



HOUSE OF ASSEMBLY

SESSION OF 2022

(THIRD SESSION OF THE FIFTIETH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 4

TUESDAY, 23 AUGUST 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:-
Theatre Royal: Annual Report 2021.
- 6 PAPERS. – The Minister for Resources laid upon the Table of the House the following Paper:-
Petroleum (Submerged Lands) Act 1982: Petroleum (Submerged Lands) (Management of Environment) Regulations 2022 (Statutory Rules 2022, No. 25).
- 7 GENDER AND EQUALITY: JOINT SESSIONAL COMMITTEE ON. - A Message from the Legislative Council -

MR SPEAKER,

The Legislative Council has this day agreed to the following resolution and acquaints the House of Assembly accordingly: – *Resolved*, That the Legislative Council having taken into consideration the Message from the House of Assembly dated 17 August 2022 relating to the establishment of a Joint Sessional Gender and Equality Committee has appointed the following Members to serve on the Joint Sessional Committee on the part of the Council –

Mr Duigan;
Ms Forrest;
Mr Harriss; and
Mr Willie

And further agrees to the time and place for holding the first meeting of the said Committee.

Legislative Council, 19 August 2022.

C.M. FARRELL, *President*

- 8 BILL NO. 39. – The Minister for Hospitality and Events presented -

“A Bill for an Act to amend the Stadiums Tasmania Act 2022.”

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

9 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

Ms *Dow*
Ms *Finlay*
Ms *Haddad*
Ms *Johnston*
Mr *O'Byrne*
Ms *O'Byrne*
Ms *O'Connor*
Ms *White*
Mr *Winter*
Dr *Woodruff*
Ms *Butler* (Teller)

NOES 11

Mrs *Alexander*
Ms *Archer*
Mr *Barnett*
Mr *Ellis*
Mr *Ferguson*
Mr *Jaensch*
Mr *Rockliff*
Mr *Street*
Mr *Tucker*
Mr *Young*
Mr *Wood* (Teller)

PAIRS

Dr *Broad*

Ms *Ogilvie*

SPEAKER GIVES CASTING VOTE. – The Speaker said: 'The numbers being equal, in accordance with Standing Order 167 I cast my vote with the Noes.'

So it passed in the Negative.

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

Health.

And the Question being proposed;

A Debate arose thereupon.

And the Question being put;

It was resolved in the Affirmative.

11 BILL NO. 63 of 2021. - The Order of the Day being read for resuming the adjourned Debate on the Question proposed on Tuesday 16 August 2022 - That the Climate Change (State Action) Bill 2021 be now read the Second time;

And the Question being again proposed;

The House resumed the said adjourned Debate.

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

13 BILL NO. 63 of 2021. - 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.

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

MESSAGE.

B. BAKER, *Governor*.

In accordance with the provisions of section 38 of the Constitution Act 1934 (25 Geo. V No. 94), the Governor recommends to the House of Assembly the payment out of the Public Account of such sums of monies as may be necessary for the purposes specified in section 71(3) and section 72(4) of the Homes Tasmania Bill 2022

Government House, Hobart

15 BILL NO. 63 of 2021. - The House, according to Order, resolved itself into a Committee on the Climate Change (State Action) Amendment Bill 2021.

(In the Committee)

Mrs *Alexander* took the Chair.

The Deputy Chair of Committees made the following statement:

“Members will be aware that 59 proposed amendments have been circulated from each of the three parties.

The Chair is unable to anticipate which of those amendments might be agreed to by the Committee and bearing that in mind, it is important that the amendments be dealt with as they appear in the Bill.

The Table has circulated a document consolidating all the amendments received, these have been numbered and in accordance with Standing Order 200 I advise that each amendment will be dealt with in that order. So far as the amendments are concerned, the call will be allocated in the order the amendments appear. Members wishing to speak on any Clause itself will not be disadvantaged, in fact this proposed procedure may be advantageous to Members, depending upon the timing.

Given the complicated nature of the proceedings, I ask for your cooperation and patience as it essential that the Bill is properly marked up with any amendments prior to its reporting to the House.”

Clauses 1 to 3 agreed to.

Clause 4 read.

Amendment proposed (Dr *Woodruff*)

Page 4, paragraph (a), definition of anthropogenic emissions.

Leave out everything after “human”

Insert instead “activities;”

Question put - That the Amendment be agreed to;

It passed in the Negative.

Clause 4, as read, further considered

Amendment proposed (Ms *White*)

Page 6, after paragraph (a).

Insert the following paragraph:

“(ab) by inserting the following definition after the definition of *emissions offset programs*:

fair and equitable transition means a transition towards a low-carbon economy that is just and fair and maximises opportunities for decent jobs, economic prosperity and social inclusion;”

Question put - That the Amendment be agreed to;

The Committee divided.

AYES 11

NOES 11

Dr *Broad*

Ms *Archer*

Ms *Dow*

Mr *Barnett*

Ms *Finlay*

Mr *Ellis*

Ms *Haddad*

Mr *Ferguson*

Ms *Johnston*

Mr *Jaensch*

Mr *O’Byrne*

Mr *Rockliff*

Ms *O’Byrne*

Mr *Shelton*

Ms *O’Connor*

Mr *Street*

Ms *White*

Mr *Tucker*

Mr *Winter*

Mr *Young*

Dr *Woodruff* (Teller)

Mr *Wood* (Teller)

PAIRS

Ms *Butler*

Ms *Ogilvie*

DEPUTY CHAIR OF COMMITTEES GIVES CASTING VOTE. – The Deputy Chair of Committees said: 'The numbers being equal, in accordance with Standing Order 257 I cast my vote with the Noes.'

So it passed in the Negative.

Clause 4, as read, further considered.

Amendment proposed (Dr *Woodruff*)

Page 6, paragraph (b).

Leave out the paragraph

Insert instead the following paragraph:

“(b) by omitting the definition of *greenhouse gas emissions* and substituting the following definitions:

greenhouse gas emissions means emissions of –

- (a) carbon dioxide; or
- (b) methane; or
- (c) nitrous oxide; or
- (d) hydrofluorocarbons; or
- (e) perfluorocarbons; or
- (f) sulfur hexafluoride; or
- (g) gases prescribed by the regulations; or
- (h) gases prescribed by regulations under the *National Greenhouse and Energy Reporting Act 2007* of the Commonwealth to be a greenhouse gas for the purposes of section 7A(1)(g) of that Act;

Greenhouse Gas Inventory means the Australian National Greenhouse Accounts: State and Territory Greenhouse Gas Inventories published by the Commonwealth Government;

guiding principles to inform climate action means the guiding principles set out in Schedule 3 to this Act;”

The Chair of Committees took the Chair.

Amendment to the Amendment proposed (The Minister for Environment and Climate Change)

To leave out “***guiding principles to inform climate action*** means the guiding principles set out in Schedule 3 to this Act;”

Question put – That the Amendment to the Amendment be agreed to;

It was resolved in the Affirmative.

Question put – That the Amendment, as amended, be agreed to;

It was resolved in the Affirmative.

Clause 4, as amended, further considered.

Amendment proposed (Ms *White*)

Page 6, after paragraph (b).

Insert the following paragraph:

“(ba) by inserting the following definition after the definition of *greenhouse gas emissions*:

"Joint Standing Committee" means the Joint Standing Committee for Climate Change established under section 4B of this Act;”

Question put – That the Amendment be agreed to;

The Committee divided.

AYES 11

Ms Butler
Ms Dow
Ms Haddad
Ms Finlay
Ms Johnston
Mr O'Byrne
Ms O'Connor
Ms White
Mr Winter
Dr Woodruff
Dr Broad (Teller)

NOES 11

Mrs Alexander
Ms Archer
Mr Barnett
Mr Ellis
Mr Ferguson
Mr Jaensch
Mr Rockliff
Mr Shelton
Mr Street
Mr Young
Mr Wood (Teller)

PAIRS

Ms O'Byrne

Ms Ogilvie

CHAIR OF COMMITTEES GIVES CASTING VOTE. – The Chair of Committees said: 'The numbers being equal, in accordance with Standing Order 257 I cast my vote with the Noes.'

So it passed in the Negative.

Question put – That Clause 4, as amended, be agreed to;

It was resolved in the Affirmative.

Clause 5 read.

Amendment proposed (Dr Woodruff)

Page 7, proposed new section 4, paragraph (a), subparagraph (i).

Leave out “a target”.

Insert instead “targets”.

Question proposed - That the Amendment be agreed to;

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)

Amendment to Clause 5, further considered.

Question put - That the Amendment be agreed to;

The Committee divided.

AYES 3

Ms O'Connor

Dr Woodruff

Ms Johnston (Teller)

NOES 19

Mrs Alexander

Ms Archer

Mr Barnett

Dr Broad

Ms Butler

Ms Dow

Mr Ellis

Mr Ferguson

Ms Haddad

Mr Jaensch

Mr O'Byrne

Ms O'Byrne

Mr Rockliff

Mr Shelton

Mr Street

Ms White

Mr Wood

Mr Young

Ms Finlay (Teller)

So it passed in the Negative.

Clause 5, as read, further considered.

Amendment proposed (*Ms White*)

Page 7, proposed new section 4, paragraph (a), after subparagraph (ii).

Insert the following subparagraph:

“(iii) reporting and independent oversight of progress made towards achieving Tasmania's emissions reduction target and other targets, including sector-based plans; and”

Question put - That the Amendment be agreed to;

The Committee divided.

AYES 11

NOES 11

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

Mrs Alexander
Ms Archer
Mr Barnett
Mr Ellis
Mr Ferguson
Mr Jaensch
Mr Rockliff
Mr Shelton
Mr Street
Mr Young
Mr Wood (Teller)

PAIRS

Mr Winter

Ms Ogilvie

CHAIR OF COMMITTEES GIVES CASTING VOTE. – The Chair of Committees said: 'The numbers being equal, in accordance with Standing Order 257 I cast my vote with the Noes.'

So it passed in the Negative.

Clause 5, as read, further considered.

Amendments proposed (*Ms White*)

First Amendment

Page 7, proposed new section 4, paragraph (b), after “emissions”.

Insert “, at a local and state level”.

Second Amendment

Same page, same proposed new section, paragraph (c), after “Tasmania”.

Insert “, at a local and state level,”.

Question put – That the Amendments be agreed to;

It passed in the Negative.

Clause 5, as read, further considered.

Amendment proposed (*Dr Woodruff*)

Page 7, proposed new section 4, after paragraph (c).

Insert the following paragraphs:

“(A) to promote and facilitate early action on climate change; and

- (B) to protect terrestrial and marine carbon stores; and
- (C) to promote energy efficiency and conservation; and”

Mrs *Alexander* took the Chair.

Proposed Amendment to Clause 5 further considered.

Question put – That the Amendment be agreed to;

The Committee divided.

AYES 11

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

NOES 11

Ms Archer
Mr Barnett
Mr Ellis
Mr Ferguson
Mr Jaensch
Mr Rockliff
Mr Shelton
Mr Street
Mr Tucker
Mr Young
Mr Wood (Teller)

PAIRS

Ms Finlay

Ms Ogilvie

DEPUTY CHAIR OF COMMITTEES GIVES CASTING VOTE. – The Deputy Chair of Committees said: 'The numbers being equal, in accordance with Standing Order 257 I cast my vote with the Noes.'

So it passed in the Negative.

Clause 5, as read, further considered.

Amendment proposed (*Ms White*)

Page 7, proposed new section 4, paragraph (d).

Leave out “, national and local government emissions reduction and adaptation measures”.

Insert instead “and national targets and objectives on emissions reduction”.

Question put - That the Amendment be agreed to;

It passed in the Negative.

Clause 5, as read, further considered.

Amendment proposed (Dr *Woodruff*)

Page 7, proposed new section 4, paragraph (d), after “emissions reduction”.

Insert “, emissions reporting,”.

Question put - That the Amendment be agreed to.

It passed in the Negative.

Clause 5, as read, further considered.

Amendment proposed (The Minister for Environment and Climate Change)

Page 8, proposed new section 4, paragraph (e), after “bodies,”.

Insert “children and young people,”.

Question proposed - That the Amendment be agreed to;

Amendment to the Amendment proposed (Dr *Woodruff*)

Insert “Tasmanian Aboriginal people” before “children and young people,”.

Question put - That the Amendment to the Amendment be agreed to;

The Committee divided.

AYES 11

Dr Broad
Ms Butler
Ms Dow
Ms Finlay
Ms Johnston
Mr O'Byrne
Ms O'Byrne
Ms O'Connor
Ms White
Mr Winter
Dr Woodruff (Teller)

NOES 11

Ms Archer
Mr Barnett
Mr Ellis
Mr Ferguson
Mr Jaensch
Mr Rockliff
Mr Shelton
Mr Street
Mr Tucker
Mr Young
Mr Wood (Teller)

PAIRS

Ms Haddad

Ms Ogilvie

DEPUTY CHAIR OF COMMITTEES GIVES CASTING VOTE. – The Deputy Chair of Committees said: 'The numbers being equal, in accordance with Standing Order 257 I cast my vote with the Noes.'

So it passed in the Negative.

Question put - That the Amendment be agreed to;

It was resolved in the Affirmative.

Clause 5, as amended, further considered.

Amendment proposed (*Ms White*)

Page 8, proposed new section 4, paragraph (e), after “government”.

Insert “, relevant unions”.

Question put that the Amendment be agreed to.

The Committee divided.

AYES 11

NOES 11

Dr Broad
Ms Butler
Ms Finlay
Ms Haddad
Ms Johnston
Mr O'Byrne
Ms O'Byrne
Ms O'Connor
Ms White
Mr Winter
Dr Woodruff (Teller)

Ms Archer
Mr Barnett
Mr Ellis
Mr Ferguson
Mr Jaensch
Mr Rockliff
Mr Shelton
Mr Street
Mr Tucker
Mr Young
Mr Wood (Teller)

PAIRS

Ms Dow

Ms Ogilvie

DEPUTY CHAIR OF COMMITTEES GIVES CASTING VOTE. – The Deputy Chair of Committees said: 'The numbers being equal, in accordance with Standing Order 257 I cast my vote with the Noes.'

So it passed in the Negative.

Clause 5, as amended, further considered.

Amendment made (The Minister for Environment and Climate Change)

Page 8, proposed new section 4, paragraph (e), after "change,".

Leave out "considering the impacts of climate change on future generations."

Insert instead "including considering the impacts of climate change on –

(iv) the health and wellbeing of Tasmanians; and

(v) future generations."

Clause 5, as amended, further considered.

Amendments proposed (*Ms White*)

First Amendment

Page 8, proposed new section 4, paragraph (e).

Leave out "generations."

Insert instead "generations; and"

Second Amendment

Same page, same proposed new section, after paragraph (e).

Insert the following paragraphs:

- “(f) to ensure that vulnerable people do not bear a disproportionate impact of emissions reduction action and that no one is left behind, as articulated in the 2030 Agenda for Sustainable Development, including indigenous peoples, people with disabilities, women, children, youth and other persons, peoples, groups and communities in vulnerable situations; and
- (g) to ensure workers, communities and regions are supported through a fair and equitable transition to manage the risks and grasp the opportunities in the transition to a low emissions future; and
- (h) to ensure a fair and equitable transition for all towards an environmentally sustainable economy is well managed and contributes to the goals of decent work for all, social inclusion and to ensure that no person is left worse off.”

The Chair of Committees took the Chair.

Question put – That the Amendments be agreed to;

The Committee divided.

AYES 11

Dr Broad
Ms Dow
Ms Finlay
Ms Haddad
Ms Johnston
Mr O'Byrne
Ms O'Byrne
Ms O'Connor
Ms White
Dr Woodruff
Mr Winter (Teller)

NOES 11

Mrs Alexander
Ms Archer
Mr Barnett
Mr Ellis
Mr Ferguson
Mr Jaensch
Mr Rockliff
Mr Shelton
Mr Street
Mr Young
Mr Wood (Teller)

PAIRS

Ms Butler

Ms Ogilvie

CHAIR OF COMMITTEES GIVES CASTING VOTE. – The Chair of Committees said: 'The numbers being equal, in accordance with Standing Order 257 I cast my vote with the Noes.'

So it passed in the Negative.

To report progress and ask leave to sit again.

The House being resumed, Mr *Tucker* reported that the Committee had made progress in the Bill, and had directed him to ask leave to sit again.

Resolved, That this House will, on tomorrow, again resolve itself into the said Committee.

16 ADJOURNMENT. – A Motion being made - That the House do now adjourn (The Minister for Environment and Climate Change)

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

The House adjourned at twenty-nine minutes past Eight o'clock.

SHANE DONNELLY, *Clerk of the House*.

MEMBERS. - All present during the day except Ms *Ogilvie*.

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.