



LEGISLATIVE COUNCIL

SESSION OF 2021 - 2022

(FIRST SESSION OF THE FIFTIETH PARLIAMENT)

VOTES AND PROCEEDINGS

No. 37

TUESDAY, 22 MARCH 2022

- 1 **COUNCIL MEETS.**— The Council met at 11.00 o'clock in the forenoon.
- 2 **ACKNOWLEDGEMENT OF TRADITIONAL PEOPLE.**— The President said: “We meet today on Tasmanian Aboriginal land. We acknowledge and pay respect to the Tasmanian Aboriginal people and elders, past and present. We recognise them as the traditional and original owners and the continuing custodians of this land.”
- 3 **PRAYERS.**— The President read Prayers.
- 4 **PETITION: GOVERNMENT RESPONSE.**— Mrs *Hiscutt* laid upon the Table of the Council the Government Response to the Member for Hobart’s (Mr *Valentine*’s) Petition regarding urgent reform of State property taxes – land tax and conveyance duty (stamp duty).
- 5 **COMMITTEE REPORT: GOVERNMENT RESPONSE.** — Mrs *Hiscutt* laid upon the Table of the Council the Government Response to the Report of the Legislative Council’s Select Committee Inquiry on TasWater Operations.
- 6 **STATEMENT BY LEADER.**— Mrs *Hiscutt* made a Statement in regard to matters raised on adjournment by the Member for Murchison in the Legislative Council on 10 March 2022.

“I refer to the matter raised on adjournment by the Member for Murchison in the Legislative Council on 10 March 2022.

The Member for Murchison alleged that during the GBE scrutiny hearing into Hydro Tasmania on 2 December last year that the Minister for Energy and Emissions Reduction misled the GBE Committee.

I am advised that the Minister unequivocally rejects this and is seeking a withdrawal and an apology from the Member for Murchison.

The Member for Murchison was asking detailed questions in relation to the value of energy imports and exports across Basslink.

It is clear in the Hansard record of this hearing that for each of the Member for Murchison’s questions, in relation to this, the Minister referred the questions to the Acting CEO of Hydro Tasmania who was better placed to respond to detailed questions which are commercial or operational in nature.

I am advised the acting CEO of Hydro Tasmania, Mr Ian Brooksbank, stands by his responses to the Member for Murchison’s questions and that the responses he provided were based on his interpretation of the questions on the day.

The Member for Murchison has further requested a detailed response on the matters she has raised including the semi-annual public report on inter-regional electricity trading for the last five years

and a time series covering both quantities and dollar amounts of the Basslink imports and exports since 2006.

I am advised that the Minister has referred this request to Hydro Tasmania and to the extent this information is not commercially sensitive it will be provided to the Member for Murchison.”

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

MESSAGE

Barbara Baker, Governor

A Bill for an Act to amend to amend the *Archives Act 1983* and the *Right to Information Act 2009* (Bill No 3 of 2022; *Act No 1 of 2022*)

A Bill for an Act to amend the *Justices Act 1959* and other justice related legislation (Bill No 60 of 2021; *Act No 2 of 2022*)

A Bill for an Act to amend the *Living Marine Resources Management Act 1995* (Bill No. 58 of 2021; *Act No. 3 of 2022*)

A Bill for an Act to amend the *Criminal Code Act 1924* (Bill No 50 of 2021; *Act No 4 of 2022*)

having been presented to the Governor for the Royal Assent, she has, in the name of Her Majesty the Queen, assented to the said Bills.

Government House, Hobart, 18 March 2022

8 MOTION WITHOUT NOTICE.— *Ordered*, That Mrs *Hiscutt* have leave to move a Motion without Notice.

9 LEAVE OF ABSENCE.— *Ordered*, That the Honourable Member for Murchison, (Ms *Forrest*) be granted leave of absence from the service of the Council for this weeks’ sitting. (Mrs *Hiscutt*)

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

- (1) Ms *Webb* – ‘There Is No ‘I’ In Island’ — a collection of short films originally commissioned by Ten Days on the Island;
- (2) Ms *Palmer* - Motor neurone disease (MND);
- (3) Ms *Armitage* - Launceston Chamber of Commerce Business Excellence Awards;
- (4) Mrs *Hiscutt* – Royal Visit to Penguin; and
- (5) Ms *Howlett* – Bream Creek Show.

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

11 MOTION WITHOUT NOTICE.— *Ordered*, That Mrs *Hiscutt* have leave to move a Motion without Notice concerning a committee appointment.

12 APPOINTMENT TO LEGISLATIVE COUNCIL SESSIONAL GOVERNMENT ADMINISTRATION COMMITTEE ‘A’.— *Ordered*, That the Honourable Member for Prosser (Ms *Howlett*) be appointed to Government Administration Committee ‘A’. (Mrs *Hiscutt*)

13 TROUT FISHING IN TASMANIA.— A Motion was made (Mr *Duigan*) and the Question was proposed, 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.

A Debate arose thereupon.

And the Question being put,

It was resolved in the Affirmative.

14 BILL NO 48 OF 2021 REFERRAL TO GOVERNMENT ADMINISTRATION COMMITTEE 'A'.— A Motion was made (Mr *Willie*) and the Question was proposed, That the Stadiums Tasmania Bill 2021 (No 48) be referred to Government Administration Committee 'A' for consideration and report.

A Debate arose thereupon.

Ordered, That the Debate be adjourned. (Mr *Gaffney*)

15 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 12.28 o'clock p.m. and resumed at 2.30 o'clock p.m.

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

17 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 2.40 o'clock p.m. and resumed at 4.30 o'clock p.m.

18 BILL NO 48 OF 2021 REFERRAL TO GOVERNMENT ADMINISTRATION COMMITTEE 'A'.— The Council, according to order, resumed the Debate on the Question, That the Stadiums Tasmania Bill 2021 (No 48) be referred to Government Administration Committee 'A' for consideration and report.

And the Question being put,

The Council divided.

AYES 5

Ms *Lovell*
Ms *Ratray* (Teller)
Mr *Valentine*
Ms *Webb*
Mr *Willie*

Pair: Ms *Siejka*

NOES 6

Ms *Armitage*
Mr *Duigan* (Teller)
Mr *Gaffney*
Mrs *Hiscutt*
Ms *Howlett*
Ms *Palmer*

Pair: Ms *Forrest*

So it passed in the Negative.

19 MOTION WITHOUT NOTICE.— *Ordered*, That Mrs *Hiscutt* have leave to move a Motion without Notice.

20 ORDER OF BUSINESS.— *Ordered*, That intervening business be postponed until after consideration of Order of the Day No. 7. (Mrs *Hiscutt*)

21 BILL NO. 48 of 2021.— The Order of the Day was read for the Second reading of the Stadiums Tasmania Bill 2021.

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*)

22 BILL NO. 4.— 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 *Criminal Code Act 1924*’,

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

House of Assembly, 22 March 2022

MARK SHELTON, *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*)

23 ADJOURNMENT.— *Ordered*, That the Council will at its rising adjourn until 11.00 o’clock am on Wednesday, 23 March 2022. (Mrs *Hiscutt*)

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

The Council adjourned at 6.00 o’clock p.m.

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

Briefing:

- *Stadiums Tasmania Bill 2021 (No. 48)*