



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

VOTES AND PROCEEDINGS

No. 23

TUESDAY, 18 SEPTEMBER 2018

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

2 ACKNOWLEDGEMENT OF TRADITIONAL PEOPLE.— It being the first day of the Spring session the President said: —

“We acknowledge the traditional people of the land upon which we meet today, the Mouheneener People.”

3 COMMERCIAL FILMING AGREEMENTS AND DRONES.— Mr *Dean* asked the Honourable the Leader of the Government —

1. How many commercial filming agreements have been (a) applied for and (b) approved by DPIPWE/Parks and Wildlife Service for operations in the Arthur Pieman Conservation Area for the period 01/01/2013 to 21/05/2018?
2. How many applications to operate Unmanned Aerial Vehicles/Remotely Piloted Aircraft (Drones) in the Arthur Pieman Conservation Area have been (a) applied for and (b) approved by DPIPWE/Parks and Wildlife period 01/01/2013 to 21/05/2018?
3. How many commercial filming agreements have been (a) applied for and (b) approved by DPIPWE/Parks and Wildlife Service, for operations in FPPF Land lots 5 and 14 for the period 25/09/2014 to 21/05/2018?
4. How many applications to operate Unmanned Aerial Vehicles/Remotely Piloted Aircraft (Drones) in FPPF Land lots 5 and 14 have been (a) applied for and (b) approved by DPIPWE/Parks and Wildlife period 25/09/2014 to 21/05/2018?

Mrs *Hiscutt* answered

1. (a) 16 and (b) 16
2. (a) 9 and (b) 9
3. (a) 0 and (b) 0
4. (a) 0 and (b) 0

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

- (1) State Grants Commission: 2017-2018 Annual Report – including 2018-2019 Financial Assistance Grant Recommendations. Dated August 2018.
- (2) Animal Research Statistics Tasmania: Annual Report -Number 22 (2017). Dated September 2018.
- (3) Operations Implemented under the Gas Act 2000: Annual Report 2017-2018.
- (4) Vehicle and Traffic Act 1999: Statutory Rules 2017, No. 93, containing Vehicle and Traffic (Driver Licensing and Vehicle Registration) Amendment (Miscellaneous) Regulations 2017.
- (5) Health Act 1997: Statutory Rules 2018, No. 30, containing Health (Fees) Amendment Regulations 2018.

- (6) Tasmanian Health Service Act 2018: Statutory Rules 2018, No. 39, containing Tasmanian Health Service Regulations 2018.
- (7) Poisons Act 1971: Statutory Rules 2018, No. 40, containing Poisons (Exempted Public Institutions) Order 2018.
- (8) Traffic Act 1925: Statutory Rules 2018, No. 49, containing Traffic (Electronic Billboards) Regulations 2018.
- (9) Living Marine Resources Management Act 1995: Statutory Rules 2018, No. 51, containing Fisheries (General and Fees) Amendment Regulations 2018.

5 ROYAL ASSENT TO BILLS.— The President read a Message from Her Excellency the Governor as follows:

MESSAGE

Kate Warner, Governor

A Bill for an Act to amend the Natural Resources Management 2002 (Bill No. 7 (*Act No. 11 of 2018*))

A Bill for an Act to amend the *Threatened Species Protection Act 1995* (Bill No. 8 (*Act No. 10 of 2018*))

A Bill for an Act to amend the *Metro Tasmania Act 1997* to enable Metro Tasmania to provide any form of public transport and to repeal Part 3A of that Act, to amend that Act, and certain other Acts under which state-owned companies are formed, to allow the members of Metro Tasmania and of those companies to provide statements of their expectations and to require Metro Tasmania and those companies to comply with Treasurer's Instructions issued under the *Government Business Enterprises Act 1995*, to consequentially amend the *Metro Tasmania Fares Order 2016* and for related purposes (Bill No. 14 (*Act No. 9 of 2018*))

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, 10 September 2018

6 ROYAL ASSENT TO BILLS.— The President read a Message from Her Excellency the Governor as follows:—

MESSAGE

Kate Warner, Governor

A Bill for an Act to amend the *Police Offences Act 1935* (Bill No. 21 (*Act No. 13 of 2018*))

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 (Bill No 24) (*Act No 12 of 2018*))

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, 14 September 2018

7 BILL NO. 27.— 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 *Building Act 2016*, the *Occupational Licensing Act 2005*, the *Building Regulations 2016*, the *Occupational Licensing (Building Services Work) Regulations 2016*, the *Residential Building Work Contracts and Dispute Resolution Regulations 2016*, and the *Urban Drainage (General) Regulations 2016*’,

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*)

8 DISTINGUISHED VISITORS.— The President said “I would like to draw to the attention of Honourable Members the presence in the President’s Reserve of Mr Setima Talo Sergeant-at-Arms of the Legislative Assembly of Samoa, Mr Jack Magnota work experience student from the Big Picture School in Launceston and members of Glenorchy University of the Third Age.”

9 SPECIAL INTEREST MATTERS.— The President advised the Chamber of six Members who had indicated their desire to speak and of the order in which they were to speak as follows —

- (1) Mr *Finch* – Female Equality in Political Life;
- (2) Ms *Armitage* – Tamar Valley Writers Festival 2018;
- (3) Ms *Forrest* – Acoustic Life of Sheds;
- (4) Mr *Willie* – Glenorchy University of the Third Age;
- (5) Mr *Valentine* – Tourism;
- (6) Mrs *Rattray* – Parkham Community.

At the conclusion of Special Interest Matters the Council proceeded to Orders of the Day.

10 BILL NO. 20. — The Terrorism (Restrictions on Bail and Parole) Bill 2018 was read the Third time and passed.

11 BILL NO. 20.— 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 *Bail Act 1994*, and the *Corrections Act 1997*, in relation to the granting of bail or parole to certain persons linked to terrorist activities, and for related purposes’.

Legislative Council, 18 September 2016

J.S. WILKINSON, *President*

12 BILL NO. 12. — The Justices of the Peace Bill 2018 was read the Third time and passed.

13 BILL NO. 12.— 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 provide for the appointment and duties of justices, for the issuing of a code of conduct that applies to justices, for the suspension and revocation of the appointment of justices, for the use of titles by justices and retired justices and for related purposes’.

Legislative Council, 18 September 2016

J.S. WILKINSON, *President*

14 FRANK MCDONALD MEMORIAL PRIZE. — A Motion was made (Mr *Dean*) and the Question was proposed, That the Legislative Council once again confirms its support for the Frank McDonald Memorial Prize aimed at ensuring our future generations recognize the importance and sacrifice of our service at Gallipoli and the western front during World War 1.

A Debate arose thereupon.

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 DISTINGUISHED VISITORS.— The President said “I would like to draw to the attention of Honourable Members the presence in the President’s Reserve of Elleria Solofa-Aiono and Emmanuel Soalo Research Officers from the Legislative Assembly of Samoa and Leutu Taupauomalo Parliamentary Librarian also from the Legislative Assembly of Samoa.”

17 QUESTION TIME.— The President called for Questions without Notice. There were two Questions asked.

18 FRANK MCDONALD MEMORIAL PRIZE. — The Council resumed the Debate on the Question, That the Legislative Council once again confirms its support for the Frank McDonald Memorial Prize aimed at ensuring our future generations recognize the importance and sacrifice of our service at Gallipoli and the western front during World War 1.

And the Question being put,

It was resolved in the Affirmative.

19 PARLIAMENTARY INTERNSHIP PROJECT: DRUG DRIVING IN TASMANIA.— A Motion was made (Mr *Dean*) and the Question was proposed, That the Parliamentary internship project, Drug Driving in Tasmania, be considered and noted.

A Debate arose thereupon.

Ordered, That Mr *Dean* have leave to Table a copy of the Parliamentary Internship Project Report Drug Driving in Tasmania: A Report into the current legislation and potential reforms to inform road safety in Tasmania by Maddison Higgs.

And the Question being put,

It was resolved in the Affirmative.

20 ECONOMIC GROWTH IN TASMANIA.— An amended Motion was made (Ms *Howlett*) and the Question was put, That the Legislative Council notes —

- (1) That the Tasmanian Chamber of Commerce and Industry (TCCI) has reported from its most recent survey that business confidence is at record levels, and that the June 2018 quarter Deloitte Access Economics Report stated that Tasmania's "Export growth has skyrocketed, bucking the trend seen at a national level";
- (2) That as at September 2018, a record 250,300 Tasmanians are in work; and
- (3) That Tasmania has experienced consistent economic growth over the past four years and is forecasted to continue this growth over the coming years.

It was resolved in the Affirmative.

21 BILL NO. 15.— 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 *Corrections Act 1997* in relation to remissions from sentences’,

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

House of Assembly, 18 September 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*)

22 BILL NO. 28.— The Order of the Day was read for the Second reading of the National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) 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*)

23 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 Wednesday, 19 September 2018. (Mrs *Hiscutt*)

It was resolved in the Affirmative.

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

The Council adjourned at 4.11 o'clock pm.

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

Briefing:

- *National Redress Scheme for Institutional Child Sexual Abuse (Commonwealth Powers) Bill 2018*