



# HOUSE OF ASSEMBLY

SESSION OF 2022

(SECOND SESSION OF THE FIFTIETH PARLIAMENT)

## VOTES AND PROCEEDINGS

No. 1 TUESDAY 3 MAY 2022

A SESSION OF THE PARLIAMENT OF TASMANIA, CONVENED AND HOLDEN IN THE CITY OF HOBART ON TUESDAY THE THIRD DAY OF MAY IN THE SEVENTY-FIRST YEAR OF OUR SOVEREIGN LADY, QUEEN ELIZABETH THE SECOND AND IN THE YEAR OF OUR LORD TWO THOUSAND AND TWENTY-TWO

**1** PARLIAMENT MEETS. - On which day, being the first day of the meeting of the Parliament for the despatch of business, pursuant to the Proclamation hereunder annexed, *Shane Gerard Donnelly*, Esquire, Clerk of the House of Assembly, attending in the House according to his duty at Eleven o'clock a.m. the said Clerk of the House read the Proclamation of Her Excellency the Governor as follows: -

### PARLIAMENT OF TASMANIA

#### A PROCLAMATION

WHEREAS it is expedient that the Parliament of Tasmania be prorogued, I, the Honourable Barbara Baker, Companion of the Order of Australia, Governor in and over the State of Tasmania and its Dependencies in the Commonwealth of Australia, exercising the power and authority vested in me by the Constitution Act 1934, hereby prorogue the Parliament effective from 6.00 pm this day.

And I hereby fix 11.00 am on Tuesday 3 May 2022 in the Houses of Parliament situated in the City of Hobart in Tasmania as the time and place for the next Session of Parliament.

GIVEN under my hand at Hobart in Tasmania on 5 April 2022.

BARBARA BAKER, Governor.

By Her Excellency's Command,  
PETER CARL GUTWEIN, Premier.

**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** MESSAGE TO ATTEND THE GOVERNOR'S COMMISSIONERS. - A Message was delivered by *Timothy Alan Mills*, Usher of the Black Rod, who, being admitted advanced to the Bar and said:

"Mr Speaker, Her Excellency the Governor's Commissioners have commanded me to inform this Honourable House it is their pleasure that they attend them immediately in the Legislative Council Chamber."

Accordingly, the Speaker, with the Members, proceeded to the Chamber of the Legislative Council, and being returned, the Speaker resumed the Chair at nine minutes past Eleven o'clock.

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

Government House,  
Hobart, Tasmania

8 April 2022

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

Dear Mr Speaker,

I have received a letter dated 8 April 2022 from Mr *Peter Gutwein* MP tendering his 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*

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

Government House,  
Hobart, Tasmania

27 April 2022

The Honourable Mark Shelton MP  
Speaker of the House of Assembly,  
Parliament House,  
Hobart 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 Mr *Peter Gutwein* MP.

Following the recount of the resigned member's ballot papers, *Simon Wood* has been elected to fill the vacancy. The election takes effect from today.

Yours sincerely,

BARBARA BAKER, *Governor*

**7** MEMBER SWORN. – *Simon Robert Francis Wood*, Member for the Division of Bass took and subscribed to the Oath.

**8** MEMBER SUBSCRIBES TO THE CODE OF CONDUCT. – *Simon Robert Francis Wood*, Member for the Division of Bass subscribed to the Code of Conduct.

**9 MINISTERIAL APPOINTMENTS.** – The Premier made the following statement to the House:-

“Mr Speaker, resulting from the resignation of Premier Hon *Peter Gutwein* MP, I have been honoured to accept the leadership of the parliamentary Liberal Party and was subsequently appointed as Tasmania's 47th Premier by Her Excellency the Governor on 8 April 2022.

It is my privilege to make the following appointments of Ministers of the Crown.

In addition to Premier, I am appointed Minister for Health, Minister for Mental Health and Wellbeing, Minister for Tourism and Minister for Trade.

Hon *Michael Ferguson* MP has been appointed as Deputy Premier, Treasurer, Minister for Infrastructure and Transport, and Minister for Planning.

Hon *Elise Archer* MP as Attorney-General, Minister for Justice, Minister for Corrections and Rehabilitation, Minister for Workplace Safety and Consumer Affairs, and Minister for the Arts.

Hon *Guy Barnett* MP as Minister for State Development, Construction, and Housing, Minister for Energy and Renewables, Minister for Resources, and Minister for Veterans' Affairs.

Hon *Roger Jaensch* MP as Minister for Education, Children and Youth, Minister for Skills, Training and Workforce Growth, Minister for the Environment and Climate Change, and Minister for Aboriginal Affairs.

Hon *Madeleine Ogilvie* MP as Minister for Small Business, Minister Advanced Manufacturing and Defence Industries, Minister for Science and Technology, Minister for Racing, and Minister for Heritage.

Hon *Jacquie Petrusma* MP as Minister for Police, Fire and Emergency Management, Minister for the Prevention of Family Violence, and Minister for Parks.

Hon *Nic Street* MP as Minister for Community Services and Development, Minister for Hospitality and Events, Minister for Sport and Recreation, Minister for Local Government, and Leader of the House.

I also announce the appointment of Hon *Jo Palmer* MLC as Minister for Primary Industries and Water, Minister for Disability Services and Minister for Women. With regard to Ms *Palmer* being a member of the other place, as has been recent practice, it is our intention to shortly seek the agreement of the House to seek leave of the other place to allow the Minister, Ms *Palmer*, to attend Question Time here for each sitting.

I am pleased to inform the House that Hon *Leonie Hiscutt* MLC will continue as Leader of the Government in the Legislative Council.

Mr *Felix Ellis* MP will continue as Government Whip and Parliamentary Secretary to the Premier. Mrs *Lara Alexander* MP has been appointed as Parliamentary Secretary to the Minister for State Development, Construction and Housing.

Mr Speaker, I am honoured by the trust and confidence shown by the members of the parliamentary Liberal Party to confirm me as their leader. My whole team remains committed to our long-term plan for the state and I can assure all Tasmanians that we hold the utmost conviction to serve them at the highest possible standard.”

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

- (1) Tasmanian Government Response: Public Accounts Committee Inquiry into the Government's Economic Response to the COVID-19 Pandemic Final Report.
- (2) COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020:
  - (a) Notice Under Sections 11, 18 and 19; and
  - (b) Notice Under Sections 11 and 17.

(3) Answer to Question on Notice No. 19 of 2022.

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

(1) Traffic Act 1925:

- (a) Road Amendment (Personal Mobility Devices) Rules 2021 (Statutory Rules 2021, No. 100);
- (b) Traffic (Compliance and Enforcement) Amendment (Personal Mobility Devices) Regulations 2021 (Statutory Rules 2021, No. 102);
- (c) Road Amendment (Quad Bikes) Rules 2021 (Statutory Rules 2021, No. 128); and
- (d) Traffic (Compliance and Enforcement) Amendment Regulations (No. 2) 2021 (Statutory Rules 2021, No. 129).

(2) Vehicle and Traffic Act 1999:

- (a) Vehicle and Traffic (Driver Licensing and Vehicle Registration) Amendment (Personal Mobility Devices) Regulations 2021 (Statutory Rules 2021, No. 101);
- (b) Vehicle and Traffic (Driver Licensing and Vehicle Registration) Amendment (Expanded Business Vehicle Support Package) Regulations 2021 (Statutory Rules 2021, No. 117); and
- (c) Vehicle and Traffic (Driver Licensing and Vehicle Registration) Amendment Regulations (No. 5) 2021 (Statutory Rules 2021, No. 118).

(3) Fee Units Act 1997: Schedule of Fees - Department of Treasury and Finance.

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

- (1) Australian Consumer Law (Tasmania) Act 2010: Australian Consumer Law (Tasmania) Regulations 2022 (Statutory Rules 2022, No. 5).
- (2) COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020: Notice under Section 20.
- (3) Fee Units Act 1997: Schedule of Fees - Department of Justice.

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

Land Acquisition Act 1993 (Notice of Acquisition pursuant to Section 18):

- (i) Dated 17 February 2022, land situate in the Parish of Ford, Land District of Wellington, Municipal Area of Circular Head, Lots 5, 6, 7, 8 and 9 on Plan of Survey 182560 registered in the names of Saskia Elisabeth Van Lulofs Umbgrove-Van Omme, Herman Johan Lubbert Van Lulofs Umbgrove for road purposes;
- (ii) Dated 17 February 2022, land situate in the Parish of Ford, Land District of Wellington, Municipal Area of Circular Head, Lots 1, 2, 3 and 4 on Plan of Survey 182560 registered in the names of Carolyn Joyce Batty, Colin Grenville Batty and Michael Craig Batty for road purposes;
- (iii) Dated 24 February 2022, land situate in the Parish of Mowbray, Land District of Wellington, Municipal Area of Circular Head, Lots 1 and 2 on Plan of Survey 182235,

registered in the names of Brian Raymond Nichols and Margaret Rose Nichols for road purposes;

- (iv) Dated 24 February 2022, land situate in the Parish of Mowbray, Land District of Wellington, Municipal Area of Circular Head, Lot 3 on Plan of Survey 182235, registered in the name of Leslie Bernard Porteus for road purposes; and
- (v) Dated 3 March 2022, land situate in the Parish of Mowbray, Land District of Wellington, Municipal Area of Circular Head, Lot 4 on Plan of Survey 182235, registered in the name of Perpetual Corporate Trust Limited for road purposes.

**14** PAPERS. – The Clerk of the House laid upon the Table of the House the following Paper:-

Parliamentary (Disclosure of Interests Act) 1996: Primary Return for the Member for Bass, Mrs *Alexander*.

**15** DEPUTY-CHAIRS OF COMMITTEES: APPOINTMENT OF. - The Speaker read the following Warrant: -

HOUSE OF ASSEMBLY  
SPEAKER'S WARRANT

Pursuant to Standing Order No. 14, I hereby nominate -

Mr *Felix Ellis* MP; and  
Mrs *Lara Alexander* MP

to act as Deputy-Chairs of Committees in the absence of, or when requested so to do by the Chair of Committees.

Given under my hand, this 3rd day of May 2022.

MARK SHELTON, *Speaker*

**16** PRO-FORMA BILL. - The Premier presented -

“A Bill for an Act to amend the Acts Enumeration Act 1947”. (Bill No. 21)

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

**17** SPEAKER REPORTS OPENING BY HER EXCELLENCY THE GOVERNOR’S COMMISSIONERS. - The Speaker reported that the House had this day been to the Legislative Council Chamber when Her Excellency the Governor’s Commissioners declared the Second Session of the Fiftieth Parliament open.

**18** SUBORDINATE LEGISLATION, PARLIAMENTARY STANDING COMMITTEE ON. – The Speaker informed the House that the following communication had been received from Her Excellency the Governor:-

Government House,  
Hobart, Tasmania

26 April 2022

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

Dear Mr Speaker,

I have the honour to inform you that on 22 April 2022, Mr *John Tucker* MP tendered his resignation as a Member of the Parliamentary Standing Committee on Subordinate Legislation.

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

Yours sincerely,

BARBARA BAKER, *Governor*

**19** LEAVE TO MAKE MOTION WITHOUT NOTICE. - *Ordered*, That the Minister for Hospitality and Events have leave to make certain Motions without Notice. (The Minister for Hospitality and Events)

**20** BILLS: RESUMPTION OF PROCEEDINGS. - *Ordered*, That in accordance with Standing Order No. 248:

(1) The proceedings of the –

Safe Climate (Bill No. 16 of 2021);  
Cable Car (kunanyi/Mount Wellington) Facilitation Repeal (Bill No. 17 of 2021);  
Land Use Planning and Approvals Amendment (Wellington Park Management Trust Veto) (Bill No. 18 of 2021);  
Criminal Code Amendment (Misconduct in Public Office) (Bill No. 19 of 2021);  
House of Assembly Restoration (Bill No. 20 of 2021);  
Public Interest Disclosures (Members of Parliament) (Bill No. 22 of 2021);  
Wildlife (Protection of Native Duck Species) (Bill No. 23 of 2021);  
Cat Management Amendment (Mandatory Confinement) (Bill No. 24 of 2021);  
Environmental Management and Pollution Control Amendment (EPA Independence) (Bill No. 25 of 2021);  
Right to Information Amendment (Bill No. 29 of 2021);  
Residential Tenancy (Rental Market Reform) Amendment (Bill No. 30 of 2021);  
Right to Information Amendment (Public Protected Areas) (Bill No. 31 of 2021);  
Nature Conservation Amendment (Brushy Creek Conservation Area) (Bill No. 41 of 2021);  
Tasmanian Civil and Administrative Tribunal Amendment (Exhibition of Amended Applications) (Bill No. 62 of 2021);  
Climate Change (State Action) Amendment (Bill No. 63 of 2021);  
Traffic Amendment (Electronic Billboards) (Bill No. 5);  
Youth Justice Amendment (Searches in Custody) (Bill No. 9);  
Family Violence Reforms (Bill No. 10);  
Electricity Safety (Bill No. 11); and  
Roads and Jetties Amendment (Bill No.12)

which were interrupted by the prorogation of Parliament on 5 April 2022, be resumed at the stage at which they were so interrupted.

(2) A Message be transmitted to the Legislative Council requesting that the proceedings of the –

Criminal Code Amendment (Bill No. 4); and

Land Tax Rating Amendment (Bill No. 6)

which were interrupted by the prorogation of Parliament on 5 April 2022, be resumed at the stage at which they were so interrupted. (The Minister for Hospitality and Events)

**21** **BILLS: RESUMPTION OF PROCEEDINGS IN THE LEGISLATIVE COUNCIL.** – A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly having passed the following Resolution begs now to transmit the same to the Legislative Council and to request its concurrence therein: -

*Resolved*, That in accordance with Standing Order No. 248, a message be transmitted to the Legislative Council requesting that the proceedings of the –

Criminal Code Amendment (Bill No. 4); and

Land Tax Rating Amendment (Bill No. 6)

which were interrupted by the prorogation of Parliament on 5 April 2022, be resumed at the stage at which they were so interrupted.

*House of Assembly, 3 May 2022.*

MARK SHELTON, *Speaker.*

**22** **SESSIONAL ORDERS.** – A Motion being made and the Question being proposed - That for the remainder of this Session unless otherwise ordered the following Sessional Orders be adopted: -

(1) After Standing Order 18, insert the following Sessional Order:-

“18A Extension of Day’s Sitting

- (1) A Minister may, at any time, but not so as to interrupt another Member while speaking, move without leave and without notice — “That for this day’s sitting, the House shall not stand adjourned at Six o’clock p.m. and that the House continue to sit past Six o’clock p.m.”
- (2) Such motion supersedes the Main Question, if any, before the Chair.
- (3) The Question of the extension of the day’s sitting may not be amended and debate thereon shall not be allowed for more than twenty minutes, and in speaking thereon, no Member may exceed five minutes.
- (4) Upon the resolution of the Question of the extension of the day’s sitting, Debate on the Main Question, if any, shall resume as if uninterrupted.”
- (2) In Standing Order 22, leave out “past and present”, and insert instead, “past, present and emerging”.
- (3) In Standing Order 40, leave out paragraph (a), and insert the following new paragraphs:-
  - “(a) Acknowledgement of Traditional People;
  - (aa) Prayers and Reflection;”
- (4) In Standing Order 42, leave out all the words after “Unless otherwise ordered”, and insert instead:-

- “(a) Private Members’ Business will have priority from 2.30 p.m. till 6.00 p.m. on Wednesdays.
- (b) Private Members’ Business which has been on the Notice Paper for the period required by the Standing Orders may be called on by a Member of the group which has been allocated time pursuant to the following weekly rotations:—

WEEK ONE

2.30 p.m. to 3.30 p.m.	Government Private Members
3.30 p.m. to 5.00 p.m.	Opposition Members
5.00 p.m. to 6.00 p.m.	Greens Members

WEEK TWO

2.30 p.m. to 3.30 p.m.	Greens Members
3.30 p.m. to 5.00 p.m.	Opposition Members
5.00 p.m. to 6.00 p.m.	Government Private Members

- (c) Notwithstanding the provisions of paragraph (a) and the weekly rotations prescribed in paragraph (b):—
- (i) the Independent Member for Clark, may, once in every second rotation of ‘Week One’; and
  - (ii) the Independent Member for Franklin, may, once in every second rotation of ‘Week Two’,
- call on an item of Private Members’ Business at Noon to 1.00 p.m.
- (d) the Member calling on an item in Private Members’ Business may, in doing so, state that at the conclusion of that time for the debate on that day, the matter be voted upon.
- (e) at the commencement of the time allocated for a group’s Private Members’ Business, the Whip or any other Member of that group, may indicate to the Speaker that its time be waived, in which case, the House shall immediately proceed with Government Business for that allocation of time.”
- (5) Standing Order 46 be suspended.
- (6) After Standing Order 48, the following Sessional Order is inserted:-
- “48A Minimum number of Questions
- Notwithstanding the provisions of Standing Order 47, the Speaker shall ensure that a minimum of questions without notice to be asked shall be seven by the Opposition, four by the Government Private Members, two by Members of the Greens, and one by each Independent Member, if such Members seek the call.”
- (7) In Standing Order 76, after paragraph (3), by adding the following new paragraph:-
- “(4) On Tuesdays and Wednesdays priority shall be given to the Opposition to raise a Matter of Public Importance and on Thursdays priority shall be given to Members other than the Opposition. Government Private Members shall only be given priority on every third sitting week.”
- (8) In Standing Order 129, by adding the following new paragraph:-
- “(2) A Member who has moved a substantive motion, or has moved an Order of the Day, may move the adjournment of the debate pursuant to paragraph (1), but such motion shall not be taken to be the ‘reply’ prescribed by Standing Order 128.”
- (9) In Standing Order 139:-



- (a) by leaving out “of the House or”; and
- (b) by leaving out “a quarter of an hour”, and insert instead, “fifteen minutes”.  
(The Minister for Hospitality and Events)

A debate arose thereupon.

An Amendment was proposed by Ms *O'Connor*

In Clause 6, by leaving out all words after “the following” and inserting instead:

“Sessional Orders be inserted:-

“48A Minimum number of Questions

Notwithstanding the provisions of Standing Order 47, the Speaker shall ensure that a minimum number of questions without notice to be asked shall be eight by the Opposition, three by Members of the Greens, and two by each Independent Member if such Members seek the call.

48B Maximum time for Questions and answers

Notwithstanding the provisions of standing order 48, the Speaker shall ensure the time taken to ask a Question does not exceed one minute, and the time taken to answer a Question does not exceed four minutes.”

A debate arose thereupon.

And the Question being put;

The House divided.

AYES 10

*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 10

*Mr Barnett*  
*Mr Ellis*  
*Mr Ferguson*  
*Mr Jaensch*  
*Ms Ogilvie*  
*Mrs Petrusma*  
*Mr Rockliff*  
*Mr Street*  
*Mr Wood*  
*Mrs Alexander* (Teller)

PAIRS

*Dr Broad*  
*Ms Haddad*

*Ms Archer*  
*Mr Tucker*

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.

And the Main Question being put;

It was resolved in the Affirmative.

**23** COMMITTEE MEMBERSHIP. - *Ordered* –

- (1) That the following Members of this House be appointed to serve on the Joint Committee of both Houses to manage the Library:-

The Speaker;  
The Chair of Committees;  
Mrs *Alexander*;  
Dr *Broad*;  
Ms *Dow*; and  
Mr *Ellis*.  
(S.O. 323)

- (2) That the following Members of this House be appointed to serve on the Joint Committee of both Houses (known as the House Committee) to control Parliament House and grounds, including catering for Parliament:-

The Speaker;  
The Chair of Committees; and  
Mr *Winter*.  
(S.O. 323)

- (3) That Mr *Wood* be appointed to serve on the Parliamentary Standing Committee on Subordinate Legislation in accordance with the provisions of section 4 of the Subordinate Legislation Committee Act (No. 44 of 1969). (The Minister for Hospitality and Events)

**24** LIBRARY COMMITTEE. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly has appointed the following Members to serve on a Joint Committee of both Houses to manage the Library:-

The Speaker;  
The Chair of Committees;  
Mrs *Alexander*;  
Dr *Broad*;  
Ms *Dow*; and  
Mr *Ellis*.

*House of Assembly, 3 May 2022.*

MARK SHELTON, *Speaker*.

**25** HOUSE COMMITTEE. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly has appointed the following Members to serve on the Joint Committee of both Houses (known as the House Committee) to control Parliament House and grounds, including catering for Parliament:-

The Speaker;  
The Chair of Committees; and  
Mr *Winter*.

*House of Assembly, 3 May 2022.*

MARK SHELTON, *Speaker*.

**26** SUBORDINATE LEGISLATION COMMITTEE. - A Message to the Legislative Council. -

MR PRESIDENT

In accordance with the provisions of section 4 of the Subordinate Legislation Committee Act 1969 (No. 44), the following Member has been appointed on the part of the House of Assembly to serve on the Parliamentary Standing Committee on Subordinate Legislation:-

*Mr Wood.*

*House of Assembly, 3 May 2022*

MARK SHELTON, *Speaker.*

**27** ATTENDANCE OF LEGISLATIVE COUNCIL MINISTERS AT QUESTION TIME. - *Ordered*, That pursuant to the provisions of House of Assembly Standing Order 50, a Message be transmitted to the Legislative Council, requesting that the Legislative Council give leave for any Member of the Legislative Council who is a Minister of the Crown to attend the Assembly so as to respond specifically to Questions without Notice seeking information of the kind covered by the Standing Orders of the Assembly. (The Minister for Hospitality and Events)

**28** ATTENDANCE OF LEGISLATIVE COUNCIL MINISTERS AT QUESTION TIME. - A Message to the Legislative Council. -

MR PRESIDENT

The House of Assembly having agreed to the following Resolution, begs now to transmit the same to the Legislative Council and to request its concurrence therein: -

*Resolved*, That pursuant to the provisions of House of Assembly Standing Order 50, a Message be transmitted to the Legislative Council, requesting that the Legislative Council give leave for any Member of the Legislative Council who is a Minister of the Crown to attend the Assembly so as to respond specifically to Questions without Notice seeking information of the kind covered by the Standing Orders of the Assembly.

*House of Assembly, 3 May 2022.*

MARK SHELTON, *Speaker.*

**29** BILL NO. 14. – The Treasurer presented -

“A Bill for an Act for the appropriation of \$441,739,000 out of the Public Account for the services of the Government for the financial year ending on 30 June 2022”.

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

**30** BILL NO. 16. – The Treasurer presented -

“A Bill for an Act to amend the Land Tax Rating Act 2000”.

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

**31** BILL NO. 17. – The Treasurer presented -

“A Bill for an Act to amend the Land Tax Act 2000”.

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

**32** BILL NO. 18. – The Treasurer presented -

“A Bill for an Act to amend Duties Act 2001”.

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

**33** BILL NO. 15. – The Minister for Resources presented -

“A Bill for an Act to amend the Police Offences Act 1935 and to repeal the Workplaces (Protection from Protesters) Act 2014”.

And Mr *Barnett* having presented the said Bill, the Question was put – That the Bill be read the First time;

The House divided.

AYES 19

NOES 3

*Ms Archer*

*Ms Johnston*

*Mr Barnett*

*Ms O'Connor*

*Ms Butler*

*Dr Woodruff* (Teller)

*Ms Dow*

*Mr Ellis*

*Mr Ferguson*

*Ms Finlay*

*Mr Jaensch*

*Mr O'Byrne*

*Ms O'Byrne*

*Ms Ogilvie*

*Mrs Petrusma*

*Mr Rockliff*

*Mr Street*

*Mr Tucker*

*Ms White*

*Mr Winter*

*Mr Wood*

*Mrs Alexander* (Teller)

It was resolved in the Affirmative.

And the Bill was, accordingly read the First time and made an Order of the Day for tomorrow.

**34** BILL NO. 13. – The Minister for Resources presented -

“A Bill for an Act to amend the Forest Practices Act 1985”.

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

**35** LEAVE TO MAKE MOTION WITHOUT NOTICE. – A Motion being made, and the Question being proposed - That the Minister for Hospitality and Events have leave to make a Motion without Notice. (The Minister for Hospitality and Events)

And the Question being put;

The House divided.

AYES 19

*Ms Archer*  
*Mr Barnett*  
*Ms Butler*  
*Ms Dow*  
*Mr Ellis*  
*Mr Ferguson*  
*Ms Finlay*  
*Mr Jaensch*  
*Mr O'Byrne*  
*Ms O'Byrne*  
*Ms Ogilvie*  
*Mrs Petrusma*  
*Mr Rockliff*  
*Mr Street*  
*Mr Tucker*  
*Ms White*  
*Mr Winter*  
*Mr Wood*  
*Mrs Alexander (Teller)*

NOES 3

*Ms Johnston*  
*Ms O'Connor*  
*Dr Woodruff (Teller)*

It was resolved in the Affirmative.

**36** SUSPENSION OF STANDING ORDERS. – A Motion being made and the Question being proposed - That so much of Standing Orders be suspended as would prevent the Forest Practices Amendment (Validation) Bill 2022 (Bill No. 13) from proceeding through all remaining stages at this day's sitting. (The Minister for Hospitality and Events)

A debate arose thereupon.

And the Question being put;

The House divided.

AYES 19

NOES 3

*Ms Archer*

*Ms O'Connor*

*Mr Barnett*

*Dr Woodruff*

*Ms Butler*

*Ms Johnston* (Teller)

*Ms Dow*

*Mr Ellis*

*Mr Ferguson*

*Ms Finlay*

*Mr Jaensch*

*Mr O'Byrne*

*Ms O'Byrne*

*Ms Ogilvie*

*Mrs Petrusma*

*Mr Rockliff*

*Mr Street*

*Mr Tucker*

*Ms White*

*Mr Winter*

*Mr Wood*

*Mrs Alexander* (Teller)

It was resolved in the Affirmative.

**37** BILL NO. 13. - The Order of the Day being read for the Second reading of the Forest Practices Amendment (Validation) Bill 2022.

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

A debate arose thereupon.

**38** SUSPENSION OF SITTING. - At one o'clock the Speaker left the Chair. At half-past Two o'clock the Speaker resumed the Chair.

**39** BILL NO. 13. – And the Question being again proposed;

The House resumed the debate.

An Amendment was proposed by *Ms O'Connor* to by leaving out all words after “That” and inserting instead the following:

“(1) The Bill now be read a Second time; and

(2) The House calls on the Member for Lyons, *John Tucker* MP, to absent himself from any vote on the Bill, as he has a conflict of interest.”

**40** SPEAKER RULES. – The Speaker ruled the amendment out of Order as it was not in a form relevant to the question before the Chair and the forms of the House already provide, through Standing Order 170, for a Motion to be considered by the House to disallow a vote of a Member who is supposed to have a direct pecuniary interest in a matter voted upon.

**41** BILL NO. 13. – And the Question being again proposed;

The House resumed the debate.

And the Question being put;

The House divided.

AYES 19

NOES 3

*Ms Archer*  
*Mr Barnett*  
*Ms Butler*  
*Ms Dow*  
*Mr Ellis*  
*Mr Ferguson*  
*Ms Finlay*  
*Mr Jaensch*  
*Mr O'Byrne*  
*Ms O'Byrne*  
*Ms Ogilvie*  
*Mrs Petrusma*  
*Mr Rockliff*  
*Mr Street*  
*Mr Tucker*  
*Ms White*  
*Mr Winter*  
*Mr Wood*  
*Mrs Alexander (Teller)*

*Ms Johnston*  
*Ms O'Connor*  
*Dr Woodruff (Teller)*

It was resolved in the Affirmative.

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

**42** 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)

**43** BILL NO. 13. - The Bill was, according to order, 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)

*Mr Ellis* took the Chair.

Clauses 1 to 3 agreed to.

New Clause A was brought up by *Ms O'Connor* and read a First Time as follows:-

**“A. Section 38 amended (Appointment of officers for purposes of Act)**

Section 38 of the Principal Act is amended by:

- (a) Omitting “employed by the Forestry corporation, any person” from subsection (1); and
- (b) Omitting subsections (2), (2A), (2B) and (2C) and substituting the following subsection:
  - (2) Notwithstanding subsection (1), the Authority may not appoint a person engaged in, or employed by a person who is engaged in, forest operations within the meaning of the Forest Management Act 2013.”

Question put - That the new Clause A be read a Second time and made part of the Bill to follow Clause 3;

The Committee divided.

#### AYES 3

*Ms Johnston*  
*Ms O'Connor*  
*Dr Woodruff (Teller)*

#### NOES 19

*Mrs Alexander*  
*Ms Archer*  
*Mr Barnett*  
*Ms Butler*  
*Ms Dow*  
*Mr Ferguson*  
*Mr Jaensch*  
*Mr O'Byrne*  
*Ms O'Byrne*  
*Ms Ogilvie*  
*Mrs Petrusma*  
*Mr Rockliff*  
*Mr Shelton*  
*Mr Street*  
*Mr Tucker*  
*Ms White*  
*Mr Winter*  
*Mr Wood*  
*Ms Finlay (Teller)*

So it passed in in the Negative.

Clauses 4 to 8 agreed to.

Title agreed to.

Bill to be reported without Amendment.

---

The House being resumed, Mr *Ellis* reported that the Committee had gone through the Bill, and had directed him to report the same to the House without Amendment.

And the Question being put - That the Bill be now read the Third time;

The House divided.



AYES 19

NOES 3

*Ms Archer*  
*Mr Barnett*  
*Ms Butler*  
*Ms Dow*  
*Mr Ellis*  
*Mr Ferguson*  
*Ms Finlay*  
*Mr Jaensch*  
*Mr O'Byrne*  
*Ms O'Byrne*  
*Ms Ogilvie*  
*Mrs Petrusma*  
*Mr Rockliff*  
*Mr Shelton*  
*Mr Street*  
*Ms White*  
*Mr Winter*  
*Mr Wood*  
*Mrs Alexander (Teller)*

*Ms O'Connor*  
*Dr Woodruff*  
*Ms Johnston (Teller)*

It was resolved in the Affirmative.

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

**44** BILL NO. 13. - 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 Forest Practices Act 1985",

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

*House of Assembly, 3 May 2022.*

MARK SHELTON, *Speaker*.

**45** ADJOURNMENT. – A Motion being made - That the House do now adjourn (The Minister for Hospitality and Events)

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

The House adjourned at half-past Seven o'clock.

SHANE DONNELLY, *Clerk of the House*.

---

MEMBERS. - All present during the day except Dr *Broad* and Ms *Haddad*.