisaged that additional entities be established during this current term of the Government?
- (5) How does the Government determine which organisational structure provides the best framework for each entity?

(asked 16.11.21)

**7** Ms *Armitage* to ask the Honourable Leader of the Government — Regarding Board membership of Government Business Enterprises, State-Owned Corporations and other Government Boards:

- (1) For each Government Business Enterprise, what is the breakdown of board membership by region in Tasmania?
- (2) For each State-Owned Corporation, what is the breakdown of board membership by region in Tasmania?
- (3) For each additional Government board, what is the breakdown of board membership by region in Tasmania?

(asked 22.11.21)

**8** Ms *Webb* to ask the Honourable Leader of the Government — With regard to the Macquarie Point Development Site:

- (1) Can the Government provide advice from the Office of the Valuer-General, or any other independent source, regarding:
  - (a) the current and potential estimated value of the Macquarie Point development site; and
  - (b) the impact of rezoning on the estimated value of the Macquarie Point development site?
- (2) Can the Government:
  - (a) detail why, and on the basis of what option assessment process, the decision was made to sell the site to private sector developers, instead of dedicating it as a common open facility for all state citizens;
  - (b) confirm that even should a developer need to borrow significant funds to complete the current proposed residential and commercial concepts, that the 'gifted' equity of Crown land will enable a significant profit to be gained by the developer and bank/s involved; and
  - (c) detail any evaluation undertaken to determine whether, and how, this one-time profit from the sale of the Macquarie Development site is in the public interest, given that the majority of the Tasmanian people will not be able to participate in the proposed scheme?

*(asked 23.11.21)*

**9** Ms Webb tomorrow to ask the Honourable Leader of the Government — Regarding the proposed Arm End Golf Course:

- (1) (a) Can the Government confirm the site for the proposed development is on Crown Land, which was leased to the project's owner and developer, Mary Ann's Island Pty Ltd in 2014; and
  - (b) if so, provide a copy of that Crown Land lease agreement?
- (2) In reference to the Crown Land lease agreement between the State and Mary Ann's Island Pty Ltd, can the Government detail whether at the time of negotiating and finalising that lease agreement:
  - (a) a Director of Mary Ann's Island Pty Ltd was a Mr. James Groom; and
  - (b) if so, clarify any familial relationship between that Director and the then-responsible Minister, the Honourable Matthew Groom?
- (3) If there was a familial relationship between a Director of Mary Ann's Island Pty Ltd and the responsible Minister at the time:
  - (a) did the Minister declare a conflict of interest and recuse himself during the agreement development, decision and finalisation stages of that lease agreement involving access to Crown Land, in accordance with the Ministerial Code of Conduct conflict of interest provisions; and
  - (b) can the Government provide evidence of any such declaration of a conflict of interest and subsequent recusal from proceedings?
- (4) Can the Government provide a current status update of the proposed Arm End golf course project on the leased Crown Land, and any ongoing State Government involvement with the project?

*(asked 23.11.21)*

**10** Ms Webb to ask the Honourable Leader of the Government — With regard to TasTAFE reforms:

- (1) Can the Government provide an expenditure breakdown of all promotional and advertising materials produced to promote the TasTAFE reforms, including:
  - (a) creation and placement of all newspaper advertisements; and
  - (b) creation and placement of all other forms of advertising and promotional materials.
- (2) Can the Government provide the publication schedule of all TasTAFE reform-related promotional and advertising materials.

*(asked 24.11.21)*

**11** Ms Webb tomorrow to ask the Honourable Leader of the Government —

- (1) (a) Can the Government advise if, since May 2021, the Premier or any Ministers met with:
- (i) non-industry and community stakeholders;
  - (ii) gaming and hospitality stakeholders; and
  - (iii) registered lobbyists
- to discuss any aspect of gaming policy including the Gaming Control Amendment (Future Gaming Market) Bill 2021; and
- (b) if so, can the Government provide diary details including meeting dates, times and names and positions of all attendees?
- (2) (a) Can the Government advise if, since May 2021, the Premier or any Ministers met with:
- (i) non-industry and community stakeholders;
  - (ii) industry stakeholders; and
  - (iii) registered lobbyists
- to discuss any aspect of vocational education skills and training policy including the TasTAFE (Skills and Training Business) Bill 2021; and
- (b) if so, can the Government provide diary details including meeting dates, times and names and positions of all attendees?
- (3) (a) Can the Government advise if, since May 2021, the Premier or any Ministers met with:
- (i) non-industry and community stakeholders;
  - (ii) industry stakeholders; and
  - (iii) registered lobbyists
- to discuss any aspect of container and waste management policy including the Container Refund Scheme Bill 2021; and
- (b) if so, can the Government provide diary details including meeting dates, times and names and positions of all attendees?

*(asked 24.11.21)*

## **ORDERS OF THE DAY**

- 1** TasTAFE (Skills and Training Business) Bill 2021 (No. 56): Further consideration in Committee (Clause 45).
- 2** Container Refund Scheme Bill 2021 (No. 54): Second reading.
- 3** Waste and Resource Recovery Bill 2021 (No. 55): Second reading.
- 4** Stadiums Tasmania Bill 2021 (No. 48): Second reading.
- 5** Education Legislation Amendments (Education Regulation) Bill 2021 (No. 53): Second reading.
- 6** Report of the Parliamentary Standing Committee of Public Accounts “Review of Auditor-General’s Report No. 4 of 2016-17: Event Funding”: Consideration and noting. (Ms *Forrest*)
- 7** Report of the Parliamentary Standing Committee of Public Accounts “Review of Auditor-General’s Report No. 8 of 2018-19: Student Attendance and Engagement, Years 7 To 10”: Consideration and noting. (Ms *Forrest*)
- 8** Partition Bill 2021 (No. 2): Second reading.

## NOTICES OF MOTION

**1** Ms *Forrest* to move — That a Joint Sessional Gender and Equality Committee be appointed with power to send for persons and papers, with leave to sit during any adjournment of either House and with leave to adjourn from place to place to inquire into and report upon —

- (1) (a) Any Bill referred to it by either House in order to examine gender and equality impacts;  
(b) Any matter related to gender and equality referred to it by either House; and  
(c) Any matter related to gender and equality, initiated by its own motion; and
- (2) That Notice of any own Motion Inquiry shall be reported to both Houses within two (2) sitting days of the Committee's Resolution; and
- (3) That the number of Members to serve on the said Committee on the part of the Legislative Council be four.

**2** Mrs *Hiscutt* to move — That the Legislative Council:

- (1) Notes the undertaking made by the Tasmanian Government at the last election to implement all commitments under its first 100 Days in Office plan;
- (2) Notes that all elements of that 100 Day Plan have now successfully been met and more, within the identified time frame; and
- (3) Urges the State Government to maintain the momentum now established and to continue implementation of its long-term strategic plan for improving the lives of all Tasmanians and securing Tasmania's future.

**3** Mr *Duigan* to move — That the Legislative Council:

- (1) Notes the importance of trout fishing as a way of life for thousands of Tasmanians;
- (2) Notes that the Tasmanian trout fishery is regarded as one of the best in the world;
- (3) Acknowledges the significant economic, tourism and social benefits for Tasmania and Tasmanians arising from the operation of the Tasmanian trout fishery; and
- (4) Urges the Tasmanian Government to continue its strategies to implement best practice recreational trout fishery management and the development of appropriate infrastructure, facilities and access to support the trout fishing experience for all Tasmanians.

**4** Mr *Duigan* to move — That the Legislative Council:

- (1) Notes that Hydro Tasmania was named as a finalist for the 2021 Clean Energy Council Awards in the Community Engagement category for their COVID-19 Recovery Program to assist Tasmanian communities in overcoming the challenges associated with the pandemic;
- (2) Notes that Hydro Tasmania's program had two phases: the Sustain phase reassuring Tasmanians that essential energy generation would continue, while the Recovery phase partnered with community organisations to deliver initiatives to assist hard-hit sectors and vulnerable groups;
- (3) Acknowledges that the program enabled community organisations to help more people affected by the pandemic and delivered a range of positive community initiatives across Tasmania; and
- (4) Urges Hydro Tasmania to continue its endeavours to fully engage with the Tasmanian community as it develops its ongoing responses to deal with the COVID pandemic.

**5** Ms *Palmer* to move — That the Legislative Council:

- (1) Notes the importance of the Tasmanian wine industry and that Tasmanian wines are highly regarded both nationally and internationally;
- (2) Notes the key role in Tasmania's agri-food sector that wine continues to play with a contribution of more than \$200 million to the State's economy and provision of over 2000 FTE positions representing 10% of total employment in the agriculture, forestry and fishing sectors in Tasmania;

- (3) Notes the continuing efforts by the Government to support the Tasmanian wine industry including a \$50 000 grant from Biosecurity Tasmania for enhanced biosecurity preparedness; and
- (4) Acknowledges that the efforts of Wine Tasmania compliment Biosecurity Tasmania's strategy to keep Tasmania free from unwanted pests and diseases.

**6** Ms Palmer to move — That the Legislative Council:

- (1) Notes that the Tasmanian Government has established its law and order credentials with its extensive law reform agenda, prioritising victims and community safety;
- (2) Notes that the Tasmanian Government's policy to modernise Tasmania's bail laws to better reflect community expectations is an important measure to ensure community safety from high-risk offenders;
- (3) Notes that legislating a presumption against bail in circumstances when offenders are accused of committing a crime such as murder or serious drug trafficking, or deemed a high risk, is the right thing to do; and
- (4) Further notes that these changes now being prioritised by the Government are needed to restore community confidence in the justice system.

**7** Ms Webb to move —

(1) That the Legislative Council notes:

- (a) The Organisation for Economic Co-operation and Development (OECD) and Council of Europe defines gender responsive budgeting as: *“Gender budgeting is an application of gender mainstreaming in the budgetary process. It means a gender-based assessment of budgets, incorporating a gender perspective at all levels of the budgetary process and restructuring revenues and expenditures in order to promote gender equality”*;
- (b) in 2019, the International Monetary Fund (IMF) stated, *“Gender equity, achieved through gender responsive budgeting, is more than a human rights issue. It's an economic imperative”*; and
- (c) Gender Equity Victoria defines the three key areas of gender budgeting as:
  - (i) gender-informed resource allocation whereby individual policy decisions and/or funding allocations take into account the impact of the decision on gender equality;
  - (ii) analysis at the sectorial level of the impact of decisions on gender equality within that sector or industry; and
  - (iii) assessment of the impact of the budget as a whole is subject to some degree of gender analysis.

(2) That the Legislative Council further notes:

- (a) Australia was recognised as a pioneer and global leader in developing an analytical gender lens to evaluate economic infrastructure and outcomes, by including the nation's first Women's Budget Statement in the 1984-85 Federal Budget;
- (b) the National Gender Budget Statement stopped being produced in 2014, but was reinstated by the Federal government in the 2021-22 Federal Budget Papers;
- (c) Victoria has produced a Gender Budget Impact Statement as part of its State Budget Papers since its introduction in the 1986-87 Budget year; and
- (d) gender responsive budgeting would provide another tool within the State legislative and policy framework to facilitate improved economic security for, and economic participation of, Tasmanian women and gender-diverse communities.

(3) That the Legislative Council calls upon the Tasmanian Government to:

- (a) Develop genuine whole-of-government gender-responsive budgeting processes; and

- (b) introduce an analytical Budget Gender Impact Statement as part of the 2022-23 State Budget papers.

**8** Ms *Forrest* to move—That the Parliamentary Standing Committee of Public Accounts final report, “Inquiry into the Government’s Economic Response to the COVID-19 Pandemic”, be considered and noted.

TUESDAY, 30 NOVEMBER 2021

## ORDERS OF THE DAY

**1** Living Marine Resources Management Amendment (Aquaculture Research) Bill 2021 (No. 58):  
Second reading.

**2** Criminal Code Amendment (Judge Alone Trials) Bill 2021 (No. 50): Second reading.

D.T. PEARCE, *Clerk of the Council.*

### PAPERS ISSUED

#### LEGISLATIVE COUNCIL

Notice Paper No. 29

#### SUMMARY OF BILLS

##### *Read First Time*

Bill No. 2	Partition ( <i>pro forma</i> ).
Bill No. 48	Stadiums Tasmania.
Bill No. 50	Criminal Code Amendment (Judge Alone Trials).
Bill No. 53	Education Legislation Amendments (Education Regulation).
Bill No. 54	Container Refund Scheme.
Bill No. 55	Waste and Resource Recovery.
Bill No. 58	Living Marine Resources Management Amendment (Aquaculture Research).

##### *Further Consideration in Committee of the Whole Council*

Bill No. 56	TasTAFE (Skills and Training Business).  <i>Returned to House of Assembly with Amendment</i>
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Bill No. 40	Alcohol and Drug Dependency Repeal.
Bill No. 45	Gaming Control Amendment (Future Gaming Market).

##### *Agreed to by Both Houses*

Bill No. 10	Supply (No. 1) ( <i>Act No. 5 of 2021</i> ).
Bill No. 11	Supply (No. 2) ( <i>Act No. 6 of 2021</i> ).
Bill No. 12	Treasury Miscellaneous (Cost of Living and Affordable Housing Support) ( <i>Act No. 8 of 2021</i> ).
Bill No. 13	Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Modification) ( <i>Act No. 7 of 2021</i> ).
Bill No. 14	Guardianship and Administration Amendment (Advance Care Directives) ( <i>Act No. 15 of 2021</i> ).
Bill No. 15	Justice Miscellaneous (Increasing Judicial Retirement Age) ( <i>Act No. 11 of 2021</i> ).
Bill No. 26	Living Marine Miscellaneous Amendments (Digital Processes).
Bill No. 27	Food Amendment ( <i>Act No. 12 of 2021</i> ).
Bill No. 28	Children, Young Persons and Their Families Amendment ( <i>Act No. 22 of 2021</i> ).
Bill No. 32	Supply (No. 3) ( <i>Act No. 9 of 2021</i> ).
Bill No. 33	Supply (No. 4) ( <i>Act No. 10 of 2021</i> ).
Bill No. 34	Defamation Amendment ( <i>Act No. 16 of 2021</i> ).
Bill No. 35	Poisons Amendment ( <i>Act No. 21 of 2021</i> ).
Bill No. 36	Appropriation (No. 1) ( <i>Act No. 13 of 2021</i> ).
Bill No. 37	Appropriation (No. 2) ( <i>Act No. 14 of 2021</i> ).
Bill No. 39	Validation ( <i>Act No. 19 of 2021</i> ).
Bill No. 42	Mutual Recognition (Tasmania) Amendment ( <i>Act No. 20 of 2021</i> ).
Bill No. 43	Land (Miscellaneous Amendments).
Bill No. 46	Tasmanian Civil and Administrative Tribunal Amendment ( <i>Act No. 17 of 2021</i> ).
Bill No. 47	Tasmanian Civil and Administrative Tribunal (Consequential Amendments) ( <i>Act No. 18 of 2021</i> ).
Bill No. 49	OPCAT Implementation.
Bill No. 51	Housing Land Supply Amendment.

Bill No. 52	Justices (Validation).
Bill No. 57	Traffic Amendment (Personal Mobility Devices).
Bill No. 59	Repeal of Regulations Postponement.

#### **STANDING COMMITTEES AND MEMBERS**

Committee of Privileges: Mr *Farrell* (The President), Ms *Forrest* (Chair of Committees), Mr *Gaffney*, Mrs *Hiscutt* and Ms *Ratray*.

Standing Orders Committee: The President (Mr *Farrell*), The Chair of Committees (Ms *Forrest*), Mrs *Hiscutt*, Ms *Ratray* and Mr *Valentine*.

Parliamentary Standing Committee on Public Works (Joint): Ms *Ratray* and Mr *Valentine*.

Parliamentary Standing Committee on Subordinate Legislation (Joint): Ms *Forrest*, Ms *Ratray* and Ms *Webb*.

Parliamentary Standing Committee of Public Accounts (Joint): Ms *Forrest*, Ms *Webb* and Mr *Willie*.

Parliamentary Standing Committee on Integrity (Joint): Ms *Armitage*, Ms *Palmer* and Mr *Valentine*.

#### **SESSIONAL COMMITTEES AND MEMBERS**

House Committee (Joint): The President (Mr *Farrell*), Ms *Forrest*, Mrs *Hiscutt*.

Library Committee (Joint): Ms *Armitage*, Mr *Farrell*, Ms *Forrest*, Ms *Ratray*, Dr *Seidel* and Mr *Valentine*.

Government Administration A: Mr *Duigan*, Ms *Forrest*, Mr *Gaffney*, Ms *Lovell*, Dr *Seidel* and Ms *Webb*.

- Rural Health Services.
- Finfish Farming in Tasmania: Mr *Valentine* (substitute member with leave from Government Administration B).
- The Roy Fagan Centre – Short Inquiry Process (SIP).

Government Administration B: Ms *Armitage*, Ms *Palmer*, Ms *Ratray*, Ms *Siejka*, Mr *Valentine* and Mr *Willie*.

- Disability Services.

#### **SELECT COMMITTEE AND MEMBERS**

Road Safety in Tasmania: Ms *Armitage*, Ms *Palmer*, Ms *Ratray*, Dr *Seidel* and Mr *Willie*

Government Businesses Scrutiny Committee A: Mr *Duigan*, Ms *Forrest*, Mr *Gaffney*, Ms *Lovell*, Dr *Seidel* and Ms *Webb*.

Government Businesses Scrutiny Committee B: Ms *Armitage*, Ms *Palmer*, Ms *Ratray*, Ms *Siejka*, Mr *Valentine* and Mr *Willie*.