



**LEGISLATIVE COUNCIL**  
**SESSION OF 2018**  
**(FIRST SESSION OF THE FORTY-NINTH PARLIAMENT)**

**VOTES AND PROCEEDINGS**

No. 22

THURSDAY, 30 AUGUST 2018

**1 COUNCIL MEETS.**— The Council met at 11.00 o'clock in the forenoon and the President read Prayers.

**2 PAPERS.**— The Clerk of the Council laid upon the Table the following Papers:—

- (1) Office of the Tasmanian Economic Regulator: APAYG Price Comparison Report 2018.
- (2) Marine and Safety Authority Act 1997: Statutory Rules 2018, containing Marine and Safety (General) Amendment (Label) Amendment Regulations 2018.
- (3) Marine and Safety Authority Act 1997: Statutory Rules 2018, containing Marine and Safety (Infringement Notices) Amendment Regulations 2018.

**3 REPORTS OF THE PARLIAMENTARY STANDING COMMITTEE OF PUBLIC ACCOUNTS.**— Mr *Dean* presented the following Reports of the Parliamentary Standing Committee of Public Accounts: -

- (1) Public Accounts Committee Annual Report 2016-17;
- (2) Public Accounts Committee Annual Report 2017-18; and
- (3) Review of Selected Public Works Committee reports.

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

*Ordered*, That the Reports be printed. (Mr *Dean*)

**4 REPORT OF THE SELECT COMMITTEE ON FIREARMS LAW REFORMS IN TASMANIA.**— Mr *Dean* presented a Report of the Joint Select Committee on Firearms Law Reforms in Tasmania, together with evidence taken by the Committee.

*Ordered*, That the Report be received. (Mr *Dean*)

*Ordered*, That the Report be printed. (Mr *Dean*)

*Ordered*, That consideration of the Report and its noting be made an Order of the Day.

**5 BILL NO. 24.** — The Water and Sewerage Corporation Amendment (Crown Involvement Facilitation) Bill 2018 was read the Third time and passed.

**6 BILL NO. 24.**— A Message to the House of Assembly:—

MADAM SPEAKER,

The Legislative Council has this day agreed, without Amendment, to the Bill intituled, 'A Bill for an Act to amend the *Water and Sewerage Corporation Act* 2012 to enable certain resolutions, for the purpose of increasing Crown engagement with the Corporation, to be made'.

*Legislative Council, 30 August 2018*

J.S. WILKINSON, *President*

**7 BILL NO. 21.** — The Order of the Day was read for taking into consideration the Police Offences Amendment (Prohibited Insignia) Bill 2018 as amended in the Committee of the Whole Council.

*Ordered*, That the Bill, as amended in the Committee, be now taken into consideration. (Mrs *Hiscutt*)

The Council, accordingly, proceeded to take the same into consideration.

*Ordered*, That so much of Standing Order no. 284 be suspended in respect of this Bill so as to allow the amended clause reference only to be called without a need for the amendments to be read again in full. (Mrs *Hiscutt*)

The amended clause reference was read.

The said amendments were agreed to.

A Motion was made (Mrs *Hiscutt*), and the Question was proposed, That the Bill as amended in the Committee be now read the Third time.

A Debate arose thereupon.

And the Question being put,

The Council divided.

AYES 8

NOES 6

Ms *Armitage*

Mr *Farrell*

Mr *Armstrong*

Mr *Gaffney*

Mr *Dean*

Ms *Lovell*

Mr *Finch*

Ms *Siejka*

Ms *Forrest*

Mr *Valentine* (Teller)

Ms *Hiscutt*

Mr *Willie*

Ms *Howlett* (Teller)

Ms *Rattray*

It was resolved in the Affirmative.

The Bill was read the Third time and passed.

**8 BILL NO. 21.**— A Message to the House of Assembly:—

MADAM SPEAKER,

The Legislative Council having this day agreed, with Amendments, to a Bill intituled — ‘A Bill for an Act to amend the Police Offences Act 1935’,

returns the same to the House of Assembly, and requests its concurrence therein.

*Legislative Council, 30 August 2018*

J.S. WILKINSON, *President*

**9 LEAVE TO MAKE STATEMENT.**— *Ordered*, That Mrs *Hiscutt* have leave to make a Statement.

**10 STATEMENT BY LEADER.**— Mrs *Hiscutt* said

“Mr President, I advised the Member for Windermere that the number of eagle deaths from wind farms was 29 (since wind farm operations started in 2002); this figure is only related to wedge-tailed eagles and excluded 4 white-bellied sea eagles that have also been recorded as wind farm mortalities. As such the correct figure is 33.”

**11 LEAVE TO TABLE ANSWER TO QUESTION AND INCORPORATE ANSWER INTO HANSARD.**—*Ordered*, That Mrs *Hiscutt* have leave to Table answer to Question in relation to Output Group 6.1 Biosecurity in Tasmania and the use of 1080 poison and have the answer incorporated into the Hansard record.

**12 BILL NO. 20.**— The Order of the Day was read for the Second reading of the Terrorism (Restrictions on Bail and Parole) Bill 2018.

A Motion was made (Mrs Hiscutt), and the Question was proposed, That the Bill be now read the Second time.

A Debate arose thereupon.

Ordered, That the Debate be adjourned. (Mrs *Hiscutt*)

**13 SITTING SUSPENDED.**— *Resolved*, That the Sitting of the Council be suspended until the ringing of the Division bells for the purpose of a briefing. (Mrs *Hiscutt*)

The Sitting was suspended at 11.24 o'clock a.m. and resumed at 12.32 o'clock p.m.

**14 BILL NO. 20.**— The Council, according to Order, resumed the Debate on the Question, That the Terrorism (Restrictions on Bail and Parole) Bill 2018 be now read the Second time.

**15 SITTING SUSPENDED.**— It being 1.00 o'clock p.m. the Sitting of the Council was suspended.

The Council resumed the Sitting at 2.30 o'clock p.m.

**16 QUESTION TIME.**— The President called for Questions without Notice. There were six Questions asked.

**17 LEAVE TO TABLE ANSWER TO QUESTION.**—*Ordered*, That Mrs *Hiscutt* have leave to Table answer to Question asked by Mr *Willie* regarding housing supply.

**18 BILL NO. 20.**— The Council resumed the Debate on the Question, That the Terrorism (Restrictions on Bail and Parole) Bill 2018 be now read the Second time.

And the Question being put,

It was resolved in the Affirmative.

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

*Ordered*, That the Council will, at a later hour, resolve itself into a Committee to further consider the Bill. (Mrs *Hiscutt*)

**19 SITTING SUSPENDED.**— *Resolved*, That the Sitting of the Council be suspended until the ringing of the Division bells. (Mrs *Hiscutt*)

The Sitting was suspended at 2.52 o'clock p.m. and resumed at 4.16 o'clock p.m.

**20 BILL NO. 20.**— The Council, according to Order, resolved itself into a Committee on the Terrorism (Restrictions on Bail and Parole) Bill 2018.

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(In the Committee)

Ms *Forrest* in the Chair.

Clauses 1 to 9 agreed to.

Title agreed to.

Bill to be reported without Amendment.

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The Council being resumed, Ms *Forrest* reported that the Committee had gone through the Bill, and directed her to report the same to the Council without Amendment.

*Ordered*, That the Third reading of the Bill be made an Order of the Day for Tuesday next. (Mrs *Hiscutt*)

**21 BILL NO. 12.**— The Order of the Day was read for the Second reading of the Justices of the Peace Bill 2018.

A Motion was made (Mrs *Hiscutt*), and the Question was proposed, That the Bill be now read the Second time.

A Debate arose thereupon.

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 Council.

And the President having left the Chair, the Council resolved itself into the said Committee.

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(In the Committee)

Ms *Forrest* in the Chair.

Clauses 1 to 23 agreed to.

Ms *Rattray* in the Chair.

Clauses 24 to 44 agreed to.

Schedule 1 agreed to.

Title agreed to.

Bill to be reported without Amendment.

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The Council being resumed, Ms *Rattray* reported that the Committee had gone through the Bill, and directed her to report the same to the Council without Amendment.

*Ordered*, That the Third reading of the Bill be made an Order of the Day for Tuesday next. (Mrs *Hiscutt*)

**22 SITTING SUSPENDED.**— *Resolved*, That the Sitting of the Council be suspended until the ringing of the Division bells. (Mrs *Hiscutt*)

The Sitting was suspended at 5.39 o'clock p.m. and resumed at 5.46 o'clock p.m.

**23 BILL NO. 29.**— A Message from the House of Assembly:—

MR PRESIDENT,

The House of Assembly hath passed a Bill, intituled — ‘A Bill for an Act to amend the *Listening Devices Act 1991*, and the *Police Powers (Surveillance Devices) Act 2006*, to allow for the use of cameras worn or held by police officers’,

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

*House of Assembly, 30 August 2018*

S. HICKEY, *Speaker*

The Bill was read the First time.

*Ordered*, That the Second reading of the Bill be made an Order of the Day for Tuesday next. (Mrs *Hiscutt*)

**24 BILL NO. 21.**— A Message from the House of Assembly:—

MR PRESIDENT,

The House of Assembly doth agree to the Amendments made by the Legislative Council to the Bill intituled, ‘A Bill for an Act to amend the *Police Offences Act 1935*’.

*House of Assembly, 30 August 2018*

S. HICKEY, *Speaker*

**25 ADJOURNMENT.**— A Motion was made (Mrs *Hiscutt*) and the Question was put, That the Council will at its rising adjourn until 11.00 o'clock am on Tuesday, 18 September 2018. (Mrs *Hiscutt*)

It was resolved in the Affirmative.

*Resolved*, That the Council do now adjourn. (Mrs *Hiscutt*)

The Council adjourned at 5.48 o'clock pm.

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

*Briefings:*

- *Project 2018*
- *Terrorism (Restrictions on Bail and Parole) Bill 2018*
- *Briefing on Battery of the Nation and Project Marinus*